

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

November 07, 2020

## U.S. Eleventh Circuit Court of Appeals

*SCAD v. Sportswear* - remand to clarify judgment on appeal

*Teasley v. Warden* - postconviction relief, juror bias, juror non-impeachment

*TriNet v. USA* - FICA tax, withholding

## Florida Supreme Court - Tallahassee

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

*In re Judge Miller* - judicial discipline

## First District Court of Appeal - Tallahassee

*Noland v. Deerfield Bch* - workers' compensation

*Weston v. Weston* - prisoner, right to attend hearing

*Sunseeker Inv v. Enterprise Maint* - collateral estoppel

*Scheel v. State* - Stand Your Ground

*Am Zurich Ins v. Steel* - certiorari, standard

*Mack v. Mack* - domestic violence injunction

*Williams v. State* - habeas corpus, manifest injustice

*Louviere v. State* - evidence, prior convictions, reputation

*Kelsey v. State* - sentencing

*Helweg v. Bugby* - domestic violence injunction

*Lynne v. Landsman* - indirect civil contempt

*Miami Divers v. RAAC* - appellate jurisdiction

*Hartman v. DOC* - appellate jurisdiction

## Second District Court of Appeal - Lakeland

*Morgan & Morgan v. Pollock* - legal malpractice, collectability

*Lachman v. State* - admitted guilt, invited error

*Charles v. State* - verdict form, separate episodes

*Am Cap Assur v. Leeward Bay CA* - insurance appraisal

## Third District Court of Appeal - Miami

*Robinson v. State* - double jeopardy, single homicide rule

*Lanson v. Reid* - § 57.105 award

*ND v. State* - threatening communications, constitutional challenges

*Sheddf2-FL3 v. Penthouse S* - settlement, unconscionability

*Martinez de Castro v. Stoddard* - defamation, public official immunity

*ESJ II Op v. Domeck* - settlement proposal, good faith, due process

*Regions Bk v. Squitieri* - garnishment, exemption, hearing

*People's Trust v. Gonzalez* - appellate jurisdiction, certiorari, order to pay

*Citizens v. Carlyle Towers* - insurance appraisal

*Miami-Dade v. Miami Gardens Sq One* - COVID injunction, curfew, preemption

## Fourth District Court of Appeal - West Palm Beach

*Miller v. Henderson Machine* - pro se representation

*Cash v. Gagnon* - injunction, neighborhood interactions

*Devino v. 2436 E Las Olas* - easement appurtenant

*Langsetmo v. Metza* - contempt, exceptions

*Macedo v. State* - probable cause

*Bott v. State* - inconsistent verdict, aggravated assault

*Pride of St. Lucie v. Reed* - negligent security

*JB Investment v. Deutsche Bank* - foreclosure, damages, remand

*Clark v. State* - probation revocation

*Fettig's Constr v. Paradise Props* - mechanic's lien

*Joe v. State* - postconviction relief, newly discovered evidence

## Fifth District Court of Appeal - Daytona Beach

*Rotunda v. Rotunda* - dissolution, attorney's fees

*Aburoumi v. Espinosa* - retroactive child support, trial by consent

*Harvey v. Lifespace Communities* - compel arbitration

*Ballow v. State* - certiorari, probation modification

*Routhier v. Barnes* - *Younkin*, certified question; med mal, expert financial discovery

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