## 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.	) Case No. 2D11-5003
DOMINIQUE HIRD,	)
Appellee.	) ) )

Opinion filed September 21, 2012.

Appeal from the Circuit Court for Manatee County; Scott M. Brownell, Judge.

Pamela Jo Bondi, Attorney General, Tallahassee, and Elba Caridad Martin-Schomaker, Assistant Attorney General, Tampa, for Appellant.

James Marion Moorman, Public Defender, and Matthew D. Bernstein, Assistant Public Defender, Bartow, for Appellee.

PER CURIAM.

The order granting Dominique Hird's motion to dismiss is reversed. See

State v. Adkins, 37 Fla. L. Weekly S449 (Fla. July 12, 2012).

Reversed and remanded.

SILBERMAN, C.J., and KELLY and LaROSE, JJ., Concur.