

Florida Appeals Court Decisions: Week of August 10 - 14, 2020

August 14, 2020

U.S. Eleventh Circuit Court of Appeals

USA v. Campbell – search and seizure, waiver, vacating [this decision](#)

Higgs v. Costa Crociere - maritime, notice, adverse inference sanction

Lingeswaran v. Att’y Gen - immigration, asylum

USA v. Estradal - Cuban Adjustment Act, evidence

McKathan v. US - postconviction relief

USA v. Carter - sentencing, Armed Career Criminal Act

Gonzalez v. Ga Gov - district att’y vacancies, certified question to Ga Sup Ct

Patel v. Smith - qualified immunity, excessive force

SMILEDIRECTCLUB v. Battle - antitrust, state action immunity

USA v. Green - RICO, search and seizure, sentencing, voir dire, evidence

USA v. Hatum - forfeiture, money laundering

Adams v. St Johns Sch Bd - transgender rights, Title IX, equal protection

USA v. Henry - sentencing

Florida Supreme Court - Tallahassee

In re Fla R Civ P - amended cover sheet

Freeman v. State - capital case, postconviction relief

Atwater v. State - capital case, postconviction relief

First District Court of Appeal - Tallahassee

Locklear v. State - sentencing

Fudge v. State - Stand Your Ground

Tarantola v. Henghold - appellate jurisdiction

Crespo v. Watts - child support, imputed income

JRB v. DCF - appellate jurisdiction

BT v. DCF - termination, parental rights; preservation of error

ES v. DCF - dependency, child placement

Second District Court of Appeal - Lakeland

Higdon v. DCF - Jimmy Ryce Act

US Bank v. Engle - foreclosure, standing, notice, reformation

Hurley v. Lifsey - legal malpractice, limitations

Farman v. Deutsche Bank - contract breach, damages

Jacobs v. Jacques - contempt; § 61.16 fees, findings

Bent v. State - search and seizure

Rubino v. State - postconviction relief

Third District Court of Appeal - Miami

State v. Aaron - search and seizure

Mamonov v. Marrero - sexual violence injunction

Lagrandeur v. State - sentencing

Diaz v. Kasinsky - fees for fees

Wong v. State - evidence, Punisher logo

State Farm v. Long - insurance, appraiser; certified conflict, question

Lightner v. State - postconviction relief

Zur Inv v. Auslander - summary judgment

Ruiz v. State - probation revocation

Van Tran v. Deutsche Bank - rule 1.540, voidness, party substitution

Ortiz v. Ortiz - equitable distribution, alimony

Lloyd's v. Prime Holdings - insurance, forum non conveniens

Sundwall v. State - plea withdrawal

Am Res v. St Catherine - foreclosure, lost note, pleading; money lent

Fourth District Court of Appeal - West Palm Beach

Krapacs v. Bacchus - stalking injunction

KD v. State - retaining jurisdiction

Off The Wall & Gameroom v. Gabbi - arbitration, contract by minor

Deutsche Bank v. Harris - foreclosure, standing

Waldeck v. MacDougall - lack of prosecution

EJA v. State - restitution

[*Fettig's Constr v. Paradise Props*](#) - claim of lien, service of process

[*TL v. DCF*](#) - termination of parental rights

Fifth District Court of Appeal - Daytona Beach

[*Brevard County v. Obloy*](#) - injunction, building and fire codes

[*Osman v. Silverthorn HOA*](#) - injunction, HOA covenants, summary judgment

[*Paul v. Paul*](#) - dissolution, alimony, distribution, child support

[*Arrieta v. State*](#) - sentencing

[*Rodriguez v. State*](#) - robbery, burglary, double jeopardy; suppression

[*Niederkohr v. Kuselias*](#) - dissolution, distribution, dissipated marital assets

[*McDonald v. State*](#) - jail credit

[*Akers v. State*](#) - *Anders* appeal, scrivener's error

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