

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

IN THE DISTRICT COURT OF APPEAL  
OF FLORIDA  
THIRD DISTRICT  
JULY TERM, 2003

THE STATE OF FLORIDA,	**	
Appellant,	**	
vs.	**	CASE NOS. 3D03-236 & 3D03-237
KEVIN HALL and THIERRY TONY THOMAS,	**	
Appellees.	**	LOWER TRIBUNAL NO. 01-34172

Opinion filed August 13, 2003.

An Appeal from the Circuit Court for Miami-Dade County,  
Daryl E. Trawick, Judge.

Charles J. Crist, Jr., Attorney General, Michael J. Neimand,  
Assistant Attorney General, for appellant.

Bennett H. Brummer, Public Defender, and Marti Rothenberg,  
Assistant Public Defender, for appellees.

Before LEVY, GODERICH and FLETCHER, JJ.

PER CURIAM.

Reversed and remanded for further proceedings in accordance

with State v. Franklin, 836 So. 2d 1112 (Fla. 3d DCA 2003).  
Conflict is certified with Taylor v. State, 818 So. 2d 544 (Fla. 2d  
DCA), review dismissed, 821 So. 2d 302 (Fla. 2002).

Reversed and remanded.