

# Supreme Court of Florida

## ORIGINAL

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No. 80,713

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DON CURTIS BROWN, Petitioner,

vs.

STATE OF FLORIDA, Respondent.

[June 24, 1993]

PER CURIAM.

We review Brown v. State, 606 So. 2d 742 (Fla. 1st DCA 1992), based on a certified question. Art. V, § 3(b)(4), Fla. Const. We answer the question in the affirmative and approve the district court's decision on the authority of Joiner v. State, No. 79,567 (Fla. May 13, 1993).

It is so ordered.

BARKETT, C. J., and OVERTON, 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. 91-3761

(Duval County)

Jefferson W. Morrow of David, Morrow & Block, P. A.,  
Jacksonville, Florida,

for Petitioner

Robert A. Butterworth, Attorney General, James W. Rogers and  
Gypsy Bailey, Assistant Attorneys General, Tallahassee, Florida,

for Respondent