

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

GABRIEL GARCIA,	**	
Appellant,	**	
vs.	**	CASE NO. 3D03-1263
THE STATE OF FLORIDA,	**	LOWER
Appellee.	**	TRIBUNAL NO. 02-032034

Opinion filed March 24, 2004.

An appeal from the Circuit Court for Miami-Dade County,
Maria Espinosa Dennis, Judge.

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

Charles J. Crist, Jr., Attorney General, and Richard L.
Polin, and Jennifer Moore, Assistant Attorney Generals, and
Rebecca M. Plasencia, Certified Legal Intern, for appellee.

Before GODERICH, GREEN, and WELLS, JJ.

PER CURIAM.

We affirm the appellant's conviction and sentence for armed robbery and kidnapping on grounds that the claimed trial error was not adequately preserved for appellate review. See Anderson v. State, 863 So. 2d 169, 181 (Fla. 2003); Hodges v. State, 28 Fla. L. Weekly S475 (Fla. June 19, 2003); Occhicone v. State, 570 So. 2d 902, 906 (Fla. 1990). Had the error been preserved, there is still no reversible error here because the claimed error was invited. See Rodriguez v. State, 753 So. 2d 29, 42 (Fla. 2000); Morgan v. State, 520 So. 2d 105, 106 (Fla. 2d DCA 1988).

Affirmed.