

IN THE SUPREME COURT OF FLORIDA

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FILED

SID J. WHITE

JUL 21 1998

CLERK, SUPREME COURT

By _____
Chief Deputy Clerk

STATE OF FLORIDA, :

Petitioner, :

v. :

CASE NO. 93,439

CLINTON R. WOODS, :

Respondent. :

JURISDICTIONAL ANSWER BRIEF OF RESPONDENT

NANCY A. DANIELS
PUBLIC DEFENDER
SECOND JUDICIAL CIRCUIT

MARK E. WALKER
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TABLE OF CONTENTS

	<u>PAGE(S)</u>
TABLE OF CONTENTS	i
TABLE OF CITATIONS	ii
I. STATEMENT OF THE CASE AND FACTS	1
II. SUMMARY OF THE ARGUMENT	2
III. ARGUMENT	3
IV. CONCLUSION	4
CERTIFICATE OF SERVICE	5

TABLE OF CITATIONS

<u>CASES</u>	<u>PAGE(S)</u>
<u>Coleman v. State,</u> 569 So. 2d 870 (Fla. 2d DCA 1990)	3
<u>Wallace v. State,</u> 689 So. 2d 1159 (Fla. 4th DCA), <u>review granted,</u> 699 So. 2d 1377 (Fla. 1997)	3
<u>Woods v. State,</u> 23 Fla. L. Weekly D1422 (Fla. 1st DCA June 10, 1998)	3

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CLINTON R. WOODS,

Respondent.

JURISDICTIONAL ANSWER BRIEF OF RESPONDENT

I. STATEMENT OF THE CASE AND FACTS

Respondent accepts the State's rendition of the facts.

II. SUMMARY OF THE ARGUMENT

Respondent acknowledges that the district court's decision in this case expressly and directly conflicts with a decision of another district court. Accordingly, this Court has jurisdiction to review the case at bar.

III. ARGUMENT

The district court's decision in this case, Woods v. State, 23 Fla. L. Weekly D1422 (Fla. 1st DCA June 10, 1998), expressly and directly conflicts with Wallace v. State, 689 So. 2d 1159 (Fla. 4th DCA), review granted, 699 So. 2d 1377 (Fla. 1997), and Coleman v. State, 569 So. 2d 870 (Fla. 2d DCA 1990). Accordingly, this Court has jurisdiction to review the case at bar.

IV. CONCLUSION

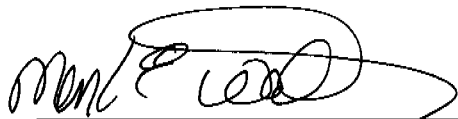
Respondent acknowledges that this Court has jurisdiction to review the case at bar.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished to L. Michael Billmeier, Assistant Attorney General, Criminal Appeals Division, The Capitol, Plaza Level, Tallahassee, Florida, 32301, on this 21st day of July, 1998.

Respectfully submitted,

NANCY A. DANIELS
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