

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FIFTH DISTRICT

RIDGE GABRIEL,

Appellant,

v.

Case No. 5D18-3264

STATE OF FLORIDA,

Appellee.

_____ /

Opinion filed May 21, 2021

Appeal from the Circuit Court
for Orange County,
Marc L. Lubet, Judge.

Matthew J. Metz, Public Defender, and Kevin R. Holtz
and Scott G. Hubbard, Assistant Public Defender,
Daytona Beach, for Appellant.

Ashley Moody, Attorney General, Tallahassee, and
Rebecca Rock McGuigan, Assistant Attorney
General, Daytona Beach, for Appellee.

ON REMAND FROM FLORIDA SUPREME COURT

PER CURIAM.

The Florida Supreme Court quashed our decision affirming in part and reversing in part Ridge Gabriel's sentence. *State v. Gabriel*, 46 Fla. L. Weekly S62 (Fla. Apr. 8, 2021), *quashing Gabriel v. State*, 44 Fla. L. Weekly

D2913 (Fla. 5th DCA Dec. 6, 2019). Answering our certified question, the Florida Supreme Court held that “under section 921.0024(2), [Florida Statutes (2012),] the [lowest-permissible sentence] is an individual minimum sentence where there are multiple convictions subject to sentencing on a single scoresheet.” *Id.* at S65. Accordingly, we withdraw our decision reversing Gabriel’s sentence in part, and affirm in full the trial court’s ruling.

AFFIRMED.

EVANDER, C.J., HARRIS and TRAVER,¹ JJ., concur.

¹ Judge Traver has been substituted for Judge Jacobus, who was on the original panel.