

Supreme Court of Florida

No. 69,734

STEVEN C. NAUGLE, Petitioner,

vs.

STATE OF FLORIDA, Respondent.

[July 2, 1987]

EHRlich, J.

We have for review Naugle v. State, 497 So.2d 664, 665 (Fla. 2d DCA 1986) in which the Second District Court of Appeal certified the following question:

DOES FLORIDA RULE OF CRIMINAL PROCEDURE
3.191(b)(1) APPLY TO PERSONS HELD IN OTHER
JURISDICTIONS SOLELY ON THE BASIS OF
CHARGES PENDING IN THIS STATE?

We have jurisdiction. Art. V, § 3(b)(4), Fla. Const.

Consistent with our recent decision in State v. Bivona, 496 So.2d 130 (Fla. 1986), the district court below concluded that Rule 3.191(b)(1) does so apply. Accordingly, the decision below is approved.

It is so ordered

McDONALD, C.J., and OVERTON, SHAW, BARKETT, GRIMES and KOGAN, JJ.,
Concur

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

Second District - Case No. 85-2852

Steven C. Naugle, in proper person, Zephyrhills Correctional
Institution, Zephyrhills, Florida,

for Petitioner

Robert A. Butterworth, Attorney General and Candance M. Sunderland,
Assistant Attorney General, Tampa, Florida,

for Respondent