

Florida Appeals Court Decisions: Week of February 6 - 10, 2023

February 10, 2023

U.S. Eleventh Circuit Court of Appeals

Clements v Fla - habeas, sex offenders, concurrence
GEICO v Wilemon - appellate jurisdiction, final orders
GSE Consulting v L3Harris Tech - intellectual property
Walker v Life Ins Co - bad faith, insurance
Walters v Fast AC - standing

Florida Supreme Court - Tallahassee

Parrish v. State Farm - insurance, disinterested appraiser

First District Court of Appeal - Tallahassee

Blackwell v. State - mootness, completed sentence
Milian v. Dixon - prisoner petition, untimely
Givens v. State - sexual battery, serious personal injury
Coons v. Henderson - stalking injunction
Daily v. Hill - Applegate affirmance
Renner v. DOH - administrative review, dentist, emergency restriction
Townsend v. State - appeal from supreme court
Wesley v. Dixon - mandamus, prisoner
Cortes v. State - mandamus, moot
Lillie v. RAAC - untimely appeal
Weed v. State - mandamus, requirements

FR v. DCF - parental rights, termination, failure to prosecute

Second District Court of Appeal - St. Petersburg

Devine Designs v. Thompson - restrictive covenant, injunction

Oquendo v. State - expert testimony, PTSD,

XS v. State - sentencing, crime prevention funds

McGill v. McGill - child support, findings

Schmidt v. JJTB - foreclosure, jurisdiction, amendment

XS v. State - delinquency, corpus delicti

G&G v. Palm Plaza - commercial lease, parking, FDUTPA

Burnett v. State - probation order

Quest Sys v. Home of My Own - foreclosure, vacatur

Third District Court of Appeal - Miami

Stivelman v. Stivelman - alimony modification, statutory findings

Mesa v. State - sentencing, restitution, evidentiary hearing

Harris v. Sunbelt Rentals - dangerous instrumentality doctrine, joint adventure

United Auto. v. Feijoo - PIP, expert witness fee

R.A. v. State - Fourth Amendment, seizure, welfare check

Morrow v. Morrow - will, evidentiary hearing

Tilia Cordata v. Yellow Funding - dismissal, foreclosure, non-party, appellate jurisdiction

FDC v. M.H. - monetary sanction, indirect criminal contempt, due process

Padron v. Padron - prohibition, MSA, vacatur, continuing jurisdiction

Fourth District Court of Appeal - West Palm Beach

Barrett v. State - probation, *Faretta* inquiry

Etienne v. State - clarification, *Richardson* hearing, harmless error

Testa v. Jupiter Island - ordinance, notice

Obermeyer v. State - postconviction relief

Cruz v. Matos - unrequested relief

EWL v. State - sentencing

Family Sec. Ins. v. Stein - certiorari, discovery, claims file

Walker v. Wallace - contempt

KN v. DCF - intervention, standing

[Burns v. Mascara](#) - habeas corpus, pretrial detention

Fifth District Court of Appeal - Daytona Beach

[Martinez v. Universal Ins](#) - homeowners' insurance; sworn proof of loss

[Littles v. State](#) - suppression, traffic stop, mistake

[Baker Family Chiro v. Liberty Mutual](#) - PIP, interest

Sixth District Court of Appeal - Lakeland

[Maye v. State](#) - sentencing

[Stewart, Jr. v. State](#) - habeas corpus, postconviction relief

[Vega v. State](#) - postconviction relief

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