

Supreme Court of Florida

No. 80,809

HEIDE M. HESS JONES, Petitioner,

vs.

CURTIS LEE JONES, Respondent.

[September 30, 1993]

PER CURIAM.

We review Jones v. Jones, 606 So. 2d 748 (Fla. 5th DCA 1992), based on conflict of decisions. Art. V, § 3(b)(3), Fla. Const. We recently resolved the conflict in Mize v. Mize, 18 Fla. L. Weekly S387 (Fla. July 1, 1993). On the authority of Mize, we quash the decision of the district court of appeal; we remand the case to that court for reconsideration in light of our opinion in Mize.

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 - Direct Conflict of Decisions
Fifth District - Case No. 91-2258

(Volusia County)

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for Petitioner

Peter Keating, Daytona Beach, Florida,

for Respondent