

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

JULY TERM 2007

JUAN BERNABE,

Appellant,

v.

Case No. 5D06-3341

STATE OF FLORIDA,

Appellee.

Opinion filed November 20, 2007

Appeal from the Circuit Court
for Marion County,
Brian D. Lambert, Judge.

James S. Purdy, Public Defender,
and Marvin F. Clegg, Assistant Public
Defender, Daytona Beach, for Appellant.

Bill McCollum, Attorney General,
Tallahassee, and Allison Leigh Morris,
Assistant Attorney General, Daytona
Beach, for Appellee.

PER CURIAM.

AFFIRMED. See Daniels v. State, 491 So. 2d 543 (Fla. 1986); Gillespie v. State,
910 So. 2d 322 (Fla. 5th DCA 2005).

THOMPSON, TORPY and LAWSON, JJ., concur.