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. BUDDY HALL, Appellee.	))))))))))	Case No. 2D11-5347

Opinion filed October 19, 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.

We reverse the trial court's dismissal of the charges against Buddy Hall based on the constitutionality of section 893.13, Florida Statutes (2011). See State v. Adkins, 37 Fla. L. Weekly S528a (Fla. July 12, 2012).

Reversed and remanded.

ALTENBERND, CASANUEVA, and KHOUZAM, JJ., Concur.