

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

JULY TERM 2007

SYLVIO MONTINA,

Appellant,

v.

Case No. 5D06-3599

STATE OF FLORIDA,

Appellee.

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Opinion filed September 11, 2007

Appeal from the Circuit Court
for Orange County,
Richard F. Conrad, Judge.

James S. Purdy, Public Defender, and
Michael Olshefski, Assistant Public
Defender, Daytona Beach, for Appellant.

Bill McCollum, Attorney General,
Tallahassee, and Jeffrey R. Casey,
Assistant Attorney General, Daytona
Beach, for Appellee.

PER CURIAM.

AFFIRMED. See *Brewer v. State*, 413 So. 2d 1217 (Fla. 5th DCA 1982), *review denied*, 426 So. 2d 25 (Fla. 1983).

ORFINGER, MONACO and TORPY, JJ., concur.