

# Florida Appeals Court Decisions: Week of January 28 - February 1, 2019

February 02, 2019

## U.S. Eleventh Circuit Court of Appeals

*Yarbrough v. Decatur Housing Auth* - rehearing en banc

*US v. Munksgard* - sufficiency of evidence, ID theft

*Lewis v. Alabama* - rehearing on banc

*Lopez v. US* - immigration

## Florida Supreme Court - Tallahassee

No decisions this week.

## First District Court of Appeal - Tallahassee

*Roberts v. State* - citizen's arrest

## Second District Court of Appeal - Lakeland

*JAD v. KMA* - child support

*Lennon v. Lennon* - marital dissolution, child support

*Hanania v. State* - postconviction relief

*Walker v. US Bank* - appellate jurisdiction

*Bitetzakis v. Bitetzakis* - probate, will, execution

*2017 Bell Ranch v. Burrill* - foreclosure, surplus funds

*Gundel v. AV Homes* - certiorari, class action, SLAPP suit

*Patterson v. State* - prisoner, transcript requests

## Third District Court of Appeal - Miami

*Delgado v. Miller* - certiorari, psych exam, paternity

*State v. Espinoza* - money services registration, laundering

*Hughes v. Mid-Continent Cas* - appellate jurisdiction, final orders

*RSB Ventures v. Berlowitz* - replacement counsel, preparation time

*Miami Bch Club v. RDR* - condo association, attorney's fees, costs

*SH v. State* - evidence, photograph, confession, hearsay

*Nationstar v. LHF Hudson* - foreclosure, limitations, estoppel

*Maya v. Deutsche Bank* - trial court jurisdiction, post-judgment

*Troiike v. Troiike* - timesharing, mootness, temporary support

*Blakely v. First Protective Ins* - appraisal

*Bus Tele Servs v. Madrigal* - certiorari, discovery, surveillance video

*Laptopplaza v. Wells Fargo* - appellate jurisdiction, final order, fees as damages

*Cat Cay Yacht Club v. Diaz* - certiorari, punitive damages

*Fratangelo v. Coosemans* - order enforcing settlement

## Fourth District Court of Appeal - West Palm Beach

*Berrocales v. State* - withdrawal of plea; driver's license revocation

*State v. Walk* - sentencing; probation; jurisdiction

*Davis v. Bailyson* - s. 57.105; attorney's fees

*Katz v. Frank, Weinberg & Black* - attorney participation fee; public policy

## Fifth District Court of Appeal - Daytona Beach

*Moody v. Newton* - dissolution; engagement ring, marital asset

*US Bank v. Bell* - foreclosure, dismissal

*Coachwood Colony v. Kironi* - surface water, nuisance; reasonable use rule

*JA v. School Bd of Brevard Cty* - school expulsion, alcohol

*O'Hare v. State* - child pornography, suppression

*Dabbelt v. Deutsche Bank* - foreclosure, corrected judgment

*Hall v. Hall* - dissolution; certiorari, discovery, non-party

*Belniak v. McWilliams* - taxation of costs, expert witness fees

*DCF v. Ross* - certiorari, commitment

*CapitalSource Intl v. Pitsoulakis* - service of process, dismissal

*Andrews v. State* - sentencing

*Williams v. State* - *Spencer* bar, pro se filings

*Mann v. State* - ineffective assistance, appellate

*Gonzalez v. Gonzalez* - *Spencer* bar, pro se filings

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