

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

November 23, 2019

U.S. Eleventh Circuit Court of Appeals

Daker v. Jackson - § 1983, PLRA, 1st Amendment

Cordoba v. DirecTV - TCPA, class cert

US v. Achey - conspiracy to distribute

Demartini v. Town of Gulf Stream - § 1983, 1st Amendment, probable cause

Florida Supreme Court - Tallahassee

Calhoun v. State - capital case, post-conviction relief

Rodgers v. State - capital case, post-conviction relief

First District Court of Appeal - Tallahassee

Trahan v. State - *Williams* rule

Blue v. Weinert - independent contractor status

Suzuki Motor v. Winckler - certiorari, apex doctrine, certified question

Craven v. State - prohibition, Stand Your Ground immunity

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Dickerson v. State - post-conviction relief

Thomas v. State - post-conviction relief

Faulk v. State - post-conviction relief

Goodman v. State - sexual battery, jury instructions

Phillips v. Tyson Foods - workers' compensation

FNMA v. Godwin - appellate jurisdiction, untimely 1.540 motion

Roderick v. State - post-conviction relief

Underwood v. Alford - *Applegate* affirmance

Johnson v. RAAC - appellate jurisdiction, untimely filing

Crispin v. Orlando Rehab Grp - workers' compensation

Second District Court of Appeal - Lakeland

Brady v. State - excusable homicide, instruction, certified question

Torres v. State - sentencing

Love v. State - sentencing

Wilson v. State - certiorari, probation modification

Simon v. State - sentencing

KTB v. State - confession, corpus delicti

DCF v. SM - shelter

MS v. DCF - dependency

Third District Court of Appeal - Miami

Castella v. Stewart - educator's certificate, suspension

Mattress One v. Sunshop Props - service of process

Caceres v. Merco Grp - forum non conveniens

1601 Bay v. Wilmington Sav - foreclosure, rehearings

Galvan v. DOH - nursing license revocation

Rodriguez v. State - plea withdrawal

Dlin v. Dlin - venue, marital dissolution

Villalona v. State - sentencing

BB&T v. Hesed Inv - lack of prosecution

Fourth District Court of Appeal - West Palm Beach

Hunt v. State - opinion testimony

Naked Lady Ranch, Inc v. Wycoki - judicial deference

Searcy v. State - factual findings

Hopkins v. State - comment on right to remain silent

Whittaker v. State - notice, restitution hearing

Mantilla v. Fabian - fraud, contractual release

Scott v. State - sentencing

Forest v. Kohl - settlement agreement, finality

Iglehart v. Mitbank USA - arbitration, waiver

Hicks v. Hicks - indirect civil contempt

Franklin v. State - postconviction relief

Sylvestre v. State - competency evaluation, video recording

Fifth District Court of Appeal - Daytona Beach

Singer v. State - murder, continuance, expert report

Negedly v. Smith - medical expenses, substantial evidence

Rodriguez v. Bank of America - foreclosure, continuance, admissions

Ruiz v. State - vehicular homicide, substantial evidence

Sanders v. State - post-conviction relief

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