

# Florida Appeals Court Decisions: Week of July 25 - 29, 2022

July 29, 2022

## U.S. Eleventh Circuit Court of Appeals

*Affordable Bio Feedstock v. US* - taxes

*Butler v. Gualtieri* - sovereign immunity

*Drazen v. Pinto* - standing, class actions

*Harris v. Lincoln Nat'l Life Ins* - ERISA

*King v. US* - habeas, appeal waiver

*Whitten v. Clarke* - derivative action, Delaware law

## Florida Supreme Court - Tallahassee

No decisions this week

## First District Court of Appeal - Tallahassee

*Collier v. Collier* - equitable distribution

*Erskine v. Erskine* - appellate jurisdiction, contempt; temporary appellate fees

*Deutsche Bank v. Russell* - foreclosure, standing

*DCF v. State Att'y* - contempt, mental health treatment

*Nall v. Tarter* - parental relocation

*Reese v. Fla St Hosp* - preservation of error, involuntary medication

*Decuir v. State* - rule 2.516, service by pro se party

## Second District Court of Appeal - Lakeland

*Mack v. Hyundai* - Magnuson-Moss Warranty Act

*Holt v. Holt* - appellate jurisdiction, attorney's fees reservation

*Harris v. State* - written opinion request, contempt, iPhone password

## Third District Court of Appeal - Miami

*Gonzalez v. State* - probation violation, remote hearing

*Saad v. Abud* - § 57.105, fee expert cost

*New Horizons Condo v. Harding* - fees following merits reversal

*Olsen v. Philip Morris* - Engle progeny, impeachment

*Your Support Solution v. Ovalles* - contingency fee agreement, child support

*Columbus Apartments v. MJM Struct* - appellate jurisdiction, foreclosure

*Sampson v. State* - sentencing

*Sternberg v. RP & NP* - residential lease, first refusal right

*Miami-Dade v. Perez* - sovereign immunity

*Bimini Props v. Puff or Sip Hookah & Liquor* - lease, possession writ, stay

*Brown v. State* - postconviction relief

*Bulk Express v. Diaz* - certiorari, punitive damages

*Williams v. Jones* - habeas corpus

## Fourth District Court of Appeal - West Palm Beach

*Panettieri v. People's Trust* - insurance, exclusion, ambiguity

*Renda v. Price* - foreclosure, equitable lien, homestead

*Gibson v. State* - sentencing, acquitted conduct

*Kohler v. State* - hearsay, identifying person, harmless error

*Thompson v. Geico* - PIP, pre-suit demand letter

*Elliot v. State* - sentencing, costs

*Devalon v. Sutton* - hearsay, domestic violence, injunction

*20<sup>th</sup> Statewide Grand Jury* - rehearing, dissent, grand jury authority

## Fifth District Court of Appeal - Daytona Beach

*Spear v. State* - remand, resentencing

*KC Quality Care v. Direct Gen Ins* - dismissal, four corners

*Storms v. State* - Anders appeal, scrivener's error

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

# Related Practices

## Appellate & Trial Support

©2024 Carlton Fields, P.A. Carlton Fields practices law in California through Carlton Fields, LLP. Carlton Fields publications should not be construed as legal advice on any specific facts or circumstances. The contents are intended for general information and educational purposes only, and should not be relied on as if it were advice about a particular fact situation. The distribution of this publication is not intended to create, and receipt of it does not constitute, an attorney-client relationship with Carlton Fields. This publication may not be quoted or referred to in any other publication or proceeding without the prior written consent of the firm, to be given or withheld at our discretion. To request reprint permission for any of our publications, please use our Contact Us form via the link below. The views set forth herein are the personal views of the author and do not necessarily reflect those of the firm. This site may contain hypertext links to information created and maintained by other entities. Carlton Fields does not control or guarantee the accuracy or completeness of this outside information, nor is the inclusion of a link to be intended as an endorsement of those outside sites.