

Supreme Court of Florida

ORIGINAL

No. 84,006

JOHN PALLAS,

Petitioner,

vs.

STATE OF FLORIDA,

Respondent.

[May 4, 1995]

SHAW, J.

We have for review Pallas v. State, 636 So. 2d 1358 (Fla. 3d DCA 1994), wherein the district court upheld the constitutionality of Florida's anti-stalking statute, section 784.048, Florida Statutes (Supp. 1992). We have jurisdiction. Art. V, § 3(b)(3), Fla. Const.

We have recently upheld the constitutionality of the

anti-stalking statute. See Bouters v. State, No. 83,558 (Fla. Apr. 27, 1995). Accordingly, we approve the decision in Pallas on this issue.

It is so ordered.

GRIMES, C.J., and OVERTON, HARDING, WELLS and ANSTEAD, JJ., concur.

KOGAN, J., concurs specially with an opinion.

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING MOTION AND, IF FILED, DETERMINED.

KOGAN, J., specially concurring.

With the exception of the reservations that I stated in Bouters v. State, No. 83,558 (Fla. Apr. 27, 1995), (Kogan, J., specially concurring), I concur with majority.

Application for Review of the Decision of the District Court of
Appeal - Direct Conflict of Decisions

Third District - Case No. 93-1493

(Dade County)

Bennett H. Brummer, Public Defender and Manuel Alvarez, Assistant
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for Petitioner

Robert A. Butterworth, Attorney General and Michael J. Neimand,
Assistant Attorney General, Miami, Florida; and Parker D. Thomson
and Carol A. Licko, Special Assistant Attorneys General, Miami,
Florida,

for Respondent