

# 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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