

# Supreme Court of Florida

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No. SC93804

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**JEAN STEWART et al.,**  
Petitioners,

vs.

**I.B. PRICE, M.D.,**  
Respondent.

[May 4, 2000]

PER CURIAM.

We have for review Stewart v. Price, 718 So. 2d 205 (Fla. 1st DCA 1998), which expressly declares a state statute valid. We have jurisdiction. See art. V, § 3(b)(3), Fla. Const. We recently held that the statute in question, section 768.21(8), Florida Statutes (1991), is constitutional. See Mizrahi v. North Miami Med. Ctr., Nos. SC93649 & SC93650 (Fla. Apr. 20, 2000). Accordingly, we approve Stewart.<sup>1</sup>

It is so ordered.

HARDING, C.J., and SHAW, WELLS, ANSTEAD and LEWIS, JJ., concur.

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<sup>1</sup> We decline to consider additional issues raised by petitioner that exceed the basis upon which we exercised the Court's jurisdiction.

PARIENTE, J., dissents with an opinion, in which QUINCE, J., concurs.

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

PARIENTE, J., dissenting.

I dissent for the same reasons I expressed in my dissenting opinion in Mizrahi v. North Miami Med. Ctr., Ltd., Nos. SC93649, SC93650 (Fla. Apr. 20, 2000).

QUINCE, J., concurs.

Application for Review of the Decision of the District Court of Appeal -  
Statutory Validity

First District - Case No. 1D95-996

(Gadsden County)

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for Respondent

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