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**FILED**

SID J. WHITE

NOV 7 1995

IN THE SUPREME COURT OF FLORIDA

Case Number: 86,598

CLERK, SUPREME COURT

By \_\_\_\_\_  
Chief Deputy Clerk

**HARCO NATIONAL INSURANCE COMPANY**  
Defendant-Petitioner

v.

**FRANCISCO ROBLES**  
Plaintiff-Respondent

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**RESPONDENT'S BRIEF ON JURISDICTION**

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## ARGUMENT<sup>1</sup>

Respondent respectfully notifies this honorable Court that he is unable to articulate in good faith a basis upon which to distinguish, for jurisdictional purposes, this case from State Farm Fire & Casualty Co. v. Licea, 649 So.2d 910 (3rd DCA 1995), review accepted, Case No. 85,200.

Thus, the Court may exercise its discretionary conflict jurisdiction according to Fla.R.App.P. 9.030(a)(2)(A)(iv). Respondent does not object to Petitioner's requested consolidation of this case and Licea.

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<sup>1</sup>Because of the substance of this "brief," Respondent has consciously and respectfully deemed it unnecessary to comply with the formal requirements of Fla.R.App.P. 9.210, as prescribed by Fla.R.App.P. 9.120(d).

Certificate Of Service

WE CERTIFY that, on November 6 1995,

a copy of this document was served by HAND FAX (MAIL) on:

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