

# 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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