

Supreme Court of Florida

No. 69,744

IQBAL ZABRANI, Petitioner,

vs.

EDWARD D. COWART, Judge, etc., Respondent.

[April 30, 1987]

PER CURIAM.

We have jurisdiction under article V, section 3(b)(4), Florida Constitution, to answer a certified question of great public importance:

Whether Fla.R.Crim.P. 3.191(i)(4) is applicable to a criminal case wherein the defendant is taken into custody prior to January 1, 1985, 12:01 A.M., the effective date of the above-stated rule.

Zabrani v. Cowart, 502 So.2d 1257 (Fla. 3d DCA 1986). We adopted the reasoning of the Zabrani court and answered the question posed here affirmatively in Bloom v. McKnight, 502 So.2d 422 (Fla. 1987). We approve the decision below.

It is so ordered.

MCDONALD, C.J., and OVERTON, EHRLICH, 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 Direct Conflict of Decisions

Third District - Case No. 86-910

Mark King Leban of the Law Offices of Mark King Leban, P.A.,
Miami, Florida; and Stanford Blake, Miami, Florida,

for Petitioner

Janet Reno, State Attorney, and Joel D. Rosenblatt, Assistant
State Attorney, Miami, Florida,

for Respondent