

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

JACK RAY SMITH,

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. 1D05-5669

Opinion filed November 13, 2006.

An appeal from the Circuit Court for Washington County.  
Allen L. Register, Judge.

Nancy A. Daniels, Public Defender, and G. Kay Witt, Assistant Public Defender,  
Tallahassee, for Appellant.

Charlie Crist, Attorney General, Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

ALLEN, PADOVANO and LEWIS, JJ., CONCUR.