

# Supreme Court of Florida

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No. SC00-90

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**DONNELL MILLER,**  
Petitioner,

vs.

**STATE OF FLORIDA,**  
Respondent.

[April 4, 2002]

PER CURIAM.

We initially accepted review of the decision of the district court of appeal in Miller v. State, 751 So. 2d 115 (Fla. 1st DCA 2000), based on a question certified to be of great public importance. See art. V, § 3(b)(4), Fla. Const.

Upon further consideration, we find that review was improvidently granted. Accordingly, this review proceeding is dismissed.

It is so ordered.

WELLS, C.J., and SHAW, HARDING, ANSTEAD, PARIENTE, LEWIS, and QUINCE, 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

First District - Case No. 1D98-1845

(Duval County)

Nancy A. Daniels, Public Defender, and P. Douglas Brinkmeyer, Assistant Public  
Defender, Second Judicial Circuit, Tallahassee, Florida,

for Petitioner

Robert A. Butterworth, Attorney General, James W. Rogers, Tallahassee Bureau  
Chief, Criminal Appeals, and Charmaine M. Millsaps, Assistant Attorney General,  
Tallahassee, Florida,

for Respondent