

Florida Appeals Court Decisions: Week of May 20 - 24, 2019

May 24, 2019

U.S. Eleventh Circuit Court of Appeals

Playnation Play Sys v. Velez Corp - trademark

Smith v. Ala DOC - habeas corpus

Long v. Fla DOC - stay of execution, res judicata

US v. Askins & Miller Ortho - preliminary injunction

Word v. Comm Futures Trading Comm'n - CEA, jurisdiction

US v. Babcock - search & seizure

Club Madonna v. City of Miami Beach - ripeness

Florida Supreme Court - Tallahassee

In re Evidence Code - *Daubert* returns

First District Court of Appeal - Tallahassee

Gaskey v. State - *Miranda*, right to counsel, confession

Vito v. State - plea withdrawal

Mallet v. State - postconviction relief

Halveland v. DOC - amending pleadings, relation back

Bordonaro v. Bordonaro - child support

Hicks v. DOC - mandamus, requirements

Second District Court of Appeal - Lakeland

Raff v. Citimortgage - attorney's fees, expert testimony

Wells Fargo v. Ordonez - tax on notes

Underwood v. State - trial court jurisdiction pending appeal

Lee Cnty Sch Bd v. State Farm - PIP benefits, sovereign immunity

Valencia Golf v. Comm'y Resource - prevailing party fees, dismissal, settlement

Matlacha v. Cape Coral - second-tier certiorari, standing, ordinance challenge

King v. King - equitable distribution

Third District Court of Appeal - Miami

Sea Vault v. Bermello, Ajamil - arbitration, sanctions

Pena v. Rodriguez - paternity

GEICO v. Perez - fees, costs, reversal following merits

Country Club v. Gracia - Applegate

Falsetto v. Liss - release, scope

Covenant Baptist v. Vasallo Constr - leaky roof, limitations

Alfonso v. Miami-Dade - mandamus, certiorari, trial court stay

Forte v. State - sentencing

Schwartz v. Banks - mandamus, certiorari, duty to rule

Fourth District Court of Appeal - West Palm Beach

Aragon v. State - lesser included instruction

State v. Hansen - false bomb threat

Venezia v. JP Morgan - foreclosure, attorney's fees

Taylor v. Price - petition for protection

RL v. DCF - termination of parental rights

Fifth District Court of Appeal - Daytona Beach

Amaro v. State - postconviction relief

SHP IV Island v. Boylan - compel arbitration, waiver

Beauchamp v. State - habeas corpus

White v. State - probation violation, written order

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