## IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FIFTH DISTRICT JANUARY TERM 2011

TO FILE REHEARING MOTION, AND, FILED, DISPOSED OF.

RICHARD C. MCNEAL,

Appellant,

٧.

Case No. 5D11-769

STATE OF FLORIDA,

Appellee.

Opinion filed June 21, 2011

3.800 Appeal from the Circuit Court for Lake County,
T. Michael Johnson, Judge.

Richard McNeal, Bushnell, pro se.

Pamela Jo Bondi, Attorney General, Tallahassee, and Douglas T. Squire, Assistant Attorney General, Daytona Beach, for Appellee.

PER CURIAM.

DISMISSED. <u>See Dougherty v. State</u>, 10 So. 3d 172 (Fla. 5th DCA 2009); <u>Howard v. State</u>, 976 So. 2d 635 (Fla. 5th DCA 2008).

PALMER, ORFINGER and LAWSON, JJ., concur.