## IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FIFTH DISTRICT JULY TERM 2012

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NOT FINAL UNTIL TIME EXPIRES TO FILE MOTION FOR REHEARING AND DISPOSITION THEREOF IF FILED

JEFFREY ALLEN DAVIS

Appellant,

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Case No. 5D12-1128

STATE OF FLORIDA,

Appellee.

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Opinion filed September 18, 2012

Appeal from the Circuit Court for Brevard County, Morgan Reinman, Judge.

James S. Purdy, Public Defender, and Ailene S. Rogers, Assistant Public Defender, Daytona Beach, for Appellant.

Pamela Jo Bondi, Attorney General, Tallahassee, and Wesley Heidt, Assistant Attorney General, Daytona Beach, for Appellee.

PER CURIAM.

AFFIRMED. Shelton v. Sec'y, Dep't of Corr., No. 11-13515 (11th Cir. Aug. 24,

2012); Adkins v. State, 37 Fla. L. Weekly S449 (Fla. July 12, 2012).

TORPY, PALMER, and JACOBUS, JJ., concur.