

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

ALEX O. MICHEL,	**	
Appellant,	**	
vs.	**	CASE NO. 3D03-3054
THE STATE OF FLORIDA,	**	LOWER
Appellee.	**	TRIBUNAL NO. 99-42678

Opinion filed January 14, 2004.

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

Alex O. Michel, in proper person.

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

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

PER CURIAM.

Affirmed on the authority of State v. Franklin, 836 So. 2d 1112 (Fla. 3d DCA 2003), review granted, 854 So. 2d 659 (Fla. 2003). Conflict is certified with Taylor v. State, 818 So. 2d 544 (Fla. 2d DCA 2002), rev. dismissed, 821 So. 2d 302 (Fla. 2002).