

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

JANUARY TERM 2003

ALEX WHALEY,

Appellant,

v.

CASE NO. 5D02-279

STATE OF FLORIDA,

Appellee.

---

Opinion filed April 1, 2003

Appeal from the Circuit Court  
for Citrus County,  
Richard A. Howard, Judge.

James B. Gibson, Public Defender, and  
Scott Ragan, Assistant Public Defender,  
Daytona Beach, for Appellant.

Charles J. Crist, Jr., Attorney General, Tallahassee,  
and Angela D. McCravy, Assistant Attorney General,  
Daytona Beach, for Appellee.

PER CURIAM.

AFFIRMED. *See Gudinas v. State*, 693 So. 2d 953 (Fla. 1997); *Robinson v. State*, 393 So.  
2d 33 (Fla. 1st DCA 1981).

THOMPSON, CJ., SHARP, W., and ORFINGER, JJ., concur.

