

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA

APPELLATE DIVISION: AY
CASE NO. 50-2021-CA-004131-XXXX-MB

NELSON HENRY,
Petitioner,

v.

STATE OF FLORIDA, DEPARTMENT
OF HIGHWAY SAFETY AND MOTOR
VEHICLES,
Respondent.

_____ /

Opinion filed: February 17, 2022

Petition for Writ of Certiorari from the Bureau of Administrative Review, Department of
Highway Safety and Motor Vehicles.

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PER CURIAM.

The Petition for Writ of Certiorari is DENIED. The Court writes to note that *State Department of Highway Safety and Motor Vehicles v. Clark*, 974 So. 2d 416 (Fla. 4th DCA 2007) cited by Petitioner was disapproved by the Florida Supreme Court in *Nader v. Florida Department of Highway Safety & Motor Vehicles*, 87 So. 3d 712 (Fla. 2012). It is further

observed that the initial brief cites to a circuit court opinion plainly contradicted by controlling appellate caselaw. Petitioner is cautioned to more carefully consider the accuracy of representations made to the Court.

NUTT, SHULLMAN, and COLLINS, JJ., concur.