NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING MOTION AND, IF FILED, DISPOSED OF.

IN THE DISTRICT COURT OF APPEAL

OF FLORIDA

THIRD DISTRICT

JULY TERM, 2001

ALUDIN	JAEL	MATUTE-CHIRINOS,	* *			
	Ap	pellant,	* *			
vs.			* *	CASE NO.	99-1	932
THE ST	ATE OF	FLORIDA,	* *	LOWER TRIBUNAL	NO.	94-18663
	Ар	pellee.	* *			

Opinion filed October 10, 2001.

An appeal from the Circuit Court for Dade County, Stanford Blake, Judge.

Bennett H. Brummer, Public Defender, and Roy A. Heimlich, Assistant Public Defender, for appellant.

Robert A. Butterworth, Attorney General, and Paulette R. Taylor, Assistant Attorney General, for appellee.

Before LEVY, GREEN, and FLETCHER, JJ.

PER CURIAM.

Affirmed. <u>See Green v. State</u>, 680 So. 2d 1067 (Fla. 3d DCA 1996).