

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

APPELLATE DIVISION (CRIMINAL): AC  
CASE NO: 2016AP900132AXXXMB  
L.T. NO: 2016MM001558AXXXMB

STAR LIGHT PHILLIPS,  
Appellant,

v.

STATE OF FLORIDA,  
Appellee.

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Opinion filed: MAR 06 2017

Appeal from the County Court in and for Palm Beach County,  
Judge Sheree Cunningham

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PER CURIAM.

“A defendant may waive the right to a jury trial, provided that the waiver is reflected on the record.” *Tucker v. State*, 559 So.2d 218, 220 (Fla.1990). Because no such waiver appears in the record before this Court, we REVERSE Appellant’s conviction and REMAND this case for a new trial. *Walker v. State*, 149 So. 3d 170, 171 (Fla. 4th DCA 2014).

KASTRENAKES, G. KEYSER, and SUSKAUER, JJ., concur.

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Opinion/Decision Filed: **MAR 06 2017**

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Appeal from County Court in and for Palm Beach  
County, Florida;  
Judge Sheree Cunningham

STATE OF FLORIDA,  
Appellee.

Appealed: May 11, 2016

DATE OF PANEL: FEBRUARY 27, 2017

PANEL JUDGES: G. KEYSER, KASTRENAKES, SUSKAUER

AFFIRMED/REVERSED/OTHER: REVERSE and REMAND

PER CURIAM OPINION/DECISION BY: PER CURIAM

DATE CONCURRING:	)	DISSENTING:	)	CONCURRING SPECIALLY:	)
	)	With Opinion	)	With/Without Opinion	)
<u>3/2/2017</u>	)		)		)
<u>G. Keyser</u>	)		)		)
<u>J. Kastrenakes</u>	)		)		)
<u>J. Suskauer</u>	)		)		)
<u>3/3/17</u>	)		)		)
<u>J.</u>	)		)		)
<u>3/6/17</u>	)		)		)
<u>J.</u>	)		)		)