

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

ROGER DALE LIVINGSTON,

Appellant,

v.

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

CASE NO. 1D04-3706

STATE OF FLORIDA,

Appellee.

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Opinion filed July 12, 2005.

An appeal from the Circuit Court for Escambia County.  
Terry D. Terrell, Judge.

Sharon Wilson Potter, Pensacola, for Appellant.

Charlie Crist, Attorney General; Bryan Jordan, Assistant Attorney General,  
Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

WEBSTER, DAVIS and THOMAS, JJ., CONCUR.