

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

JUAN ANTONIO MORALES,

Appellant,

v.

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

CASE NO. 1D09-4291

STATE OF FLORIDA,

Appellee.

_____ /

Opinion filed November 30, 2010.

An appeal from the Circuit Court for Escambia County.
Terry D. Terrell, Judge.

Nancy A. Daniels, Public Defender, and G. Kay Witt, Assistant Public Defender,
Tallahassee, for Appellant.

Bill McCollum, Attorney General, and Bryan Jordan, Assistant Attorney General,
Tallahassee, for Appellee.

PER CURIAM.

Reversed. See State v. Montgomery, 39 So. 3d 252 (Fla. 2010); Lamb v. State, 18 So. 3d 734 (Fla. 1st DCA 2009). Contra Williams v. State, 40 So. 3d 72 (Fla. 4th DCA 2010).

BENTON, C.J., PADOVANO, and CLARK, JJ., CONCUR.