DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FOURTH DISTRICT July Term 2007

JARRED FALKE,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

No. 4D06-3637

[December 12, 2007]

PER CURIAM.

Affirmed. See Alvarez v. State, 827 So. 2d 269 (Fla. 4th DCA 2002).

STONE, MAY, JJ., and TUTER, JACK, Associate Judge, concur.

* * *

Appeal from the Circuit Court for the Nineteenth Judicial Circuit, Indian River County; Dan L. Vaughn, Judge; L.T. Case No. 312005CF001386A.

Carey Haughwout, Public Defender, and Richard B. Greene, Assistant Public Defender, West Palm Beach, for appellant.

Bill McCollum, Attorney General, Tallahassee, and Sue-Ellen Kenny, Assistant Attorney General, West Palm Beach, for appellee.

Not final until disposition of timely filed motion for rehearing