

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

**CLARENCE ANTHONY HARTLEY,**  
Appellant,

v.

**STATE OF FLORIDA,**  
Appellee.

No. 4D05-4513

[November 1, 2006]

PER CURIAM.

*Affirmed.* See *Berry v. State*, 792 So. 2d 611, 612 (Fla. 4th DCA 2001).

STEVENSON, C.J., WARNER and TAYLOR, JJ., concur.

\* \* \*

Appeal from the Circuit Court for the Fifteenth Judicial Circuit, Palm Beach County; Richard I. Wennet, Judge; L.T. Case No. 05-8174 CFA02.

Carey Haughwout, Public Defender, and Alan T. Lipson, Assistant Public Defender, West Palm Beach, for appellant.

Charles J. Crist, Jr., Attorney General, Tallahassee, and Monique E. L'Italien, Assistant Attorney General, West Palm Beach, for appellee.

***Not final until disposition of timely filed motion for rehearing.***