

Supreme Court of Florida

ORIGINAL

No. 82,619

ARLEEN J. MCGUIRE, Petitioner,

vs.

PUBLIX SUPER MARKETS, INC., Respondent.

[May 12, 1994]

PER CURIAM.

We review the decision in Publix Super Markets, Inc. v. McGuire, 629 So. 2d 862 (Fla. 1st DCA 1993), in which the district court of appeal certified a question of great public importance. Art. V, § 3(b)(4), Fla. Const.

The certified question is similar to the question this Court resolved in Zundell v. Dade County School Board, 19 Fla. L. Weekly S115 (Fla. Mar. 10, 1994). On the authority of Zundell, we quash the decision under review and remand for reconsideration in light of our opinion in Zundell.

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
First District - Case No. 92-884

Sondra Goldenfarb and Edward Eno of Tanney, Forde, Donahey, Eno &
Tanney, P.A., Clearwater, Florida,

for Petitioner

Andrew R. McCumber of Lane, Trohn, Groseclose & Guinlan,
Bradenton, Florida,

for Respondent