

AS

IN THE SUPREME COURT OF FLORIDA

STATE OF FLORIDA, ex rel.
ORNETA M. QUIGLEY,

Petitioner,

v.

JAMES WEBSTER QUIGLEY,

Respondent.

CASE NO. 65,192

FILED

SID J. WHITE

APR 30 1984

CLERK, SUPREME COURT

By [Signature]
Chief Clerk

RESPONDENT'S BRIEF ON JURISDICTION

William C. Merchant and
Robert L. Donald

PAVESE, SHIELDS, GARNER,
HAVERFIELD, DALTON & HARRISON
P.O. Drawer 1507
Fort Myers, FL 33902
(813) 334-2195

STATEMENT OF THE CASE AND FACTS

Respondent accepts the Statement of Case and Facts presented by the Petitioner.

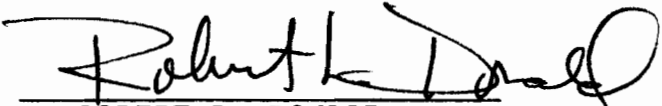
ARGUMENT

Respondent concedes that the decision of the Second District Court of Appeal in the instant case is in conflict with Helmick v. Helmick, 436 So.2d 1122 (Fla. 5th DCA 1983).

Respectfully submitted,

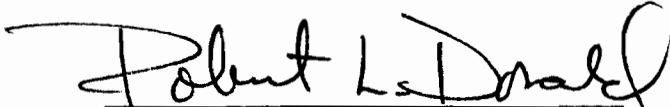
PAVESE, SHIELDS, GARNER,
HAVERFIELD, DALTON & HARRISON
Attorneys for Respondent
P.O. Drawer 1507
Fort Myers, FL 33902
(813) 334-2195

BY:


ROBERT L. DONALD
WILLIAM C. MERCHANT

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to JAMES A. PETERS, Assistant Attorney General, Department of Legal Affairs, Civil Division, The Capitol, Suite 1502, Tallahassee, Florida 32301, by U.S. Mail this 26th day of April, 1984.


ROBERT L. DONALD