

Supreme Court of Florida

MONDAY, AUGUST 20, 2007

CORRECTED ORDER

CASE NO.: SC07-1499

Lower Tribunal No(s): 1981-170CF

STATE OF FLORIDA vs. IAN DECO LIGHTBOURNE

Petitioner(s) Respondent(s)

The Court having determined that the trial court order does not depart from the essential requirements of law under particular circumstances of this case and is not beyond the scope of the remand, Petitioner's Petition for Review of NonFinal Order is hereby denied. However, this denial is subject to the trial court determining factual issues regarding whether and when a walk through is currently scheduled and the details of the view of the death chamber and a walk through. If the trial court determines that there is no regularly scheduled walk through before the end of the relinquishment, the trial court shall deny the request for walk through.

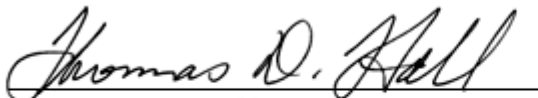
LEWIS, C.J., and ANSTEAD, PARIENTE, and QUINCE, JJ., concur.

WELLS, J., would grant the State's petition but in view of majority decision agrees with limits placed with regard to walk through, BELL, J., concurs.

CANTERO, J., would grant the State's petition as to the walk through, but in view of majority decision agrees with limitations placed with regard to walk through.

A True Copy

Test:



Thomas D. Hall
Clerk, Supreme Court



tc

Served:

KENNETH S. NUNNELLEY

SUZANNE MYERS KEFFER

HON. CARVEN D. ANGEL, JUDGE

