

# Supreme Court of Florida

\_\_\_\_\_  
No. 66,061  
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DEBBIE ANN TODD, Petitioner,

vs.

STATE OF FLORIDA, Respondent.

[October 31, 1985]

PER CURIAM.

This case is before the Court on petition for review of the decision of the court below reported as Todd v. State, 455 So.2d 1154 (Fla. 5th DCA 1984). Having accepted the case for review and having carefully considered the petitioner's argument, we approve the decision of the district court of appeal. See State v. Bussey, 463 So.2d 1141 (Fla. 1985).

It is so ordered.

BOYD, C.J., and OVERTON, 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 Decision

Fifth District - Case No. 84-193

James B. Gibson, Public Defender and Michael S. Becker, Assistant  
Public Defender, Seventh Judicial Circuit, Daytona Beach, Florida,

for Petitioner

Jim Smith, Attorney General and Richard B. Martell, Assistant  
Attorney General, Daytona Beach, Florida,

for Respondent