

# Supreme Court of Florida

## ORIGINAL

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No. 81,051  
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JAMES BYRON GOODSON, Petitioner,

vs.

STATE OF FLORIDA, Respondent.

[June 24, 1993]

PER CURIAM.

The district court's decision, Goodson v. State, 608 So. 2d 943 (Fla. 5th DCA 1992), which we review based on a certified question, art. V, § 3(b)(4), Fla. Const., is quashed on the authority of State v. Johnson, 18 Fla. L. Weekly S234 (Fla. Jan. 14, 1993), in which the question was answered. The case is remanded for further proceedings consistent with Johnson.

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

Fifth District - Case No. 92-185

(Seminole County)

James B. Gibson, Public Defender and Sophia Ehringer, Assistant  
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Florida,

for Petitioner

Robert A. Butterworth, Attorney General and Belle B. Turner,  
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