

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

JULY TERM 2006

WALTER HAYWARD,

Appellant,

v.

Case No. 5D06-2114

STATE OF FLORIDA,

Appellee.

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Opinion filed August 4, 2006

3.850 Appeal from the Circuit  
Court for Volusia County,  
Joseph G. Will, Judge.

Walter Hayward, Bushnell, Pro Se.

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

PER CURIAM.

AFFIRMED. See Medina v. Dugger, 586 So. 2d 317 (Fla. 1991) (holding that using a different argument in postconviction proceedings in an attempt to relitigate a previously decided issue is improper).

PLEUS, C.J., PALMER and ORFINGER, JJ., concur.