

Florida Appeals Court Decisions: Week of August 23 - 27, 2021

August 28, 2021

U.S. Eleventh Circuit Court of Appeals

Adams v. School Bd - en banc

Murugan v. US AG - asylum, torture

Hayes v. Fla DOC - habeas

Travelers v. McKenzie & Sons - coverage, *Coblentz* agreement

Mitchell v. Smith - qualified immunity, First Amendment

Bradley v. Benton - qualified immunity, excessive force

Black Voters Matter Fund v. Ga Secy of State - voting rights

Florida Supreme Court - Tallahassee

Hilton v. State - capital case, postconviction relief

Baptiste v. State - invited error doctrine, fundamental error

Nixon v. State - capital case, postconviction relief

In re Mediators - new rule, mediator qualifications

In re Fla R Crim P 3.212 - amended rule, competence

In re Fla R Civ P 1.280 - amended rule, adopting apex doctrine

First District Court of Appeal - Tallahassee

May v. State - expert, *Daubert*; evidence, audit reports

Thompson v. State - ineffective assistance, appellate counsel

State v. Johnson - speedy trial

JEA v. Zahn - arbitration

Spaulding v. Spaulding - lack of findings, marital dissolution, preservation; conflict

Wick v. Orange Park Mgmt - arbitration; certified conflict

Second District Court of Appeal - Lakeland

AC v. State - juvenile, restitution, fee

Hart v. State - sentencing

Bruno v. Moreno - timesharing, modification; contempt

Third District Court of Appeal - Miami

Cole v. Citizens - insurable interest, standing

Viera v. In re Aptito v. Zell - attorney sanctions

Rodriguez v. Dept Business & Prof Reg - construction, admin

United v. Rivero Diagnostic - summary judgment, accord and satisfaction

Geico v. Hialeah Diagnostics - summary judgment, coverage

New Life Rehab v. Mercury - summary judgment, dissolved corporation

United v. West Medical - summary judgment, treatment

Perez v. State - child support

Lugo-Fernandez v. Inch - postconviction relief

Seme v. State - postconviction relief

Ramirez v. State - postconviction relief

McGee v. State - postconviction relief

Fourth District Court of Appeal - West Palm Beach

Waterfall Victoria v. McDonald - foreclosure, waiver

Dieuvil v. Falcon Trace HOA - default, jurisdiction

Tate v. State - postconviction order, harm

Dawn Rene Holding v. World Jet - injunction, bond

Javan v. Seawinds South - arbitration

Allstate v. Sasso - PIP, fee schedule

TMW v. DCF - permanent guardianship, due process

Cordaro v. DHS - license suspension, certified conflict

Fifth District Court of Appeal - Daytona Beach

Smith v. State - *Spencer* bar, pro se

Colantonio v. Moog - unlawful detainer, lease

HFC Collection v. Alexander - fees, costs; enforce mandate

Schiedenhelm v. State - jail credit

DCF v. State - judgment, non-party, jurisdiction

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