

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

NICHOLAS RICHARD KELLY,
Appellant,

v.

STATE OF FLORIDA,
Appellee.

No. 4D12-272

[October 10, 2012]

PER CURIAM.

Affirmed. See State v. Adkins, 37 Fla. L. Weekly S449 (Fla. July 12, 2012); *Maestas v. State*, 76 So. 3d 991 (Fla. 4th DCA 2011).

MAY, C.J., DAMOORGIAN and GERBER, JJ., concur.

* * *

Appeal from the Circuit Court for the Nineteenth Judicial Circuit, St. Lucie County; James W. McCann, Judge; L.T. Case No. 562011CF002298A.

Carey Haughwout, Public Defender, and Dea Abramschmitt, Assistant Public Defender, West Palm Beach, for appellant.

Pamela Jo Bondi, Attorney General, Tallahassee, and James J. Carney, Assistant Attorney General, West Palm Beach, for appellee.

Not final until disposition of timely filed motion for rehearing.