

Florida Appeals Court Decisions: Week of July 20 - 24, 2020

July 25, 2020

U.S. Eleventh Circuit Court of Appeals

Ga Elec Life v. Sandy Springs - standing, nonjusticiable claim

SEC v. Quiros - bar order, settlement

USA v. Hall - sentencing

Greater Birmingham v. Ala Sec of State - elections, voter ID

Carmichael v. USA - postconviction relief

Mosley v. Zachery - Eighth Amendment

Florida Supreme Court - Tallahassee

No decisions this week.

First District Court of Appeal - Tallahassee

Thorpe v. State - postconviction relief

Hawkins v. State - juvenile sentencing

Gorman v. State - sequestration

Joiner v. State - sentencing, appellate jurisdiction, favorable order

Gay v. State - mandamus

Banks v. State - habeas corpus

Powell v. State - sentencing

Love v. State - sentencing

LSG Sky Chefs v. Santaella - sentencing

Whiting v. State - sentencing

Arline v. State - habeas corpus

Brown v. Inch - mandamus

Second District Court of Appeal - Lakeland

Cabezudo v. State - probation revocation

Regions Bank v. Big Bend Inv - rule 1.540, void judgments

Third District Court of Appeal - Miami

Shoma Coral Gables v. Gables Inv - breach of contract, exculpatory provisions, fiduciary duties

Calana-Reinoso v. State - interpreters; community control revocation

Fla City v. Public Risk Mgmt - coverage, pre-membership claim; reinsurance, standing

Silva v. de la Noval - constructive trust

Pref Gov Ins Trust v. Aelion - workers' compensation lien, subrogation; § 57.105

Arbitrage Fund v. Petty - class certification, corporate governance, shareholder standing

Fayad v. Univ of Miami - amending pleadings, hospital services

Quinn v. DBPR - real estate license

Sosataquechel v. State - postconviction relief

GVK v. Levkovitz - independent tort, commercial loan, fiduciary duty

Graham Cos v. Shick Park - involuntary dismissal, lease guaranty

Nader + Museu I v. Miami-Dade College - rule 1.525, fees, timeliness

Wells Fargo v. Duque - rule 1.540, timeliness

Miami Bch v. Nichols - code enforcement board, fine limits

Castro v. Italo Lineante - loss of parental consortium, limitations, relation back

Scott v. State - mandamus, appearance waiver

Sosa v. Portilla - civil contempt

Murphy v. Collins - prohibition, judicial disqualification

United Auto v. Dr Rehab Cntr - second-tier certiorari

Fourth District Court of Appeal - West Palm Beach

Long v. State - sentencing

Broward v. CH2M Hill - s. 768.81, apportionment, damages

UOWEIT v. Fleming - proceedings supplementary, fraudulent transfer

Hawn v. State - impeachment, inconsistent statement

Emmitt v. First Transit - new trial, exclusion of evidence, preservation

Gentry v. State - hearsay, fundamental error

Merlien v. JM Family Enter - exculpatory clause, ambiguity

Romero v. Brabham - marital dissolution, relief from judgment, hearing

[*Rudnick v. Harman*](#) - marital settlement, presuit mediation, waiver

Fifth District Court of Appeal - Daytona Beach

[*Gilchrist v. State*](#) - remand, juvenile sentence

[*Constantin v. State*](#) - criminal, sentence

[*Cornerstone 417 v. Cornerstone Condo*](#) - dismissal; administrative remedies, exhaustion

[*Yanes v. OC Food*](#) - sex discrimination, public accommodation

[*Progressive v. Ferris*](#) - insurance, priority, UM coverage

[*Romero v. State*](#) - probation violation, willfulness, trespass, evidence

[*Hall v. State*](#) - sentence, concession of error

[*Johnson v. State*](#) - *Anders*; community control, special condition

[*Mountjoy v. State*](#) - *Spencer* bar, pro se

[*Lopez v. State*](#) - postconviction relief

[*Ellis v. State*](#) - *Spencer* bar, pro se

[*Galonska v. State*](#) - postconviction relief

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