

# Supreme Court of Florida

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No. SC96044

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**BOOKER BIRDSONG, JR.,**  
Petitioner,

vs.

**STATE OF FLORIDA,**  
Respondent.

[November 9, 2000]

PER CURIAM.

We initially accepted review of the decision in Birdsong v. State, 732 So. 2d 1208 (Fla. 3d DCA 1999), based on alleged express and direct conflict with this Court's opinion in Wood v. State, 750 So. 2d 592 (Fla. 1999). Upon review of the complete record, we find that jurisdiction was improvidently granted in this case. Accordingly, we hereby dismiss review of this cause.

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 -  
Direct Conflict

Third District - Case Nos. 3D98-3325 & 3D98-1935

(Dade County)

Booker Birdsong, Jr., pro se, Miami, Florida; and Bennett H. Brummer, Public  
Defender, and Marti Rothenberg, Assistant Public Defender, Eleventh Judicial  
Circuit, Miami, Florida,

for Petitioner

Robert A. Butterworth, Attorney General, and Christine E. Zahralban and Steven R.  
Berger, Assistant Attorneys General, Miami, Florida,

for Respondent