

# Supreme Court of Florida

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No. 82,066  
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RONALD SMITH, Petitioner,

vs.

STATE OF FLORIDA, Respondent.

**ORIGINAL**

[May 5, 1994]

PER CURIAM.

The decision of the district court of appeal, State v. Smith, 619 So. 2d 307 (Fla. 4th DCA 1993), which we review based on certified questions, Art. V, § 3(b)(4), Fla. Const., is approved on the authority of Carino v. State, 19 Fla. L. Weekly S115 (Fla. Mar. 10, 1994).

It is so ordered.

GRIMES, C.J., and OVERTON, McDONALD, SHAW, 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  
Fourth District - Case No. 92-1257

(Broward County)

Alan H. Schreiber, Public Defender and Stacey J. Pastel,  
Assistant Public Defender, Seventeenth Judicial Circuit, Fort  
Lauderdale, Florida,

for Petitioner

Robert A. Butterworth, Attorney General; Joan Fowler, Senior  
Assistant Attorney General, Chief, Criminal Law, and James J.  
Carney, Assistant Attorney General, West Palm Beach, Florida,

for Respondent