

Florida Appeals Court Decisions: Week of April 2 - 6, 2018

April 02, 2018

U.S. Eleventh Circuit Court of Appeals

US v. Lee - sentencing, ACCA

US v. Harris - witness tampering, obstruction, evidentiary rulings

Baas v. Fewless - DPPA, qualified immunity

Crocker v. Beatty - § 1983, qualified immunity

Athens Cellular v. Oconee Cnty - TCA, limitations

US v. Maxi - search & seizure, wiretaps, flight

US v. Carroll - search & seizure, child pornography, sentencing

Florida Supreme Court - Tallahassee

Reynolds v. State - capital case, postconviction relief

Taylor v. State - capital case, postconviction relief

Crain v. State - capital case, postconviction relief

State v. Smith - capital case, postconviction relief

Tanzi v. State - capital case, postconviction relief

Johnston v. State - capital case, postconviction relief

First District Court of Appeal – Tallahassee

Bullard v. State - sentencing

Bonner v. State - sentencing

Redmond v. State - postconviction relief

Robinson v. State - sexual battery

Willis v. State - search and seizure, show-up Boatright v. State - double jeopardy Jenkins v. State - child hearsay Russell v. Russell - child support, custody

Second District Court of Appeal – Lakeland

Wilson v. State - Miranda, coercion

Roberts v. State - sexual predator

Dupin v. State - ineffective assistance, direct appeal

Spencer v. Ditech - foreclosure, ¶ 22

Gaspar's Passage v. Racetrac - adding experts, exhibits, prejudice

State v. Spuhler - certiorari, sentencing

Marsh v. State - double jeopardy

Atmore v. State - sentencing

Agia v. Ossi - promissory note, individual liability

ZE v. State - delinquency, unrefuted testimony

Khan v. State - right to silence, tipsy coachman

Walker v. State - search and seizure

Ferris v. Winn - notice before hearing

Musson v. State - postconviction relief

In re Jones - guardianship

Third District Court of Appeal - Miami

Jefferson v. State - hearsay; specific intent

Radosevich v. Bank of NY - foreclosure, attorney's fees

ESCA Invest v. Tarraza - new trial

Haas Auto v. Fox - fees by contract, rule 1.442, admission denials

Duquesne v. State - probation revocation

If Six Were Nine v. Lincoln Rd - leave to amend

Amerisure v. Rodriguez - certiorari, discovery

Fourth District Court of Appeal – West Palm Beach

Wallach v. State - sentencing

Asencio v. State - authenticating jail call; alternate jurors

Smith v. State - probation violation

Plantation General v. DOAH - arbitration; medical negligence; damages

Dortch v. State - competency; hearing; acceptance of plea

Finest Known v. Weiss Research - joinder; counter-defendant

Fuss v. State - sentencing

Yaro v. Israel - on rehearing; age and disability discrimination

Boca Raton v. Basso - false imprisonment; attorney's fees; costs

Emerald Estates v. US Bank - homeowner's association; assessments

Torres v. FLDOR - child support; calculation

RLC v. State - juvenile; probation violation

O'Malley v. Freeman - contingency agreement; ratification

Bradshaw v. State - sentencing

Nat'l Amer Home v. Deutsche Bank - foreclosure; lis pendens

Sargeant v. State - juvenile; transfer to adult court

Fifth District Court of Appeal – Daytona Beach

Scott v. State - probation violation, Faretta inquiry

Bland v. State - withdraw plea, self-representation

Lane v. State - postconviction, DNA testing

EO Goodbread v. Northport Health - arbitration

Vega v. State - sentence

Tobler v. State - Prison Releasee Reoffender Act

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