

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

JANUARY TERM 2007

THOMAS STEGER,

Appellant,

v.

Case No. 5D06-2275

STATE OF FLORIDA,

Appellee.

Opinion filed April 20, 2007

Appeal from the Circuit Court
for Brevard County,
Marc A. Cianca, Senior Judge.

Patrick Barbary of Morgan & Barbary,
P.A., Melbourne, for Appellant.

Bill McCollum, Attorney General,
Tallahassee, and Carlos A. Ivanor, Jr.,
Assistant Attorney General, Daytona
Beach, for Appellee.

PER CURIAM.

AFFIRMED. *See State v. Yunker*, 402 So. 2d 591 (Fla. 5th DCA 1981) (holding that in considering the legality of an arrest for trespass, the question is whether the officer had substantial reason to believe a trespass was being committed, not whether one was actually being committed).

TORPY, LAWSON and EVANDER, JJ., concur.