

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

JANUARY TERM 2009

RICKY HOLLY,

Appellant,

v.

Case No. 5D08-3411
CORRECTED

STATE OF FLORIDA,

Appellee.

/

Opinion filed May 12, 2009

Appeal from the Circuit Court
for Marion County,
Brian Lambert, Judge.

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

Bill McCollum, Attorney General,
Tallahassee, and Anthony J. Golden,
Assistant Attorney General, Daytona
Beach, for Appellee.

PER CURIAM.

AFFIRMED. See Griffin v. State, 980 So. 2d 1035 (Fla. 2008); § 938.27(8), Fla. Stat. (2008).

ORFINGER, EVANDER and COHEN, JJ., concur.