

Florida Appeals Court Decisions: Week of February 13 - 17, 2023

February 18, 2023

U.S. Eleventh Circuit Court of Appeals

Esteva v UBS Financial - appellate jurisdiction

Serra v US Att'y Gen - asylum, removal

US v Heaton - jury instructions, controlled substances

Florida Supreme Court - Tallahassee

Walls v. State - capital case, postconviction relief

Dillbeck v. State - capital case, postconviction relief

First District Court of Appeal - Tallahassee

HSG v. DCF - dismissal, parental rights, failure to prosecute

Sierra Club v. DEP - administrative review, preservation of error, BMAPs

Griffin v. Griffin - *Snowden* affirmance

Wentworth v. State - judgment of acquittal standard

Shamieh v. HCB Fin - equitable contribution

Anderson-Moody v. Wilson - life care planner, medical opinions, future care

Tillman v. DHSMV - administrative review, hearing, waiver

Alqadi v. State - Stand Your Ground

McGeehee v. State - pro se sanctions

AD v. DCF - untimely appeal, belated appeal, parental rights

Second District Court of Appeal - St. Petersburg

AGW v. DOR - child support, baseball player, fees

Kapila v. RJPT - personal jurisdiction

Publix v. Roth - certiorari, corporate representative deposition, slip and fall

Overture Realty v. Madeira Bch - foreclosure, expedited, defenses

Wells v. Wells - marital dissolution, temporary fees

DCF v. Botes - certiorari, involuntary commitment

Bailey v. State - pro se sanctions

Third District Court of Appeal - Miami

Restoration Team v. S Oak Ins - insurance, assignment of benefits, retroactivity

Risman v. Seaside Villas CA - condo declaration, summary judgment standard

Martinez v. Thormahlen - forum non conveniens

Taso Grp v. Gould - garnishment, postjudgment interest

Efremo vs. Motorsport Net - contract breach, leave to amend

GEICO v. A & C Med - defenses, leave to amend

World Cellphones v. De Surinaamsche Bank - conversion, civil theft

Sutton v. Wilmington Tr - foreclosure sale, vacatur

Wood v. Wood - appellate jurisdiction

Fourth District Court of Appeal - West Palm Beach

Simpson v. Dania Beach - rehearing, zoning ordinance, standing

TRW v. State - delinquency, s. 836.10, intent, threats, probation violation

Hostzclaw v. State - insanity defense, disallowance

Funderdome v. Woolbright - tipsy coachman doctrine, fraud, lease

Topvalco v. Wolff - preservation, error on face of order

United Auto v. Alliance Spine - PIP, attorney's fees

Aronoff v. Aronoff - marital dissolution, life insurance, college savings

All Year Cooling v. Burkett Prop - contract interpretation

Goldberg v. Goldberg - alimony, net income

Jackson v. South Bay - Sunshine Law, delay producing board minutes

Coe v. Rautenberg - marital dissolution, timesharing, Bitcoin distribution

Aleu v. Nova - employee civil rights action, s. 760.11, statute of limitation

Buonanotte v. State - DUI, blood draw, s. 316.1932, breath test, impossibility

United Auto v. Gibson - PIP, attorney's fees

Quinn v. Calkins - injunction, dating violence

Storey Mtn v. George - garnishment, spousal bank accounts, s. 655.79(1)

Fifth District Court of Appeal - Daytona Beach

Horowitz v. Rossdale - small claims, dismissal, attorney's fees

Ramsay v. South Lake Hosp - med mal, statute of limitations

Baynard v. State - special concurrence, sentence

Varner v. Varner - contempt, child visitation

Sixth District Court of Appeal - Lakeland

State v. Hickman - unreasonable seizure

Edmonds v. Edmonds - dissolution of marriage

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