

Florida Appeals Court Decisions: Week of December 30, 2024 - January 3, 2025

January 03, 2025

U.S. Eleventh Circuit Court of Appeals *N Am Sugar v. Xinjiang Goldwind* - personal jurisdiction

Stalley v. Lake CI Warden - §1983, deliberate indifference
Florida Supreme Court - Tallahassee

No decisions this week
First District Court of Appeal - Tallahassee

DCF v. Herstein - employment, whistleblower retaliation, temporary relief

Szwec v. State - right to jury trial, waiver

Parker v. State - sentencing

Zimmerman v. Fin Portfolios - promissory note, evidence, ownership

Peterson v. State - reverse *Williams* rule evidence
Second District Court of Appeal - St. Petersburg

Hatcher v. State - double jeopardy

Glaubius v. State - plea withdrawal, double jeopardy, sentencing

CNJ Realty v. Yankiv - breach of contract, summary judgment

Illinois Union v. McGinley - insurance, jurisdiction to add insurer

Rouson v. DOR - child support

Quality Auto v. Ellis - personal jurisdiction

Smith v. Klapon - appellate jurisdiction
Third District Court of Appeal - Miami

Ruiz v. State - ineffective assistance of counsel, perjury

Garlobo v. State - statements of identification, accusatory narratives

Nixon v. State - ineffective assistance of counsel, cause challenge, concurrence

Essix v. State - competence to stand trial
Campo v. Uber Techs - vicarious liability, scope of employment
Grimes v. State - assault, evidence
Malakhov v. State - lay testimony, impairment
OM v. DCF - administrative hearing, timeliness
Wynne v. Friedmann - FDUTPA, puffery
Citizens v. Not - Daubert decision, jury instruction, invited error
Quesada v. Citizens - cause of damages, evidence
Citizens v. Escobar - expert opinion, impeachment
16:9 Cinema v. Brok - settlement agreement, insufficient record
Bandklayder Dev v. Sabga - construction defect, damages, proper measure
Leon v. Bustamante - anti-suit injunction, summary judgment evidence
Novoson v. Del Vista CA - settlement agreement, attorney's fees
Palm Bay Towers CA v. Marrazza - leave to amend, punitive damages
Speck v. Mejia - settlement agreement, parenting plan, timesharing
Johnson v. State - vouching, fundamental error
Salman v. Kendall - absolute immunity, insufficient record
Harel v. Kabel-X USA - preservation, exhibits
TW v. State - reasonable suspicion, BOLO
Powers v. Cava - dismissal with prejudice, failure to state claim
Alsaloussi v. Drummond - temporary injunction, evidence
Richman Three Lakes Dev v. Perez - vicious dog, constructive knowledge
Rosa v. State - certiorari, medical records
Leach v. State - habeas, manifest injustice
Sharp Ins Agency v. Solex Invs - certiorari, financial information

Pardes v. Pardes - prohibition, private judge, jurisdiction

Fourth District Court of Appeal - West Palm Beach

No decisions this week

Fifth District Court of Appeal - Daytona Beach

Andriotis v. State - vehicular homicide, recklessness, foreseeability
Holding Ins v. Am Integrity Ins - post-loss insurance, § 627.7152, assignment, standing
Watson v. State - Anders appeal, cost, written sentence
Miles v. State - Spencer warning, pro se

Gresham v. State - postconviction relief

Sixth District Court of Appeal - Lakeland

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