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

NATHANIEL BROWN, \*\*

Appellant, \*\*

vs. \*\* CASE NO. 3D03-167

THE STATE OF FLORIDA \*\* LOWER

TRIBUNAL NO. 98-18042

Appellee. \*\*

Opinion filed October 22, 2003.

An Appeal under Fla. R. App. P. 9.141(b)(3) from the Circuit Court for Miami-Dade County, Mark Schumacher, Judge.

Nathaniel Brown, in proper person.

Charles J. Crist, Jr., Attorney General, and Fredericka Sands, Assistant Attorney General, for appellee.

Before SCHWARTZ, C.J., and COPE, and GERSTEN, JJ.

PER CURIAM.

Affirmed. See State v. DiGuilio, 491 So. 2d 1129 (Fla. 1986).