

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

JANUARY TERM 2009

BURT G. MASSEY,

Appellant,

v.

CASE NO. 5D09-866

STATE OF FLORIDA,

Appellee.

/

Opinion filed May 19, 2009

3.800 Appeal from the Circuit Court  
for Volusia County,  
J. David Walsh, Judge.

Burt Massey, Lowell, pro se.

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

PER CURIAM.

AFFIRMED. See *Taylor v. State*, 969 So. 2d 489, 491 (Fla. 5th DCA 2007) and  
*Coughlin v. State*, 932 So. 2d 1224 (Fla. 2d DCA 2006).

LAWSON, EVANDER, JJ., and COBB, W., Senior Judge, concur.