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

NOT FINAL UNTIL TIME EXPIRES TO

TONY ANTON HOLMES,

Appellant,

FILE MOTION FOR REHEARING AND DISPOSITION THEREOF IF FILED

v.

CASE NO. 1D16-2964

STATE OF FLORIDA,

Appellee.

Opinion filed March 30, 2017.

An appeal from the Circuit Court for Escambia County. W. Joel Boles, Judge.

Andy Thomas, Public Defender, Steven L. Seliger and Justin Karpf, Assistant Public Defenders, Tallahassee, for Appellant.

Pamela Jo Bondi, Attorney General, Jason W. Rodriguez and Jennifer J. Moore, Assistant Attorneys General, Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED. <u>Murphy v. State</u>, 149 So. 3d 1163 (Fla. 1st DCA 2014). WETHERELL, BILBREY, and JAY, JJ., CONCUR.