

# Florida Appeals Court Decisions: Week of April 15 - 19, 2019

April 20, 2019

## U.S. Eleventh Circuit Court of Appeals

*Hall v. Fla DOC* - AEDPA

*US v. Johnson* - search & seizure

*US v. Corbett* - sentencing

*US v. Gordillo* - sentencing

*A&M Gerber Chiropractic v. GEICO* - standing, class certification, insurance

## Florida Supreme Court - Tallahassee

*Glass v. Nationstar* - mandate recalled, jurisdiction discharged

*Halifax Hosp v. State* - bond validation, hospital construction

*Orange Cnty v. Singh* - mandate recalled, county elections, home rule

*In re Judge Kollra* - judicial discipline

*Jackson v. DeSantis* - quo warranto, county officer suspension

## First District Court of Appeal - Tallahassee

*Casey v. State* - pro se sanctions

*Rogers v. State* - sentencing

*Kruse v. State* - license suspension, psychotherapist

*Casasanta v. Sailshare* - opinion requested, exculpatory clause, dangerous condition

*Russell v. State* - impeachment evidence, opening door

*In re Estate of Bunda* - certiorari, vacating probate order

*Bradley v. State* - sentencing

*Reinard v. State* - aggravated child abuse

## Second District Court of Appeal - Lakeland

*Whitham v. State* - Stand Your Ground, certified conflict  
*Pelphrey-Weigand v. Weigand* - marital dissolution, fees, res judicata  
*Marco Marine v. Koprass* - settlement proposal, maritime law, en banc  
*Dagan v. State* - sentencing, memo of sentence, snapout

## Third District Court of Appeal - Miami

*JA v. Housel* - habeas corpus  
*McGlocklin v. State* - pro se sanctions  
*Leon v. Supreme Constr* - failure to prosecute  
*Alvarez v. State Farm* - insured, material misrepresentation  
*Benitez v. Benitez* - judicial disqualification  
*Adv Sys v. Gotham Ins* - insurance, duty to defend  
*Safepoint Ins v. Sousa* - appraisal  
*Rodriguez v. Stanfield* - summary affirmance  
*Miami-Dade MRI v. United Auto* - second-tier certiorari, insurance, fees  
*Evans v. State* - habeas corpus, ineffective assistance

## Fourth District Court of Appeal - West Palm Beach

*Lacue v. State* - sentencing  
*Stubbs v. State* - similar fact evidence  
*Rutledge v. State* - collateral estoppel, double jeopardy  
*Johnson v. State* - confession, voluntariness  
*American Airlines v. Cimino* - certiorari, privilege  
*Maguire-Ress v. Stettner* - summary judgment  
*Brown v. State* - forfeiture of gain time  
*Levy v. Levy* - non-dissolution alimony

## Fifth District Court of Appeal - Daytona Beach

*Restal v. Nocera* - rear-end collision, summary judgment, comparative fault  
*Slinger v. State* - sentencing  
*CalAtlantic v. Dau* - contract language re fees  
*Jenkins v. State* - untimely appeal  
*State v. Griffin* - incest, dismissal  
*State v. Wilson* - probable cause, traffic stop

*Freeman v. State* - involuntary commitment

*Mitchell v. State* - habeas corpus

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