## Supreme Court of Florida

No. 85,132

STATE OF FLORIDA,

Petitioner,

vs.

RONALD S. NATTRESS,

Respondent.

[October 5, 1995]

SHAW, J.

We have for review <u>Nattress v. State</u>, 648 So. 2d 1254 (Fla. 5th DCA 1995), based on conflict with <u>State v. Blackwell</u>, 20 Fla. L. Weekly S354 (Fla. July 20, 1995). We have jurisdiction. Art. V, § 3(b)(3), Fla. Const. We quash <u>Nattress</u>.

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 - Direct Conflict of Decisions
Fifth District - Case No. 94-477

(Volusia County)

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for Petitioner

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