

# Supreme Court of Florida

## ORIGINAL

---

No. 78,319

---

HUEY THRIFT, Petitioner,

vs.

STATE OF FLORIDA, Respondent.

[February 6, 1992]

PER CURIAM.

Pursuant to article V, section 3(b)(4) of the Florida Constitution, we review Thrift v. State, 581 So. 2d 655 (Fla. 2d DCA 1991), in which the court certified as being of great public importance the same question which this Court answered in Williams v. State, No. 75,919 (Fla. Feb. 6, 1992). Accordingly, we disapprove the decision below to the extent that it conflicts

with our opinion in Williams and remand the case for disposition in accordance with the rationale of that opinion.

It is so ordered.

SHAW, C.J. and OVERTON, McDONALD, BARKETT, GRIMES, KOGAN and HARDING, 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 - Certified Great Public Importance

Second District - Case No. 90-01971

(Hillsborough County)

James Marion Moorman, Public Defender and Andrea Norgard,  
Assistant Public Defender, Tenth Judicial Circuit, Bartow,  
Florida,

for Petitioner

Robert A. Butterworth, Attorney General and Michele Taylor,  
Assistant Attorney General, Tampa, Florida,

for Respondent