

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

MELVIN WENDELL TUBBS,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

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

CASE NO. 1D04-4683

Opinion filed March 29, 2006.

An appeal from the Circuit Court for Bay County.
Judge Don T. Sirmons.

Nancy A. Daniels, Public Defender and A. Victoria Wiggins, Assistant Public
Defender, Tallahassee, for Appellant.

Charlie Crist, Attorney General and Bryan Jordan, Assistant Attorney General, Office
of the Attorney General, Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

ERVIN, PADOVANO and HAWKES, JJ., CONCUR.