## IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FIFTH DISTRICT

NOT FINAL UNTIL TIME EXPIRES TO FILE MOTION FOR REHEARING AND DISPOSITION THEREOF IF FILED

STATE OF FLORIDA,

Appellant,

v.

Case No. 5D21-1684 LT Case No. 05-2019-CF-044758-A

RICKY LEE DAVIS,

Appellee.

Decision filed April 26, 2022

Appeal from the Circuit Court for Brevard County, Tesha Ballou, Judge.

Ashley Moody, Attorney General, Tallahassee, and Kaylee D. Tatman, Assistant Attorney General, Daytona Beach, for Appellant.

Ronnie Sanders-Randall, of Sanders-Randall & Rice, PLLC, Melbourne, for Appellee.

PER CURIAM.

AFFIRMED.

COHEN, EDWARDS and EISNAUGLE, JJ., concur.