

Supreme Court of Florida

No. SC04-1021

IRMA L. JOHNSON,
Petitioner,

vs.

COOPERATIVE LEASING, INC., etc., et al.,
Respondents.

[June 2, 2005]

PER CURIAM.

We initially accepted jurisdiction pursuant to article V, section 3(b)(3), Florida Constitution, to review Cooperative Leasing, Inc. v. Johnson, 872 So. 2d 956 (Fla. 2d DCA 2004), based on express and direct conflict with Respass v. Carter, 585 So. 2d 987 (Fla. 5th DCA 1991). Upon further consideration, we have determined that we should exercise our discretion and discharge jurisdiction.

Accordingly, this review proceeding is hereby dismissed.

It is so ordered.

WELLS, ANSTEAD, CANTERO, and BELL, JJ., concur.
PARIENTE, C.J., and LEWIS and QUINCE, JJ., dissent.

NO MOTION FOR REHEARING WILL BE ALLOWED.

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

Second District - Case No. 2D02-1505

(Hillsborough County)

Dylan M. Snyder and James T. Butler of Dylan M. Snyder, P.A., Tampa, Florida,

for Petitioner

Nancy Little Hoffmann, Pompano Beach, Florida and Mike Snowden of Neale,
Dealmeida and Snowden, Fort Lauderdale, Florida,

for Respondent