

Supreme Court of Florida

No. SC00-1395

ROBERT J. REARDON,
Petitioner,

vs.

STATE OF FLORIDA,
Respondent.

[January 3, 2002]

PER CURIAM.

We initially accepted review of the decision in State v. Reardon, 763 So. 2d 418 (Fla. 5th DCA 2000), based on alleged express and direct conflict with Thompson v. State, 650 So. 2d 969 (Fla. 1994), Goodwin v. State, 634 So. 2d 157 (Fla. 1994), and Sirmons v. State, 634 So. 2d 153 (Fla. 1994). Upon further consideration, we find that jurisdiction was improvidently granted. Accordingly, we hereby discharge jurisdiction.

It is so ordered.

WELLS, C.J., and SHAW, HARDING, ANSTEAD, PARIENTE, LEWIS, and
QUINCE, JJ., concur.

NO MOTION FOR REHEARING WILL BE ALLOWED.

Application for Review of the Decision of the District Court of Appeal -
Direct Conflict

Fifth District - Case Nos. 5D98-3154 & 5D98-3221

(Brevard County)

James B. Gibson, Public Defender, and John M. Selden, Assistant Public Defender,
Seventh Judicial Circuit, Daytona Beach, Florida,

for Petitioner

Robert A. Butterworth, Attorney General, and Kellie A. Nielan, Denise O.
Simpson, and Carmen F. Corrente, Assistant Attorneys General, Daytona Beach,
Florida,

for Respondent