

Florida Appeals Court Decisions: Week of December 2 - 6, 2019

December 07, 2019

U.S. Eleventh Circuit Court of Appeals

Amezcu-Preciado v. US - immigration

Florida Supreme Court - Tallahassee

In re Fl Fam Law R Pro - amended forms

State v. Ivey - voir dire, preserving challenges

Jordan v. State - capital case, postconviction relief

In re Fla R Civ Pro - amended rules

In re Fam L Forms - amended forms

Baysen v. State - pro se sanctions

In re Fla Std Jury Instr (Civ) - amended instructions

First District Court of Appeal - Tallahassee

Newcome v. State - postconviction relief

McDuffey v. State - sentencing

Mosley v. State - rule 3.853, DNA testing

Rentz v. State - plea withdrawal

West v. State - direct criminal contempt

Grace v. State - postconviction relief

DBPR v. Fla Horsemen's - non-final agency action, irreparable harm

Fla Horsemen's v. DBPR - non-final agency action, irreparable harm

Le v. Colonial Freight - nondelegable duty

Crosier v. Crosier - Appellate affirmance

Spencer v. Deutsche Bank - appellate jurisdiction, timely appeal

Williams v. State - eyewitness identification instruction

Lynn v. State - postconviction relief

Second District Court of Appeal - Lakeland

JK v. State - burglary

Chipman v. State - sentencing, jurisdiction

Robinson v. Nationstar - foreclosure, standing, rehearing

Herrera v. State - probation revocation

Richard v. Asset Mgmt - foreclosure, debt amount

Third District Court of Appeal - Miami

Coral Gables v. Garcia - appellate jurisdiction, standing; relation back, nonclaim statute; intervention

Walters v. AHCA - probate, homestead, certified question

US Bank v. Stokes - foreclosure

Michel v. State - probation revocation

295 Collins v. PSB Collins - breach of contract, specific performance

Tanis v. HSBC - foreclosure sale

Conrad FLB Mgmt v. Diamond Blue - promissory notes

McDade v. State - postconviction relief

Andreas Stihl v. Villata - personal jurisdiction

Bluebone Dev v. Malibu Bay - foreclosure sale, due process

Miami-Dade v. Morejon - certiorari, unretained expert

Jackson v. State - pro se sanctions

Fourth District Court of Appeal - West Palm Beach

Jones v. State - sentencing

White v. State - sentencing

Velazquez v. State - probation; appellate jurisdiction

Barberian v. State - sentencing

Fifth District Court of Appeal - Daytona Beach

US Bank v. Leigh - foreclosure, default letter

RJ Reynolds v. Brown - affirmance, cross appeal dismissal

Jones v. State - postconviction relief

Gabriel v. State – certified conflict, certified question; sentence

State v. RLS – competency, independent determination

Austin v. State – postconviction relief

Kitchen v. State – postconviction relief

Simmons v. State – *Anders*; written sentence, oral pronouncement

Manning v. State – *Spencer* warning, pro se

Smith v. State – *Anders*; probation, written order

Franklin v. State – postconviction relief

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