

Florida Appeals Court Decisions: Week of January 21 - 25, 2019

January 26, 2019

U.S. Eleventh Circuit Court of Appeals

Brewster v. Hetzel - habeas corpus

Flores-Panameno v. US - immigration

Perez-Zenteno v. US - immigration

Echols v. Lawton - § 1983, qualified immunity

Florida Supreme Court - Tallahassee

No decisions this week.

First District Court of Appeal - Tallahassee

Pierce v. Pierce - child support, findings

DOH v. TropiFlora - prohibition, exhausting admin remedies

McCray v. State - attempted felony murder, competency, costs

Gilliams v. State - cross-examination, murder, medical malpractice

Bussie v. State - probation revocation

Dailey v. Roth - repeat violence injunction

Joyner v. Worley - missing transcript, marital dissolution

AHCA v. Smathers - wholly favorable order, appellate jurisdiction

Johnson v. State - ineffective assistance, appellate counsel

Fales v. State - new trial standard, reconsideration

Northwood Assoc v. Ertel - contracts clause, single subject challenge

Second District Court of Appeal - Lakeland

King v. State - competency, jury instruction on insanity

Eastwood Shores v. DEO - MRTA, association, reviving covenants

Rector v. Rector - marital settlement agreement, enforcement

Harper v. GEICO - duplicate final judgment

Goudreau v. State - probation revocation

Sutton v. State - competency, relinquishment

Harris v. Gattie - certiorari, trial court pro se sanctions

State v. Lawrence - postconviction relief

Third District Court of Appeal - Miami

JA v. Housel - habeas corpus

WD 19790 v. Dan Trust - temporary injunction, trespass

Lee v. Lee - probate, order striking disclaimer

Musi v. Credo - unpled damages claims, real property, loss of use

People's Trust Ins v. Garcia - insurance appraisal

Smith v. State - reasonable doubt instruction

Charry v. Torres - intervention

Dalkeith v. State - trespass in conveyance, sentencing

CY v. State - assault, sentencing

Villella v. Ansin - certiorari, discovery temporary denial

Johnson v. State - pro se sanctions

Fourth District Court of Appeal - West Palm Beach

Cammalleri v. State - civil lien; rehearing

Ramos v. State - recanting witness

Henry v. State - grand theft; contact information

Arch Ins v. Kubicki Draper - standing, privity exceptions

Deutsche Bank v. Harris - standing; condition precedent

Nelms v. State - sentencing

State v. Fonseca - DUI, identification

Shade v. State - double jeopardy

Mercantil Bank v. Pazmino - foreclosure, money judgment

Fifth District Court of Appeal - Daytona Beach

Recco v. State - molestation; cross-examination of victim, prior inconsistent statements

Floyd v. Bank of America - foreclosure, attorney's fees, standing
Walker v. State - withdraw plea, good cause
Middleton v. Asher - summary judgment; trip and fall, open and obvious
Padilla v. State - probation revocation, written order
Davis v. Karr - med mal, presuit requirements
Mitchell v. State - corrected opinion; probation revocation, written order
Archie v. State - sex offender probation, violation
Byers v. Bank of NY - foreclosure, constructive service; appellate jurisdiction
Riggenbach v. Rhodes - certiorari; med mal, presuit requirements
Crum v. State - habeas corpus, *Spencer* warning

Related Practices

[Appellate & Trial Support](#)

©2024 Carlton Fields, P.A. Carlton Fields practices law in California through Carlton Fields, LLP. Carlton Fields publications should not be construed as legal advice on any specific facts or circumstances. The contents are intended for general information and educational purposes only, and should not be relied on as if it were advice about a particular fact situation. The distribution of this publication is not intended to create, and receipt of it does not constitute, an attorney-client relationship with Carlton Fields. This publication may not be quoted or referred to in any other publication or proceeding without the prior written consent of the firm, to be given or withheld at our discretion. To request reprint permission for any of our publications, please use our Contact Us form via the link below. The views set forth herein are the personal views of the author and do not necessarily reflect those of the firm. This site may contain hypertext links to information created and maintained by other entities. Carlton Fields does not control or guarantee the accuracy or completeness of this outside information, nor is the inclusion of a link to be intended as an endorsement of those outside sites.