

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

TORY J. PAYTON,
Appellant,

v.

STATE OF FLORIDA,
Appellee.

No. 4D11-2582

[May 9, 2012]

PER CURIAM.

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

WARNER, DAMOORGIAN and CONNER, JJ., concur .

* * *

Appeal from the Circuit Court for the Nineteenth Judicial Circuit, Indian River County; Robert L. Pegg, Judge; L.T. Case No. 312002CF001201A.

Carey Haughwout, Public Defender, and Ellen Griffin, Assistant Public Defender, West Palm Beach, for appellant.

Pamela Jo Bondi, Attorney General, Tallahassee, and Richard Valuntas, Assistant Attorney General, West Palm Beach, for appellee.

Not final until disposition of timely filed motion for rehearing.