

Supreme Court of Florida

No. 66,994

CHARLES HAYWOOD, Petitioner,

vs.

STATE OF FLORIDA, Respondent.

[February 20, 1986]

EHRlich, J.

We have for review Haywood v. State, 466 So.2d 424 (Fla. 4th DCA 1985), which directly conflicts with Whitehead v. State, 450 So.2d 545 (Fla. 3d DCA 1984). Art. V, § 3(b)(3), Fla. Const. On the authority of State v. Whitehead, 472 So.2d 730 (Fla. 1985), we approve the decision below.

It is so ordered.

BOYD, C.J., and ADKINS, OVERTON, McDONALD and SHAW, JJ., Concur

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 of Decision

Fourth District - Case No. 84-85

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for Petitioner

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