

THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FIFTH DISTRICT

NOT FINAL UNTIL TIME EXPIRES TO
FILE MOTION FOR REHEARING AND
DISPOSITION THEREOF IF FILED

ROBERT S. SMITHERS,

Appellant,

v.

Case No. 5D21-1984

LT Case No. 2021-CF-000290-A

STATE OF FLORIDA,

Appellee.

Decision filed December 28, 2021

Appeal from the Circuit Court
for Seminole County,
Marlene M. Alva, Judge.

Matthew J. Metz, Public Defender,
and Steven N. Gosney, Assistant
Public Defender, Daytona Beach, for
Appellant.

Ashley Moody, Attorney General,
Tallahassee, and Daniel P. Caldwell,
Assistant Attorney General, Daytona
Beach, for Appellee.

PER CURIAM.

AFFIRMED.

COHEN, EISNAUGLE and TRAVER, JJ., concur.