

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

JANUARY TERM 2009

DUANE GIBSON,

Appellant,

v.

Case No. 5D07-1397

STATE OF FLORIDA,

Appellee.

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Opinion filed February 3, 2009

Appeal from the Circuit Court
for Orange County,
Jeffrey Fleming, Judge.

James S. Purdy, Public Defender,
and Susan A. Fagan, Assistant
Public Defender, Daytona Beach,
for Appellant.

Bill McCollum, Attorney General,
Tallahassee, and Jeffrey R. Casey,
Assistant Attorney General,
Daytona Beach, for Appellee.

PER CURIAM.

See Green v. State, 34 Fla. L. Weekly, D120 (Fla. 5th DCA Jan. 9, 2009).

GRIFFIN, SAWAYA and EVANDER, JJ., concur.