

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

JANUARY TERM 2012

GUALBERTO RIOS, JR.,

Appellant,

v.

Case No. 5D11-2024

STATE OF FLORIDA,

Appellee.

Opinion filed January 24, 2012

Appeal from the Circuit Court
for Brevard County,
John M. Griesbaum, Judge.

James S. Purdy, Public Defender, and
Michael S. Becker, Assistant Public
Defender, Daytona Beach, for Appellant.

Pamela Jo Bondi, Attorney General,
Tallahassee, and Wesley Heidt, Assistant
Attorney General, Daytona Beach, for
Appellee.

PER CURIAM.

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

PALMER, EVANDER and JACOBUS, JJ., concur.