

# Supreme Court of Florida

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No. 66,133

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STATE OF FLORIDA, Petitioner,

vs.

NATAL EL-RA-SUL, Respondent.

[June 27, 1985]

EHRlich, J.

This cause is before the Court pursuant to the jurisdictional grant in article V, section 3(b)(4), Florida Constitution, on the certified question of great public importance we answered in State v. Phillips, 463 So.2d 1136 (Fla. 1985).

The decision of the district court is quashed and the order of the trial court is reinstated.

It is so ordered.

BOYD, C.J., OVERTON, ALDERMAN, McDONALD 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 - Certified Great Public Importance

First District - Case No. AY-199

Jim Smith, Attorney General and Thomas H. Bateman, III, Assistant  
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for Petitioner

Michael E. Allen, Public Defender and Michael J. Minerva, Assistant  
Public Defender, Second Judicial Circuit, Tallahassee, Florida,

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