

# Florida Appeals Court Decisions: Week of November 28 - December 2, 2022

December 03, 2022

## U.S. Eleventh Circuit Court of Appeals

*Trump v. USA* - search and seizure, President Trump

*Baxter v. Roberts* - §1983, search and seizure

*Wilson v. DOC* - VA benefits, seizure, qualified immunity

*MGFB Props v. 495 Prods* - Lanham Act, First Amendment, Florida

## Florida Supreme Court - Tallahassee

*Stewart v. Dixon* - pro se sanctions

## First District Court of Appeal - Tallahassee

*Beehler v. Beehler* - child custody, relocation, jurisdiction

*Utah Power Sys v. Big Dog* - conversion, civil theft, default

*Hranek v. State* - postconviction relief

*B&A Gourmet Foods v. Mor-Abreu* - workers' compensation

*Bodiford v. DBPR* - construction recovery, administrative review

*Fla Springs Council v. Suwannee River WMD* - water permit, administrative review

*Acord v. State* - probation revocation

*Johnson v. State* - trial exhibits, demonstrative materials

*Tallahassee Corp Cntr v. DMS* - state agency lease, legislative appropriation

*Hallandale v. Casey* - workers' compensation

*Barr v. State* - sentencing

*Kellenberger v. Wal-Mart* - scope of cross, impeachment

*Hallman v. State* - probation revocation  
*Rollo v. State* - entrapment  
*Bosshardt v. Drotos* - certiorari, SLAPP suit  
*Duffy v. State* - child hearsay, sexual battery  
*State v. Wagner* - postconviction relief  
*Tuscan River v. US Bank* - service of process  
*James v. Highland Lakes* - foreclosure, redemption, court deposit  
*Miles v. State* - ineffective assistance, appellate counsel

## Second District Court of Appeal - Lakeland

*Stephens v. State* - sexual battery, evidence  
*Jefferson v. State* - postconviction relief  
*Gillis v. Jackson Shores* - townhome association, fines  
*Douglas v. State* - probation revocation  
*Freeman v. Berrin* - temporary injunction, land trust  
*Marley v. State* - sentencing  
*Conservancy v. Collier* - comprehensive plan, development order, certified conflict  
*Medicability v. Blue Hill Buffalo* - res judicata  
*Laura's Learning v. DCF* - child care license, administrative review  
*Jamieson v. Ft Myers Bch* - real property, taking, Bert Harris Act  
*GW v. DCF* - Medicaid benefits, administrative review  
*Higgins v. Higgins* - marital dissolution, continuance  
*Yentes v. Papadopoulos* - judgment on pleadings, medical malpractice  
*Van Sant Law v. Air Isaac* - § 57.105, findings  
*Mikler v. Mikler* - alimony  
*Statewide GAL v. TM* - dependency  
*Hearn v. Hearn* - equitable distribution  
*CDF v. DR* - parental rights, termination  
*Rogers v. Rogers* - equitable distribution  
*Lee v. Lee* - marital dissolution  
*Chapper v. State* - obstruction without violence  
*Hill v. State* - Nelson hearing, sex offender, sentencing  
*Pierce v. State* - sentencing  
*State v. Jesus* - postconviction relief  
*McClash v. Urschel* - amending pleadings  
*Allyn v. Allyn* - parenting plan, supplemental judgment  
*Gratkowski v. Preferred Ins* - insurance, appraisal  
*Thompson v. State* - double jeopardy  
*Neer v. State* - discovery sanctions  
*Meinecke v. State* - trespass, school zone, constitutional challenges

*State v. Hall* - sentencing

*Lee v. Lee* - marital dissolution

*Hicks v. State* - postconviction relief

*Thomas v. State* - en banc, postconviction relief

*Gulf Coast v. KOS Corp* - temporary injunction, commercial dispute

*Bell Transp v. In re Forf of Truck* - forfeiture

*Bennett v. State* - postconviction relief

*Marlette v. Carullo* - temporary injunction, real property

*Fernandez v. State* - postconviction relief

*Murphy v. State* - prohibition, speedy trial

## Third District Court of Appeal - Miami

*Diasolwa v. Burneikis* - appellate jurisdiction, amended judgment

*Carballo v. State* - postconviction relief

*Levy v. Levy* - attorney disqualification

*Trinity Fin Servs v. Blanco* - quiet title, judgment on pleadings

*Assurance Grp v. Sec Premium Fin* - certiorari, corporate representative deposition

*Lopez v. State* - post-trial release

## Fourth District Court of Appeal - West Palm Beach

*United Auto v. Chironex* - insurance, reimbursement

*Girard v. Girard* - alimony, change in circumstances

*Bennett v. State* - forensic reports, hearsay

## Fifth District Court of Appeal - Daytona Beach

*JW v. RW* - Marchman Act, required testimony

*Stridiron v. State* - double jeopardy; DUI, injury, property damage

*Branham v. Branham* - modify alimony

*Chiulli v. State* - direct criminal contempt

*Ford v. Ford* - marital home, distribution

*Lai v. State* - ineffective assistance, appellate

*Fay v. Carter* - domestic violence injunction, out-of-state conduct

*Bolden v. State* - *Anders* appeal, costs

*Abrams v. State* - *Spencer* warning, pro se

*Hoeft v. State* - Anders appeal; probation revocation, written order

*Villazano v. State* - Spencer warning, pro se

*Rogers v. State* - competency

*Snodgrass v. State* - postconviction relief

*Kautz v. State* - Spencer warning, pro se

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