

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT
January Term 2005

FRANCIS FANE,
Petitioner,

v.

**FRED O. DICKENSON, SANDRA LAMBERT, BARBARA LAUER, and
WALTER CASTLE in their official capacity with the Department of
Highway Safety and Motor Vehicles, and STATE OF FLORIDA,
DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES,**
Respondents.

No. 4D04-4375

[June 22, 2005]

ON MOTION FOR REHEARING

PER CURIAM.

We grant the motion for rehearing, withdraw our previously issued opinion and substitute the following in its place.

The petition for writ of certiorari is granted. *See Doyon v. Dep't of Highway Safety & Motor Vehicles*, 30 Fla. L. Weekly D1016 (Fla. 4th DCA Apr. 20, 2005).

WARNER, SHAHOOD and TAYLOR, JJ., concur.

* * *

Petition for writ of certiorari to the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Patti Englander Henning, Judge; L.T. Case No. 04-3344 CACE03.

Jonathan S. Friedman of Jonathan S. Friedman, P.A., Fort Lauderdale, and Rhonda F. Goodman of Rhonda F. Goodman, P.A., Miami, for petitioner.

Charles J. Crist, Jr., Attorney General, Tallahassee, and Charles M. Fahlbusch, Assistant Attorney General, Fort Lauderdale, for respondents.