

Florida Appeals Court Decisions: Week of February 4 - 8, 2019

February 09, 2019

U.S. Eleventh Circuit Court of Appeals

Al-Rayes v. Willingham - RICO

Ray v. Ala DOC - stay of execution, RLUIPA

Paez v. Mulvey - qualified immunity

Florida Supreme Court - Tallahassee

No decisions this week.

First District Court of Appeal - Tallahassee

McGee v. McGee - lack of transcript; child support

Von Young v. State - burglary, robbery

Banks v. State - probation revocation

Forehand v. State - certiorari, circuit court appeal, dismissal

Lantz v. State - character evidence, homicide instruction, premeditation

Lagi v. State - appellate jurisdiction, psych evaluation denial

Rawson v. Rawson - alimony, child support, fees

Cassesus v. State - plea withdrawal

Lizzmore v. Lizzmore - alimony

Hutsell v. Hutsell - domestic violence injunction

Hill v. State - prohibition

Kanter Real Estate v. DEP - administrative review, oil well permit

Walker v. State - sexually violent predator, evaluation

Sarazin v. Sarazin - equitable distribution, alimony, fees

Barbesco v. State - postconviction relief

Fla Gas v. Johnson - eminent domain, fees
Giles v. State - ineffective assistance, appellate counsel
Pitts v. State - *Williams* rule, character evidence
Leonard v. State - postconviction relief
McCullum v. State - sentencing

Second District Court of Appeal - Lakeland

Matthews v. Matthews - equitable distribution
Verizon Wireless v. Bateman - arbitration
Pierce v. Pierce - trial court jurisdiction pending appeal
In re Butler - parental timesharing
ET v. DCF - dependency

Third District Court of Appeal - Miami

State v. Wong - certiorari, 12-person jury
Zurich v. Puccini - insurance, implied co-insureds, commercial lease
Gonzalez-Barrera v. Majorca Towers - injunction, condominium, pleading
Mendez v. Mendez Lopez - chapter 751, substitute parent
Alvarez-Reyes v. Fernandez-Gil - imputed income, alimony
MDXQ v. Miami-Dade - mandamus, county comprehensive plan
Golde v. Placentra - summary affirmance
Osechas v. Arcila - certiorari, punitive damages
Dade Truss v. Beaty - certiorari, work product, privilege log
EU v. DCF - summary affirmance

Fourth District Court of Appeal - West Palm Beach

Grosso v. HSBC Bank - foreclosure, attorney's fees
Yost-Rudge v. A to Z Props - homestead, marital property
Feliciano v. State - postconviction relief
Rincon v. State - false verification
Roussell v. Bank of NY - foreclosure, standing
Sirmons v. State - time served
Pagliari v. Pagliaro - ratification
Venezia v. JP Morgan - foreclosure, attorney's fees

RJ Reynolds v. Alonso - disqualification, ex parte communications

Fifth District Court of Appeal - Daytona Beach

RJ Reynolds v. Sheffield - certified conflict, *Engle*, punitive damages

Gould v. State - withdraw plea, ore tenus

Howitt v. State - DUI tests, refusal, suppression

Benabe-Rivera v. State - *Spencer* bar, pro se filings

Chaudhry v. Pedersen - dismissal, breach of contract, necessary party

Sanders v. State - probation, revocation

Espinoza v. State - sentencing

Barker v. State - *Spencer* bar, pro se filings

Denegal v. State - sentencing

JM v. State - concession of error

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