

Supreme Court of Florida

No. 66,656

NADINE M. JOHNSON, Petitioner,

vs.

COLLIER COUNTY, Respondent.

[August 15, 1985]

PER CURIAM.

The Second District Court of Appeal in its decision in Johnson v. Collier County, No. 84-544 (Fla. 2d DCA Feb. 20, 1985), certified conflict with Manors of Inverrary XII Condominium Association v. Atreco-Florida, Inc., 438 So. 2d 490 (Fla. 4th DCA 1983), petition dismissed, 450 So. 2d 485 (Fla. 1984); Bryan v. State, 438 So. 2d 415 (Fla. 1st DCA 1983); Trianon Park Condominium Association v. City of Hialeah, 423 So. 2d 911 (Fla. 3d DCA 1982); and Jones v. City of Longwood, 404 So. 2d 1083 (Fla. 5th DCA 1981), review denied, 412 So. 2d 467 (Fla. 1982). We have jurisdiction. Art. V, § 3(b)(4), Fla. Const. We have resolved the conflict in our decision in Trianon Park Condominium Association v. City of Hialeah, 468 So. 2d 912 (Fla. 1985), and we approve the decision of the district court in the instant cause.

It is so ordered.

BOYD, C.J., and OVERTON, ALDERMAN and McDONALD, JJ., Concur
EHRlich, J., Dissents with an opinion in which ADKINS, J., Concur
SHAW, J., Dissents with an opinion in which ADKINS, J., Concur

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

EHRlich, J., dissenting.

I dissent for the reasons set forth in my dissent in
Tranon.

ADKINS, J., Conkurs

SHAW, J., dissenting.

I dissent for the reasons set forth in my dissents to Trianon Park Condominium Association v. City of Hialeah, 468 So.2d 912 (Fla. 1985); Everton v. Willard, 468 So.2d 936 (Fla. 1985); Reddish v. Smith, 468 So.2d 929 (Fla. 1985); and Carter v. City of Stuart, 468 So.2d 955 (Fla. 1985).

ADKINS, J., Concur

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

Second District - Case No. 84-544

Richard A. Kupfer of Cone, Wagner, Nugent, Johnson, Hazouri
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