

Supreme Court of Florida

No. SC07-2158

STATE OF FLORIDA,
Petitioner,

vs.

RANDY DEWAYNE GIBSON,
Respondent.

[July 3, 2008]

PER CURIAM.

We initially accepted jurisdiction of this case, Gibson v. State, 968 So. 2d 631 (Fla. 2d DCA 2007), on the basis of certified direct conflict with State v. Coleman, 911 So. 2d 259 (Fla. 5th DCA 2005), and State v. Laveroni, 910 So. 2d 333 (Fla. 4th DCA 2005). Upon further consideration, we have determined that we should exercise our discretion and discharge jurisdiction. Accordingly, we hereby discharge jurisdiction and dismiss review.

It is so ordered.

QUINCE, C.J., and WELLS, ANSTEAD, PARIENTE, LEWIS, and BELL, JJ.,
concur.

CANTERO, J., did not participate.

NO MOTION FOR REHEARING WILL BE ALLOWED.

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

Second District - Case No. 2D06-2106

(Sarasota County)

Bill McCollum, Attorney General, Tallahassee, Florida, and Robert J. Krauss,
Assistant Attorney General, Bureau Chief, and Susan M. Shanahan, Assistant
Attorney General, Tampa, Florida,

for Petitioner

James Marion Moorman, Public Defender, and Carol J.Y. Wilson, Assistant Public
Defender, Tenth Judicial Circuit, Bartow, Florida,

for Respondent

Arthur T. Daus, III, Fort Lauderdale, Florida, on behalf of Police K-9 Magazine
and Canine Development Group,

as Amicus Curiae