

Supreme Court of Florida

ORIGINAL

No. 82,175

MICCOSUKEE VILLAGE SHOPPING CENTER,
Petitioner,

vs.

DEPARTMENT OF TRANSPORTATION,
Respondent.

[June 2, 1994]

PER CURIAM.

We review Department of Transportation v. Miccosukee Village Shopping Center, 621 So. 2d 516 (Fla. 1st DCA 1993), because of its conflict with Tampa-Hillsborough County Expressway Authority v. A.G.W.S. Corp., 608 So. 2d 52 (Fla. 2d DCA 1992). We have jurisdiction under article V, section 3(b)(3) of the Florida Constitution.

Recently, we quashed the Second District Court of Appeal decision in A.G.W.S. Corp. Tampa-Hillsborough County Expressway

Authority v. A.G.W.S. Corp., 19 Fla. L. Weekly S169 (Fla. Apr. 7, 1994). Accordingly, we approve the decision below.

It is so ordered.

GRIMES, C.J., and OVERTON, SHAW, KOGAN and HARDING, JJ., and McDONALD, Senior Justice, 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
First District - Case No. 92-989

(Leon County)

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