

Florida Appeals Court Decisions: Week of August 14 - 18, 2023

August 19, 2023

U.S. Eleventh Circuit Court of Appeals

Grupo Unidos v. Autoridad del Canal de Panama - international arbitration, vacatur

Hodges v. USA - FTCA, air traffic control

84Partners v. Gen Dynamics - False Claims Act

USA v. Gladden - health care fraud

USA v. Bird - Bank Secrecy Act, structured deposits

USA v. Caldwell - search and seizure, sentencing, bias evidence, expert disclosure timing

Laufer v. Arpan - post-opinion mootness

Emerg Recovery v. Hufnagle - following mandate, fees and costs

Doe v. Rollins - education, Title IX claims, breach of contract

Willis v. Royal Caribbean - maritime, negligence, notice

Florida Supreme Court - Tallahassee

No decisions this week

First District Court of Appeal - Tallahassee

Woody v. DOH - appellate stay, license suspension

Normandy Ins v. Bouayad - workers' compensation

Whitlow v. Tallahassee Mem'l - slip and fall, summary judgment review

Farrior v. Dixon - pro se sanctions

Muro v. State - postconviction relief

FWCC v. Gulf Cnty - home venue privilege

King v. Giardina - hearing notice

Second District Court of Appeal - St. Petersburg

O'Neal v. State - Stand Your Ground, photo evidence, voir dire

Nieves v. Senior Health - COVID19 Protection Act, presuit, nursing home, preservation

Hason v. Hason - contempt, remedy

Allison v. Grand at Old Carrollwood - nonbinding arbitration, trial de novo

State v. Wallin - search and seizure

Wiendl v. Wiendl - punitive damages, evidence

Reynolds v. State - postconviction relief

Tampa v. Fredrick - duty to warn, sovereign immunity

NNR v. Grice - habeas corpus

Third District Court of Appeal - Miami

TPC Overtown v. Downtown Retail Assocs - contract interpretation, restrictive covenants

Haskin v. Haskin - contract interpretation, marital settlement, dissent

Serrano v. Citizens - summary judgment, burden

HNTB v. Milstead - government agency immunity, willful and wanton conduct

Ford v. Est. of Ford - satisfaction of claim, res judicata, waiver

Jackson v. State - probation revocation, oral pronouncement v. written order discrepancy

PTIC v. Banks - policy interpretation, act of nature

Smith v. State - postconviction relief

Sentry v. Captiva Lakes CA - prohibition, jurisdiction to adjudicate lien rights

Cordero v. Cordero - counsel disqualification, conflict of interest

Hakim v. Hakim - certiorari, marriage dissolution, medical records

Warren Gammill v. Sommers - counsel disqualification, advocate-witness rule

Pastorella v. Singer - certiorari, motion to dismiss based on anti-SLAPP statute, jurisdiction

Fourth District Court of Appeal - West Palm Beach

Young v. Kopchak - defamation, litigation privilege

Long v. Kropke - punitive damages, evidentiary basis

Fifth District Court of Appeal - Daytona Beach

Dunson v. Dunson - dissolution, child support, attorney's fees, contempt

Longman v. Atlantic Coast Bank - deficiency judgment, § 95.11(h)(5)

Gasque v. Kiswani - paternity, civil contempt, certiorari, irreparable harm

Sixth District Court of Appeal - Lakeland

No decisions this week

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