

NOT FINAL UNTIL TIME EXPIRES  
TO FILE REHEARING MOTION  
AND, IF FILED, DISPOSED OF.

IN THE DISTRICT COURT OF APPEAL  
OF FLORIDA  
THIRD DISTRICT  
JULY TERM, A.D. 2003

ERNST ANICET,	**	
Appellant,	**	
vs.	**	CASE NO. 3D02-7
THE STATE OF FLORIDA,	**	LOWER
Appellee.	**	TRIBUNAL NO. 00-4068

Opinion filed December 17, 2003.

An Appeal from the Circuit Court for Miami-Dade County, Pedro P. Echarte, Jr., Judge.

Bennett H. Brummer, Public Defender, and Robert Kalter, Assistant Public Defender and Christina A. Spaulding, Assistant Public Defender, for appellant.

Charles J. Crist, Jr., Attorney General, and Paulette R. Taylor, Assistant Attorney General, for appellee.

Before SCHWARTZ, C.J., LEVY and SHEVIN, JJ.

PER CURIAM.

Affirmed. Lugo v. State, 845 So. 2d 74, 92 (Fla. 2003);  
Espinosa v. State, 589 So. 2d 887, 891 (Fla. 1991).