

IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT, STATE OF FLORIDA

NOT FINAL UNTIL TIME EXPIRES TO
FILE MOTION FOR REHEARING AND
DISPOSITION THEREOF IF FILED

OTHA L. ABNEY, JR.,

Appellant,

v.

CASE NO. 1D04-1281

STATE OF FLORIDA,

Appellee.

_____ /

Opinion filed July 20, 2005.

An appeal from an order of the Circuit Court for Jackson County.

Richard Albritton, Judge.

Nancy A. Daniels, Public Defender; G. Kay Witt, Assistant Public Defender,
Tallahassee, for appellant.

Charlie Crist, Attorney General; Thomas D. Winokur, Assistant Attorney General,
Tallahassee, for appellee.

PER CURIAM.

AFFIRMED.

ALLEN, WOLF and BENTON, JJ., CONCUR.