

# Florida Appeals Court Decisions: Week of August 26 - 30, 2019

August 30, 2019

## U.S. Eleventh Circuit Court of Appeals

*Schink v. Social Security* - Social Security  
*Tims v. LGE Comm Credit Union* - EFTA  
*US v. Taylor* - search and seizure  
*US v. Baptiste* - hearsay, sentencing  
*Regions Bank v. Legal Outsource* - ECOA  
*Davis v. Oasis Legal Finance* - forum selection, class action waiver  
*Salcedo v. Hanna* - TCPA, standing  
*In re Roth* - bankruptcy, sanctions  
*Marbury v. Warden* - § 1983  
*US v. Undetermined Quantities of Foods* - DSHEA

## Florida Supreme Court - Tallahassee

*Fla Bar v. Horton* - bar discipline  
*Harris v. Inch* - pro se sanctions  
*In re Bar Admissions* - amended rules  
*Williams v. State* - capital cases, transfer  
*In re Std Jury Instr (Contract)* - verdict, fiduciary duty  
*Williams v. Inch* - pro se sanctions

## First District Court of Appeal - Tallahassee

*Serrano v. State* - sentencing  
*Barnes v. State* - sentencing, trial court jurisdiction  
*Curl v. Roberts* - domestic violence injunction

*Snodgrass v. State* - postconviction relief  
*Van Bergen v. Koppel* - rule 1.540, evidentiary hearing  
*Mahoney v. Blue Mntn* - certiorari, discovery, privilege  
*Atkins NA v. Tally MH Parks* - foreclosure, reformation, evidence  
*Fleming v. Fleming* - marital dissolution, fees, life insurance  
*Godwin v. Hills Cnty* - workers' compensation  
*Collier Cnty v. DOE* - charter schools, constitutional challenges  
*Napier v. Riviera Bch* - workers' compensation  
*Taylor v. Hogan* - special elections, notice, § 100.141  
*Suzuki v. Winckler* - certiorari, letter rogatory, apex doctrine  
*Hester v. State* - postconviction relief  
*Arch Ins v. Lender Process'g* - appellate jurisdiction  
*DOH v. Florigrown* - medical marijuana, certified question

## Second District Court of Appeal - Lakeland

*Batterbee v. Roderick* - adverse possession  
*Hopson v. Deutsche Bank* - foreclosure, fees, standing

## Third District Court of Appeal - Miami

*Barrett v. Kapoor* - trust, construction, distribution  
*Ancla Int'l v. Tribeca* - personal jurisdiction, arbitration, contract  
*Carballo v. State* - sentencing  
*NICA v. Jimenez* - NICA, bifurcation  
*Bch Towing v. Sunset Land* - restrictive covenant  
*Stone v. Germann* - injunction, notice  
*CM v. State* - delinquency, disposition  
*State v. Brena* - sexual offender registration  
*State v. Hernandez* - sexual offender registration  
*Lopez v. S Audio Visual* - certiorari, claim bifurcation

## Fourth District Court of Appeal - West Palm Beach

*Luongo v. State* - joining charges  
*RJ Reynolds v. Schlefstein* - comparative negligence  
*Valencia Reserve HOA v. Boynton Beach Assoc* - working fund contributions  
*Cappola v. Cappola* - agreement, child's best interests  
*Grace & Naeem Uddin v. Singer Architects* - duty of care, architect

*Imperial Capital v. Tradewinds* - personal jurisdiction

*Rosales v. Bradshaw* - recusal, personal relationship

*JR v. State* - jurisdiction

# Fifth District Court of Appeal - Daytona Beach

*Gresham v. State* - murder, competency, concession of error

*Cote v. State* - probation violation, hearsay, concession of error

*Bailey v. Gravel* - damages, substantial evidence

*Promise Hospital v. Pringley* - certiorari, ex parte employee communications

*McCloud v. State* - postconviction relief, right to counsel

*Greene v. State* - rehearing, sentencing

*Watkins v. State* - double jeopardy

*Philpot v. State* - *Spencer* bar, pro se

*Cabana Key v. Schofield* - condo association, repairs, injunction

*Chappell v. State* - postconviction relief

*Nemours Foundation v. Arroyo* - certiorari, attorney-client privilege

*Cuylar v. State* - postconviction relief

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