

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

THOMAS ROLLE,

**

Appellant,

**

vs.

**

CASE NO. 3D03-3010

THE STATE OF FLORIDA,

**

LOWER

Appellee.

**

TRIBUNAL NO. 95-39772

Opinion filed December 29, 2004.

An Appeal from the Circuit Court for Miami-Dade County,
Lawrence A. Schwartz, Judge.

Thomas Rolle, in proper person.

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

Before GERSTEN, GODERICH, and FLETCHER, JJ.

PER CURIAM.

As the State properly concedes, the judgment entered following this Court's opinion in Rolle v. State, 830 So. 2d 239 (Fla. 3d DCA 2002), contains a scrivener's error. As such, this case is remanded for entry of a corrected judgment changing the defendant's sentences for second degree murder in counts one and two from fifty years imprisonment to forty years imprisonment. The remaining argument raised by the defendant lacks merit.

Remanded for entry of a corrected judgment.