

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

JANUARY TERM 2008

DANIEL J. DONOFRIO ,

Appellant,

v.

Case No. 5D08-422

STATE OF FLORIDA,

Appellee.

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Opinion filed April 29, 2008

3.800 Appeal from the Circuit  
Court for Brevard County,  
David Dugan, Judge.

Daniel J. Donofrio, Blountstown, pro se.

Bill McCollum, Attorney General,  
Tallahassee, and Ann M. Phillips,  
Assistant Attorney General, Daytona  
Beach, for Appellee.

PER CURIAM.

AFFIRMED. *See Garnett v. State*, 957 So. 2d 32 (Fla. 2d DCA 2007).

GRIFFIN, PLEUS and MONACO, JJ., concur.