

Supreme Court of Florida

No. SC01-95

DALE EDWARD SJUTS,
Petitioner,

vs.

STATE OF FLORIDA, et al.,
Respondents.

[November 8, 2001]

PER CURIAM.

We initially accepted review of the decision of a district court of appeal in Sjuts v. State, 774 So. 2d 783 (Fla. 2d DCA 2000), which allegedly affected a class of state or constitutional officers. See art. V, § 3(b)(3), 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 -
Class of Constitutional Officers

Second District - Case No. 2D99-2092

(Polk County)

James Marion Moorman, Public Defender, and Deborah K. Brueckheimer, Assistant
Public Defender, Tenth Judicial Circuit, Tallahassee, Florida,

for Petitioner

Thomas E. Warner, Solicitor General, and T. Kent Wetherell, II, Deputy Solicitor
General, on behalf of Robert A. Butterworth, Attorney General, Tallahassee, Florida,

for Respondents