

Supreme Court of Florida

No. SC94138

RICHARD SECCIA,
Petitioner,

vs.

STATE OF FLORIDA,
Respondent.

[July 13, 2000]

PER CURIAM.

We have for review Seccia v. State, 720 So. 2d 580 (Fla. 1st DCA 1998), on the basis of certified conflict with Mizell v. State, 716 So. 2d 829 (Fla. 3d DCA 1998). We have jurisdiction. See art. V, § 3(b)(4), Fla. Const. We recently resolved this conflict in Maddox v. State, 25 Fla. L. Weekly S367 (Fla. May 11, 2000). Because the parties have not adequately briefed the merits of the alleged scoresheet error in this case, we remand for the district court's consideration in

light of our opinion in Maddox.¹

It is so ordered.

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

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING MOTION, AND
IF FILED, DETERMINED.

Application for Review of the Decision of the District Court of Appeal - Certified
Direct Conflict of Decisions

First District - Case No. 1D97-3046

(Duval County)

Nancy A. Daniels, Public Defender, and Mark E. Walker, Assistant Public Defender,
Second Judicial Circuit, Tallahassee, Florida,

for Petitioner

Robert A. Butterworth, Attorney General, James W. Rogers, Tallahassee Bureau
Chief, Criminal Appeals, and Sherri Tolar Rollison, Assistant Attorney General,
Tallahassee, Florida,

for Respondent

¹We decline to address the other issues raised by Seccia that are not the basis of our jurisdiction.
See, e.g., Wood v. State, 750 So. 2d 592, 595 n.3 (Fla. 1999); McMullen v. State, 714 So. 2d 368, 373
(Fla. 1998).