

IN THE SECOND DISTRICT COURT OF APPEAL, LAKELAND, FLORIDA

December 27, 2006.

THOMAS P. DUCKETT,)	
)	
Appellant,)	
)	
v.)	Case No: 2D06-658
)	
STATE OF FLORIDA,)	
)	
Appellee.)	
_____)	

BY ORDER OF THE COURT:

Appellant's "motion for rehearing; clarification; certification" is treated as a motion for rehearing and is granted. Appellant's motion for rehearing en banc is stricken. The opinion dated October 4, 2006, is withdrawn, and the attached opinion is substituted therefore.

I HEREBY CERTIFY THE FOREGOING IS A TRUE COPY OF THE ORIGINAL COURT ORDER.

JAMES BIRK HOLD, CLERK

cc: Thomas P. Duckett
Attorney General

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

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

THOMAS P. DUCKETT,)	
)	
Appellant,)	
)	
v.)	Case No. 2D06-658
)	
STATE OF FLORIDA,)	
)	
Appellee.)	
_____)	

Opinion filed December 27, 2006.

Appeal pursuant to Fla. R. App. P.
9.141(b)(2) from the Circuit Court for
Hillsborough County; Ronald N. Ficarrotta,
Judge.

PER CURIAM.

In light of Mr. Duckett's motion for rehearing, we have reviewed the claims raised in his motion filed pursuant to Florida Rule of Criminal Procedure 3.850 in their entirety, and we conclude that none presents a basis for relief. Therefore, we affirm.

Affirmed.

NORTHCUTT, STRINGER, and CANADY, JJ., Concur.