

Florida Appeals Court Decisions: Week of July 8 - 12, 2019

July 13, 2019

U.S. Eleventh Circuit Court of Appeals

US v. \$70,670 in US Currency – CAFRA

Williamson v. Brevard Cnty – legislative prayers

Leiva v. Warden – habeas corpus, separation of powers

US v. Whyte – sex trafficking

Corbitt v. Vickers - § 1983, qualified immunity

Pier 1 Cruise Experts v. Revelex Corp – exculpatory clauses

Tribue v. US – sentencing, ACCA

Florida Supreme Court - Tallahassee

In re Fla R Jud Admin - amended rules

First District Court of Appeal - Tallahassee

Hartley v. State - postconviction relief

Simon v. Deer Meadows - inverse condemnation

Pipeline v. Keystone Airpark - estoppel, airpark authority

DCF v. KW - parental rights, termination

Golden v. State - frivolous appeal

Ducali v. Ducali - unpled relief, parental responsibility

Parker v. State - sentencing

Blake v. St Johns - second-tier certiorari, retirement benefits

Cannon v. State - postconviction relief, judicial humor

Phillips v. Leon Public Works - workers' compensation

R-L Sales v. Hoce - products liability, evidence, damages

State v. Boatman - certiorari, hearsay

Fountain v. State - closing argument
Whitfield v. State - sentencing
Hicks v. State - postconviction relief
James v. State - sentencing
Jackson v. Jackson - marital dissolution
Castro v. State - probation revocation
McCrae v. State - postconviction relief
Johnson v. State - search and seizure
DOH v. Florigrown - injunction, marijuana licensing
Odum v. LP Graceville - arbitration
Lynch v. FDLE - administrative review, finality
Crapo v. Academy - property tax, exemption, finality

Second District Court of Appeal - Lakeland

Baker v. State - sentencing
Hayslip v. US Home - arbitration, real property, certified question
AL v. State - theft, criminal mischief
Valero v. State - search and seizure, suspended license
Harkless v. Laubhan - bona fide purchaser, reformation
Ingram v. Ingram - marital dissolution, fees
Mazur v. Baraya - defamation, presuit notice

Third District Court of Appeal - Miami

Staples v. State - sentencing
Orozco v. McCormick 105 - civil theft, conversion
Bejarano v. Coral Gables - premises liability, dangerous condition
PNC Bank v. Otero - foreclosure, res judicata
Hayes v. State - Williams rule evidence
Lopez v. State - sentencing, estoppel
State v. Quintanilla - search and seizure, blood draw
Marlins v. Miami-Dade - arbitration
Grand Palace v. 5 AIF Maple 2 - foreclosure, possession, due process
Ziegler v. Natera - premarital agreement
Wilson v. State - postconviction relief
Guerra v. State - habeas corpus

Fourth District Court of Appeal - West Palm Beach

Reid v. Reid – guardianship; attorney’s fees

Natal v. State – vehicular homicide; recklessness

Coleman v. State – probation revocation

Reed v. State – probation revocation; sentencing

Bellay v. State – sentencing

Flinn v. Doty – equitable lien; election of remedies

Dawson v. State – collateral crimes evidence

Medalie v. Sparks – child support; attorney’s fees

Gurin Gold v. Dixon – trial by ambush; expert, *Binger*

Corporate Creations v. Marriott – contract; ambiguity

Mallory v. State – postconviction relief

Fifth District Court of Appeal - Daytona Beach

Borrigo v. State—trespass

Wilson v. State—resentencing, evidence

Dunn v. Dunn—alimony, modification

Skydive Space Ctr v. Pohjolainen—summary judgment, discovery

Talpa v. State—certified question, decline jurisdiction

Tate v. State—stand your ground, certification

State v. Teague—adjudication, withholding

State v. Needelman—juror misconduct

Simpson v. State—jury selection, questioning

JPS v. State—juvenile sentencing

State v. Willis—reasonable suspicion

SCB v. State—predisposition report

Lopez v. Wilsonart—summary judgment, negligence

Dunn v. State—written order, oral pronouncement

First Protective Ins v. Colucciello—insurance, appraisal

Norris v. State—postconviction relief, jail credit

Skelly v. Skelly—prohibition, subject matter jurisdiction

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