

IN THE SECOND DISTRICT COURT OF APPEAL, LAKELAND, FLORIDA

July 20, 2012

STATE OF FLORIDA,)	
)	
Appellant,)	
)	
v.)	Case No. 2D11-1372
)	
ROBERT C. LEIGHTON,)	
)	
Appellee.)	
_____)	

BY ORDER OF THE COURT:

Appellee's motion for rehearing is denied. The court on its own motion withdraws the previous opinion issued April 12, 2012, and substitutes the following opinion in its place. No further motions for rehearing will be considered by the court.

I HEREBY CERTIFY THE FOREGOING IS A
TRUE COPY OF THE ORIGINAL COURT ORDER.

JAMES BIRK HOLD, CLERK

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

STATE OF FLORIDA,)
)
 Appellant,)
)
 v.)
)
 ROBERT C. LEIGHTON,)
)
 Appellee.)
 _____)

Case No. 2D11-1372

Opinion filed July 20, 2012.

Appeal from the Circuit Court for Manatee
County; Scott M. Brownell, Judge.

Pamela Jo Bondi, Attorney General,
Tallahassee, and Ronald Napolitano,
Assistant Attorney General, Tampa, for
Appellant.

James Marion Moorman, Public Defender,
and Allyn M. Giambalvo, Assistant Public
Defender, Bartow, for Appellee.

PER CURIAM.

Dismissed as moot.

NORTHCUTT, KELLY, and BLACK, JJ., Concur.