IN THE DISTRICT COURT OF APPEAL FIRST DISTRICT, STATE OF FLORIDA

NOT FINAL UNTIL TIME EXPIRES TO FILE MOTION FOR REHEARING AND DISPOSITION THEREOF IF FILED

LAMAR ADVERTISING COMPANY - LAKELAND,

Appellant,

CASE NO. 1D08-3000

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DEPARTMENT OF TRANSPORTATION,

Appellee.

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Opinion filed May 15, 2009.

An appeal from the Department of Transportation. Stephanie C. Kopelousos, Secretary.

Gerald S. Livingston and Brian A. Newman of Pennington, Moore, Wilkinson, Bell & Dunbar, P.A., Tallahassee, for Appellant.

Alexis M. Yarbrough, General Counsel, and Gregory G. Costas, Assistant General Counsel, Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

ALLEN, WOLF, and DAVIS, JJ., CONCUR.