

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, 2004

SHAWN SMALLS,	**	
Appellant,	**	
vs.	**	CASE NO. 3D03-1993
THE STATE OF FLORIDA,	**	LOWER
Appellee.	**	TRIBUNAL NO. 02-35417

Opinion filed July 21, 2004.

An Appeal from the Circuit Court for Dade County, Bertila Soto, Judge.

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

Charles J. Crist, Jr., Attorney General, and Marni A. Bryson and Valentina Tejera (Ft. Lauderdale), Assistant Attorneys General, for appellee.

Before LEVY, FLETCHER, and RAMIREZ, JJ.

PER CURIAM.

The trial court is affirmed in all respects. In so affirming, however, we do not address the appellant's allegations of ineffective assistance of counsel.