IN THE DISTRICT COURT OF APPEAL

FIRST DISTRICT, STATE OF FLORIDA

SHAWN JORDAN,

Appellant,

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

v.

CASE NO.: 1D03-1956

STATE OF FLORIDA,

Appellee.

Opinion filed August 4, 2004.

An appeal from the Circuit Court for Leon County. Thomas H. Bateman, III, Judge.

James C. Banks and Alexander Dombrowsky of Banks & Morris, P.A., Tallahassee, for Appellant.

Charles J. Crist, Jr., Attorney General and Philip W. Edwards, Assistant Attorney General, Tallahassee, for Appellee.

PER CURIAM

AFFIRMED. L.R.W. v. State, 848 So. 2d 1263, 1266 (Fla. 5th DCA 2003).

BARFIELD, VAN NORTWICK AND PADOVANO, JJ., CONCUR.