

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

ALFREDO H. CUNNINGHAM,	**	
Appellant,	**	
vs.	**	CASE NO. 3D03-1551
THE STATE OF FLORIDA,	**	LOWER
Appellee.	**	TRIBUNAL NO. 96-26863

Opinion filed December 10, 2003.

An Appeal under Florida Rule of Appellate Procedure 9.141(b) (2) from the Circuit Court for Miami-Dade County, David H. Young, Judge.

Alfredo H. Cunningham, in proper person.

Charles J. Crist, Jr., Attorney General, and Meredith L. Balo, Assistant Attorney General, for appellee.

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

PER CURIAM.

Pursuant to the State's proper concession, we vacate the defendant's convictions for possession of a firearm by a convicted felon, as required by Thomas v. State, 777 So. 2d 957 (Fla. 2001). On remand, the defendant's sentence on this conviction shall also be vacated. The order is affirmed in all other respects.

Conviction vacated; remanded with instructions.