

Florida Appeals Court Decisions: Week of April 26 - 30, 2021

May 01, 2021

U.S. Eleventh Circuit Court of Appeals

Raheem v. Warden - ineffective assistance of counsel

Fisher v. US - premise liability

Losch v. Experian - FCRA

US v. Riley - sentencing

US v. Pacheo-Romero - attorney fees

Salinero v. Johnson & Johnson - products liability, learned intermediary doctrine

Paresky v. US - jurisdiction, taxes, overpayment interest

Florida Supreme Court - Tallahassee

In re Fla R Civ P 1.510 - new summary judgment rule

CN v. IGC - timesharing, modification, concrete steps

First District Court of Appeal - Tallahassee

Haim v. State - identification, prejudicial evidence, sentencing

Louis v. State - lesser-included offenses, instructions

Strickland v. State Farm - summary judgment, mootness, apportionment

Bracht v. State - return of property

Ferguson v. State - postconviction relief

Abney v. State - postconviction relief

Scott v. DeSantis - election, ballot, mootness

Stokes v. Jones - prohibition, trust accounting, discovery

Davenport v. State - sentencing

Gibbs v. Gibbs - alimony modification, contempt

Houk v. State - double jeopardy

Seadler v. Marina Bay CA - jury selection

Seadler v. Marina Bay CA - § 768.79, appellate attorney's fees

Martinez v. State - postconviction relief

Turem v. DOC - appellate jurisdiction

Second District Court of Appeal - Lakeland

AH v. AB - child support, findings

JGJ v. JH - timesharing, contempt

Carnes v. State - sentencing

Stern v. US Bank - appellate jurisdiction

Idelson v. Carmer - parenting plan, modification, findings

Terrell v. State - jail credit

Hastings v. State - jail credit

Bean v. Response Ins - rehearing PCA

Fountain v. State - sexual abuse, prior inconsistent statement

Third District Court of Appeal - Miami

Royal Caribbean v. Spearman - final judgment, expert, remittur

Gregorian International v. Thormahlen - forum non conveniens

Priority Medical v. Allstate - summary judgment

Maxzak v. Walgreen - summary judgment, counterevidence

Advanced Physical Therapy v. Camrac - settlement proposal, fee cap

Casa Del Mar v. Key Biscayne Fire Rescue - certiorari, procedural due process

Barak v. ACS - sanctions

Geico v. Finlay - summary judgment

Nunez v. Aviv Air - summary judgment, commercial lease

Cruz v. Neely - probate, distribution order, standing

Fourth District Court of Appeal - West Palm Beach

Stewart v. State - plea withdrawal

Marchelos v. Adao - civil usury

Martinez v. State - restitution, theft

Emanuel v. Costco - consortium claim, costs

Thane v. Rose Acceptance - foreclosure, service, waiver

State v. Cremers - prosecution, costs

Coffy v. Coffy - child support, mediation agreement

Moncadagonzalez v. State - sentencing

Raja v. State - double jeopardy, merger, single homicide

Valby v. Valby - alimony, duration

Castro v. People's Trust Ins - insurance, s. 627.7011, repair

Villalba v. Villalba - timesharing, child support

Margate v. New Urban - sovereign immunity, land use

Sirgutz v. Sirgutz - Antenuptial Agreement, alimony, NY law

Coffield v. State - new charge, adversary preliminary hearing

Jing v. State - misdemeanor presence, resisting arrest

Quest v. Haynie - default, excusable neglect

Lake Pointe v. Coleman - status conference, dismissal, notice

Fifth District Court of Appeal - Daytona Beach

Velez v. Lafontaine - contempt; child timesharing, support

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