

Florida Appeals Court Decisions: Week of September 9 - 13, 2019

September 13, 2019

U.S. Eleventh Circuit Court of Appeals

US v. Aseracare - False Claims Act, Medicare

US v. Waters - wire fraud

Ermini v. Scott - alcohol defense, golden rule, evidence

EEOC v. STME - ADA

Cahaba Riverkeeper v. EPA - APA, CWA

Suncoast Chiro Clinic v. Progressive - class cert

US v. Gillis - enticing a minor, expert testimony, soliciting kidnapping

Florida Supreme Court - Tallahassee

No decisions this week.

First District Court of Appeal - Tallahassee

Fla House v. Florigrown - legislative intervention, injunction

Jennings v. State - plea withdrawal

Johnson v. State - postconviction relief

Eady v. AHCA - Medicaid lien, tort settlement

CG v. RC - parental rights, termination, adoption

Keeter v. Wells Fargo - appellate jurisdiction, clerk's writ of possession

Hardy v. Hardy - marital dissolution, equitable distribution

Howard v. State - double jeopardy

Burkhalter v. State - postconviction relief

Moran v. State - conspiracy to murder, evidence

Newcomb v. State - conspiracy to murder, evidence

Salowitz v. State - sentencing
Dunn v. State - postconviction relief
Jones v. State - victim identification, preservation
Singleton v. State - sentencing
Bowden v. State - competency
Oliva v. Fla Wildlife Fed - Land Acquisition Trust Fund
CEFCO v. Odom - arbitration
Flowers v. State - postconviction relief
Jones v. State - sentencing
Brown v. State - postconviction relief, trial court jurisdiction

Second District Court of Appeal - Lakeland

Evans v. State - sentencing
Fitts v. Furst - homestead exemption, error, penalties
Brielmaier v. Furst - homestead exemption, error, penalties
Baldwin v. Henriquez - homestead exemption, portability
Awad v. Noufal - UCCJEA
Krueger v. Quest - premises liability, Florida Accessibility Code, duty
Shazam Auto Glass v. State Farm - second-tier certiorari, discovery

Third District Court of Appeal - Miami

Barnes v. State - opening statement, evidence not admitted; photos with guns
Castle Builders v. Quirantes - remittitur
Rios v. Quiala - equitable distribution; *Applegate* affirmance
DF v. State - sentencing
AC v. AHCA - Medicaid benefits, appellate standing, nonlawyer representation, pro bono assistance sought
Miami Bch v. Bch Blitz - second-tier certiorari, zoning, liquor store
OPKO Health v. Lipsius - certiorari, stay of proceedings
Angeles-Delgado v. Carrillo - certiorari, discovery, insurer relationships
Bock v. Vilma - prohibition, custody

Fourth District Court of Appeal - West Palm Beach

No decisions this week.

Fifth District Court of Appeal - Daytona Beach

TD v. State - property value

ARR Inv v. Bautista REO US - standing, promissory note

Alterisio v. State - PRR sentence

Underwriters at Lloyd's v. Sorgenfrei - compel appraisal

Erdman v. Erdman - dissolution, marital gift, valuation

Madison v. State - postconviction relief

Hernandez v. Cardenas - un rebutted evidence

Acevedo-Soto v. State - postconviction relief

Termitus v. State - sentencing

Jenkins v. MF - habitual truancy

Fla Guardian Ad Litem v. RV - termination of parental rights

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