

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

MAURICE NEWBERRY,  
Appellant,

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

v.

CASE NO. 1D04-2252

STATE OF FLORIDA,  
Appellee.

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Opinion filed June 21, 2005.

An appeal from the Circuit Court for Escambia County.  
Judge Frank Bell.

Nancy A. Daniels, Public Defender and Jamie Spivey, Assistant Public Defender,  
Tallahassee, for Appellant.

Appellant, pro se.

Charlie Crist, Attorney General, Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

PADOVANO, POLSTON and HAWKES, JJ., CONCUR.