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

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

| ALVIN D. CLAYTON, | )                    |
|-------------------|----------------------|
| Appellant,        | )                    |
| V.                | ) Case No. 2D17-4901 |
| STATE OF FLORIDA, | )                    |
| Appellee.         | )<br>_)<br>_)        |

Opinion filed January 30, 2019.

Appeal from the Circuit Court for Polk County; John K. Stargel, Judge.

Howard L. Dimmig, II, Public Defender, and Richard J. Sanders, Assistant Public Defender, Bartow, for Appellant.

Ashley Brooke Moody, Attorney General, Tallahassee, and Katherine Coombs Cline, Assistant Attorney General, Tampa, for Appellee.

PER CURIAM.

Affirmed.

NORTHCUTT, SILBERMAN, and SLEET,, JJ., Concur.