

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

MERRICK DODSON LEE,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

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

CASE NO. 1D05-4795

Opinion filed November 1, 2006.

An appeal from the Circuit Court for Escambia County.  
Terry D. Terrell, Judge.

Charlie J. Crist, Jr., Attorney General, and Daniel A. David, Assistant Attorney General,  
Tallahassee, for Appellant.

Nancy A. Daniels, Public Defender, and Archie F. Gardner, Jr., Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

KAHN, HAWKES, and THOMAS, JJ., CONCUR.