

Supreme Court of Florida

ORIGINAL

No. 80,751

STATE OF FLORIDA, Petitioner,

vs.

WILLIAM V. JONES, Respondent.

[April 8, 1993]

SHAW, J.

We have for review Jones v. State, 606 So. 2d 709 (Fla. 1st DCA 1992), wherein the court certified a question of great public importance. We have jurisdiction. Art. V, § 3(b)(4), Fla. Const. We have since answered the question in State v. Rucker, 18 Fla. L. Weekly 593 (Fla. Feb. 4, 1993). We quash Jones and remand for proceedings consistent with Rucker.

It is so ordered.

BARKETT, C.J., and OVERTON, McDONALD, 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. 91-2961

(Alachua County)

Robert A. Butterworth, Attorney General; James W. Rogers, Bureau
Chief - Criminal Appeals, and Carolyn J. Mosley, Assistant
Attorney General, Tallahassee, Florida,

for Petitioner

Nancy A. Daniels, Public Defender and Carl S. McGinnes, Assistant
Public Defender, Second Judicial Circuit, Tallahassee, Florida,

for Respondent