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

SAMUEL ESTIVEN,

Appellant,

v. Case No. 5D08-4032

STATE OF FLORIDA,

Appellee.

Opinion filed July 27, 2010

Appeal from the Circuit Court for Orange County, Julie O'Kane, Judge.

James S. Purdy, Public Defender, and Rebecca M. Becker, Assistant Public Defender, Daytona Beach, for Appellant.

Bill McCollum, Attorney General, Tallahassee, and Kristen L. Davenport, Assistant Attorney General, Daytona Beach, for Appellee.

PER CURIAM.

AFFIRMED. See Bedoya v. State, 779 So. 2d 574 (Fla. 5th DCA), review denied, 797 So. 2d 584 (Fla. 2001).

MONACO, C.J., PALMER and COHEN, JJ., concur.