

Florida Appeals Court Decisions: Week of April 13 - 17, 2020

April 18, 2020

U.S. Eleventh Circuit Court of Appeals

US v. Gomez - sentencing

In re Wild - CVRA

Barnett v. MacArthur - § 1983, immunity

Carroll v. Carnival Cruise - maritime tort, premises liability

Webster v. Dean Guitars - copyright, unfair competition, false endorsement

Florida Supreme Court - Tallahassee

Ponticelli v. State - capital case, postconviction relief

First District Court of Appeal - Tallahassee

AHCA v. Rodriguez - Medicaid reimbursement

MedPure v. DOH - marijuana licenses, constitutional challenges

Robinson v. Farah & Farah - pro se sanctions

LT v. State - certiorari, Marsy's Law

Newcombe v. State - postconviction relief

Pensacola Bch v. AFLIC - foreclosure, intervention, redemption

Pannell v. Escambia Sch Dist - workers' compensation

Hetherington v. State - *Williams* evidence

Beall v. State - *Nelson* hearing

Niles v. State - pro se sanctions

Chimale v. State - jail credit

Oliver v. State - firearm possession

Second District Court of Appeal - Lakeland

Valera-Rodriguez v. State - sentencing

Singer v. Eichler - marital dissolution, reopening judgment, new evidence

Skene v. Avatar P&C - premature suit

State v. Desange - reckless driving

Nishman v. Stein - paternity, fees

Fagen v. Fagen - certiorari, financial information, § 61.16

State v. Robinson - sentencing

Roesch v. Crosby - foreclosure, notice, ¶ 22

McVety v. McVety - stipulated costs

State v. James - sexual offender

Lauterbach v. Lauterbach - marital dissolution, residency requirement

TC v. State - probation

Yzaguirre v. State - Nelson hearing

Hepco Data v. Hepco Med - certiorari, discovery

Jefferson v. State - postconviction relief

Third District Court of Appeal - Miami

Yehezkel v. Aral - injunction, repeat violence

People's Trust v. Franco - insurance, election to repair

Graham Cos v. Amado - landlord duties

DG v. State - probation revocation

Jawaid v. DCF - disability benefits

State Farm v. Sanders - certiorari, disinterested appraiser, certified question

Leos v. Hernandez - child relocation

LC v. DCF - shelter petition, substance abuse evaluation

Hernandez v. Jackson Mem - appellate jurisdiction

Owusu v. Miami - certiorari, discovery denial

Fourth District Court of Appeal - West Palm Beach

Ayers v. State - competency; written order

Sherrod v. State - probation revocation

Brown v. State - hearsay; opening the door

Perrault v. Engle - child hearsay, corroboration

Jennings v. State - voir dire, comment on evidence; witness bolstering

PBC School Brd v. Bakst - charter school termination; attorney's fees

Carter v. Carter - marital dissolution; child support

Almodovar v. State - speedy trial

Puy v. State - Snapchat; threat, vagueness

Eugene v. State - double jeopardy; single homicide rule

State v. Cheeks - speedy trial

Campos v. Arana Auto Ins - taxation of costs

Singer v. Singer - sua sponte, transfer to another county

Pratt v. FLDOR - due process; notice of hearing

Fifth District Court of Appeal - Daytona Beach

Befanis v. Befanis - dissolution, modify, alimony

JC v. State - involuntary substance abuse treatment

Haar v. State - sexual battery, indigent defense cost

DOR v. Ashby - dismissal, prejudice

Spear v. State - certified question, conflict; ministerial error, post-judgment

Rojas v. State - *Anders* appeal, costs

Silbsby v. State - *Anders* appeal, costs

Stratton v. State - probation violation, evidence

Hernandez v. State - community control, written order

Wheeler v. State - *Anders* appeal, costs

Mansell v. State - criminal, costs

Chivese v. State - *Anders* appeal, costs

Henry v. State - criminal, costs

Murphy v. State - postconviction relief

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