

Supreme Court of Florida

ORIGINAL

No. 79,363

STATE OF FLORIDA,
Petitioner,

vs.

ROBERT LOGAN PARKER,
Respondent.

[July 2, 1992]

PER CURIAM.

We review State v. Parker, 590 So. 2d 1124 (Fla. 3d DCA 1991), in which the court rendered a per curiam decision without opinion citing as controlling authority State v. Lucas, 570 So. 2d 952 (Fla. 3d DCA 1990);. Because the Lucas decision was pending review in this Court, we accepted jurisdiction upon the authority of Jollie v. State, 405 So. 2d 418 (Fla. 1981). Art. V, § 3(b)(3); Fla. Const.

We have now quashed the Lucas decision. State v. Lucas,
17 F.L.W. S244 (Fla. Apr. 16, 1992). Therefore, we also quash
the decision below and remand for reconsideration in light of our
opinion in Lucas.

It is so ordered.

BARKETT, C.J. and OVERTON, McDONALD, SHAW, 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

Third District - Case No. 91-1711

(Dade County)

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for Petitioner

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for Respondent