

Florida Appeals Court Decisions: Week of June 17 - 21, 2019

June 22, 2019

U.S. Eleventh Circuit Court of Appeals

Hinson v. Bias - § 1983, qualified immunity

Silberman v. Miami Dade Transit - ADA, Rehab Act

Gogel v. Kia Motors Mfg - en banc

Mihelick v. US - tax

Whatley v. Warden - habeas corpus

Florida Supreme Court - Tallahassee

No decisions this week

First District Court of Appeal - Tallahassee

EP v. DCF - parental rights, termination

Lowery v. State - shaken baby, *Williams* rule, jury instructions, limiting closings

Angelo v. Parker - class certification, FDUTPA

Martin v. Martin - equitable distribution

Morales v. State - search and seizure, chat room

Pollard v. State - prohibition, Fifth Amendment, password disclosure

Abreu v. Riverland - workers' compensation

Second District Court of Appeal - Lakeland

Braden Woods HA v. Mavard - qualified immunity, official capacity, exhausting remedies

Richardson v. State - postconviction relief

Babic v. State - postconviction relief

SC v. DCF - parental rights, termination
Pierrelouis v. Pierrelouis - UCCJEA, appealability
Lawrence v. State - jailhouse confession, admissibility
Contreras v. State - probation revocation
Hollis v. Hollis - child custody, timesharing

Third District Court of Appeal - Miami

Gonzalez v. State - theft, sentencing
Velasquez v. Herman - civil conspiracy
Molina v. Perez - alimony
Laptopplaza v. Wells Fargo - mortgage, inflating amounts due
Reyes v. State - animal cruelty
Khata v. Belova - general master, deference
Miccosukee Tribe v. Lewis Tein - settlement proposal, good faith
Brown v. Brown - child support, identity theft claim
YS Catering v. Attollo Part - contract dispute
Westbrook v. State - scrivener's error
Opko Health v. Lipsius - securities, related federal action, stay of proceedings

Fourth District Court of Appeal - West Palm Beach

Ayos v. State - sentencing, costs
CC v. State - DJJ recommendation, departure
Hurchalla v. Lake Point - tortious interference, free speech

Fifth District Court of Appeal - Daytona Beach

Rivera v. State - murder, cross examination
Shirley v. State - ineffective assistance
Piccinni v. State - sentencing, acceptance of responsibility
Smith v. Unum Life Ins - prejudgment interest; costs
Wilson v. State - murder, *Miranda*
Strong v. Underwood - medical record, admission
Ovenshire v. State - withdraw plea, appellate jurisdiction
State v. Avella - criminal dismissal
Parker v. Shelmar POA - summary judgment, safe premises

Rivers v. State- ineffective assistance
Anderson v. State - *Spencer* bar, pro se
Clingerman v. JF - certiorari, child custody

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