

Supreme Court of Florida

TUESDAY, OCTOBER 11, 2016

CASE NO.: SC15-378

Lower Tribunal No(s).:

4D12-4369; 502010CF010834AXXXMB

HERBERT MICHEL

vs. STATE OF FLORIDA

Petitioner

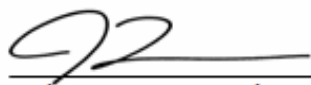
Respondent

Upon review of the responses to this Court's Order to Show Cause dated September 28, 2015, the Court has determined that it should accept jurisdiction in this case. It is ordered that the Petition for Review is granted, that the Fourth District Court of Appeal's decision in this case is quashed, and this matter is remanded to the district court¹ for further remand for resentencing in light of the decisions Henry v. State, 175 So. 3d 675 (Fla. 2015), and Gridine v. State, 175 So. 3d 672 (Fla. 2015).

No Motion for Rehearing will be entertained by the Court.

A True Copy

Test:



John A. Tomasino
Clerk, Supreme Court



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Served:

1. Order corrected to clarify that case is remanded to district court.

RICHARD G. BARTMON
NANCY BARBARA JACK
HON. EDWARD HASKELL FINE,
JUDGE
HON. SHARON BOCK, CLERK
HON. LONN WEISSBLUM, CLERK