

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

LUIS A. FIGUEROA,	**
Appellant,	**
vs.	** CASE NO. 3D04-290
THE STATE OF FLORIDA,	** LOWER
Appellee.	** TRIBUNAL NO. 96-16985

Opinion filed March 10, 2004.

An Appeal under Fla. R. App. P. 9.141(b)(2) from the Circuit Court of Miami-Dade County, David C. Miller, Judge.

Luis A. Figueroa, in proper person.

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

Before FLETCHER, RAMIREZ, and SHEPHERD, JJ.

PER CURIAM.

Affirmed. The unsigned motion for DNA Evidence Examination does not comply with rule 3.853, Fla. R. Crim. P., but instead attempts to argue ineffective assistance of counsel.

