

Supreme Court of Florida

No. SC08-408

K.Q.S., etc.,
Petitioner,

vs.

STATE OF FLORIDA,
Respondent.

[February 26, 2009]

PER CURIAM.

We initially accepted review of the decision in K.Q.S. v. State, 975 So. 2d 536 (Fla. 1st DCA 2008), based on certified conflict with J.D. v. State, 954 So. 2d 93 (Fla. 5th DCA 2007). Upon further consideration, we exercise our discretion and deny jurisdiction. Accordingly, we hereby discharge jurisdiction and dismiss this review proceeding.

It is so ordered.

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

NO MOTION FOR REHEARING WILL BE ALLOWED.

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

First District - Case No. 1D07-1556

(Escambia County)

Nancy A. Daniels, Public Defender, and Mary Jane Lord, Assistant Public
Defender, Second Judicial Circuit, Tallahassee, Florida,

for Petitioner

Bill McCollum, Attorney General, Trisha Meggs Pate, Bureau Chief, and Giselle
Lysten Rivera, Assistant Attorneys General, Tallahassee, Florida,

for Respondent