

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FIFTH DISTRICT

JANUARY TERM 2011

DOMINIQUE JAMAL TOLBERT,

Appellant,

v.

Case No. 5D09-634

STATE OF FLORIDA,

Appellee.

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Opinion filed January 18, 2011

Appeal from the Circuit Court  
for Orange County,  
Timothy Shea, Judge.

James S. Purdy, Public Defender, and Leonard  
R. Ross, Assistant Public Defender, Daytona  
Beach, for Appellant.

Pamela Jo Bondi, Attorney General, Tallahassee,  
and Carmen F. Corrente, Assistant Attorney  
General, Daytona Beach, for Appellee.

PER CURIAM.

AFFIRMED. See Lundy v. State, 36 Fla. L. Weekly D12 (Fla. 5th DCA Dec. 23,  
2010).

GRIFFIN, SAWAYA and EVANDER, JJ., concur.