

# Florida Appeals Court Decisions: Week of June 13 - 17, 2022

June 17, 2022

## U.S. Eleventh Circuit Court of Appeals

*Wade v. Daniels* - qualified immunity, concurrence

*Samara v. Taylor* - limitations, reformation

*Great Lakes Ins. SE v. Wave Cruiser* - insurance coverage, expert testimony

## Florida Supreme Court - Tallahassee

*Spear v. State* - sentencing

*Hutchinson v. State* - capital case, postconviction relief

*In re Fla Fam L R P* - amended rule

## First District Court of Appeal - Tallahassee

*Byrd v. Black Voters Matter* - temporary injunction, stay, redistricting

*Elwer v. Sternberg* - untimely appeal

*Echo River v. 21st Mortgage* - mobile home, foreclosure

*GGG Found v. HMC Assets* - foreclosure sale, vacatur

*Alachua Sch Bd v. Barnes* - certiorari, discovery, denial

*Crum v. FWCC* - FWCC jurisdiction, en banc criteria

## Second District Court of Appeal - Lakeland

*Deamelio v. State* - lewd, lascivious behavior

*Precision Ortho v. Zimmer US* - commercial contract dispute

*Phillips v. Lyons Heritage* - arbitration

*DecisionHR USA v. Mills* - certiorari, deposition, apex

*McDaniel v. McDaniel* - child support, income

*Ramos v. State* - search and seizure

*Werner v. Werner* - domestic violence injunction

*Dely v. State* - postconviction relief

## Third District Court of Appeal - Miami

*Levy v. FMF&J* - trial continuance, unavailable witness

*Sager v. Blanco* - dangerous instrumentality, vicarious liability

*White v. Autozone Invest* - employment discrimination, private action, ordinance

*DGD v. State* - double jeopardy

*Hoskin v. State* - plea withdrawal

*Chmilarski v. Empire Fire* - prohibition, judicial disqualification

*Oakley Transp v. Shinault* - certiorari, discovery, overbreadth

## Fourth District Court of Appeal - West Palm Beach

*Grieco v. Wal-Mart* - product misuse, strict liability, negligence, proximate cause

*In re Rep of Statewide GJ* - statewide grand jury report, jurisdiction, public disclosure

*Wiley v. State* - sentencing

*Int'l Village Assoc v. Weiss* - attorney's fees, relitigating entitlement

*Kidwell v. United Prop & Cas Ins* - insurance, assignment of benefits

## Fifth District Court of Appeal - Daytona Beach

*Piccinini v. State* - sentence, remorse

*Schaefer v. State* - withdraw plea, double jeopardy

*Progressive Ins v. Emergency Physicians* - claim priority

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*Electric Boat v. Fallen* - horizontal workers' compensation immunity, gross negligence

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