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

JUSTIN STEPHENS,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

Nos. 4D07-3022 & 4D07-3023

[October 8, 2008]

PER CURIAM.

Affirmed. See State v. Frierson, 926 So 2d 1139 (Fla. 2006).

STONE, WARNER and DAMOORGIAN, JJ., concur.

* * *

Consolidated appeals from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Robert Fogan, Judge; L.T. Case Nos. 00-18879 CF10B & 06-18887 CF10A.

Adam R. Barnett and Brandine E. Powell of Brandine E. Powell and Associates, P.A., Fort Lauderdale, for appellant.

Bill McCollum, Attorney General, Tallahassee, and Joseph A. Tringali, Assistant Attorney General, West Palm Beach, for appellee.

Not final until disposition of timely filed motion for rehearing.