

Florida Appeals Court Decisions: Week of September 30 - October 4, 2019

October 04, 2019

U.S. Eleventh Circuit Court of Appeals

US v. Rothstein - sentencing

Boston v. US - sentencing, ACCA

US v. Sheffield - restitution

US v. Sanchez - sentencing, ACCA

Bourdon v. DHS - immigration, APA

Muransky v. Godiva Chocolatier - en banc

Florida Supreme Court - Tallahassee

Dailey v. State - capital case, postconviction relief

In re Fla R Jud Admin - amended rules, confidentiality

First District Court of Appeal - Tallahassee

Peterson v. State - competency, fundamental error

Walker v. State - competency, fundamental error

Lynn v. State - postconviction relief

FWCJUA v. Am Residuals - workers' compensation

Knowlton v. Knowlton - marital settlement agreement, modification; preservation

Manhard v. State - leaving scene; preservation of error, *Williams* rule evidence

Mitchell v. Applebees - amended pleading, relation back

Reno v. Reno - certiorari, psychological evaluation

Geoppo v. State - postconviction relief

Second District Court of Appeal - Lakeland

Brown v. State - community control revocation

State v. Pharisien - prohibition, new trial

CCJ v. State - certified legal intern, consent

Rodriguez v. Avatar P&C - summary judgment, pending discovery

McCray v. State - sentencing

Lewis v. Innova - foreclosure, mootness, bankruptcy

Morell v. State - sentencing

Leka v. State - certiorari, medical records

Third District Court of Appeal - Miami

Sousa v. Zuni Transp - standing to sue; anti-assignment clause; tipsy coachman

Pizzi v. Miami Lakes - defense costs, city's legal representation policy

Robinson v. State - speedy trial

Guarantee Co v. Seawatch - suretyship

In re Caswell - probate, claim, timeliness

Lubin v. State - *Williams* rule evidence

Roif v. JP Morgan Chase - foreclosure, indorsement validity

Iglesias v. Iglesias - default judgment

Villalobos v. Martinez - expert relationship with firm

Moore v. State - postconviction relief

Foreman v. James - certiorari, workshop participation

Fourth District Court of Appeal - West Palm Beach

Strachan v. State - testimony playback; voir dire, limits

Mastec v. Morakis - directed verdict; comparative negligence, alcohol use

Fox v. State - sentencing

Mann v. State - similar crimes evidence

Parker Waichman v. RJ Reynolds - attorney's fees; contingency

Meldrum v. Bergamo-Meldrum - marital dissolution

Stoyka v. Grecz - slip and fall; post-incident medical records

Fifth District Court of Appeal - Daytona Beach

Vitiello v. State - boating, under influence; expert

Hummel v. Taft - auto negligence, new trial

Ihlefield v. State - scrivener's error

Moradi v. State - habeas; ineffective assistance, appellate

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

Mt Plymouth v. Lake County - second-tier certiorari, rezoning

Whitfield v. State - *Spencer* bar, pro se

Smith v. State - *Spencer* bar, pro se

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