

Florida Appeals Court Decisions: Week of November 21 - 25, 2022

November 23, 2022

U.S. Eleventh Circuit Court of Appeals

Del Valle v. Trivago GMBH - Helms-Burton Act, standing, personal jurisdiction

Garcia-Bengochea v. Carnival Corp - Helms-Burton Act, concurrence

Marti v. Iberostar Hoteles - Helms-Burton Act, stay

Roy v. Ivy - deliberate indifference, unsworn affidavits

US v. B.G.G. - grand jury, limitations, dissent

Florida Supreme Court - Tallahassee

RJ Reynolds v. Burgess - petition dismissed, *Engle* progeny

Philip Morris v. Chadwell - granted, quashed, remanded; *Engle* progeny

Miller v. RJ Reynolds - petition denied, *Engle* progeny

Philip Morris v. Duignan - granted, quashed, remanded; *Engle* progeny

First District Court of Appeal - Tallahassee

Thomas v. State - competency, sentencing

UF Trustees v. Rojas - sovereign immunity, university, Covid response, certified question

Edwards v. State - prohibition, Stand Your Ground

Second District Court of Appeal - Lakeland

State v. Williams - sentencing

Third District Court of Appeal - Miami

Mays v. State - jury selection, peremptory strike

Del Rio v. Russell Eng'g - premises liability, summary judgment

Carus v. Cove at Isles at Bayshore - service of process

McClenney v. State - postconviction relief

Abad v. Lacalamita - punitive damages, independent tort rule

Caso v. State - sentencing

Fourth District Court of Appeal - West Palm Beach

Barker v. State - restitution; fine, surcharge

Siojo v. Overseas Manpower - default judgment

Walter Walls v. Bright Prop - dismissal as sanction, findings

Rodriguez v. HSBC Bank - foreclosure, service of process

Goldbach v. State - voir dire, closing argument, golden rule

Cardarelli v. Cardarelli - martial dissolution, equitable dissolution

Lugassy v. United Prop - insurance, first-party bad faith, § 624.155

McElroy v. FPL - temporary injunction, easement, pleading

Allen v. State - probation revocation

Fifth District Court of Appeal - Daytona Beach

Kidwell Grp v. ASI Pref Ins - insurance; assignment, standing, § 627.7152

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