

# Florida Appeals Court Decisions: Week of May 10 - 14, 2021

May 15, 2021

## U.S. Eleventh Circuit Court of Appeals

*Blanc v. US AG* - appellate jurisdiction, removal, dissent

*Buckwalter v. Comm Soc Sec* - disability benefits

*US v. Dominguez* - sentence enhancement, sexual activity

*US v. Edwards* - First Step Act, sentence reduction

## Florida Supreme Court - Tallahassee

*Boyd v. State* - capital case, postconviction relief

*In re Judge Cupp* - judicial discipline

*In re R Reg Fla Bar* - amended bar rules

## First District Court of Appeal - Tallahassee

*Reuschel v. Reuschel* - dissolution, attorney conflict

*Shropshire v. State* - appellate jurisdiction

*Burns v. State* - prohibition, nature of action

*Warren v. State* - double jeopardy

*Bagley v. State* - prior consistent statement

*Jacksonville v. Boman* - presuit notice, wrong defendant

*Jones v. Harrison* - habeas corpus

*Amiot v. Olmstead* - timesharing

*Moody v. Moody* - child support, income calculations

*Snead v. Angeles-Maya* - certiorari, discovery

*Koop v. Miami Shores* - PERC, veterans' preference

## Second District Court of Appeal - Lakeland

*Refaie v. Bayview Loan Serv* - foreclosure sale, surplus  
*Melton v. State* - drug possession, evidence  
*Hilbrands v. Hilbrands* - child support  
*Alqawasmeh v. State* - inmate placement, judicial interference  
*In re Doe* - abortion, judicial waiver  
*Harris v. State* - probation revocation  
*Bosco v. Global Props* - amending pleadings, commercial claims  
*Soknoh Partners v. Audio Visions S* - quiet title, easement, notice  
*Century Nat'l Ins v. Frantz* - personal jurisdiction, waiver  
*Bedwell v. Bedwell* - child support, alimony, successor judge  
*Am Coastal Ins v. San Marco Villas* - insurance, appraisal, certified conflict  
*Coyne v. State* - pca after rehearing

## Third District Court of Appeal - Miami

*Blake v. American Sales* - rehearing, written opinion, indemnification  
*People's Trust v. Santos* - summary judgment, contract, repair damages  
*O'Neal v. Darling* - successor judge, attorney's fees  
*COFISA v. BNPP* - Nicaraguan law, breach of contract, CDs  
*Brannon v. State* - Melbourne challenge  
*Castellanos v. Reverse Mortgage* - attorney's fees  
*Delgado v. Delgado* - order on exceptions, laches, child support, trust  
*United Auto v. Professional* - attorney's fees, evidentiary hearing  
*Ducote v. Riacho* - certiorari, nonparty subpoena  
*Francois v. State* - prohibition, speedy trial  
*Bentley Condo v. Bennett* - certiorari, hearing, motion to amend  
*Sanchez v. Saenz* - injunction, due process

## Fourth District Court of Appeal - West Palm Beach

*Lovelace v. G4S* - sovereign immunity  
*Edwards v. Safepoint* - insurance, proof of loss  
*Geico v. Walker* - insurance, ambiguity  
*NJP v. State* - delinquency  
*Maldonado v. State* - postconviction relief  
*Valls v. HSBC Bank* - foreclosure, objection to sale  
*Miracle Chiropractic v. 21st Century* - insurance, venue, affidavit  
*Public Defender v. State* - substitution of counsel, capacity  
*Moon v. State* - Richardson hearing, harmless error

[Stern v. DBPR](#) - real estate license, revocation, antitrust

# Fifth District Court of Appeal - Daytona Beach

[Dusan v. State](#) - DUI, forced blood draw

[Pelecki v. Fed Nat Ins](#) - proposal for settlement, fees

[Sola v. Markel](#) - dismissal; breach of fiduciary duty, declaratory relief

[Piccinini v. Waxer](#) - paternity, timesharing, imputed income

[Am Patriot v. Skip Jack](#) - forum selection clause

[Mackey v. State](#) - special concurrence, withholding adjudication of guilt

[TV v. DCF](#) - termination of parental rights

[Simmons v. State](#) - *Spencer* warning, pro se

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