

Florida Appeals Court Decisions: Week of August 9 - 13, 2021

August 14, 2021

U.S. Eleventh Circuit Court of Appeals

US v. Harris - Batson, trial rulings

US v. Akwuba - jury instructions, trial rulings

Simon v. SSA Comm'r - disability benefits

Support Working Animals v. Fla Gov - standing

Behr v. Campbell - Rooker-Feldman

US v. Coats - sentencing

Bradshaw v. FAA - procedural due process

Ridgewood Health Care v. NLRB - union activity

Florida Supreme Court - Tallahassee

No decisions this week.

First District Court of Appeal - Tallahassee

Walker v. State - principal instruction

Hightower v. State - postconviction relief

Muchhala v. DHSMV - second-tier certiorari, driver's license

Matthews v. Jacksonville - mandamus

Holifield v. Big Bend Cares - public records, open meetings

Richardson v. State - Faretta, cross-examination, kidnapping

Upton v. State - sentencing

Wooden v. Panama Bch - sovereign immunity

FWCC v. Hahr - sovereign immunity

Dukes v. State - postconviction relief

Simpkins v. State - pro se sanctions

Second District Court of Appeal - Lakeland

Gilbert v. State - evidence, Facebook messages, journal, closing

Marcario v. State - statute of limitations

Maas v. HSBC - criminal contempt

Castro v. Sun n Lake Sebring - foreclosure, rule 1.540

Juhl v. Juhl - rule 1.525, family law cases

EP v. Lakeland PD - virtual hearing, notice

Wright Ins v. Nationwide - bad faith, statute of limitations

Burns v. Lynwood Arnold - voluntary dismissal, subsequent order

Samaniego v. Samaniego - alimony

Iwanicki v. Safepoint Ins - insurance, premature suit, contract breach

OTI Fiber v. Centerstate Bank - contract breach

Watrous v. State - First Amendment, panhandling

Third District Court of Appeal - Miami

Couch v. State - postconviction relief

Izaguirre v. Sanchez - family law, relocate

Lenahan v. Lenahan - attorney's fees

Morikawa v. Castro - claim dismissal

Ransom v. Brocklin - custody, due process

Walls v. State - postconviction relief, mootness

Perez v. Jaimot - partition, jurisdiction

Fourth District Court of Appeal - West Palm Beach

Puzio v. State - remand, resentencing, first-degree murder

Brevil v. State - sale of drugs, child care facility, required signage

Taubenfeld v. Lasko - fiduciary duty, conversion

Kaiser v. State - probation revocation, imprisonment

Cabrera v. State - ineffective assistance, trial; evidentiary hearing

N Broward Chiro v. GEICO - PIP insurer, deductible, § 627.736

MB v. DCF - parental rights, termination

IMC Med Ctr v. Deluca - certiorari, irreparable harm, discovery

Oakland Park v. Progressive Ins - dismissal, due process, pretrial stipulation

Fifth District Court of Appeal - Daytona Beach

Wells Fargo v. EFT Corp - negligent misrepresentation, punitives

Wideman Malek v. Special Needs Trust - sanctions, joint and several

Wilson v. DCF - adoption petition, dismissal

Knight v. State - child molestation, competency, child hearsay

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

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