

# Third District Court of Appeal

State of Florida, January Term, A.D., 2013

Opinion filed March 20, 2013.  
Not final until disposition of timely filed motion for rehearing.

---

No. 3D11-1166  
Lower Tribunal No. 05-522-K

---

**Gilbert P. Suarez,**  
Appellant,

vs.

**The State of Florida,**  
Appellee.

An Appeal from the Circuit Court for Monroe County, Mark H. Jones,  
Judge.

Carlos J. Martinez, Public Defender, and Daniel Tibbitt, Assistant Public  
Defender, for appellant.

Pamela Jo Bondi, Attorney General, and Joanne Diez, Assistant Attorney  
General, for appellee.

Before SUAREZ, LAGOA and SALTER, JJ.

PER CURIAM.

Affirmed.