

Supreme Court of Florida

No. SC09-2190

**BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY,
FLORIDA, etc.,**
Petitioner,

vs.

DWIGHT E. BROCK, etc.,
Respondent.

[November 10, 2010]

PER CURIAM.

We initially accepted jurisdiction to review Brock v. Board of County Commissioners of Collier County, 21 So. 3d 844 (Fla. 2d DCA 2009), review granted, 26 So. 3d 581 (Fla. 2010) (table), on the basis that the district court's decision expressly affected a class of constitutional or state officers. After further, full consideration, we have determined that we should exercise our discretion and discharge jurisdiction. Accordingly, this case is dismissed.

It is so ordered.

PARIENTE, LEWIS, POLSTON, LABARGA, and PERRY, JJ., concur.
QUINCE, J., dissents.
CANADY, C.J., recused.

NO MOTION FOR REHEARING WILL BE ALLOWED.

Application for Review of the Decision of the District Court of Appeal – Class of Constitutional Officers

Second District - Case No. 2D07-4549

(Collier County)

Jacqueline Williams Hubbard, Litigation Section Chief, Office of the County Attorney, Naples, Florida, and Christine David Graves of Carlton Fields, P.A., Tallahassee, Florida,

for Petitioners

David P. Ackerman and Richard J. Brener of Ackerman Link and Sartory, P.A., West Palm Beach, Florida, Anthony P. Piers, Jr. and Steven V. Blount of Woodward, Pires and Lombardo, P.A., Naples, Florida, Jon L. Mills and Timothy McLendon, Gainesville, Florida, and Larry A. Klein of Holland and Knight, West Palm Beach, Florida,

for Respondents

David Hallman, President, Yulee, Florida, Virginia Delegal, General Counsel, Tallahassee, Florida, Herbert W.A. Thiele and Patrick T. Kinni, Tallahassee, Florida, on behalf of the Florida Association of County Attorneys, Inc.; and Fred W. Baggett and M. Hope Keating of Greenberg Traurig, P.A., Tallahassee, on behalf of the Florida Association of Court Clerks, Inc.,

As Amici Curiae