

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

MORGAN JERRY HOLMES,

Appellant,

v.

CASE NO. 1D05-4998

STATE OF FLORIDA,

Appellee.

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Opinion filed March 1, 2007.

An appeal from the Circuit Court for Bay County.

Michael C. Overstreet, Judge.

Nancy A. Daniels, Public Defender and Hunter P. Pfeiffer, Assistant Public Defender,  
Tallahassee, for Appellant.

Bill McCollum, Attorney General and Felicia A. Wilcox, Assistant Attorney General,  
Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

BROWNING, C.J., WEBSTER and PADOVANO, JJ., CONCUR.