## DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FOURTH DISTRICT July Term 2010

## LEROY NETTLES,

Appellant,

v.

## STATE OF FLORIDA,

Appellee.

No. 4D09-2599

[November 10, 2010]

PER CURIAM.

Affirmed. See State v. McCloud, 577 So. 2d 939 (Fla. 1991).

MAY, DAMOORGIAN and GERBER, JJ., concur.

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Appeal from the Circuit Court for the Nineteenth Judicial Circuit, St. Lucie County; Robert E. Belanger, Judge; L.T. Case No. 562008CF000899A.

Carey Haughwout, Public Defender, and Peggy Natale, Assistant Public Defender, West Palm Beach, for appellant.

Bill McCollum, Attorney General, Tallahassee, and Melanie Dale Surber, Assistant Attorney General, West Palm Beach, for appellee.

Not final until disposition of timely filed motion for rehearing.