

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

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

DARREL RANEY,)
)
 Appellant,)
)
 v.)
)
 STATE OF FLORIDA)
)
 Appellee.)
 _____)

Case No. 2D03-5892

Opinion filed December 1, 2004.

Appeal from the Circuit Court for Polk
County; Dick Prince, Judge.

James Marion Moorman, Public
Defender, and Kevin Briggs, Assistant
Public Defender, Bartow, for Appellant.

Charles J. Crist, Jr., Attorney General,
Tallahassee, and Danilo Cruz-Carino,
Assistant Attorney General, Tampa, for
Appellee.

PER CURIAM.

Affirmed without prejudice to any right Darrel Raney may have to seek
appropriate postconviction relief.

ALTENBERND, C.J., and CASANUEVA and KELLY, JJ., Concur.