

Supreme Court of Florida

ORIGINAL

No. 78,810

LARRY D. FORD, Petitioner,

vs.

STATE OF FLORIDA, Respondent.

[March 19, 1992]

PER CURIAM.

We approve Ford v. State, 586 So.2d 511 (Fla. 1st DCA 1991), on the authority of Burdick v. State, No. 78,466 (Fla. Feb. 6, 1992). As in Burdick, we answer the certified question in the affirmative.

It is so ordered.

SHAW, C.J. and McDONALD, BARKETT, GRIMES, KOGAN and HARDING, JJ., concur.

OVERTON, 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. 90-3215

(Leon County)

Nancy A. Daniels, Public Defender and Glen P. Gifford, Assistant
Public Defender, Second Judicial Circuit, Tallahassee, Florida,

for Petitioner

Robert A. Butterworth, Attorney General and James W. Rogers,
Bureau Chief, Criminal Appeals, Assistant Attorney General,
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for Respondent