## IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FIFTH DISTRICT JULY TERM 2006

JACK WATKINS HUNTER, JR.,

Appellant,

v.

Case No. 5D05-3411

STATE OF FLORIDA,

Appellee.

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Opinion filed September 5, 2006

Appeal from the Circuit Court for Brevard County, George W. Maxwell III, Judge.

James S. Purdy, Public Defender, and Jane C. Almy-Loewinger, Assistant Public Defender, Daytona Beach, for Appellant.

Charles J. Crist, Jr., Attorney General, Tallahassee, and Bonnie Jean Parrish, Assistant Attorney General, Daytona Beach, for Appellee.

PER CURIAM.

AFFIRMED. See Cyrus v. State, 712 So. 2d 811, 812 (Fla. 4th DCA 1998);

Troxell v. State, 662 So. 2d 1014, 1015-16 (Fla. 5th DCA 1995).

THOMPSON, PALMER and LAWSON, JJ., concur.