

Supreme Court of Florida

No. SC00-512

CHRISTOPHER L. LIPPETT,
Petitioner,

vs.

STATE OF FLORIDA,
Respondent.

[May 24, 2001]

LEWIS, J.

We have for review Lippett v. State, 756 So. 2d 1009 (Fla. 2d DCA 2000).

We have jurisdiction. See art. V, § 3(b)(3), Fla. Const.

We vacate the decision of the district court and remand for reconsideration upon application of our decisions in Grant v. State, 770 So. 2d 655 (Fla. 2000); State v. Cotton, 769 So. 2d 345 (Fla. 2000); McKnight v. State, 769 So. 2d 1039 (Fla. 2000); and Ellis v. State, 762 So. 2d 912 (Fla. 2000).

It is so ordered.

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

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 -
Direct Conflict

Second District - Case No. 2D99-1561

(Polk County)

James Marion Moorman, Public Defender, and John C. Fisher, Assistant Public
Defender, Tenth Judicial Circuit, Bartow, Florida,

for Petitioner

Robert A. Butterworth, Attorney General, Robert J. Krauss, Senior Assistant
Attorney General, Chief of Criminal Law, and Dale E. Tarpley, Assistant Attorney
General, Tampa, Florida,

for Respondent