

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

JULY TERM 2010

BAILEY RODRIGUEZ,

Appellant,

v.

Case No. 5D09-1799

STATE OF FLORIDA,

Appellee.

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Opinion filed October 26, 2010

Appeal from the Circuit Court
for Orange County,
Timothy Shea, Judge.

James S. Purdy, Public Defender,
and David S. Morgan, Assistant Public
Defender, Daytona Beach, for Appellant.

Bill McCollum, Attorney General,
Tallahassee, and Mary G. Jolley,
Assistant Attorney General, Daytona
Beach, for Appellee.

PER CURIAM.

AFFIRMED. See State v. Frierson, 926 So. 2d 1139 (Fla. 2006).

MONACO, C.J., ORFINGER and JACOBUS, JJ., concur.