

Florida Appeals Court Decisions: Week of March 2 - 6, 2020

March 07, 2020

U.S. Eleventh Circuit Court of Appeals

Sargeant v. Hall - costs post-dismissal

Woods v. Ala DOC - stay of execution

Woods v. Warden - successive habeas corpus

Woods v. Warden - substitute counsel

Auto Alignment & Body v. State Farm - jurisdiction, antitrust

Florida Supreme Court - Tallahassee

Anderson v. State - reckless driving as lesser included

Smith v. State - capital case, postconviction relief

In re Std Jury Instr - standard jury instructions, new procedures

First District Court of Appeal - Tallahassee

Ray v. DOC - postconviction relief

Frederick v. FCOR - belated appeal, civil proceeding

Maddox v. DCF - Medicaid benefits, power of attorney

Hill v. State - sentencing, double jeopardy

State v. DMS - mootness

Casey v. DOC - mandamus, duty to rule

Lowry v. State - ineffective assistance

Santiago v. State - postconviction relief

Clark v. State - scrivener's error

Barber v. DOC - certiorari, post-conviction relief

Second District Court of Appeal - Lakeland

Heid v. FIGA - sinkhole claims, fees, certified question

Treadway v. State - sentencing, certified question

Heritage Found v. Estate of Schmid - probate, attorney's fees

Meyers v. Meyers - timesharing

Bryant v. State - sentencing

Christensen v. Christensen - MSA, contempt, fees

Donofrio v. State - oaths

Hock v. Triad Guar Ins - administrative dissolution, power to sue, en banc

Judy v. Judy - alimony

State v. Johns - sentencing

State v. JC - search and seizure

JP Morgan v. US Equity - rule 1.540, extrinsic fraud

Third District Court of Appeal - Miami

Lifshultz v. 20 Condo Ass'n - appellate jurisdiction

Law v. Law - MSA, interpretation

Beem v. Ferguson - Applegate affirmance, fees; prejudgment interest

Ottey v. Citizens - coverage, summary judgment

Pena v. Bi-Lo Holdings - spoliation, adverse inference, summary judgment

State Farm v. Ceda Health - certiorari, PIP benefits, judicial disqualification

Hotel Ass'n v. AirBnB - rule 9.100(d) petition, public records access

Concepcion v. State - habeas corpus

Zhou v. In re Chen - fees, inherent authority, notice

JG v. DCF - certiorari, custody

FCA v. DCF - certiorari, dependency

LC v. DCF - certiorari, dependency

Anchor P&C v. Yanes - certiorari, insurance, claim file discovery

Fourth District Court of Appeal - West Palm Beach

Bentrim v. Bentrim - marital dissolution, attorney's fees

Safeco Ins v. Heikka - s. 57.105, attorney's fees

PDK v. McConnell - shareholder agreement; oral modification

Beseler v. Avatar Prop - fraud on the court, sanctions, dismissal

Socol v. Socol - stipulation, attorney's fees; parental responsibility

Boucher v. Warren - temporary injunction, domestic violence

Ramsey v. State - competency hearing

Delorme v. State - sentencing

Howard v. Providence Cap - Rule 5-1.1, trust funds, injunctive relief

Ming v. NS FOA - judicial disqualification

Schwartz v. Bank of Am - foreclosure, law of the case, motion to vacate

Fifth District Court of Appeal - Daytona Beach

Richards v. State - remand, investigative costs

Smith v. State - sexual battery, interview, unfair prejudice

JN v. DCF - Medicaid assistance, substantial evidence

Register v. State - *Anders* appeal, corrected written order

Carter v. Bromberg - plenary guardian; due process, notice

CN v. IGC - certified conflict; timesharing modification, substantial evidence

State Farm v. Thompson - alternative dispute resolution, disinterested appraiser

Shoulders v. State - murder, sentencing, concession of error

Lewis v. State - *Spencer* warning, pro se

Terry v. State - *Spencer* warning, pro se

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