

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

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

ELIGHER MARQUISE BROOKS,)
)
 Appellant,)
)
 v.)
)
 STATE OF FLORIDA,)
)
 Appellee.)
 _____)

Case No. 2D10-2058

Opinion filed June 17, 2011.

Appeal from the Circuit Court for Pinellas
County; Thane B. Covert, Judge.

James Marion Moorman, Public Defender,
and Judith Ellis, Assistant Public Defender,
Bartow, for Appellant.

Pamela Jo Bondi, Attorney General,
Tallahassee, and Cerese Crawford Taylor,
Assistant Attorney General, Tampa, for
Appellee.

DAVIS, Judge.

Eligher Brooks challenges his conviction for attempted second-degree
murder. For the reasons set forth in Houston v. State, 56 So. 3d 908 (Fla. 2d DCA
2011), we reverse and remand for the trial court to hold a new trial.

NORTHCUTT and BLACK, JJ., Concur.