

Supreme Court of Florida

STATE OF FLORIDA,
Petitioner,

vs.

JAMES MICHAEL POOLE,
Respondent.

No. 88,414

[December 26, 1996]

SHAW, J.

We have for review Poole v. State, 674 So. 2d 746 (Fla. 4th DCA 1996), wherein the district court certified as questions of great public importance the same questions before this Court in State v. Wilson, No. 87,575 (Fla. Dec. 26, 1996), concerning the trial court's preliminary comments on reasonable doubt. We have jurisdiction. Art. V, § 3(b)(4), Fla. Const. We quash Poole based on Wilson.

It is so ordered.

KOGAN, C.J., and OVERTON, GRIMES,
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
Fourth District - Case No. 94-2731

(Broward County)

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