

# Florida Appeals Court Decisions: Week of November 4 - 8, 2019

November 09, 2019

## U.S. Eleventh Circuit Court of Appeals

*Hunter v. City of Leeds* - §1983, excessive force, qualified immunity

*Holland v. Fla DOC* - habeas corpus, subject matter jurisdiction

*Center for Bio Diversity v. US Army Corps of Eng* - APA, NEPA, ESA

*Carruth v. Bentley* - §1983, qualified immunity

*In re Wright* - sentencing

## Florida Supreme Court - Tallahassee

*Fla Bar v. Schwartz* - attorney discipline

*Brant v. State* - capital case, postconviction relief

*Bell v. State* - capital case, postconviction relief

*In re Parenting Coord's* - amended rules

*In re Fla R Jud Admin* - amended rules

*In re Fla R App P* - amended rules

## First District Court of Appeal - Tallahassee

*Reager v. State* - sentencing, preservation of error

*Vowell v. State* - accessory after the fact

*Mongo v. State* - postconviction relief

*Smart v. State* - habeas corpus

*Lawson v. Bartley* - general magistrate, exceptions, hearing

*JAW v. State* - bomb scare hoax, false report

*Tsacrios v. Tsacrios* - nonmarital property, student loan

*Morris v. State* - postconviction relief

*Yon v. Yon* - equitable distribution

## Second District Court of Appeal - Lakeland

*Nichols v. State* - sentencing

*TD v. KF* - parental timesharing

*KE v. DCF* - dependency

*Barnett v. State* - double jeopardy

*Williams v. State* - sentencing

*BM v. State* - delinquency, firearm

*Ramos-Haddock v. State* - probation revocation

*LC v. State* - delinquency, false report

*Molina v. State* - sentencing

## Third District Court of Appeal - Miami

*Hedvall v. State* - murder, evidence

*Curry v. State - Richardson*, discovery violation

*Woodard v. State* - closing argument

*Publicidad Vapaco v. Mezerhane* - failure to prosecute

*Chesnick v. Dezer Dev* - breach of guarantee

*Owens v. DOC* - habeas corpus

*Wohlfeld v. Portofino Towers* - temporary injunction

*Blamey v. Menadier* - certiorari, attorney disqualification

*US Bank v. Zayas* - certiorari, discovery sanctions

*Darkins v. State* - habeas corpus

*JJN FLB v. CFLB* - certiorari, judicial disqualification

## Fourth District Court of Appeal - West Palm Beach

*Aslam v. State* - ineffective assistance, recapture period

*Kelly v. State* - imposed costs

*Nebergall v. State* - mistrial, motion in limine

*Smith v. State - Richardson* hearing, lesser-included offense instruction

*Forman v. Forman* - attorney's fees, findings

*Tison v. Clairmont Condo Assn* - attorney's fees, prevailing party

*AC v. DCF* - parental fitness evaluation

# Fifth District Court of Appeal - Daytona Beach

*Shinn v. State* - concession of error; written sentence, oral pronouncement

*Petit v. State* - child molestation, sentence

*Hegedus v. Willemin* - stalking injunction, substantial evidence

*Alexis v. State* - sentence, youthful offender probation

*McClain v. State* - *Spencer* warning, pro se

*Johnson v. State* - *Spencer* warning, pro se

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