

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

JOSHUA HILFERTY,  
Appellant,

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

v.

CASE NO. 1D04-5147

STATE OF FLORIDA,  
Appellee.

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Opinion filed October 11, 2005.

An appeal from the circuit court for Walton County.  
Kelvin C. Wells, Judge.

Nancy A. Daniels, Public Defender; David A. Davis, Assistant Public Defender;  
Jootek Lee, Certified Legal Intern, Tallahassee, for Appellant.

Charlie Crist, Attorney General; Daniel A. David, Assistant Attorney General,  
Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

ALLEN, WEBSTER and THOMAS, JJ., CONCUR.