

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

JANUARY TERM 2009

LARRY EUTON,

Appellant,

v.

Case No. 5D09-247

STATE OF FLORIDA,

Appellee.

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Opinion filed May 12, 2009

3.850 Appeal from the Circuit Court  
for Brevard County,  
George W. Maxwell III, Judge.

Larry Euton, Cape Canaveral, Pro Se.

Bill McCollum, Attorney General,  
Tallahassee, and Ann M. Phillips,  
Assistant Attorney General, Daytona  
Beach, for Appellee.

PER CURIAM.

AFFIRMED. See State v. Rothouser, 934 So. 2d 17 (Fla. 2d DCA 2006).

ORFINGER, COHEN, JJ., and PLEUS, JR., R., Senior Judge, concur.