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

VINCENT WILLIAMS JONES a/k/a MOSES JONES a/k/a ALLAN WILLIAMS,

\* \*

\* \*

Appellant, \*\*

vs. \*\* CASE NO. 3D03-2881

THE STATE OF FLORIDA, \*\* LOWER

TRIBUNAL NOS. 93-032310

Appellee. \*\* 93-032311

Opinion filed November 12, 2003.

An Appeal under Fla.R.App.P. 9.141(b)(2) from the Circuit Court for Dade County, Jacqueline Hogan Scola, Judge.

Michael E. Hampden, for appellant.

Charles J. Crist, Jr., Attorney General, for appellee.

Before SCHWARTZ, C.J., and GREEN and WELLS, JJ.

PER CURIAM.

Affirmed. See Peart v. State, 756 So. 2d 42 (Fla. 2000); Prieto v. State, 824 So. 2d 924 (Fla. 3d DCA 2002) (no prejudice required by <u>Peart</u> when defendant would have been subject to deportation regardless of plea), review denied, 842 So. 2d 845 (Fla. 2003), and cases cited; Ashley v. State, 814 So. 2d 515 (Fla. 3d DCA 2002).