

# Florida Appeals Court Decisions: Week of August 2 - 6, 2021

August 06, 2021

## U.S. Eleventh Circuit Court of Appeals

*Pinnacle v. Pinnacle* - trademark

*Bell v. Broward Sheriff* - First Amendment retaliation

*US v. Carter* - sentencing

*Hakki v. VA* - APA

*Bulkwalter v. SS Comm'r* - disability benefits

*US v. Van Buren* - computer fraud

*Simpson v. US Atty Gen* - removal

*US v. Cordero* - supervised release

*Flock of Seagirls v. Walton Cty* - easements

*Boigris v. EWC P&T* - trademark

## Florida Supreme Court - Tallahassee

No decisions this week

## First District Court of Appeal - Tallahassee

*EK v. DCF* - parental rights, termination

*Tsuji v. Fleet* - probate, limitations period, certified conflict

*Schulte v. State* - sentencing

*Morris v. State* - Stand Your Ground

*GI Shavings v. Arlington Ridge* - environmental permitting, mootness

*Jackson v. Okaloosa Sch Bd* - fees, suspension by governor, separation of powers

*Brown v. US Bank* - Applegate affirmance

*Riverside Ave v. 1661 Riverside CA* - condominium, covenants, limitations

*KM v. DCF* - parental rights, termination

*Maxey v. State* - certiorari, timeliness

## Second District Court of Appeal - Lakeland

*JAR v. State* - public defender fee

*Marks v. Shafton* - equitable distribution

*Miller v. Green* - § 61.14, child support, challenge, timeliness

*Dibelka v. State* - sentencing, monetary obligations

*Aristidou v. State* - probation revocation

*Christopher v. Bank of Am* - foreclosure, vacatur, bankruptcy

## Third District Court of Appeal - Miami

*Nunez v. Universal* - directed verdict, breach, new trial

*Heritage v. Virginia Gardens Condo* - compel appraisal

*Garcia v. Evertz* - jurisdiction, untimely

*United v. Progressive Health* - summary judgment, affidavit

*Nelson v. State* - traffic infraction, subject matter jurisdiction

*Cole v. State* - postconviction relief, plea withdrawal

## Fourth District Court of Appeal - West Palm Beach

*Ford v. Boynton Beach* - probable cause, false arrest, wiretap

*200 Presidential Way v. BNY Mellon* - recording, mortgage assignment, notice

*VS v. DCF* - certified question, parental rights

*FGAP Invest v. A1 Body* - vehicle repair shop lien, standing

*Harrison v. Stratos* - state employee, immunity, bad faith

## Fifth District Court of Appeal - Daytona Beach

*Alvarez v. State Bd of Admin* - retirement assets, transfer

*State v. Miller* - postconviction relief

*Zalloum v. Bank of NY* - foreclosure sale; appellate dismissal, moot

*Martinez v. State* - Anders appeal, scrivener's error

*Brown v. Garcia* - injunction for protection, dissolution

*Tanner v. State* - Anders appeal, cost  
*Knight v. State* - Spencer warning, pro se

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