

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA

FIFTH DISTRICT

JULY TERM 2003

RODERICK E. WASHINGTON,

Appellant,

v.

CASE NO. 5D03-160

STATE OF FLORIDA,

Appellee.

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Opinion Filed August 12, 2003

Appeal from the Circuit Court  
for Marion County,  
David B. Eddy, Judge.

James B. Gibson, Public Defender, and  
Noel A. Pelella, Assistant Public Defender,  
Daytona Beach, for Appellant.

Charles J. Crist, Jr., Attorney General, Tallahassee,  
and Wesley Heidt, Assistant Attorney General,  
Daytona Beach, for Appellee.

PER CURIAM.

AFFIRMED. *Miller v. State*, 764 So. 2d 640 (Fla. 1st DCA 2000).

GRIFFIN, THOMPSON and TORPY, JJ., concur.