

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

JANUARY TERM 2008

KEVIN ELLIS ,

Appellant,

v.

Case No. 5D07-3122

STATE OF FLORIDA,

Appellee.

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Opinion filed June 10, 2008

Appeal from the Circuit Court
for Orange County,
Marc L. Lubet, Judge.

James S. Purdy, Public Defender, and
Leonard R. Ross, Assistant Public Defender,
Daytona Beach, for Appellant.

Bill McCollum, Attorney General, Tallahassee,
and Robin A. Compton, Assistant Attorney
General, Daytona Beach, for Appellee.

PER CURIAM.

AFFIRMED. See *Blake v. State*, 939 So. 2d 192 (Fla. 5th DCA 2006); *State v. Wells*, 516 So. 2d 74 (Fla. 5th DCA 1987).

GRIFFIN, SAWAYA and PLEUS, JJ., concur.