

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

KIRK RUSSELL KOSTENKO,

Appellant,

v.

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

CASE NO. 1D05-2666

STATE OF FLORIDA,

Appellee.

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Opinion filed December 6, 2006.

An appeal from the Circuit Court of Escambia County.

Frank Bell, Judge.

Nancy A. Daniels, Public Defender, and Edgar Lee Elzie, Jr., Assistant Public  
Defender, Tallahassee, for Appellant.

Charlie Crist, Attorney General, and Felicia A. Wilcox, Assistant Attorney General,  
Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

ERVIN, ALLEN and WOLF, JJ., CONCUR.