

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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