IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA

APPELLATE DIVISION (CRIMINAL) CASE NO.: 05-60 AC A02

STATE OF FLORIDA,

Appellant,

v.

ALEXANDER DALE,

Appellee.

Opinion filed: Felo1,2006

Appeal from the County Court of the Fifteenth Judicial Circuit, in and for Palm Beach County, Florida; Honorable Paul Moyle.

For Appellant: Theodore S. Booras, Esq., Chief Assistant State Attorney, 401 North Dixie Highway, West Palm Beach, FL 33401.

For Appellee: Gary Caldwell, Assistant Public Defender, 421 Third Street/6th Floor, West Palm Beach, FL 33401.

PER CURIAM

AFFIRMED.

MARX, BURTON, and RAPP, JJ. concur.