## DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FOURTH DISTRICT January Term 2008

## JOSHUA PAUL MILLS,

Appellant,

v.

## STATE OF FLORIDA,

Appellee.

No. 4D06-5040

[February 27, 2008]

PER CURIAM.

Affirmed. See Ruger v. State, 941 S.2d 1182 (Fla. 4th DCA 2006).

WARNER, FARMER and GROSS, JJ., concur.

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Appeal from the Circuit Court for the Nineteenth Judicial Circuit, St. Lucie County; James W. McCann, Judge; L.T. Case No. 562004CF003365A.

Carey Haughwout, Public Defender, and Anthony Calvello, Assistant Public Defender, West Palm Beach, for appellant.

Bill McCollum, Attorney General, Tallahassee, and Laura Fisher Zibura, West Palm Beach, for appellee.

Not final until disposition of timely filed motion for rehearing