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

THOMAS HARNETT,

APPELLATE DIVISION (CRIMINAL)

Appellant,

CASE NO.: 06-40AC A02 L.T. NO.: 05-31816MM A04

V.

STATE OF FLORIDA,

Appellee.

Opinion filed: 10/30/06

Appeal from Judge Mark Eissey, County Court in and for Palm Beach County.

For Appellant, Emily Ross-Booker, Esq., Office of the Public Defender, 421 Third Street, 6<sup>th</sup> Floor, West Palm Beach, FL 33401.

For Appellee, Michelle Zieba, Esq., Office of the State Attorney, 401 North Dixie Highway, West Palm Beach, FL 33401.

PER CURIAM.

The lower court's decision is hereby AFFIRMED.

GARRISON, LABARGA, and BROWN, JJ. concur.