

# Florida Appeals Court Decisions: Week of May 4 - 8, 2020

May 09, 2020

## U.S. Eleventh Circuit Court of Appeals

*USA v. Russell* - firearm possession

*Andrews v. Warden* - sentencing, clemency

*Swain v. Junior* - prison, injunction, stay pending appeal

*USA v. Evans* - search and seizure

*USA v. McLellan* - firearm possession, police testimony

*Hollis v. USA* - sentencing

*Welch v. USA* - sentencing

*USA v. Benjamin* - narcotics

## Florida Supreme Court - Tallahassee

*Fla Bar v. Altman* - attorney discipline

*Barringer v. Haikitis* - pro se sanctions

*Hicks v. State* - pro se sanctions

*Franqui v. State* - capital case, postconviction relief

## First District Court of Appeal - Tallahassee

*Humphrey v. Humphrey* - magistrate referral, objection

*Kendall Health v. Public Health Trust* - hospital CON, mootness, fees

*CDC Cap Inv v. Bayview Loan Serv* - foreclosure, debt, evidence

*Barr v. State* - intent to sell, evidence

*Lexington v. James* - intervention

*Knight v. DOC* - indigency

*Wiley v. State* - sentencing

*Casey v. Inch* - pro se sanctions

*Saldana v. State* - postconviction relief

*Whitlock v. State* - domestic violence injunction

## Second District Court of Appeal - Lakeland

*Yaklin v. Yaklin* - domestic violence injunction

*State v. JJJ* - search and seizure

*Bybee v. State* - ineffective assistance, kidnapping, sentencing

*JW v. State* - public defender fee, costs

*Milledge v. State* - evidence, state of mind, self-defense

## Third District Court of Appeal - Miami

*Stephens v. State* - recalling witness, sentencing

*United Srv Auto v. Velez* - insurance, summary judgment, fees

*Estevez v. Citizens* - insurance, summary judgment

*Williams v. State* - burglary, evidence

*Miami-Dade v. Publix* - certiorari, zoning

*Katz v. Riemer* - certiorari, financial disclosures, harm

*Hernandez v. Ibrahim* - failure to prosecute

*Meyer Werft v. Humain* - personal jurisdiction

*BR v. DCF* - certiorari, mental exam

*Foreman v. James* - certiorari, custody, rehearing

*JJ v. DCF* - psychological exam

*Lee v. State* - pro se sanctions

*Transport Workers v. Cunningham* - prohibition, employment, PERC

## Fourth District Court of Appeal - West Palm Beach

*Phillip Morris v. Santoro* - *Engle* class, causation

*Maerssen v. Gerdts* - dissolution, equitable distribution

*Fields v. Toussie* - writ of bodily attachment

*Casanas v. State* - postconviction relief

*Scudder v. Scudder* - dissolution, timesharing

*Erlandsson v. Erlandsson* - guardianship

*Benedict v. Benedict* - dissolution, alimony

[Hoti v. US Bank](#) - relinquishment, removal

# Fifth District Court of Appeal - Daytona Beach

[Ladue v. State](#) - sentence, oral pronouncement

[Ianni v. Ianni](#) - dissolution, retroactive child support

[State v. Pierre](#) - special concurrence, suppression

[Sharp v. State](#) - assessed cost, section 318.18(11)(b)

[Bugg v. State](#) - criminal, improper closing, hearsay

[Echevarria v. State](#) - sentence, statutory maximum

[Huet v. DOR](#) - confession of error

[Reeves v. State](#) - *Spencer* warning, pro se

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