

Third District Court of Appeal

State of Florida, January Term, A.D. 2012

Opinion filed February 1, 2012.
Not final until disposition of timely filed motion for rehearing.

No. 3D11-3295
Lower Tribunal No. 07-27289

Mark A. Reyes,
Appellant,

vs.

The State of Florida,
Appellee.

An Appeal under Florida Rule of Appellate Procedure 9.141(b)(2) from the Circuit Court for Miami-Dade County, Victoria R. Brennan, Judge.

Mark A. Reyes, in proper person.

Pamela Jo Bondi, Attorney General, for appellee.

Before CORTIÑAS, LAGOA and EMAS, JJ.

PER CURIAM.

The trial court's order denying, on its merits, a timely-filed motion to reduce or modify sentence pursuant to Florida Rule of Criminal Procedure 3.800(c) is not appealable. Accordingly, we dismiss this appeal for lack of jurisdiction. See Diaz v. State, 931 So. 2d 1002 (Fla. 3d DCA 2006); Smith v. State, 902 So. 2d 293 (Fla. 3d DCA 2005).