

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

JOHN ALLEN BURT,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

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

CASE NO. 1D04-2350

Opinion filed July 22, 2005.

An appeal from an order of the Circuit Court for Santa Rosa County. Ronald V. Swanson, Judge.

Nicole Kessler Ferry, of Ferry & Ferry, P.A., Pensacola, for Appellant.

Charlie J. Crist, Jr., Attorney General, and Carolyn J. Moseley, Assistant Attorney General, Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

KAHN, C.J., VAN NORTWICK, and HAWKES, JJ., CONCUR.