

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

JULY TERM 2008

DAVID AVILA,

Appellant,

v.

Case No. 5D07-4084

STATE OF FLORIDA,

Appellee.

Opinion filed July 8, 2008

Appeal from the Circuit Court
for Orange County,
Jenifer Davis, Judge.

James S. Purdy, Public Defender, and
Ailene S. Rogers, 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 Taylor v. State*, 949 So. 2d 345 (Fla. 4th DCA 2007).

MONACO, EVANDER and COHEN, JJ., concur.