

Florida Appeals Court Decisions: Week of July 18 - 22, 2022

July 22, 2022

U.S. Eleventh Circuit Court of Appeals

Coleman v. Hillsborough Cnty - sovereign immunity

Dacostagomez-Aguilar v. US Att’y Gen - removal

Jacob v. Mentor Worldwide - preemption

Kassa v. Fulton Cnty - prosecutorial immunity

MSP Recovery v. Metro Gen Ins Co - Medicare Secondary Payer Act

Otto v. City of Boca Raton - en banc denial, First Amendment, dissent

Auriga Polymers Inc v. PMCM2 LLC - bankruptcy, new value defense

SisterSong v. Gov. State of Ga - reproductive rights

Stansell v. Bello - Rule 60, damages

Tecnicas v. SSK - arbitration

Florida Supreme Court - Tallahassee

No decisions this week

First District Court of Appeal - Tallahassee

State v. Planned Parenthood - abortion, automatic stay, pass-through

Webster v. Tally Mem’l Healthcare - limitations, contract

Swift v. State - Stand Your Ground

US Bank v. Qadir - foreclosure, unclean hands

Barnett v. Hibiscus HA - real property, architectural review committee

Baptiste v. Sunrise Comm’y - workers’ compensation

Robinson v. State - mandamus, clear right

King v. State - ineffective assistance, appellate counsel

Second District Court of Appeal - Lakeland

No decisions this week.

Third District Court of Appeal - Miami

State v. Woodruff - postconviction relief

KM v. State - juvenile, remote testimony

Star v. Gables Ins - PIP coverage, summary judgment, affidavit, defenses

USAA v. Less Instit - PIP coverage, exhaustion of benefits

Farber v. State - sex offender registration

Water Restoration Guys v. Citizens - insurance, failure to comply

State v. Mayes - carrying concealed firearm

Miami Gardens v. N Miami Bch - water utility, charges, sovereign immunity

Passariello v. Bank of NY - foreclosure, conclusory affidavit

Navarro v. Varela - arbitration

Auto Club v. Santee - appraisal

Roberts v. Diaz - timesharing, lack of transcript

Malek v. Malek - arbitration

Becker v. Becker - service of process

NexusVC v. Hieg Part - certiorari, customer lists; prohibition, judicial disqualification

Horne v. State - summary affirmance

Mich Auto Sales v. 14004 NW 19th - prohibition, postjudgment pleadings amendment

Fourth District Court of Appeal - West Palm Beach

Perera v. Genovese - arbitration, scope of power

Massey v. Thomas - dismissal, administrative order

Fifth District Court of Appeal - Daytona Beach

USAA v. Mikrogiannakis - § 627.736(5)(c), PIP invoices

Harmon Parker v. Santek Mgmt - judgment, add party

Kidwell Grp v. Olympus Ins - § 627.7152, retroactivity

Baker v. State - withdraw plea, conflict-free counsel

Williams v. State - confession of error, competency hearing

Warren v. State - *Spencer* warning, pro se

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