

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

TIMOTHY MCGARRY,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

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

CASE NO. 1D04-3954

Opinion filed December 16, 2005.

An appeal from Circuit Court for Bay County.
Paul Hawkes, Acting Judge.

Paul G. Komarek, Panama City, for Appellant.

Charlie Crist, Attorney General, and Thomas D. Winokur, Assistant Attorney
General, Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

ALLEN, WEBSTER and THOMAS, JJ., CONCUR.