

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

DAVID NEWCOMB,

Appellant,

v.

STATE OF FLORIDA, WALTER A.  
MCNEIL, Secretary, FLORIDA  
DEPARTMENT OF CORRECTIONS,

Appellee.

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

CASE NO. 1D08-2211

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Opinion filed February 8, 2010.

An appeal from the Circuit Court of Leon County.  
William L. Gary, Judge.

David Newcomb, pro se, Appellant.

Bill McCollum, Attorney General, and Jason Lee White, Assistant Attorney  
General, Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

ROBERTS, CLARK, and ROWE, JJ., CONCUR.