

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT
July Term 2005

GARY FASHAW a/k/a **JAMES SMITH,**
Appellant,

v.

STATE OF FLORIDA,
Appellee.

No. 4D03-4991

[September 28, 2005]

PER CURIAM.

Dismissed. See Lusskin v. State, 717 So. 2d 1076 (Fla. 4th DCA 1998).

STONE, GROSS and HAZOURI, JJ., concur.

* * *

Appeal from the Circuit Court for the Fifteenth Judicial Circuit, Palm Beach County; Jack H. Cook, Judge; L.T. Case Nos. 02-3550 CFA02 & 03-1052 CFA02.

Gary Fashaw a/k/a James Smith, Immokalee, pro se.

Charles J. Crist, Jr., Attorney General, Tallahassee, and Jeanine M. Germanowicz, Assistant Attorney General, West Palm Beach, for appellee.

Not final until disposition of timely filed motion for rehearing.