

Supreme Court of Florida

ORIGINAL

No. 80,277

STATE OF FLORIDA, Petitioner/Appellant,

vs.

EMANUEL PRIDE, Respondent/Appellee.

[January 21, 1993]

OVERTON, J.

We have for review Pride v. State, 603 So. 2d 24 (Fla. 1st DCA 1992), in which the district court addressed the same question we recently answered in State v. Johnson, Nos. 79,150 & 79,204 (Fla. Jan. 14, 1993).¹ In accordance with our decision in

¹ We have jurisdiction. Art. V, § 3(b)(1), (3)-(4), Fla. Const.

Johnson, we approve the decision of the district court in the instant case.

It is so ordered.

BARKETT, C.J., and McDONALD, SHAW, 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

First District - Case No. 91-2356

(Okaloosa County)

and An Appeal from the District Court of Appeal -
Statutory/Constitutional Invalidity

First District - **Case** No. **91-2356**

(Okaloosa County)

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