

IN THE CIRCUIT COURT OF THE
NINTH JUDICIAL CIRCUIT, IN AND
FOR ORANGE COUNTY, FLORIDA

CASE NO: 2011-AP-40
Lower Court Case No: 2011-MM-4280

SANTOS ANDUJAR,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

_____ /

Appeal from the County Court,
for Orange County, Florida,
Steve R. Jewett, County Court Judge

Robert Wesley, Public Defender and
J. Randy Edmonson, Assistant Public Defender,
for Appellant

No appearance for Appellee

Before POWELL, WALLIS, and JOHNSON, J.J.

PER CURIAM.

FINAL ORDER AFFIRMING TRIAL COURT

Appellant, Santos Andujar, appeals the trial court's decision limiting his attempt to rehabilitate a prospective juror. We dispense with oral argument pursuant to Florida Rule of Appellate Procedure 9.320.

By failing to object to the State's challenge for cause as to Juror 12, Ms. Crooks, which was then granted and she was excused; and failing to make an objection, motion or argument before accepting the jury which was sworn and tried the case, Appellant waived the argument he makes in this appeal that the court erred in limiting Appellant's earlier attempt to rehabilitate Ms.

Crooks. *See Carratelli v. State*, 961 So. 2d 312 (Fla. 2007). Accordingly, Appellant's conviction for Battery is **AFFIRMED**.

DONE AND ORDERED at Orlando, Florida this 17th day of January, 2013.

/S/

ROM W. POWELL
Senior Judge

/S/

F. RAND WALLIS
Circuit Judge

/S/

ANTHONY H. JOHNSON
Circuit Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing order was furnished to **J. Randy Edmonson, Assistant Public Defender**, 435 N. Orange Avenue, Ste. 400, Orlando, Florida 32801; **Dugald McMillan, Assistant State Attorney**, 415 N. Orange Avenue, Ste. 200, Orlando, Florida 32802-1673; and **Honorable Steve R. Jewett**, 425 N. Orange Avenue, Orlando, Florida 32801, this 18th day of January, 2013.

/S/

Judicial Assistant