

Supreme Court of Florida

NOVEMBER 9, 2006

CASE NOS.: SC03-511 and SC03-512
Lower Tribunal No.: 4D02-3457

STATE OF FLORIDA

vs. BRUNEL HOSTY

STATE OF FLORIDA

vs. BRUNEL HOSTY

Appellant/Petitioner

Appellee/Respondent

The Motion for Rehearing of Appellant/Petitioner the State of Florida is hereby denied. The opinion issued in this case on June 8, 2006, is withdrawn and the attached revised opinion dated November 9, 2006, is substituted in its place.

LEWIS, C.J., and WELLS, ANSTEAD, PARIENTE, QUINCE, CANTERO, and BELL, JJ., concur.

* * * * *

The Motion for Rehearing of Appellee/Respondent Brunel Hosty is hereby denied.

LEWIS, C.J., and WELLS, PARIENTE, QUINCE, CANTERO, and BELL, JJ., concur.
ANSTEAD, J., dissents.

A True Copy

Test:



Thomas D. Hall
Clerk, Supreme Court



jn

Served:

CELIA A. TERENCE

RICHARD VALUNTAS

DONALD J. CANNAROZZI

HON. PETER WEINSTEIN, JUDGE

HON. MARILYN BEUTTENMULLER, CLERK

HON. HOWARD FORMAN, CLERK