

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

JULY TERM 2008

WILLIAM BERRYHILL, SR.,

Appellant,

v.

Case No. 5D07-3988

STATE OF FLORIDA,

Appellee.

Opinion filed October 28, 2008

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

James S. Purdy, Public Defender,
and Henry T. Swann, III, 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 Russell v. State, 982 So. 2d 642 (Fla. 2008).

SAWAYA, LAWSON and COHEN, JJ., concur.