

# Supreme Court of Florida

**ORIGINAL**

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No. 82,070

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CHRISTINA ELIA, et al.,

Petitioners,

vs.

STATE OF FLORIDA,

Respondent.

[March 10, 1994]

PER CURIAM.

We have for review State v. Elia, 619 So. 2d 307 (Fla. 4th DCA 1993), which certified the same questions we have answered in Carino v. State, No. 81,999 (Fla. Mar. 10, 1994). We have jurisdiction. Art. V, § 3(b)(4), Fla. Const. Based on Carino, the decision below is approved.

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  
Fourth District - Case No. 91-3157

(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

Randee J. Golder of Randee J. Golder, P.A., Boca Raton, Florida,  
on behalf of James Pierro; and Richard B. Mateer of Richard B.  
Mateer, P.A., Boca Raton, Florida, on behalf of Joseph Vinaccio,

joining in Petition for Review as Amicus Curiae