

# Supreme Court of Florida

TUESDAY, OCTOBER 6, 2015

**CASE NO.: SC15-650**

Lower Tribunal No(s):

4D12-3525

562012MM000530AXXXXX

DALE LEE NORMAN

vs. STATE OF FLORIDA

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Petitioner(s)

Respondent(s)

The Court accepts jurisdiction of this case as to the notice to invoke discretionary jurisdiction filed pursuant to Art. V, § 3(b)(3), Florida Constitution (i.e., expressly declares valid a state statute and expressly construes a provision of the state or federal constitution). Petitioner's initial brief on the merits shall be served on or before October 26, 2015; respondent's answer brief on the merits shall be served twenty days after service of petitioner's initial brief on the merits; and petitioner's reply brief on the merits shall be served twenty days after service of respondent's answer brief on the merits.

The Clerk of the Fourth District Court of Appeal shall file the record which shall be properly indexed and paginated on or before December 7, 2015. The Clerk may provide the record in the format as currently maintained at the district court, either paper or electronic.

LABARGA, C.J., and PARIENTE, LEWIS, POLSTON, and PERRY, JJ., concur.

This case was also submitted to the Court on jurisdictional briefs addressing as an alternative basis for jurisdiction under Art. V, § 3(b)(3), Florida Constitution


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(i.e., express and direct conflict). The Court has determined that it should decline to accept jurisdiction on that alternative basis, and thus hereby denies the petition for review as to that alternative basis. No motion for rehearing will be entertained by the Court in this regard. See Fla. R. App. P. 9.330(d). As discussed above, the Court accepts jurisdiction and orders briefing only on the basis of Art. V, § 3(b)(3), Florida Constitution (i.e., expressly declares valid a state statute and expressly construes a provision of the state or federal constitution).

LABARGA, C.J., and PARIENTE, POLSTON, and PERRY, JJ., concur.  
LEWIS, J., dissents.

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John A. Tomasino  
Clerk, Supreme Court



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Served:

ERIC J. FRIDAY  
ASHLEY N. MINTON  
CONSIGLIA TERENCE  
HON. LONN WEISSBLUM, CLERK

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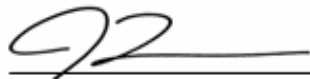
Petitioner(s)

Respondent(s)

The Court having accepted jurisdiction, oral argument will be set by separate order. Counsel for the parties will be notified of the oral argument date approximately sixty days prior to oral argument.

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John A. Tomasino  
Clerk, Supreme Court



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Served:

ERIC J. FRIDAY  
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CONSIGLIA TERENCE