## IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FIFTH DISTRICT JULY TERM 2011

JOHN RICHARD BROWN,

Appellant,

v. Case No. 5D10-3866

STATE OF FLORIDA,

Appellee.

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Opinion filed December 20, 2011.

Appeal from the Circuit Court for Hernando County, Jack Springstead, Judge.

James S. Purdy, Public Defender, and Anne Moorman Reeves, Assistant Public Defender, Daytona Beach, for Appellant.

Pamela Jo Bondi, Attorney General, Tallahassee, and Megan Saillant, Assistant Attorney General, Daytona Beach, for Appellee.

PER CURIAM.

AFFIRMED. See Yanes v. State, 877 So. 2d 25 (Fla. 5th DCA 2004).

SAWAYA, PALMER, and JACOBUS, JJ., concur.