

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

JULY TERM 2007

JOHN RUDOLPH,

Appellant,

v.

Case No. 5D06-2976

STATE OF FLORIDA,

Appellee.

Opinion filed August 28, 2007

Appeal from the Circuit Court
for Marion County,
Hale R. Stancil, Judge.

James S. Purdy, Public Defender, and
Noel A. Pelella, Assistant Public Defender,
Daytona Beach, for Appellant.

Bill McCollum, Attorney General,
Tallahassee, and Pamela J. Koller,
Assistant Attorney General, Daytona
Beach, for Appellee.

PER CURIAM.

AFFIRMED. See Davis v. Reynolds, 319 F. Supp. 20 (N.D. Fla. 1970).

GRIFFIN, ORFINGER and TORPY, JJ., concur.