Florida Appeals Court Decisions: Week of July 13 - 17, 2020

July 18, 2020

ARITON

U.S. Eleventh Circuit Court of Appeals

US v. Deason - Miranda, obscenity Carrizosa v. Chiquita - pseudonyms, privacy Corley v. Long-Lewis - appellate jurisdiction, final decision, standing MSP Recovery v. QBE - Medicare Secondary Payer Act, standing US v. Gumbs - forcibly assault officer, instructions, evidence Rendon v. Att'y Gen - immigration Tesoriero v. Carnival - premises liability, notice, res ipsa loquitur Bates v. DOC - habeas corpus US v. Martinez - sentencing Williams v. Aguirre - qualified immunity, state-agent immunity, malicious prosecution Dallas v. Warden - ineffective assistance US v. Stein - sentencing US v. Chalker - healthcare fraud, indictment, evidence; continuance

Florida Supreme Court - Tallahassee

No decisions this week.

First District Court of Appeal - Tallahassee

Okefenoke EMC v. Dayspring Health - prescriptive easement Cotton v. State - postconviction relief Medina v. Miami Dade - workers' compensation Ivory v. State - certiorari, prison discipline Huckaby v. State - ineffective assistance, appellate counsel Baron v. Baron - alimony Moore v. State - fundamental error, lesser included instruction Johnson v. State - Nelson inquiry; sentencing Bradford v. State - ineffective assistance, appellate counsel Cuevas-Rodriguez v. Plata - appellate jurisdiction Goss v. State - severance, Confrontation Clause Rembert v. State - sentencing Newman v. State - sentencing Newman v. State - collateral crime evidence Makere v. Allstate - employment, administrative review Williams v. Hicks - postconviction relief Hampton v. State - postconviction relief Moran v. State - belated appeal Norton v. DOR - appellate jurisdiction

Second District Court of Appeal - Lakeland

Grant v. State - burglary instruction Mack v. State - juvenile sentencing Emke v. State - sentencing Blair v. State - probation revocation; jail credit Witters Contracting v. West - slander of title, fraudulent lien Haynes v. Blackshear - medical malpractice, verdict, separate claims Rost Inv v. Cameron - unjust enrichment Jeanne Tate Esq v. COW - adoption, parental rights USAA v. Bay Area Injury - certiorari, insurance, discovery Global Disc v. Butterfield - tax deed sale, proceeds, priority

Third District Court of Appeal - Miami

Bailey v. Shelborne Ocean Bch - condominium, special assessments Lopez v. State - Stand Your Ground Ferguson v. State - postconviction relief Levy v. Levy - marital dissolution, attorney's fees Guillen v. State - postconviction relief RJ Reynolds v. Rouse - Engle progeny, detrimental reliance Ruchimora v. Grullon - personal injury, referral relationship evidence Miami Bch v. 3098 Alton Rd - mandamus, city utilities Valsaint v. Alphonse - paternity, child support BB v. State - resisting officer Foreman v. James - certiorari, indirect civil contempt, fees Mezei v. Tzynder - timesharing

Fourth District Court of Appeal - West Palm Beach

Johnson v. State - peremptory strike, preservation Bank of New York v. Calloway - foreclosure, standing Williams v. State - demonstrative evidence, photogrammetry Bailor v. Bailor - dissolution, timesharing Bender v. Shatz - writ dissolution, burden of proof State v. Bishop - postconviction relief BA Mortgage v. Baigorria - wild mortgage Broward County Sherriff's Office v. Hamby - certiorari, reinstatement Chevalier v. Emmerson - contempt, timesharing

Fifth District Court of Appeal - Daytona Beach

Rettley v. State - robbery, sufficiency of evidence Pricher v. Pricher - dissolution, alimony, beneficiary Weiker v. State - postconviction relief Brockhaus v. State - probation revocation, due process Gordon v. State - rehearing; Anders, costs Hilbert v. State - criminal, investigative costs Freeman v. State - involuntary commitment, evidence Green v. State - Spencer warning, pro se

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