

Supreme Court of Florida

Nos. 80,624 & 81,657

NATHANIEL H. THOMAS, Petitioner

vs.

STATE OF FLORIDA, Respondent.

ORIGINAL

[March 24, 1994]

PER CURIAM.

Nathaniel H. Thomas seeks review of two decisions of the district court of appeal, State v. Thomas, 604 So. 2d 1277 (Fla. 5th DCA 1992), and State v. Thomas, 616 So. 2d 637 (Fla. 5th DCA 1993), on the ground of conflict. Art. V, § 3(b)(3), Fla. Const. We consolidate the two review proceedings for disposition in one opinion.

On the authority of our recent decision in State v. Bamber, 19 Fla. L. Weekly S47 (Fla. Jan. 20, 1994), we quash both decisions under review and remand for reconsideration in light of our opinion in Bamber.

It is so ordered.

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

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING MOTION AND, IF FILED, DETERMINED.

Two Consolidated Cases:

Application for Review of the Decision of the District Court of
Appeal - Certified Direct Conflict of Decisions
Fifth District - Case Nos. 91-1756 & 92-1899

(Osceola County)

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for Petitioner

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