

# Florida Appeals Court Decisions: Week of December 13 - 17, 2021

December 18, 2021

## U.S. Eleventh Circuit Court of Appeals

*Vachon v. Travelers* - remand order, appellate jurisdiction

*US v. Fleury* - overbreadth, sufficiency of evidence/indictment, jury instructions

## Florida Supreme Court - Tallahassee

*In re Fla R Civ P* - amended form, sexual abuse cases

*In re R Reg Fla Bar* - amended rule, CLE quotas

*In re Fla R Crim P* - amended rule

*In re Fla R Juv P* - amended rule, competency

*In re Fla R Crim P* - amended rules

## First District Court of Appeal - Tallahassee

*Costa Del Mar v. Haney* - settlement, dismissal efforts

*Pflanz v. Pflanz* - equitable distribution, alimony

*ML v. DACS* - confession of error

*Byers v. State* - sentencing

*Glover v. State* - sentencing

*Dallas v. State* - sentencing

*Whittington v. Whittington* - certiorari, discovery, personnel records

## Second District Court of Appeal - Lakeland

*Conrad v. Boat House* - premises liability, duty to warn, obvious danger

*Zeno v. State* - sentencing

*Foster v. Radulovich* - certiorari, guardianship, counsel

*Tidewater Preserve v. DOT* - eminent domain, quick take

*Stopa v. Cannon* - attorney disqualification

## Third District Court of Appeal - Miami

*People's Trust v. Tosar* - insurance, appraisal, repair right

*Barton v. Andrews* - § 57.105 sanctions

*Moran v. Corcoran* - administrative penalty

*Young v. Moxey* - void judgment, due process

*Ash v. Ash* - guardianship, appointment

*Gill v. Parvez* - eviction, rent, payment

*Vulcan Equities v. Yarbrough* - service of process, waiver

*Buck v. Global Fidelity* - venue, forum selection clause

*Samoilova v. Loginov* - rule 1.540, successor judge

*PSHS Alpha Part v. State Farm* - forum non conveniens, relief

*Johnson v. State* - postconviction relief

*Cisneros v. Guinand* - mandamus, duty to rule

*Marshall v. State* - sentencing

## Fourth District Court of Appeal - West Palm Beach

*Nationstar v. Faramarz* - attorney's fees, foreclosure

*Bankston v. State* - amending information, prior bad act, costs

*Speedway v. Cevallos* - constructive notice, inference stacking

*Shea v. State* - probation, costs

*Lacue v. State* - postconviction relief

*Matos v. State* - prohibition, statute of limitations, process

## Fifth District Court of Appeal - Daytona Beach

*Fed Natl Ins v. Bocinsky* - interest, § 627.70131(5)(a); lack of damages

*Brinchek v. Sovereign Healthcare* - workers' compensation, unrelated works

*Bynoe v. State* - postconviction relief

*Lucas v. State* - postconviction relief

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