

Supreme Court of Florida

No. SC13-1958

STATE OF FLORIDA,
Petitioner,

vs.

MICHAEL PEREZ,
Respondent.

[October 16, 2014]

PER CURIAM.

Following the issuance of the Third District Court of Appeal's opinion in Perez v. State, 118 So. 3d 298 (Fla. 3d DCA 2013), and upon the State's motion, the district court certified the following question as one of great public importance:

HOW SHOULD MANIFEST INJUSTICE BE
DEFINED FOR PURPOSES OF A CLAIM OF NEWLY
DISCOVERED EVIDENCE AFTER A GUILTY PLEA?

Perez v. State, 122 So. 3d 429, 429 (Fla. 3d DCA 2013). Initially, the Court accepted review under article V, section 3(b)(4) of the Florida Constitution. After further consideration, we conclude that jurisdiction was improvidently granted. Accordingly, this case is hereby dismissed.

It is so ordered.

LABARGA, C.J., and PARIENTE, LEWIS, QUINCE, CANADY, POLSTON,
and PERRY, JJ., concur.

NO MOTION FOR REHEARING WILL BE ALLOWED.

Application for Review of the Decision of the District Court of Appeal - Certified
Great Public Importance

Third District - Case No. 3D11-3250

(Dade County)

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for Petitioner

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