

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

DOLPH LEE HERRINGTON,

Appellant,

v.

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

CASE NO. 1D06-1499

STATE OF FLORIDA,

Appellee.

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Opinion filed September 17, 2007.

An appeal from the Circuit Court for Escambia County.

John P. Kuder, Judge.

Nancy A. Daniels, Public Defender, and Jamie Spivey, 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., ALLEN and VAN NORTWICK, JJ., CONCUR.