

# 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, ejectment

## 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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