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

JEREMIAH BUTLER,

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

Appellant,

CASE NO. 1D13-6110

v.

STATE OF FLORIDA,

Appellee.

Opinion filed December 18, 2015.

An appeal from the Circuit Court for Duval County. Tatiana Salvador, Judge.

Nancy A. Daniels, Public Defender, and Glen P. Gifford, Assistant Public Defender, Tallahassee, for Appellant.

Pamela Jo Bondi, Attorney General, and Virginia Chester Harris, Assistant Attorney General, Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED. <u>See Kelsey v. State</u>, 40 Fla. L. Weekly D1291 (Fla. 1st DCA Nov. 9, 2015) (On Motion for Rehearing), <u>rev. granted</u>, No. SC15-2079 (Fla. Nov. 19, 2015).

SWANSON, OSTERHAUS, and KELSEY, JJ., CONCUR.