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IN THE SUPREME COURT OF THE STATE OF FLORIDA

FOURTH DISTRICT

ROCCO GIORDANO,
Petitioner,

vs. Case No. SC17-1375

STATE OF FLORIDA,
Respondent.
_____/

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APPENDIX

1. Fourth District Court of Appeal Opinion (Attached)

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DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT

ROCCO GIORDANO,
Appellant,

v.
s
STATE OF FLORIDA,
Appellee.

No. 4D15-4451

[June 21, 2017]

Appeal from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Michael A. Usan, Judge; L.T. Case No. 14013346CF10A.

Carey Haughwout, Public Defender, and Ian Seldin, Assistant Public Defender, West Palm Beach, for appellant.

Pamela Jo Bondi, Attorney General, Tallahassee, and Jeanine Germanowicz, Assistant Attorney General, West Palm Beach, for appellee.

PER CURIAM.

Affirmed. See Flynn v. State, No. 4D15-3792 (Fla. 4th DCA May 3, 2017). *Conflict certified with Merkle v. State*, 88 So. 3d 375 (Fla. 2d DCA 2012).

WARNER, DAMOORGIAN and FORST, JJ., concur.

* * *

Not final until disposition of timely filed motion for rehearing.

CERTIFICATE OF SERVICE

I certify that this brief has been electronically filed with the Court and a copy of it has been served to Asst. Attorney General Jeanine Germanowicz crimappwpb@myfloridalegal.com, 1515 N. Flagler Dr., West Palm Beach, FL 33401, this 2nd day of August, 2017.

S/Ian Seldin
Of Counsel