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

APPELLATE DIVISION (CRIMINAL) CASE NO.: 05-59 AC A02

RASHE PROBY,

Appellant,

V.

STATE OF FLORIDA,

Appellee.

Opinion filed: March 2, 2006

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

For Appellant: David John McPherrin, Assistant Public Defender, 421 Third Street/6th Floor, West Palm Beach, FL 33401.

For Appellee: Michelle Zieba, Esq., Assistant State Attorney, 401 North Dixie Highway, West Palm Beach, FL 33401.

PER CURIAM

AFFIRMED.

WENNET, LABARGA, and GARRISON, JJ. concur.