

Florida Appeals Court Decisions: Week of February 18 - 22, 2019

February 23, 2019

U.S. Eleventh Circuit Court of Appeals

US v. Amodeo - appellate standing, vacatur challenge

US v. Pickett - sentencing

US v. Harris - Hobbs Act; limiting closing argument

Florida Supreme Court - Tallahassee

No decisions this week

First District Court of Appeal - Tallahassee

Melendez v. Eversole - certiorari, punitive damages

Asphalt Paving v. Anderson Columbia - administrative standing

Grasso v. Grasso - marital dissolution, life insurance

Bradshaw v. State - single course of conduct

Armstrong v. State - sentencing

Dyck-O'Neal v. Lanham - deficiency action

Corbett v. State - postconviction relief

Bass v. State - obstruction, possible conflict

Second District Court of Appeal - Lakeland

Hall v. Bush - certiorari, clerk's default

Phillips v. Phillips - certiorari, discovery

Lewis v. State - double jeopardy

Perez v. Deutsche Bank - foreclosure, involuntary dismissal, ¶ 22

Rodgers v. State - search and seizure

KH v. State - resisting officer

Phillips v. State - self-defense jury instruction

Third District Court of Appeal - Miami

Auerbach v. State - competency

Papunen v. Bay Nat'l - title insurance, release

Abitbol v. Benarroch - comity, stay, parallel litigation

Eduarte v. FNMA - surplus funds

Sanabria v. Sanabria - parental relocation

Simeon v. State - postconviction relief

Cousins v. Post-Newsweek - defamation, presuit notice

Allende v. Veloz - child custody

Gonzalez v. State - evidence, prior acts

Rogers v. State - public records

Bruce v. State - sentencing

Vasallo Tome v. Herrera-Zenil - forum non conveniens

Obermeyer v. Bank of NY - fees for fees

Williams v. Jessica Kerr PA - missing transcript

Burneo v. United Auto - conditional fee award

Fourth District Court of Appeal - West Palm Beach

Toole v. State - restitution; certified question

King v. State - transferred intent

George v. Gilbert - attorney's fees, due process

Dorsey v. State - sentencing

Perlmutter v. Olympus Ins Co - sanction, involuntary dismissal

FedEx v. Sims - attorney's fees, discovery

Paul v. Avrahami - appellate attorney's fees, sanction

Serna v. State - sentencing, testimony

AG v. Bilotti - FDUTPA, injunction

State v. Thomas - judgment of acquittal

Funderburk v. State - plea, scrivener's error

Simmons v. State - competency hearing

James v. State - double jeopardy, sentencing

Taylor v. State - sentencing, unsworn statement

[Stein v. Charles](#) - fraud on the court

Fifth District Court of Appeal - Daytona Beach

[Otero v. Arcia](#) - dismissal, legal malpractice

[DOR v. Amico](#) - child support, modification

[Duxbury v. State](#) - murder, suppression

[Wallace v. State](#) - postconviction relief

[Breger v. Robshaw](#) - proposal for settlement

[Winter Green v. Ware](#) - injunction, HOA board

[JW v. State](#) - juvenile; conviction, sentence, written findings

[Collazo v. State](#) - scrivener's error

[Safepoint Ins Co v. Schmitz](#) - appellate jurisdiction, stay

[Dunbar v. State](#) - pro se, Spencer bar

[McCaffrey v. Ashley](#) - stalking injunction

[Buffardi v. Citizens](#) - concession of error

[Rivera v. State](#) - postconviction relief

[Younkin v. Blackwelder](#) - certified question, certiorari; discovery, expert payments, CME

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