## 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

JOSE AGUIAR,

Appellant,

۷.

Case No. 5D22-129 LT Case No. 05-2019-CF-28034-A-X

STATE OF FLORIDA,

Appellee.

Decision filed September 13, 2022

Appeal from the Circuit Court for Brevard County, Michael J. Linn, Judge.

Daniel Martinez, of Law Offices of Daniel Martinez, PLLC, Palm Bay, for Appellant.

Ashley Moody, Attorney General, Tallahassee, and Rebecca Rock McGuigan, Assistant Attorney General, Daytona Beach, for Appellee.

PER CURIAM.

AFFIRMED.

LAMBERT, C.J., EVANDER and WALLIS, JJ., concur.