

Florida Appeals Court Decisions: Week of November 16 - 20, 2020

November 21, 2020

U.S. Eleventh Circuit Court of Appeals

Thai Meditation Association v. Mobile - zoning, RLUIPA, free exercise

Tracy v. FAU - employment, contract, retaliation, evidence

Young v. Grand Canyon - federal student loans, arbitration, borrow-defense claim

LaCourse v. Defense Support - DOSHA, preemption, government-contractor defense

USA v. Johnson - sufficiency, drug quantity, sentencing

Otto v. Boca Raton - freedom of speech

Harris v. R.J. Reynolds - tobacco, *Engle*-progeny

Gonzalez v. USA - writ of error coram nobis, removal

Florida Supreme Court - Tallahassee

Craft v. State - capital case, direct appeal

First District Court of Appeal - Tallahassee

Seacor Island Lines v. DBPR - pilotage rates, admin review, constitutional challenge

Wilson v. State - sentencing, certified conflict

Wilson v. State - sentencing, appealability

Louro v. State - armed trespass

State v. Rush - sentencing, downward departure

Rodgers v. Publix - premises liability

DCF v. AL - parental rights, termination

Lyles v. Guffey - timesharing

Soto v. AHCA - Medicaid lien, tort settlement

Domingo v. AHCA - Medicaid lien, tort settlement

Bailey v. Women's Pelvic Health - arbitration

Smith v. State - sentencing, statement against interest, closing argument

MV Sen Mgmt v. Redus Fla Hous - fees, wrongful act doctrine

Richardson v. State - habeas corpus

Williamson v. State - habeas corpus

McMillian v. State - *Williams* rule evidence

Riley v. State - child hearsay, *Williams* rule, sexual battery evidence

Waters v. DOC - mandamus, grievance timeliness

Blackwell v. State - postconviction relief

Thomas v. Jacksonville Sheriff - settlement enforcement

DS v. APD - crisis waiver, disability

de Carvalho v. Pereira - Hague Convention, child return

Frank v. DOR - county clerk funding, constitutional challenges

Praxair v. Celentano - workers' compensation

Studemire v. State - plea withdrawal

Second District Court of Appeal - Lakeland

Murphy Auto v. DOT - inverse condemnation

Buck v. Buck - child support

Wilkins v. State - scrivener's error

Romeo v. Romeo - timesharing change

Lopez v. State - speedy trial

Allen v. DCF - Jimmy Ryce, mootness

Third District Court of Appeal - Miami

BEO Mgmt v. Horta - worthless check, piercing corporate veil

Glover v. Vasallo - certiorari, severance

Piazenko v. Pier Marine Interiors - personal jurisdiction

MST v. Caribe Ins - foreclosure, redemption

Kopp v. State - identification testimony

Lavold v. Oracle Elev - § 57.105, findings

Etienne v. Irvin - default judgment

McClenney v. State - ineffective assistance, appellate counsel

State v. Boykins - certiorari, deposition

Fourth District Court of Appeal - West Palm Beach

Metellus v. State - probation condition

Quinn v. State - probation, criminal mischief

Triton Stone Holdings v. Magna Business - contract, essential terms

US Bank v. Petre - foreclosure, discovery answers

Iriarte v. Citizens Prop Ins - insurance, summary judgment

Moore v. State - sentencing

Olenchak v. State - postconviction relief

Fifth District Court of Appeal - Daytona Beach

Carver v. Berkstresser - attorney's fees, § 772.11, recovery from counsel

JB v. State - involuntary inpatient placement, substantial evidence

State v. Hart - suppression, warrants, probable cause

Collito v. State - habeas corpus; ineffective assistance, appellate

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