

Florida Appeals Court Decisions: Week of January 9 - 13, 2023

January 14, 2023

U.S. Eleventh Circuit Court of Appeals

Dream Defenders v Fla Gov - riots, certified Fla law question

FCOLA v Foremost Title - trademark

Landcastle Acq v Renasant Bk - D'Oench doctrine, dissent

Mortgage Corp of the South v Bozeman - bankruptcy, antimodification

Royal Palm Village Residents v Slider - attorney fees, concurrence

US v Pate - rehearing en banc granted, vacating [this](#) case

US v Harrison - crime of violence

US v Moran - child porn

Florida Supreme Court - Tallahassee

No decisions this week

First District Court of Appeal - Tallahassee

RR v. DCF - dismissal, failure to prosecute

MB v. DCF - dismissal, failure to prosecute

Davis v. Dixon - dismissal, untimely rehearing motion

Washington v. State - public defenders, designations and refusals

Second District Court of Appeal - St. Petersburg

Barguiarena v. Tefteller - child support, unraised argument

Davis v. Verandah at Lake Grady - homeowners association, restrictions, quiet title

Cassella v. Travelers - civil remedy notice

Periannan v. Kuppusamy - scrivener's error

Gibson-Capo v. State - probation revocation, sentencing

Lake Lincoln v. Manatee - inverse condemnation, Bert Harris, relevant parcel

AJ Therapy v. Imperial Fire & Cas - four corners rule

Mercado v. State - sentencing

Evans v. State - jury trial waiver

Third District Court of Appeal - Miami

Chakra 5 v. Miami Bch - § 1983, due process, code inspectors

Kocik v. Fernandez - shareholder agreement, standing, party in interest rule

Saleh v. Miami Gardens Square One - FACTA, standing

Martex v. Artiles - independent contractor, in limine order violation, closing argument

Deutsch v. Lloyds - insurance, appraisal, fees and costs

MSP Recovery v. Coloplast - personal jurisdiction

Hidalgo v. Binder - foreclosure, rule 1.540, finality, excusable neglect

Perez v. Gallego - certiorari, indefinite stay

McIntosh v. US Bank - foreclosure, summary judgment, modification

Westbrook v. State - pro se sanctions

Crane v. Crane - certiorari, psychological evaluation

Fourth District Court of Appeal - West Palm Beach

Mcardle v. Mcardle - attorney's fees, pleading

Muentes v. Rosenwater - attorney's fees, retainer agreement

People's Trust v. Polanco - attorney's fees, insurance, entitlement

Hollywood Park Apts v. Hollywood - prohibition, disqualification

Fifth District Court of Appeal - Daytona Beach

Robinson v. State - DNA testing, materiality

Sixth District Court of Appeal - Lakeland

No decisions this week

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