

Florida Appeals Court Decisions: Week of March 8 - 12, 2021

March 13, 2021

U.S. Eleventh Circuit Court of Appeals

US v. Rogers - sentencing

Helm v. Carroll - qualified immunity, 1983

US v. Knights - Fourth Amendment

Breland v. US - standing

Granda v. US - crime-of-violence predicate

Ruiz v. Wing - time to appeal

Smith v. Bokor - CAFA

Florida Supreme Court - Tallahassee

In re Covid - latest administrative order

In re Fla R Juv P - amended rules

First District Court of Appeal - Tallahassee

Philip Morris v. Brown - attorney's fees, current rate, prejudgment interest

Armas v. State - murder, medical examiner testimony, self-representation

Chehardy v. Harrison - driver license, farm tractor exception

Fla Carry v. Thrasher - firearms regulations, administrative remedies

Shirah v. State - return of property

Fine v. State - sentencing

Jones v. State - sentencing

Ketterling v. Morris - multiple settlement proposals

Kramer v. State - plea withdrawal

Barner v. State - habeas corpus, postconviction relief

Kelly v. State - sentencing

Second District Court of Appeal - Lakeland

Sweeney v. Sweeney - appellate jurisdiction, fees without amount

Murphy v. Murphy - equitable distribution, child support

Higdon v. DCF - mootness

Chumney v. State - double jeopardy

Herce v. Maines - fees, magistrate recommendation

State v. Cosby - sentencing

Christ v. Deutsche Bank - foreclosure, notice, para 22

Anderson v. Miller Bey Paralegal - real property, invalid deed

RS v. SK - timesharing modification

Leombruno v. State - sentencing, preservation of error

Irvin v. LJ's Package - nonbinding arbitration award, setoff

Palmateer v. Palmateer - appellate fees, disgorgement, jurisdiction

Vidana v. State - probation revocation

Johnson v. State - postconviction relief

Bond v. Luzinski - forum selection clause

Cavey v. Wells - certiorari, deposition, sheriff, apex doctrine

Wheeler v. State - pro se sanctions

Am Cap v. Palmetto Dunes - insurance, appraisal, certified conflict

Third District Court of Appeal - Miami

Mori v. Fortune - real estate, specific performance

Nunez v. Universal - new trial, directed verdict, insurance

Miami v. Ortiz - summary judgment, arbitration

Sans Souci HOA v. Lukov - frivolity sanctions

Ramirez v. State - postconviction relief

Mays v. State - post trial release motion

Calderin v. Mining - prohibition, bankruptcy

Miramar v. Garcia - certiorari, protective order, real property

Luxcom v. Palmetto Bay - certiorari, zoning

Fourth District Court of Appeal - West Palm Beach

Fernalld v. ABB Inc. - remittitur

Colon v. Riviera Beach - release, FCRA

Belt v. USAA - jury instruction, multiple impacts

Nugent v. Michelis - attorney's fees, basis

State v. Cassaday - self-defense immunity

Share v. Broken Sound Club - implied covenant of good faith, operational decisions

Fifth District Court of Appeal - Daytona Beach

Jackson v. State - *Anders* appeal, cost

Lopez v. Avatar Prop & Casualty Ins - summary judgment, material misrepresentations

Lumsden v. State - jury instruction, good faith defense, new trial

Smith v. State - probation revocation, substantial evidence

Barrett v. Barrett - dissolution, fraudulent testimony, reopen case

Callahan v. State - postconviction relief

Watson v. State - sentence

Taylor v. Gonzalez - lack of transcript, magistrate

State v. Kemp - certiorari, postconviction relief

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

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