

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

IN THE DISTRICT COURT OF APPEAL  
OF FLORIDA  
THIRD DISTRICT  
JANUARY TERM, A.D. 2004

KEVIN GAITER,	**	
Appellant,	**	
vs.	**	CASE NO. 3D03-1078
THE STATE OF FLORIDA,	**	
Appellee.	**	LOWER TRIBUNAL NO. 91-14366

Opinion filed May 5, 2004.

An appeal from the Circuit Court for Miami-Dade County, Jose M. Rodriguez, Judge.

Kevin Gaiter, in proper person.

Charles J. Crist, Jr., Attorney General, and Linda S. Katz, Assistant Attorney General, for appellee.

Before COPE, LEVY and GREEN, JJ.

PER CURIAM.

Affirmed. Gaiter v. State, 737 So. 2d 565 (Fla. 3d DCA 1999);  
Fla. R. Crim. P. 3.850(b), (f).