

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

JANUARY TERM 2012

ADIEXNEY PORTALEZ,

Appellant,

v.

Case No. 5D10-4384

STATE OF FLORIDA,

Appellee.

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Opinion filed March 6, 2012

Appeal from the Circuit Court
for Volusia County,
Margaret W. Hudson, Judge.

Jack A. Fleischman, of Fleischman &
Fleischman, P. A., West Palm Beach, for
Appellant.

Pamela Jo Bondi, Attorney General,
Tallahassee, and Rebecca Roark Wall,
Assistant Attorney General, Daytona
Beach, for Appellee.

PER CURIAM.

AFFIRMED. See Nieminski v. State, 60 So. 3d 521 (Fla. 2d DCA 2011).

ORFINGER, C.J., TORPY and LAWSON, JJ., concur.