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

EARL FRAMES,

Appellant,

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Case No. 5D09-3609; 5D09-3723

STATE OF FLORIDA,

Appellee.

Opinion filed April 27, 2010

Appeal from the Circuit Court for Osceola County, Scott Polodna, Judge.

James S. Purdy, Public Defender, and Allison A. Havens, Assistant Public Defender, Daytona Beach, for Appellant.

Bill McCollum, Attorney General, Tallahassee, and Carmen F. Corrente, Assistant Attorney General, Daytona Beach, for Appellee.

PER CURIAM.

AFFIRMED. See § 924.051(4), Fla. Stat. (2009).

MONACO, C.J., TORPY and EVANDER, JJ., concur.