

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

November 11, 2023

U.S. Eleventh Circuit Court of Appeals

GEICO v. Glassco - Fla Motor Vehicle Repair Act, certified questions to FSC

Santos v. Experian - FCRA, actual damages

Florida Supreme Court - Tallahassee

Citizens of Fla v. Clark - PSC review, preservation, need for rehearing motion

Reynolds v. State - capital case, postconviction relief

First District Court of Appeal - Tallahassee

Barns v. State - Anders review

Williams v. State - pro se sanctions

Tomlin v. Buccasio - appellate jurisdiction, unquantified fees award

Second District Court of Appeal - St. Petersburg

CD v. Invol Placement - involuntary commitment

Dirty Duck v. Redington Bch - ordinances, customary use doctrine, § 163.035

Third District Court of Appeal - Miami

Alarcon v. Dagen - parental responsibility, timesharing, unpled issue, waiver

Philippe v. State - discovery violation, preservation

Horna v. State - improper closing remarks, preservation

Dooley v. Gary Carpenter Constr - unjust enrichment, damages, apportionment

Coffer v. State - reckless driving, insufficient evidence

Pellerano v. Renta - summary judgment, quiet title

Fourth District Court of Appeal - West Palm Beach

Tatlici v. Tatlici - default, sanction, liability

Harrison v. Stratos - immunity, special district board members

South Broward Hosp v. Stratos - presuit requirement, Whistleblower's Act

North Fla Mango v. LLS Holdings - specific performance, tipsy coachman

JAR v. State - delinquency, expert, ShotSpotter, *Daubert*

Polymer Extrusion Tech v. Glasshape - non-binding arbitration, trial de novo, excusable neglect

State v. Barone - reasonable suspicion, DUI, field sobriety exercises

Fifth District Court of Appeal - Daytona Beach

State Farm v. Matthews - improper argument, prejudice

Retail Detail v. Murphy - compel arbitration

Citrus Mem Hosp v. Iannelli - certiorari; concurrence; immunity, PREP Act

Bank of Am v. Abpaymar - foreclosure, final judgment, vacation

Williams v. State - probation revocation

Ferreira v. State - postconviction relief

Miller v. State - perjury; investigation, Sunshine Laws

Green v. State - postconviction relief

Ray v. State - postconviction relief

White v. State - criminal, scrivener's errors

Pride v. State - *Spencer* bar, pro se

DCF v. JG - certiorari; minor, commitment, competency restoration

Long v. State - *Spencer* warning, pro se

Sixth District Court of Appeal - Lakeland

Universal Prop v. Oakwood at Grandezza - preservation

People's Trust v. Gunsser - policy construction

VCG MYM I v. Sunrise Land Partners - anticipatory breach of contract

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