IN THE DISTRICT COURT OF APPEAL FIRST DISTRICT, STATE OF FLORIDA

FELICE JOHN VEACH,

Appellant,

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

V.

CASE NO. 1D00-0849

STATE OF FLORIDA,

Appellee.

Opinion filed December 10, 2004.

An appeal from the Circuit Court for Escambia County. Judge Nickolas P. Geeker.

Nancy A. Daniels, Public Defender, and Edgar Lee Elzie, Jr., Assistant Public Defender, Tallahassee, for Appellant.

Charles J. Crist, Jr., Attorney General, and Daniel A. David, Assistant Attorney General, Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED. Therrien v. State, 859 So. 2d 585 (Fla. 1st DCA 2003), rev. pending SC03-2219.

ERVIN, BARFIELD, and KAHN, JJ., CONCUR.