

Supreme Court of Florida

ORIGINAL

No. 80,752

HARRY K. SINGLETARY, JR., Petitioner,

vs.

BENJAMIN J. WARD, Respondent.

[September 16, 1993]

PER CURIAM.

We have for review the decision of the district court of appeal in Singletary v. Ward, 606 So. 2d 457 (Fla. 1st DCA 1992), based on a certified question. Art. V, § 3(b)(4), Fla. Const. We answered the question in Dugger v. Grant, 610 So. 2d 428 (Fla. 1992). The decision under review is quashed on the authority of Grant and the case is remanded with directions that the order granting relief by mandamus be reversed.

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. 91-3414

(Leon County)

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Corrections, Tallahassee, Florida,

for Petitioner

Benjamin J. Ware, pro se, Bonifay, Florida,

for Respondent