

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

KENNETH ERVIN FAIRLEY,

Appellant,

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

v.

CASE NO. 1D05-4048

STATE OF FLORIDA,

Appellee.

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Opinion filed December 1, 2006.

An appeal from the Circuit Court for Escambia County.
Michael Jones, Judge.

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

Charlie Crist, Attorney General, and Philip W. Edwards, Assistant Attorney General,
Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

WOLF, PADOVANO and THOMAS, JJ., CONCUR.