

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

JANUARY TERM 2012

BILLY LEWIS GRIFFIN,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

NOT FINAL UNTIL THE TIME EXPIRES
TO FILE REHEARING MOTION, AND,
IF FILED, DISPOSED OF.

Case No. 5D10-3750
AMENDED

Opinion filed January 26, 2012

Appeal from the Circuit Court
for Orange County,
Roger J. McDonald, Judge.

James S. Purdy, Public Defender, and
Kathryn Rollison Radtke, Assistant Public
Defender, Daytona Beach, for Appellant.

Pamela Jo Bondi, Attorney General,
Tallahassee, and Kellie A. Nielan,
Assistant Attorney General,
Daytona Beach, for Appellee.

PER CURIAM.

AFFIRMED. See *Flagg v. State*, 74 So. 3d 138 (Fla. 1st DCA 2011).

GRIFFIN, MONACO and COHEN, JJ., concur.