

Florida Appeals Court Decisions: Week of September 21 - 25, 2020

September 26, 2020

U.S. Eleventh Circuit Court of Appeals

USA v. Brown - vacating *this*, ordering en banc
Moffa v. Kapila - bankruptcy, notice of appeal
Rissell Trust v. Marchelos - bankruptcy, notice of appeal
Rissell Trust v. Kapila - bankruptcy, notice of appeal
Harper v. PPS - judicial impartiality, private probation
Fuller v. Carollo - appellate jurisdiction

Florida Supreme Court - Tallahassee

Guttenberg v. Sch Bd of Broward - sovereign immunity, single incident
Barnett v. DFS - sovereign immunity, single incident
In re Fla Prob R - amended forms

First District Court of Appeal - Tallahassee

Nairn v. State - habeas corpus
Hill v. State - unsealing affidavit
Dooly v. State - sentencing
Black v. State - postconviction relief
Anderson v. State - competency
Thach v. State - amending information in trial
Bailey v. DOR - administrative review, preservation
Johnson v. State - plea withdrawal, sentencing
Wright v. State - ineffective assistance, appellate counsel

Wilson v. DOC - prison discipline
Vitro Am v. Ngo - negligence, directed verdict
Sanchez v. Yellow Transp - workers' compensation
Williams v. State - sentencing, mootness
Stucks v. State - prohibition, res judicata
Cooper v. State - second-tier certiorari

Second District Court of Appeal - Lakeland

Duhamel v. Duhamel - marital dissolution, reopening case
LEB v. DDC - attorney disqualification
Lee Mem v. Hilderbrand - sovereign immunity
Lewis Tree Serv v. Asplundh Tree - certiorari, trade secrets
Shuler v. State - sentencing
Williams v. State - sentencing

Third District Court of Appeal - Miami

Hudson v. State - *Williams* rule
Miami-Dade v. Davis - Title VII, discrimination
Hunt v. SCI Funeral Serv - summary judgment, notice
Miami Bch v. Nichols - local code enforcement, severability
Oshana v. Destafano - rule 1.540, excusable neglect
Jones v. State - criminal contempt

Fourth District Court of Appeal - West Palm Beach

Plantation Open MRI v. Infinity - PIP insurance
Julien v. United Prop & Caus - civil remedy notice
Zeman v. State - postconviction relief
State v. Daley - reasonable suspicion
LB v. DCF - notice, guardianship

Fifth District Court of Appeal - Daytona Beach

Smith v. State - resentencing, different judge
Peterson v. Lebel - attorney's fees, fundamental error

Harmon Parker v. Santek Mgmt - contingency fee contract

State v. JJR - delinquency, extraordinary relief, timing

Zenker v. Lake Cty Clerk - mandamus; fine, imprisonment

Ruh v. State - postconviction relief

Cartwright v. State - *Spencer* warning, pro se

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