

Supreme Court of Florida

No. 73,743

THOMAS WAYNE SLAUGHTER,

Petitioner,

vs.

STATE OF FLORIDA,

Respondent.

[March 8, 1990]

PER CURIAM.

We accepted Slaughter v. State, 538 So.2d 509 (Fla. 1st DCA 1989), for review based on apparent conflict with Carawan v. State, 515 So.2d 161 (Fla. 1987). Upon examination of the record and consideration of argument by counsel, we have determined that jurisdiction was granted improvidently. Accordingly, this cause is dismissed.

It is so ordered.

EHRlich, C.J., and OVERTON, McDONALD, SHAW, BARKETT, GRIMES and KOGAN, JJ., Concur

NO MOTION FOR REHEARING WILL BE ENTERTAINED BY THIS COURT.

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

First District - Case No. 88-262

(Alachua County)

Michael E. Allen, Public Defender, and P. Douglas Brinkmeyer
and Paula S. Saunders, Assistant Public Defenders, Second
Judicial Circuit, Tallahassee, Florida,

for Petitioner

Robert A. Butterworth, Attorney General and A. E. (Ned) Pooser, IV,
Assistant Attorney General, Tallahassee, Florida,

for Respondent