

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

TIVAN JOHNSON,	**	
Appellant,	**	
vs.	**	CASE NO. 3D03-3012
THE STATE OF FLORIDA,	**	LOWER
Appellee.	**	TRIBUNAL NO. 91-21599A

Opinion filed February 4, 2004.

An appeal under Fla. R. App. P. 9.141(b)(2) from the Circuit Court for Miami-Dade County, David Young, Judge.

Tivan Johnson, in proper person.

Charles J. Crist, Jr., Attorney General, and Barbara A. Zappi, Assistant Attorney General, for appellee.

Before COPE, GODERICH and FLETCHER, JJ.

PER CURIAM.

Affirmed. Fla. R. Crim. P. 3.850(b); Colon v. State, 730 So. 2d 780, 781-82 (Fla. 3d DCA 1999).