## Supreme Court of Florida

MONDAY, JULY 26, 2004

**CASE NO.:** SC04-1204

Lower Tribunal No.: 4D04-324

JAMES L. TATE, JR.

vs. STATE OF FLORIDA

Petitioner(s)

Respondent(s)

Having determined that this Court is without jurisdiction, this case is hereby dismissed. See Stallworth v. Moore, 827 So. 2d 974 (Fla. 2002).

No motion for rehearing will be entertained by the Court.

A True Copy

Test:

Thomas D. Hall

Clerk, Supreme Court

OF TO

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Served:

JAMES L. TATE, JR.

HON. CHARLES J. CRIST, JR.

HON. MARC A. CIANCA, CHIEF JUDGE

HON. MARILYN BEUTTENMULLER, CLERK HON. MARSHA STILLER-EWING, CLERK