

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

CASE NO. 1D04-3898

JANET SMITH,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

Opinion filed November 18, 2005.

An appeal from the Circuit Court for Gadsden County.

Judge William L. Gary.

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

Charlie Crist, Attorney General and Elizabeth F. Duffy, Assistant Attorney General,
Office of the Attorney General, Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

WEBSTER, PADOVANO and LEWIS, JJ., CONCUR.