IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FIFTH DISTRICT JULY TERM 2004

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Appellant,

v. CASE NO. 5D04-1174

STATE OF FLORIDA,

Appellee.

Opinion filed November 30, 2004

Appeal from the Circuit Court for Seminole County, O.H. Eaton, Jr., Judge.

James B. Gibson, Public Defender, and Marvin F. Clegg, Assistant Public Defender, Daytona Beach, for Appellant.

Rene R. Dutertre, Sanford, pro se.

Charles J. Crist, Jr., Attorney General, Tallahassee, and Lori N. Hagan, Assistant Attorney General, Daytona Beach, for Appellee.

PER CURIAM.

AFFIRMED. See State v. Causey, 503 So. 2d 321 (Fla. 1987).

SHARP, W., PLEUS and MONACO, JJ., concur.