DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FOURTH DISTRICT July Term 2007

STATE OF FLORIDA,

Appellant,

v.

JILL A. GINGS,

Appellee.

No. 4D06-4685

[December 12, 2007]

PER CURIAM.

Reversed. *State v. Buttolph*, No. 4D06-4666 (Fla. 4th DCA Dec. 12, 2007).

POLEN, KLEIN and MAY, JJ., concur.

* * *

Appeal of a non-final order from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Leonard Feiner, Judge; L.T. Case No. 06-10329MM10A.

Bill McCollum, Attorney General, Tallahassee, and Julie D. Lindahl, Assistant Attorney General, West Palm Beach, for appellant.

Carlos A. Canet of the Law Office of Carlos A. Canet, Ft. Lauderdale, for appellee.

Not final until disposition of timely filed motion for rehearing