

Florida Appeals Court Decisions: Week of February 1 - 5, 2021

February 06, 2021

U.S. Eleventh Circuit Court of Appeals

Cherry v. Dometic Corp - class certification, administrative feasibility

Pincus v. ATS - traffic ticket, certifying questions to Fla Sup Ct

USA v. Cannon - criminal, discovery, indictment, entrapment

Barmapov v. Amuial - shotgun pleading

Tsao v. PDQ - data breach, standing, concrete injury

Ruiz v. Officer - notice of appeal tolling, evidence, improper comments, mistrial

USA v. Morales - search and seizure

Armstrong v. USA - postconviction relief

Florida Supreme Court - Tallahassee

Harvey v. State - capital case, postconviction relief

Randolph v. State - capital case, postconviction relief

First District Court of Appeal - Tallahassee

Hester v. State - pro se sanctions

Boldridge v. State - Confrontation Clause

Hartfield v. State - postconviction relief

Second District Court of Appeal - Lakeland

Peterson v. Peterson - equitable distribution

US Bank v. Dick - foreclosure, standing

Shaffer v. Deutsche Bank - costs, appeal before ruling

Gulfcoast Spine v. Walker - certiorari, discovery, trade secrets

Hunter v. Catalano - homeowners association, presuit mediation

Livingston v. State - criminal restitution, fees, *Rowe* findings

LIV I v. Brown - certiorari, judgment creditor, intervention

Third District Court of Appeal - Miami

Bates v. Bates - prenuptial agreement, validity

Hendel v. Internet Escrow - forum selection clause

Martinez-Rivero v. State - antishoplifting countermeasures

Hannibal v. Navarro - probate, will, undue influence

Weiss v. Weiss - close case order, unresolved claims

People's Trust v. Gonzalez - certiorari, payment before final judgment

Am Prime Title v. Wang - certiorari, discovery, settlement agreements

Shimon v. RB - certiorari, discovery, Fifth Amendment

Ottawa Props v. US Bank - service of process

Brown v. State - postconviction relief

Vazquez v. Smith - prohibition, judicial disqualification

Fourth District Court of Appeal - West Palm Beach

FH Paschen v. B&B Site - subcontract, scope; implied contract

Boca Center v. Boca Raton - Bert Harris Act, comprehensive plan

Levine v. State - indirect criminal contempt, essential facts

RJ Reynolds v. McClain - prohibition; judicial disqualification

Fifth District Court of Appeal - Daytona Beach

Luebbert v. Adventist Health - summary judgment, vicarious liability

Bova v. State - murder; self-representation, capacity

Manago v. State - certified conflict, resentencing

Yarger v. Convergence Aviation - personal jurisdiction, long-arm statute

Wallace v. DCF - administrative appeal, Medicaid benefits, abandonment

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

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