

Florida Appeals Court Decisions: Week of September 21 - 25, 2020

September 26, 2020

U.S. Eleventh Circuit Court of Appeals

USA v. Brown - vacating [this](#), ordering en banc

Moffa v. Kapila - bankruptcy, notice of appeal

Rissell Trust v. Marchelos - bankruptcy, notice of appeal

Rissell Trust v. Kapila - bankruptcy, notice of appeal

Harper v. PPS - judicial impartiality, private probation

Fuller v. Carollo - appellate jurisdiction

Florida Supreme Court - Tallahassee

Guttenberg v. Sch Bd of Broward - sovereign immunity, single incident

Barnett v. DFS - sovereign immunity, single incident

In re Fla Prob R - amended forms

First District Court of Appeal - Tallahassee

Nairn v. State - habeas corpus

Hill v. State - unsealing affidavit

Dooly v. State - sentencing

Black v. State - postconviction relief

Anderson v. State - competency

Thach v. State - amending information in trial

Bailey v. DOR - administrative review, preservation

Johnson v. State - plea withdrawal, sentencing

Wright v. State - ineffective assistance, appellate counsel

Wilson v. DOC - prison discipline

Vitro Am v. Ngo - negligence, directed verdict

Sanchez v. Yellow Transp - workers' compensation

Williams v. State - sentencing, mootness

Stucks v. State - prohibition, res judicata

Cooper v. State - second-tier certiorari

Second District Court of Appeal - Lakeland

Duhamel v. Duhamel - marital dissolution, reopening case

LEB v. DDC - attorney disqualification

Lee Mem v. Hilderbrand - sovereign immunity

Lewis Tree Serv v. Asplundh Tree - certiorari, trade secrets

Shuler v. State - sentencing

Williams v. State - sentencing

Third District Court of Appeal - Miami

Hudson v. State - *Williams* rule

Miami-Dade v. Davis - Title VII, discrimination

Hunt v. SCI Funeral Serv - summary judgment, notice

Miami Bch v. Nichols - local code enforcement, severability

Oshana v. Destafano - rule 1.540, excusable neglect

Jones v. State - criminal contempt

Fourth District Court of Appeal - West Palm Beach

Plantation Open MRI v. Infinity - PIP insurance

Julien v. United Prop & Caus - civil remedy notice

Zeman v. State - postconviction relief

State v. Daley - reasonable suspicion

LB v. DCF - notice, guardianship

Fifth District Court of Appeal - Daytona Beach

Smith v. State - resentencing, different judge

Peterson v. Lebel - attorney's fees, fundamental error

Harmon Parker v. Santek Mgmt - contingency fee contract

State v. JJR - delinquency, extraordinary relief, timing

Zenker v. Lake Cty Clerk - mandamus; fine, imprisonment

Ruh v. State - postconviction relief

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

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