

# Florida Appeals Court Decisions: Week of July 10 - 14, 2023

July 15, 2023

## U.S. Eleventh Circuit Court of Appeals

*Guzman v. Secretary DOC* - habeas corpus

*Continental Cas v. Winder Labs* - insurance, duty to defend, ROR, fee reimbursement

*Garrison v. USA* - *Stromberg* error, predicate offenses

*USA v. Walker* - prostitution, in detail

*USA v. Ahmed* - right to counsel, Covid fears; expert, self-incrimination

*Steinmetz v. Brinker* - class certification, customer data theft

*Williams v. Alabama* - habeas corpus

*Carpenters Pension v. MiMedx Grp* - securities, 10(b), loss causation

*Perkins v. USA* - postconviction relief

*Carson v. Monsanto* - preemption, agency action

## Florida Supreme Court - Tallahassee

*In re Parenting Coordinators* - amended rules

## First District Court of Appeal - Tallahassee

*Smith v. Slaton* - rule 1.140, waiver of defense

*Levine v. State* - sentencing

*Vializ v. State* - restitution amount

*KD v. DCF* - parental rights, termination, failure to prosecute appeal

*MG v. DCF* - parental rights, termination, failure to prosecute appeal

*EC v. DCF* - parental rights, termination, failure to prosecute appeal

## Second District Court of Appeal - St. Petersburg

*Warren v. HMC Assets* - foreclosure, standing, business records

*Santoshi v. Chicago Title* - real property, encumbrance, lease

*Warren v. HMC Assets* - collateral estoppel, affidavit as evidence

*DP v. DCF* - reunification

*Schultz Builders v. Icon Welding* - venue

*Progressive Select v. Lloyd's Auto Glass* - certiorari, discovery

*Lindsey v. Gualtieri* - habeas corpus

## Third District Court of Appeal - Miami

*Boucher v. State* - juvenile resentencing, Eighth Amendment

*Benitez v. Lawson Indus* - summary judgment, negligence, duty

*Morris v. State* - probation revocation, preservation

*Russell v. Aronowicz* - timesharing, modification

*Skybus v. ACA Int'l* - non-final order, appellate jurisdiction

*46 NW 17 CT v. City of Miami* - second-tier certiorari, jurisdiction

*Gerome v. State* - successive habeas corpus

## Fourth District Court of Appeal - West Palm Beach

*Medina v. State* - entrapment

*Wheeler v. Ft Lauderdale* - Whistle-blower's Act

*White v. State* - sentencing, jurisdiction

*Stephenson v. State* - traffic stop, fine

*McDonald v. State* - undisclosed evidence, improper statement

*Blaisdell v. State* - investigative costs

*Ayala v. Vega* - relocation, timesharing

*Evans v. Diaz* - settlement, approval

*Manuel v. Manuel* - prohibition, disqualification, certification

*MT v. Dept Juvenile Justice* - habeas corpus, secure detention

## Fifth District Court of Appeal - Daytona Beach

[Marlowe v. City of St Augustine](#) - summary judgment, property boundaries

[Micallef v. State](#) - direct criminal contempt, procedure

# Sixth District Court of Appeal - Lakeland

[Lancheros v. Burke](#) - negligence, causation

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