

# Florida Appeals Court Decisions: Week of June 10 - 14, 2019

June 15, 2019

## U.S. Eleventh Circuit Court of Appeals

*US v. Cooper* - confrontation clause, confession, sentencing

*Landau v. Roundpoint Mortg Serv* - RESPA

*Finnegan v. IRS* - tax fraud

*US v. Fox* - sentencing

*Salmeron-Salmeron v. Warden* - habeas corpus, asylum

## Florida Supreme Court - Tallahassee

*Jackson v. State* - pro se sanctions

*Fla Ind Power Users v. Brown* - rate adjustment, solar costs

*Shine v. State* - sentencing

## First District Court of Appeal - Tallahassee

*Hicks v. State* - Stand Your Ground, plea, dispositive challenge

*Lafleur v. Arbor Holding* - workers' compensation

*Fletcher v. State* - prohibition, Stand Your Ground

*Mency v. State* - Stand Your Ground, procedure

*Dixon v. State* - jail credit, mootness

*Jackson v. State* - sentencing

*Ross v. Jacksonville* - police pursuit, sovereign immunity, recklessness

*Reese v. State* - postconviction relief

*Bell v. State* - sentencing

*Ledsome v. State* - probation revocation

## Second District Court of Appeal - Lakeland

*Holley v. DOR* - child support

*Hunt v. SunTrust* - attorney's fees, premature award

*Fla Peninsula Ins v. Newlin* - new trial standard

*Lolli v. SunTrust* - foreclosure, damages, evidence

*Ward v. State* - criminal restitution

*Jerrels v. Jerrels* - wrongful death, parental immunity, insurance exception

*Carpenter's v. Estate of Curry* - certiorari, punitive damages

## Third District Court of Appeal - Miami

*Thourtman v. Junior* - habeas corpus, preliminary *Arthur* hearing

*Thomas v. Cromer* - trial court rehearing, hearing requirement

*Citizens v. Sampedro* - sovereign immunity, additional authority on reconsideration

*Trainor v. Cisneros* - timesharing, child support

*Erorentals v. Yu* - attorney's fees, entitlement

*FBK Assoc v. Tew Cardenas* - legal malpractice

*Williams v. State* - standard instruction 3.7, omission

*Fla Wellness v. Feldman* - second-tier certiorari, attorney's fees, law of the case

*Cadet v. State* - sentencing

## Fourth District Court of Appeal - West Palm Beach

*Williams v. Prepared Ins* - discovery sanctions; producing witness for deposition

*Deutsche Bank v. Page* - foreclosure; dismissal; attorney's fees

*Sherrer v. Hollingsworth* - medical malpractice; informed consent instruction

*Perera v. Diolife* - oral modification; contract; damages; benefit of bargain

*Ricci v. Ventures Trust* - foreclosure; federal removal; remand; case jurisdiction

*Hoch v. Loren* - defamation; cease and desist letter; publication to client

*Accardi v. Accardi* - marital dissolution; alimony; contempt

*Leon v. Pena* - open and obvious danger doctrine

*American Airlines v. Cimino* - *in camera* inspection; waiver of privilege

*Simeone v. State* - veterans' court; transfer

*Orthopedic Ctr of South Fla v. Sode* - expert financial discovery; affiliated entity

## Fifth District Court of Appeal - Daytona Beach

*Green Tree v. Simms* - foreclosure, payment evidence, records

*RJ Reynolds v. Lewis* - costs, experts, prejudgment interest

*Enlow v. Wright* - legal malpractice, accrual, four corners rule

*Hall v. Hall* - certiorari, discovery denial

*Anderson v. State* - pro se sanctions

*McCormick v. Salfity* - second-tier certiorari, condo damage claim

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