## DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FOURTH DISTRICT January Term 2012

## **DEMARIOUS CALDWELL,**

Appellant,

v.

## STATE OF FLORIDA,

Appellee.

No. 4D10-3345

[April 25, 2012]

PER CURIAM.

Affirmed. See Maestas v. State, 76 So. 3d 991 (Fla. 4th DCA 2011).

WARNER, STEVENSON and GROSS, JJ., concur.

\* \* \*

Appeal from the Circuit Court for the Nineteenth Judicial Circuit, St. Lucie County; Dan L. Vaughn, Judge; L.T. Case No. 562009CF003442A.

Carey Haughwout, Public Defender, and Emily Ross-Booker, Assistant Public Defender, West Palm Beach, for appellant.

Pamela Jo Bondi, Attorney General, Tallahassee, and Melynda L. Melear and Sue-Ellen Kenny, Assistant Attorneys General, West Palm Beach, for appellee.

Not final until disposition of timely filed motion for rehearing.