Supreme Court of Florida

THURSDAY, SEPTEMBER 28, 2006

CASE NO.: SC04-1521

Lower Tribunal No.: 2003-35769 CFAES

RICHARD ENGLAND

vs. STATE OF FLORIDA

Appellant(s)

Appellee(s)

In light of the revised opinion, the Appellant's Motion for Rehearing is hereby denied.

LEWIS, C.J., and WELLS, ANSTEAD, PARIENTE, QUINCE, CANTERO, and BELL, JJ., concur.

A True Copy

Test:

Thomas D. Hall

Clerk, Supreme Court

ST. OF FLOR

jn

Served:

TODD G. SCHER

BARBARA C. DAVIS

HON. S. JAMES FOXMAN, JUDGE

HON. DIANE M. MATOUSEK, CLERK