

Supreme Court of Florida

FRIDAY, MARCH 10, 2017

CASE NO.: SC16-532

Lower Tribunal No(s):
461996CF000735XXXAXX

LAMAR Z. BROOKS

vs. JULIE L. JONES, ETC.

Petitioner(s)

Respondent(s)

The Petition for Writ of Habeas Corpus is hereby granted. Accordingly, we vacate the death sentence and remand this matter to the circuit court for a new penalty phase pursuant to Hurst v. State, 202 So. 3d 40 (Fla. 2016).

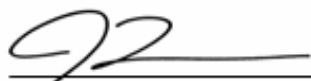
It is so ordered.

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

LABARGA, C.J., and PARIENTE, LEWIS, and QUINCE, JJ., concur.
CANADY, POLSTON, and LAWSON, JJ., dissent.

A True Copy

Test:



John A. Tomasino
Clerk, Supreme Court



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Served:

CHARMAINE MILLSAPS
LINDA MCDERMOTT
HON. J.D. PEACOCK, II, CLERK