## NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING MOTION AND, IF FILED, DETERMINED

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

| JAMES EDWARD THOMAS,<br>DOC #D48420, | )                    |
|--------------------------------------|----------------------|
| Appellant,                           | )                    |
| v.                                   | ) Case No. 2D17-3780 |
| STATE OF FLORIDA,                    | )                    |
| Appellee.                            | )<br>)<br>)          |

Opinion filed August 22, 2018.

Appeal from the Circuit Court for Pinellas County; Pat Siracusa, Judge.

Howard L. Dimmig, II, Public Defender, and Pamela H. Izakowitz, Assistant Public Defender, Bartow, for Appellant.

Pamela Jo Bondi, Attorney General, Tallahassee, and Donna S. Koch, Assistant Attorney General, Tampa, for Appellee.

PER CURIAM.

Affirmed.

SILBERMAN, KELLY, and ROTHSTEIN-YOUAKIM, JJ., Concur.