

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

STATE OF FLORIDA,

Appellant,

v.

CASE NO. 1D04-4526

NORMAN NAPOLEON HAYES,

Appellee.

Opinion filed August 30, 2005.

An appeal from the Circuit Court for Alachua County.
Larry G. Turner, Judge.

Charlie Crist, Attorney General; and Felicia A. Wilcox, Assistant Attorney
General, Tallahassee, for Appellant.

Nancy A. Daniels, Public Defender; and Archie F. Gardner, Jr., Assistant Public
Defender, Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

BENTON, PADOVANO and BROWNING, JJ., CONCUR.