

# Florida Appeals Court Decisions: Week of November 21 - 25, 2022

November 23, 2022

## U.S. Eleventh Circuit Court of Appeals

*Del Valle v. Trivago GMBH* - Helms-Burton Act, standing, personal jurisdiction

*Garcia-Bengochea v. Carnival Corp* - Helms-Burton Act, concurrence

*Marti v. Iberostar Hoteles* - Helms-Burton Act, stay

*Roy v. Ivy* - deliberate indifference, unsworn affidavits

*US v. B.G.G.* - grand jury, limitations, dissent

## Florida Supreme Court - Tallahassee

*RJ Reynolds v. Burgess* - petition dismissed, *Engle* progeny

*Philip Morris v. Chadwell* - granted, quashed, remanded; *Engle* progeny

*Miller v. RJ Reynolds* - petition denied, *Engle* progeny

*Philip Morris v. Duignan* - granted, quashed, remanded; *Engle* progeny

## First District Court of Appeal - Tallahassee

*Thomas v. State* - competency, sentencing

*UF Trustees v. Rojas* - sovereign immunity, university, Covid response, certified question

*Edwards v. State* - prohibition, Stand Your Ground

## Second District Court of Appeal - Lakeland

*State v. Williams* - sentencing

## Third District Court of Appeal - Miami

*Mays v. State* - jury selection, peremptory strike

*Del Rio v. Russell Eng'g* - premises liability, summary judgment

*Carus v. Cove at Isles at Bayshore* - service of process

*McClenney v. State* - postconviction relief

*Abad v. Lacalamita* - punitive damages, independent tort rule

*Caso v. State* - sentencing

## Fourth District Court of Appeal - West Palm Beach

*Barker v. State* - restitution; fine, surcharge

*Siojo v. Overseas Manpower* - default judgment

*Walter Walls v. Bright Prop* - dismissal as sanction, findings

*Rodriguez v. HSBC Bank* - foreclosure, service of process

*Goldbach v. State* - voir dire, closing argument, golden rule

*Cardarelli v. Cardarelli* - martial dissolution, equitable dissolution

*Lugassy v. United Prop* - insurance, first-party bad faith, § 624.155

*McElroy v. FPL* - temporary injunction, easement, pleading

*Allen v. State* - probation revocation

## Fifth District Court of Appeal - Daytona Beach

*Kidwell Grp v. ASI Pref Ins* - insurance; assignment, standing, § 627.7152

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