

Supreme Court of Florida

THURSDAY, MAY 28, 2009

CASE NO.: SC08-1345

Lower Tribunal No(s): 2D05-2665

RAFAEL LUNA-MARTINEZ

vs. STATE OF FLORIDA

Petitioner(s)

Respondent(s)

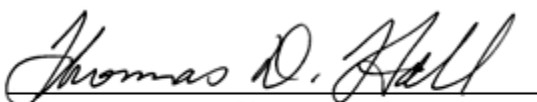
This cause having heretofore been submitted to the Court on jurisdictional briefs and portions of the record deemed necessary to reflect jurisdiction under Article V, Section 3(b), Florida Constitution, and the Court having determined that it should decline to accept jurisdiction, it is ordered that the petition for review is denied.

No motion for rehearing will be entertained by the Court. See Fla. R. App. P. 9.330(d).

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

A True Copy

Test:



Thomas D. Hall
Clerk, Supreme Court



bm

Served:

DAN DAVIS HALLENBERG

DALE E. TARPLEY

ROBERT J. KRAUSS

HON. JAMES BIRKHOOD, CLERK

HON. ROBERT GERMAINE, CLERK

HON. OLIN WILSON SHINHOLSER, JUDGE