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

NOT FINAL UNTIL TIME EXPIRES TO

FILE MOTION FOR REHEARING AND

**DISPOSITION THEREOF IF FILED** 

CARL GENE DOWNER,

Appellant,

v.

CASE NO. 1D14-1350

STATE OF FLORIDA,

Appellee.

Opinion filed December 8, 2014.

An appeal from the Circuit Court for Duval County. Suzanne Bass, Judge.

Nancy A. Daniels, Public Defender, and Mark Graham Hanson, Assistant Public Defender, Tallahassee, for Appellant.

Pamela Jo Bondi, Attorney General, Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

WOLF, BENTON, and MAKAR, JJ., CONCUR.