

# Florida Appeals Court Decisions: Week of June 22 - 26, 2020

June 27, 2020

## U.S. Eleventh Circuit Court of Appeals

*Warren Tech v. UL* - safety standards compliance  
*Gardner v. Mutz* - confederate monument, constitutional challenges  
*Grochowski v. Clayton Cnty* - § 1983, inmate death  
*Bowling v. US Bank* - removal  
*USA v. Ross* - en banc, search and seizure, standing  
*USA v. Denson* - sentencing  
*USA v. Owen* - right to counsel  
*USA v. Caldwell* - robbery, identification, DNA  
*Gordon v. USAG* - immigration  
*Freedman v. MajicJack* - class action, securities, derivative/direct  
*EGI-VSR v. Mitjans* - arbitration, service, confirmation  
*Ruckh v. Salus Rehab* - False Claims Act, nursing care  
*USA v. Tigua* - sentencing  
*USA v. Singer* - Cuban exports  
*Gallardo v. Mayhew* - Medicaid reimbursement, AHCA

## Florida Supreme Court - Tallahassee

*Santiago-Gonzalez v. State* - capital case, postconviction relief  
*Owen v. State* - capital case, postconviction relief

## First District Court of Appeal - Tallahassee

*Bradwell v. State* - constructive possession, sentencing  
*Douglas v. Jones* - filing false records, AG attorneys, hourly rate

*Brown v. State* - robbery, sudden snatching  
*Burke v. State* - involuntary medication  
*KJ v. DCF* - parental rights, termination  
*Holton v. Holton* - domestic violence injunction  
*DOT v. Miami-Dade* - prohibition, constitutional challenge  
*Crapo v. Univ Cove* - ad valorem tax discount  
*Powell v. Woodard* - settlement agreement  
*Dampier v. Dampier* - equitable distribution  
*Russell v. Wells Fargo* - foreclosure, conditions precedent, evidence  
*Korkmas v. Onyx Creative* - FCCPA, debt, interest, fees  
*Chavez v. State* - sex offender registration

## Second District Court of Appeal - Lakeland

*Thelus v. State* - plea withdrawal, competency  
*Cusamano v. State* - probation revocation  
*Demare v. State* - entrapment  
*McCammond v. E Coast Props* - foreclosure, fees, due process  
*Tutt v. Hudson* - imputed income, marital dissolution, fees  
*White v. State* - postconviction relief

## Third District Court of Appeal - Miami

*Ceus v. State* - sentencing  
*Baptiste v. State* - *Allen* charge, invited error  
*Phillips v. Mitchell's Lawn* - sanctions, striking pleadings  
*Aanonsen v. Suarez* - independent tort doctrine  
*Aventura v. Stein* - red light cameras, citations  
*Tillman v. State* - self-defense, prosecutorial comment  
*People's Trust v. Lavadie* - insurance, appraisal, scope of work  
*Leyva-Lima Trust v. Lima* - appellate jurisdiction  
*Spivey v. State* - probation revocation  
*People's Trust v. Ortega* - insurance, appraisal  
*Pawley v. Marie* - domestic violence injunction  
*Yacht Club v. Palmetto Bay* - declaratory judgment, zoning  
*Dumerlus v. Wilmington Trust* - fundamental error, closing arguments  
*Anicet v. Inch* - habeas corpus  
*DCF v. State* - certiorari, mental health treatment  
*DM v. DCF* - parental rights, termination  
*Sayers Constr v. Timberline Constr* - personal jurisdiction

[Allied Tube v. Latitude on the River](#) - class action, defective fire sprinklers

# Fourth District Court of Appeal - West Palm Beach

[Logue v. Book](#) - en banc, First Amendment, social media, stalking

[Dawson v. Hernandez](#) - foreclosure, attorney's fees

[Preval v. State](#) - *Faretta* inquiry

[Kalivretenos v. State](#) - *Miranda*, comment on postarrest silence

[Liberty Mutual Ins v. Wolfson](#) - motor vehicle insurance, setoff, s. 627.727(1), settlement

[Wheeler v. State](#) - postconviction relief

[Stephanos v. Stephanos](#) - postnuptial agreement, marital dissolution

[Howard v. MMMG](#) - tribal sovereign immunity

# Fifth District Court of Appeal - Daytona Beach

[Barber v. Ghenassia](#) - domestic violence injunction, jurisdiction

[DeJesus v. State](#) - competency, sentencing

[Rollins v. State](#) - sentence

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