## DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FOURTH DISTRICT July Term 2006

## DAVID BROWN,

Appellant,

v.

## STATE OF FLORIDA,

Appellee.

No. 4D05-424

[October 18, 2006]

PER CURIAM.

Affirmed. Yisrael v. State, 31 Fla. L. Weekly D2178 (Fla. 4th DCA August 16, 2006).

GUNTHER, KLEIN and MAY, JJ., concur.

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Appeal from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Michael G. Kaplan, Judge; L.T. Case No. 94-2304 CF10A.

Carey Haughwout, Public Defender, and Elisabeth Porter, Assistant Public Defender, West Palm Beach, for appellant.

Charles J. Crist, Jr., Attorney General, Tallahassee, and James J. Carney, Assistant Attorney General, West Palm Beach, for appellee.

Not final until disposition of timely filed motion for rehearing.