

# Florida Appeals Court Decisions: Week of November 15 - 19, 2021

November 20, 2021

## U.S. Eleventh Circuit Court of Appeals

*Jackson v. Le Centre of Fourth LLC* - bankruptcy, due process

*Anderson v. Wilco Life Ins. Co.* - Life insurance, policy interpretation

*Charles v. Johnson* - excessive force

*State Farm v. Carapella* - bankruptcy stay

*Hunstein v. Preferred Collection & Mgmt* - en banc, standing

*Jathursan v. US AG* - removal, Convention Against Torture

*Callahan v. United Network for Organ Sharing* - Access to judicial records

*Johnson v. City of Miami Beach* - excessive force

## Florida Supreme Court - Tallahassee

*Sheffield v. RJ Reynolds* - punitive damages, *Engle* progeny

*In re Fla R GPJA* - amended rule

*Fla Bar v. James* - bar discipline

*Robinson v. State* - § 322.34(5), statutory construction

## First District Court of Appeal - Tallahassee

*Wallace v. State* - double jeopardy

*Univ Med Inv v. Mike Rollison Fence* - default, damages, contract, ambiguity

*Andreatta v. Brown* - certiorari, privilege log, waiver

*Charles v. DOH* - administrative procedure, informal hearing, factual dispute

*Bailey v. Brinson* - settlement proposal, judgment obtained

*Reynolds v. Reynolds* - custody, time-sharing

*Ragan v. State* - sentencing

*Howliet v. State* - sentencing

*Addison v. State* - certiorari, competency exam  
*Walker v. State* - represented pro se defendant  
*Bass v. State* - represented pro se defendant  
*Manning v. State* - represented pro se defendant

## Second District Court of Appeal - Lakeland

*McDaniel v. State* - probation revocation  
*Guzman v. State* - post-conviction relief  
*Gordon v. State* - involuntary commitment, nonjury trial  
*Largo Med Cntr v. Kowalski* - hospital privileges, attorney's fees  
*Harby v. Harby* - marital dissolution, alimony, child support  
*Williams v. State* - evidence, breathalyzer  
*Katz v. Eastwood Pines* - attorney's fees award  
*Pescod v. Irvin* - timesharing, GAL report, mootness  
*Gambrel v. Sampson* - mandamus, arbitration award

## Third District Court of Appeal - Miami

*OneWest Bank v. Leek-Tannenbaum* - foreclosure  
*Toiran v. State* - Stand Your Ground  
*JPMorgan Chase v. Ilovet* - certiorari, nonparty discovery  
*Perdomo v. State* - criminal conspiracy, evidence  
*XB v. State* - delinquency, trespass  
*United Auto v. Presgar Imaging* - PIP benefits  
*DSLRRPros v. Lalo* - loan, pledge, guaranty  
*Tien v. In re Tien* - will, probate, dismissal  
*IMC Hosp v. Ledford* - certiorari, discovery, work product  
*Stroud v. State* - sentencing  
*Adkins v. Sotolongo* - appendix; certiorari, depositions

## Fourth District Court of Appeal - West Palm Beach

*Dabbs v. State* - peremptory strike, disqualification  
*Whittaker v. Whittaker* - dissolution, equitable distribution  
*Heslope v. Univ Prop & Caus* - proof of loss, question of fact  
*Williams-Paris v. Joseph* - probate, prenuptial agreement  
*Flooring Depot v. Wurtzebach* - damages, piercing corporate veil  
*Jeda v. Gerasci* - mootness, judicial intervention

*Hobe-St Lucie Cons v. Martin County* - special assessments  
*Inspired Prods v. Inspired Dev* - proposal for settlement, costs  
*State Farm v. Palmetto Lakes* - expert affidavit, striking  
*Covington v. State Farm* - insurable interest  
*Maldonado v. State* - sentencing

# Fifth District Court of Appeal - Daytona Beach

*Prush v. State* - molestation, uncharged acts  
*Bridger v. State* - probation, violation, affidavit  
*Mediate v. State* - postconviction relief, prohibition

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