

# Florida Appeals Court Decisions: Week of November 11 - 15, 2019

November 16, 2019

## U.S. Eleventh Circuit Court of Appeals

*Brown v. US* - Hobbs Act, sentencing

*Pinson v. JPMorgan Chase* - FDCPA, FCRA

*Cambridge Christian Sch v. Fla High Sch Athl Assoc* - Establishment Clause

*Debernardis v. IQ Formulations* - FDCA, standing

## Florida Supreme Court - Tallahassee

*In re Judge Lemonidis* - judicial discipline

*In re Fla R Civ P* - amended rules, new amount in controversy requirement

*In re Fla Pro R* - amended rules

*In re Fla R Traffic Ct* - amended rules

## First District Court of Appeal - Tallahassee

*House v. State* - search and seizure

*Glover v. State* - belated appeal

*Olvera v. Hernandez Constr* - workers' compensation

*King v. State* - manslaughter, flounder gig

*Classy Cycles v. Panama City Bch* - scooter ordinances, preemption

*Premier Comm Healthcare v. Rivera* - workers' compensation

*Rice v. State* - accessory after fact

*Schroll v. Schroll* - alimony

## Second District Court of Appeal - Lakeland

*Lee v. Chmielewski* - insurance, settlement, acceptance

*Stacknik v. US Bank* - foreclosure, paragraph 22

*Villa Bellini v. Mancini* - corporate records, shareholders, inspection

*Deeson Media v. Tampa* - mandamus, city official, residency, mootness

*HR v. State* - probation, costs

*Allenbrand v. State* - search and seizure

*DACS v. Dellaselva* - eminent domain

*Berouty v. State* - closing argument

*Usry v. State* - reasonable doubt instruction

*Cox v. State* - juvenile sentencing

## Third District Court of Appeal - Miami

*Aquino v. State* - probation revocation

*Pujol v. State* - witness opinion on guilt, criminal mischief damages

*Perez v. Safepoint Ins* - fraud on the court

*Ruiz v. State* - postconviction relief

*Sanchez v. Sanchez* - rule 1.540, voidness, post-judgment orders

*Beiro v. State* - postconviction relief

*Garcia v. Publix* - slip and fall

*Farr v. State* - appellate jurisdiction, confidential informant

*ML v. DCF* - certiorari, reunification case plan

*Sams v. State* - pro se sanctions

*Jackson v. State* - habeas corpus

## Fourth District Court of Appeal - West Palm Beach

*Nationwide v. Muro* - proposal for settlement; preservation of error

*Suarez v. Suarez* - alimony; child support

*Harmon v. State* - sentencing

*Spires v. State* - sentencing

*German v. State* - sentencing, jurisdiction

*Pillay v. Public Storage* - exculpatory clause; commercial landlord, negligence

*Vergne v. Glidewell* - attorney's fees; property partition

## Fifth District Court of Appeal - Daytona Beach

*Fonger v. Nall* - auto collision, directed verdict

*Dosal v. State* - concession of error, double jeopardy

*Bauduy v. Adventist Health* - Amendment 7, section 395.0197(4), consistency

*Bayview Loan v. Cross* - attorney's fees, contract, fees for fees

*Martinez v. Lebron* - paternity, UCCJEA

*Reed v. State* - murder, burglary

*Reynosopena v. State* - sentence, youthful offender

*Smith v. State* - postconviction relief

*Niemi v. State* - sex offender probation, violation

*Washer v. State* - postconviction relief

*Poole v. State* - probation violation, written order

*DOR v. Rogers* - contempt, child support

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