

Supreme Court of Florida

No. 84,426

ANDREW HIGGINS, et al.,

Petitioners,

vs.

STATE OF FLORIDA,

Respondent.

[June 22, 1995]

SHAW, J.

Andrew Higgins and Ernie Bennett seek review of the district court decision reported as State v. Tremmel, 644 So. 2d 102 (Fla. 2d DCA 1994), wherein the court certified a question concerning the constitutionality of Florida's anti-stalking statute, section 784.048, Florida Statutes (Supp. 1992). We have jurisdiction. Art. V, § 3(b)(4), Fla. Const.

We recently upheld the constitutionality of this statute in Bouters v. State, 20 Fla. L. Weekly S186 (Fla. Apr. 27, 1995).

Accordingly, we approve Tremmel.

It is so ordered.

GRIMES, C.J., and OVERTON, KOGAN, HARDING, WELLS and ANSTEAD, 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
Second District - Case No. 93-02255

(Hillsborough County)

James Marion Moorman, Public Defender and Deborah K.
Brueckheimer, Assistant Public Defender, Tenth Judicial Circuit,
Bartow, Florida,

for Petitioners

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

for Respondent