

IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT, STATE OF FLORIDA

KEENAN LEWIS,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

NOT FINAL UNTIL TIME EXPIRES TO
FILE MOTION FOR REHEARING AND
DISPOSITION THEREOF, IF FILED.

CASE NO. 1D03-1968

Opinion filed October 25, 2004.

An appeal from an order from the circuit court for Bay County.
Don T. Sirmons, Judge.

Nancy A. Daniels, Public Defender, and Archie F. Gardner, Jr., Assistant Public
Defender, Tallahassee, Attorneys for Appellant.

Charles J. Crist, Jr., Attorney General, and Linda Horton Dodson, Assistant Attorney
General, and Trisha Meggs Pate, Assistant Attorney General, Tallahassee, Attorneys
for Appellee.

PER CURIAM.

This is an appeal from a judgment and sentence adjudicating Appellant guilty of
possession of cocaine with the intent to sell, resisting an officer without violence, and
violating his probation. We must reverse Appellant's convictions because the trial
court should have granted Appellant's motion to suppress and dismissed the case.

Appellant withdrew his consent to the search, and the tip received by law enforcement lacked sufficient indicia of reliability to justify the search. See Florida v. J.L., 529 U.S. 266 (2000); Williams v. State, 727 So. 2d 1050 (Fla. 2d DCA 1999). Accordingly, we must reverse the trial court's denial of Appellant's motion to suppress and motion to dismiss.

REVERSED and REMANDED.

BOOTH, BARFIELD and ALLEN, JJ., CONCUR.