

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING
MOTION AND, IF FILED, DETERMINED

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

STATE OF FLORIDA,)
)
 Appellant,)
)
 v.)
)
 DAVID HOLDERNESS,)
)
 Appellee.)
 _____)

Case No. 2D12-3704

Opinion filed July 18, 2014.

Appeal from the Circuit Court for
Hillsborough County; Lisa D. Campbell,
Judge.

Pamela Jo Bondi, Attorney General,
Tallahassee, and Peter Koclanes, Assistant
Attorney General, Tampa, for Appellant.

Wade M. Whidden of Whidden Law P.L.,
Tampa, for Appellee.

PER CURIAM.

The State appeals the trial court's order granting David Holderness'
motion to suppress evidence and statements. We have jurisdiction. See Fla. R. App.
P. 9.140(c)(1)(B). We reverse the trial court's order pursuant to our decision in State v.

Mitchell, 124 So. 3d 1046 (Fla. 2d DCA 2013) (holding that defendants lack standing to seek suppression relating to jurisdictional defects of coconspirator's arrest where they had no legally cognizable privacy interest in fraudulent prescriptions and evidence developed therefrom), and remand the case to the trial court for further proceedings.

Reversed and remanded.

VILLANTI, MORRIS, and BLACK, JJ., Concur.