

Florida Appeals Court Decisions: Week of July 5 -9, 2021

July 09, 2021

U.S. Eleventh Circuit Court of Appeals

Pitts v. US - 2255 motion

US v. Matthews - sentencing

Khoury v. Miami-Dade School Bd. - qualified immunity, First Amendment retaliation

US v Leonard - indictment, trial rulings, sentencing

Florida Supreme Court - Tallahassee

Davidson v. State - capital case, direct appeal

James v. State - capital case, postconviction relief

In re Fla Fam L R Pro - amended rule 12.510

First District Court of Appeal - Tallahassee

Guglielmi v. Guglielmi - appellate jurisdiction

Bing v. State - grand jury transcripts

Ivey v. State - ineffective assistance, conflict; sentencing

Kitchen Design Cabinets v. Bentley - default, excusable neglect, no transcript

SR v. DCF - parental rights, termination

Bailey v. FCOR - pro se sanctions

Ruffin v. May - appellate jurisdiction, finality

Wooten v. Inch - habeas corpus

Second District Court of Appeal - Lakeland

Haney v. State - sentencing

State v. Saunders - sentencing

Suarez v. Bank of NY - § 57.105, fees, pleading

Person v. State - sentencing

Third District Court of Appeal - Miami

Lee v. State - justifiable deadly force instruction, double jeopardy

Keys Cntry Resort v. 1733 Overseas Hwy - mutual mistake

Rodriguez v. Cent Fla Equip - wrongful death, duty, causation, summary judgment

Whitehead v. Shutter Hangers - unliquidated damages, notice

United Auto v. Prof Med Grp - attorney's fees, evidentiary hearing

Golden Cape v. Perez - subject matter jurisdiction, county court, ejection

Fourth District Court of Appeal - West Palm Beach

Louis v. Louis - dissolution, decision-making

Bach v. Vladigor Inv - personal jurisdiction

Silversmith v. State Farm - record, inspection

Ind Imaging v. USAA - transfer venue

Fifth District Court of Appeal - Daytona Beach

Gearity v. Stuart - § 57.105, service, *Wheaton*

Athene Annuity v. Teavana - foreclosure, 1.540(b), relitigate issues

LaBella v. LaBella - summary judgment, defense, failure to plead

Lewandowski v. Fleming - second-tier certiorari, prohibition

Watkins v. State - *Anders* appeal, cost

Asad v. Sheikh - settlement agreement, mutual mistake

Haar v. State - sentence

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