

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

KENNETH BUTLER,

Appellant,

v.

CASE NO. 1D04-5299

STATE OF FLORIDA,

Appellee.

Opinion filed December 13, 2005.

An appeal from an order of the Circuit Court for Hamilton County.
Judge John W. Peach.

Nancy A. Daniels, Public Defender, and Carl S. McGinnes, Assistant Public Defender,
Tallahassee, for appellant.

Charlie Crist, Attorney General, and Sherri Tolar Rollison, Assistant Attorney
General, Tallahassee, for appellee.

PER CURIAM.

AFFIRMED.

BARFIELD, WOLF, and BROWNING, JJ., concur.