

Florida Appeals Court Decisions: Week of October 31 - November 4, 2022

November 04, 2022

U.S. Eleventh Circuit Court of Appeals

Greene v Ga Sec of State - mootness, congressional eligibility

US v. FEB Co - Submerged Land Act

Florida Supreme Court - Tallahassee

Morgan v. State - rule 3.800, illegal sentence

First District Court of Appeal - Tallahassee

Finch v. Finch - § 61.16, family law appellate fees, process

Wyatt v. Polk Commr's - workers' compensation

Stabler v. Spicer - visitation, mediation agreement, nonparent, privacy clause

Talley v. In re: Heekin - certiorari, discovery, nonparties

Smith v. Santa Rosa CI - appellate jurisdiction, untimely 1.540 motion

Nat'l Youth Adv Prog v. KG - certiorari, discovery, privacy

Delasol v. Vojtiskova - appellate jurisdiction, finality upon condition

Davis v. State - mandamus, duty to rule, mootness

Grant v. Holland - belated appeal

HOA Problem Solutions v. RLT IRA - certiorari, standard

Manso v. SE Personnel Leasing - certiorari, standard

Second District Court of Appeal - Lakeland

TH v. State - delinquency, remote hearing

Progressive v. Hillsborough Ins Recov - insurance, appraisal

Bright v. State - probation revocation

Haingl v. La Puerta Del Sol CA - injunction, condo association

Menchillo v. State - Miranda

Hays v. Brenneman Bldg - construction lien

JK v. State - probation revocation

TDW v. State - probation revocation

Thinking Sys v. Wang - certiorari, documents, effective accounting

Third District Court of Appeal - Miami

Family Health Care v. Allstate - PIP, fee schedule, summary judgment

Villatoro v. State - postconviction relief

Zohar v. Asset Acceptance - default, vacatur

Morrison v. Z Roofing - default, vacatur

Vega v. State - belated appeal

Univision v. Lam - certiorari, SLAPP suit

Fourth District Court of Appeal - West Palm Beach

Harrell v. BMS Partners - strict products liability, exculpatory clause

JTJ v. State - probation revocation

Mech v. Brazilian Waxing - summary judgment; reasons for ruling

Off Lease Only v. Chariscar - default judgment, undisposed motion

State v. Darter - search and seizure, cell phone

Hansen v. MDLV - default judgment, active defense

Calway v. Calway - bankruptcy, automatic stay, debtor action

Baroff v. Baroff - rule 1.540, timeliness of appeal

Fifth District Court of Appeal - Daytona Beach

Johnson v. Johnson - dissolution, child support, equitable distribution

NCI v. Progressive Ins - car insurance, appraisal, waiver

State v. Sawyer - sentence, downward departure

Nicholas v. US Bank - foreclosure, attorney's fees

State v. Torres - certified question, rehearing, DUI, breath test

Fradera v. Fradera - dissolution, personal jurisdiction, waiver

Trustee Corp v. NW Baptist Church - dismissal, well-pled allegations

Hernandez v. State - postconviction relief

Charles v. Williams - timesharing, appellate jurisdiction

Scott v. State - postconviction relief

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