IN THE DISTRICT COURT OF APPEAL FIRST DISTRICT, STATE OF FLORIDA

SANDRA DUNSFORD,

Appellant,

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

v.

CASE NO. 1D04-3196

STATE OF FLORIDA,

Appellee.		

Opinion filed January 17, 2006.

An appeal from an order from the Circuit Court for Leon County. James Hankinson, Judge.

Nancy A. Daniels, Public Defender, and P. Douglas Brinkmeyer, Assistant Public Defender, Tallahassee, Attorneys for Appellant.

Charles J. Crist, Jr., Attorney General, and Thomas H. Duffy, Assistant Attorney General, Tallahassee, Attorneys for Appellee.

PER CURIAM.

On the court's own motion, the opinion of January 3, 2005, is withdrawn in light of <u>Therrien v. State</u>, 30 Fla. L. Weekly S725 (Fla. Oct. 27, 2005). The following opinion is substituted therefor.

AFFIRMED. Milks v. State, 894 So. 2d 924 (Fla. 2005).

BENTON, LEWIS and THOMAS, JJ., CONCUR.