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

FERNANDO PACHECO,

Appellant,

v.

## **STATE OF FLORIDA,** Appellee.

No. 4D07-220

[February 6, 2008]

PER CURIAM.

Affirmed.

SHAHOOD, C.J., POLEN and MAY, JJ., concur.

\* \* \*

Appeal from the Circuit Court for the Fifteenth Judicial Circuit, Palm Beach County; Jorge Labarga, Judge; L.T. Case No. 05CF010903A02.

Carey Haughwout, Public Defender, and Christine C. Geraghty, Assistant Public Defender, West Palm Beach, for appellant.

Bill McCollum, Attorney General, Tallahassee, and Katherine Y. McIntire, Assistant Attorney General, West Palm Beach, for appellee.

## Not final until disposition of timely filed motion for rehearing