

Supreme Court of Florida

ORIGINAL

No. 76,050

STATE OF FLORIDA,
Petitioner,

vs.

RICHARD ANDERS, et al.,
Respondents.

[September 19, 1991]

PER CURIAM.

We review State v. Anders, 560 So.2d 288 (Fla. 4th DCA 1990), in which the Fourth District Court of Appeal certified the following questions as being of great public importance:*

Does an agreement whereby a convicted drug trafficker will receive a substantially reduced sentence in exchange for setting up new drug deals and testifying for the state violate the

* We have jurisdiction pursuant to article V, section 3(b)(4) of the Florida Constitution.

holding in State v. Glosson[, 462 So.2d 1082
(Fla. 1985)]?

Assuming the existence of a due process violation under Glosson, does Glosson's holding extend to a codefendant who was not the direct target of the government's agent?

Id. at 290 n.3, 293. We recently addressed these issues in State v. Hunter, No. 73,230 (Fla. Aug. 29, 1991), and accordingly, we vacate the judgment below and remand this case to the district court for reconsideration in light of Hunter.

It is so ordered.

SHAW, C.J. and OVERTON, McDONALD, BARKETT, GRIMES, KOGAN and HARDING, 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

Fourth District - Case No. 89-1183

(Broward County)

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for Petitioner

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and Frank A. Rubino, Coconut Grove, Florida,

for Respondents