

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

FREDERICK RUTHERFORD,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

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

CASE NO. 1D05-0034

Opinion filed July 31, 2006.

An appeal from the Circuit Court for Nassau County.
Robert M. Foster, Judge.

Frederick Rutherford, pro se, Appellant.

Charlie Crist, Attorney General, Robert R. Wheeler, Assistant Attorney General and
Elizabeth F. Duffy, Assistant Attorney General, Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

BENTON, PADOVANO, and LEWIS, JJ., CONCUR.