

# Florida Appeals Court Decisions: Week of October 4 - 8, 2021

October 08, 2021

## U.S. Eleventh Circuit Court of Appeals

No decisions this week.

## Florida Supreme Court - Tallahassee

*In re Fla R Civ P* - amended discovery rules, effective 10/15/21

*Boston v. State* - Stand Your Ground

*Levy v. Levy* - family law, settlement agreement, attorney's fees

## First District Court of Appeal - Tallahassee

*Harris v. State* - sentencing

*Wilson v. State* - criminal restitution

*Bowie v. State* - preservation of error

*Townsend v. Mansfield* - probate, attorney's fees

*Cabrera v. Kablelink* - workers' compensation

*Thornton v. State* - postconviction relief

*Phillips v. Pritchett Trucking* - liens, clerk of court, recordation date

*Shelton v. Pasco Comm'rs* - workers' compensation

*Carnes v. Ford* - certiorari, expert discovery

*Davis v. State* - postconviction relief

*Jackson v. State* - postconviction relief

*Rivera v. Cline* - appellate jurisdiction

*Melvin v. Progressive* - prohibition, judicial disqualification

*Brewer v. DOC* - mandamus, duty to rule

*Henry v. State* - appellate jurisdiction, timeliness

*Garvey v. Workforce Bus Servs* - mandamus, clear right

*AE v. DCF* - parental rights, termination

*EM v. DCF* - parental rights, termination

## Second District Court of Appeal - Lakeland

*Wish v. Lee Cnty* - Bert Harris Act, certified question

*DeSantis v. Skyline Healthcare* - rule 1.190, amending pleadings

## Third District Court of Appeal - Miami

*Lucas v. Florida* - criminal, evidence, sentencing

*Ardura v. Beracha* - summary judgment, res judicata

*JD's Asphalt v. Arch* - construction, bond, summary judgment, bench trial

*Barak v. ACS* - UCC, preemption, civil theft, conversion

*Garcia v. Evertz* - notice of appeal, timeliness

*Pomelli v. Pomelli* - interlocutory, atty's fees, sanctions

*Akuwudike v. McKenzie* - procedural jurisdiction

*Shechter v. RV Sales* - dissolution, summary judgment, damages

*First Equitable Realty v. Grandview Palace* - condo, declaration

*Florida v. In re Forfeiture* - currency seizure

*CEDA Health v. State Farm* - summary judgment, false billing

*AIRS v. Citizens* - summary judgment

*Tavares v. 139th Ave* - atty's fees

*State Farm v. Shotwell* - coverage

*Hernandez v. State* - postconviction relief

*Ramos v. Estate* - summary judgment, tenancy by the entirety

*Lindsey v. State* - postconviction relief

*Cerda v. Coral Gables* - certiorari, procedural due process

*Vialva v. Nunez* - prohibition, judicial disqualification

*Miller v. Mitchell* - prohibition, UCCJEA

*Miami-Dade School Bd v. FDH* - COVID-19, mootness, fee entitlement

## Fourth District Court of Appeal - West Palm Beach

*Chamblee v. Figueroa* - rehearing, timely service

*Progressive v. Head To Toe* - chiropractor services, PIP

*Minus v. Brockman* - paternity, required attachments

[In re Adoption of JSM](#) - adoption, venue

# Fifth District Court of Appeal - Daytona Beach

[Abouzaid v. Helmy](#) - appellate fees

[Wilson v. State](#) - ineffective assistance, trial

[Sullins v. State](#) - postconviction relief

[Douglas v. Douglas](#) - dissolution, imputed income, alimony

[DT v. DCF](#) - parental rights, termination

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