

Florida Appeals Court Decisions: Week of November 28 - December 2, 2022

December 03, 2022

U.S. Eleventh Circuit Court of Appeals

Trump v. USA - search and seizure, President Trump

Baxter v. Roberts - § 1983, search and seizure

Wilson v. DOC - VA benefits, seizure, qualified immunity

MGFB Props v. 495 Prods - Lanham Act, First Amendment, Florida

Florida Supreme Court - Tallahassee

Stewart v. Dixon - pro se sanctions

First District Court of Appeal - Tallahassee

Beehler v. Beehler - child custody, relocation, jurisdiction

Utah Power Sys v. Big Dog - conversion, civil theft, default

Hranek v. State - postconviction relief

B&A Gourmet Foods v. Mor-Abreu - workers' compensation

Bodiford v. DBPR - construction recovery, administrative review

Fla Springs Council v. Suwannee River WMD - water permit, administrative review

Acord v. State - probation revocation

Johnson v. State - trial exhibits, demonstrative materials

Tallahassee Corp Cntr v. DMS - state agency lease, legislative appropriation

Hallandale v. Casey - workers' compensation

Barr v. State - sentencing

Kellenberger v. Wal-Mart - scope of cross, impeachment

Hallman v. State - probation revocation

Rollo v. State - entrapment

Bosshardt v. Drotos - certiorari, SLAPP suit

Duffy v. State - child hearsay, sexual battery

State v. Wagner - postconviction relief

Tuscan River v. US Bank - service of process

James v. Highland Lakes - foreclosure, redemption, court deposit

Miles v. State - ineffective assistance, appellate counsel

Second District Court of Appeal - Lakeland

Stephens v. State - sexual battery, evidence

Jefferson v. State - postconviction relief

Gillis v. Jackson Shores - townhome association, fines

Douglas v. State - probation revocation

Freeman v. Berrin - temporary injunction, land trust

Marley v. State - sentencing

Conservancy v. Collier - comprehensive plan, development order, certified conflict

Medicability v. Blue Hill Buffalo - res judicata

Laura's Learning v. DCF - child care license, administrative review

Jamieson v. Ft Myers Bch - real property, taking, Bert Harris Act

GW v. DCF - Medicaid benefits, administrative review

Higgins v. Higgins - marital dissolution, continuance

Yentes v. Papadopoulos - judgment on pleadings, medical malpractice

Van Sant Law v. Air Isaac - § 57.105, findings

Mikler v. Mikler - alimony

Statewide GAL v. TM - dependency

Hearn v. Hearn - equitable distribution

CDF v. DR - parental rights, termination

Rogers v. Rogers - equitable distribution

Lee v. Lee - marital dissolution

Chapper v. State - obstruction without violence

Hill v. State - Nelson hearing, sex offender, sentencing

Pierce v. State - sentencing

State v. Jesus - postconviction relief

McClash v. Urschel - amending pleadings

Allyn v. Allyn - parenting plan, supplemental judgment

Gratkowski v. Preferred Ins - insurance, appraisal

Thompson v. State - double jeopardy

Neer v. State - discovery sanctions

Meinecke v. State - trespass, school zone, constitutional challenges

State v. Hall - sentencing

Lee v. Lee - marital dissolution

Hicks v. State - postconviction relief

Thomas v. State - en banc, postconviction relief

Gulf Coast v. KOS Corp - temporary injunction, commercial dispute

Bell Transp v. In re Forf of Truck - forfeiture

Bennett v. State - postconviction relief

Marlette v. Carullo - temporary injunction, real property

Fernandez v. State - postconviction relief

Murphy v. State - prohibition, speedy trial

Third District Court of Appeal - Miami

Diasolwa v. Burneikis - appellate jurisdiction, amended judgment

Carballo v. State - postconviction relief

Levy v. Levy - attorney disqualification

Trinity Fin Servs v. Blanco - quiet title, judgment on pleadings

Assurance Grp v. Sec Premium Fin - certiorari, corporate representative deposition

Lopez v. State - post-trial release

Fourth District Court of Appeal - West Palm Beach

United Auto v. Chironex - insurance, reimbursement

Girard v. Girard - alimony, change in circumstances

Bennett v. State - forensic reports, hearsay

Fifth District Court of Appeal - Daytona Beach

JW v. RW - Marchman Act, required testimony

Stridiron v. State - double jeopardy; DUI, injury, property damage

Branham v. Branham - modify alimony

Chiulli v. State - direct criminal contempt

Ford v. Ford - marital home, distribution

Lai v. State - ineffective assistance, appellate

Fay v. Carter - domestic violence injunction, out-of-state conduct

Bolden v. State - *Anders* appeal, costs

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

Hoefl v. State - *Anders* appeal; probation revocation, written order

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

Rogers v. State - competency

Snodgrass v. State - postconviction relief

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

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