

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

JULY TERM 2004

VARIAN MITCHELL,

Appellant,

v.

CASE NO. 5D04-1278

STATE OF FLORIDA,

Appellee.

Opinion filed November 16, 2004

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

James B. Gibson, Public Defender, and
Rose M. Levering, Assistant Public Defender,
Daytona Beach, for Appellant.

Charles J. Crist, Jr., Attorney General,
Tallahassee, and Carmen F. Corrente,
Assistant Attorney General, Daytona Beach,
for Appellee.

PER CURIAM.

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

SAWAYA, CJ., SHARP, W., and PLEUS, JJ., concur.