

Florida Appeals Court Decisions: Week of August 30 - September 3, 2021

September 04, 2021

U.S. Eleventh Circuit Court of Appeals

US v. Korf - search warrant, privilege

Varner v. Shepard - excessive force, dissent

US v. Braddy - search

Food Not Bomb v. Ft Lauderdale - First Amendment

NLG v. Horizon Hospitality Grp - bankruptcy

Underwood v. Bessemer - qualified immunity, Monell liability

Dean v. Warren - 1983, class-based animus, concurrence

Pye v. Warden, Ga Diagnostic Prison - rehearing en banc

Vinson v. Koch Foods - *Batson*, trial rulings

Florida Supreme Court - Tallahassee

Furst v. DeFrances - property taxes, back assessments

Allen v. State - sentencing

In re Fla R GP&JA - amended rule, judicial pay

In re Fla R App P - amended rule, tolling motions

First District Court of Appeal - Tallahassee

Wallace v. State - denigrating defense, double jeopardy

Robinson v. State - habeas corpus

AP v. DCF - parental rights, termination

Carsten v. State - belated appeal

Levine v. State - sentencing

Washington v. State - juvenile resentencing

Owens v. State - postconviction relief

Golden v. FCOR - summary affirmance

Miles v. State - hearsay, victim's age

Westcott v. State - Stand Your Ground

Second District Court of Appeal - Lakeland

AA v. DW - paternity, inconsistent judgment

Burke v. Kurke - alimony

Sweeney v. Washington - settlement proposal

Soto v. Carrollwood Village - § 57.105 sanctions

Friend v. State - postconviction relief

Young v. State - probation revocation

Nunez v. State - postconviction relief

Third District Court of Appeal - Miami

Giller v. Grossman - estate, trust

Martinez-Olson v. Olson - marital settlement, death benefit, waiver

United v. Stand-Up MRI - summary judgment, waiver

GFA Int'l v. Trillas - temporary injunction, covenant not to compete

Casner v. Fury Mgmt - prohibition, disqualify trial judge

Temnikova v. Eastern Fin - foreclosure, interest

Fourth District Court of Appeal - West Palm Beach

Williams-Paris v. Joseph - prenuptial agreement, choice of law

Alahad v. State - eyewitness identification, "show-up"

State v. Piering - nolle prosequi; improper purpose

Mortgage Assets Mgmt v. Kaplan - equitable lien, superiority

Lorber v. Passick - home sale, inducement, misrepresentation

Graham v. Virgil - forum non conveniens

MP v. DCF - parental rights

Fifth District Court of Appeal - Daytona Beach

Curvey v. Avante Group - temporary injunction; speech, prior restraint

Moore v. Moore - marital settlement agreement

Chiu v. Adams - permanent injunction, stalking

Barton v. State - certiorari, competency, irreparable harm

Poole v. State - *Anders* appeal, costs

Woods v. State - *Spencer* bar, pro se

Brown v. State - *Spencer* bar, pro se

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