IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FIFTH DISTRICT JULY TERM 2010

PATRICK PALUMBO,

Appellant,

v. Case No. 5D08-1275

STATE OF FLORIDA,

Appellee.

Opinion filed November 9, 2010

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

Paul A. Gionis and Spiro J. Verras of Bilirakis Law Group, LLC, Holiday, and R. Scott Andringa of R. Scott Andringa, Esq. LLC, Clearwater, for Appellant.

Bill McCollum, Attorney General, Tallahassee, and Bonnie Jean Parrish, Assistant Attorney General, Daytona Beach, for Appellee.

PER CURIAM.

AFFIRMED. State v. Pate, 656 So. 2d 1323 (Fla. 5th DCA 1995).

TORPY, LAWSON and EVANDER, JJ., concur.