

Supreme Court of Florida

No. 64,640

FELIPE RUIZ, Petitioner,

vs.

STATE OF FLORIDA, Respondent.

[January 17, 1985]

PER CURIAM.

The decision of the district court of appeal, reported as Ruiz v. State, 441 So.2d 1152 (Fla. 3d DCA 1983), is approved on the authority of Maselli v. State, 446 So.2d 1079 (Fla. 1984).

It is so ordered.

BOYD, C.J., OVERTON, ALDERMAN, McDONALD, EHRLICH and SHAW, JJ.,
Concur
ADKINS, J., Dissents

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING MOTION AND, IF
FILED, DETERMINED.

Application for Review of the Decision of the District Court of
Appeal - Direct Conflict of Decisions

Third District - Case No. 82-2393

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