

# Florida Appeals Court Decisions: Week of December 31, 2018 - January 4, 2019

January 05, 2019

## U.S. Eleventh Circuit Court of Appeals

*Meders v. Warden* - postconviction relief, AEDPA

## Florida Supreme Court - Tallahassee

*Williams v. State* - self-defense, sentencing

*Glass v. Nationstar Mort* - appellate fees, prevailing party, voluntary dismissal

*Wheaton v. Wheaton* - settlement proposals, email service

*In re R Reg Fla Bar* - amended bar rules

*In re Fla Std Jury Instr (Crim)* - amended instructions

*Citizens v. Fla State BOE* - education, constitutional challenges, political questions

*Orange Cnty v. Singh* - elections code, preemption, home rule

*Reese v. State* - capital case, postconviction relief

*In re Fla Std Jury Instr (Contracts)* - corrected new instructions

## First District Court of Appeal - Tallahassee

*Teachman v. State* - confession; victim's relationship evidence

*Lockhart v. State* - sentencing, *Graham*

*CDC Cap v. MTGLQ* - Applegate affirmance

*Mullaly v. State* - sentencing

*Lewis v. State* - appellate jurisdiction, plea, need to reserve

*IAD v. DOR* - tax exemption, motion pictures, statutory interpretation

*Gay v. Gay* - marital dissolution, imputed income

*Signtronix v. Annabelle's* - forum selection clause  
*Balzer v. Ryan* - second-tier certiorari, tree damage  
*Pamphile v. State* - appellate jurisdiction, competency  
*Atkins v. State* - untimely prisoner appeal

## Second District Court of Appeal - Lakeland

*Crum v. State* - pro se disciplinary referral  
*Wilson v. State* - probation revocation  
*Crary v. Tri-Par Estates* - taxing district, rules, enforcement authority  
*Hammond v. State* - probation revocation  
*Kennon v. State* - postconviction relief  
*ERHM Ortho v. Edwards* - employment, prevailing party fees  
*KE v. DCF* - parental rights, termination

## Third District Court of Appeal - Miami

*RDS v. DCF* - parental rights, dependency, termination  
*Shands v. Marathon* - inverse condemnation  
*Diaz v. Casino Cafe* - summary judgment affirmance  
*Plummer v. State* - plea withdrawal  
*Thomas v. State* - postconviction relief

## Fourth District Court of Appeal - West Palm Beach

*KIS Group v. Moquin* - punitive damages; s. 768.72; fraud  
*ET v. DCF* - parental rights; due process  
*JD v. DCF* - dependency

## Fifth District Court of Appeal - Daytona Beach

*Strong v. State* - failure to show remorse, sentencing  
*State v. Butler* - murder, new trial  
*Bowe v. US Bank* - foreclosure, equitable estoppel  
*Honor v. State* - juvenile sentencing, murder

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