

# Florida Appeals Court Decisions: Week of February 22 - 26, 2021

February 27, 2021

## U.S. Eleventh Circuit Court of Appeals

*Clark v. Ala DOC* - habeas

*Griffin v. Coca-Cola* - ERISA

*Griffin v. Delta* - ERISA

*Reynolds v. Behrman Cap* - jurisdiction

*PBT Real Estate v. Palm Bch* - due process, equal protection

*US v. Abovyan* - healthcare fraud

*US v. Harris* - compassionate release

*Johnson v. White* - FTCA

*USA v. Goldstein* - securities fraud, wiretaps, variance, forfeiture

## Florida Supreme Court - Tallahassee

*Emerson v. Hillsborough Cnty* - charter, transportation tax, validity

## First District Court of Appeal - Tallahassee

*Roberts v. State* - constructive possession

*Holland v. State* - sentencing

*Dickerson v. State* - postconviction relief

*Gates v. State* - represented pro se

*State Farm v. Nordin* - appraisal

*Bell v. State* - sentencing

*D'Amico v. Connor* - postconviction relief

*Bradham v. State* - appellate jurisdiction

*Allotey v. State* - pro se sanctions

*Malone v. State* - postconviction relief

*SVI Trust v. Williams Walk CA* - foreclosure, damages  
*Hamblen v. Pilot Trav Ctrs* - "final judgment," Wrongful Death Act  
*Moore v. State* - competency, rape shield, *Williams* rule, child hearsay  
*Mack v. State* - sentencing  
*Kline v. Pub Def* - mandamus, prerequisites  
*Moynihan v. State* - habeas corpus  
*Stanton v. State* - pro se sanctions  
*Cato v. State* - postconviction relief  
*Reiblich v. Inch* - postconviction relief  
*Rotella v. State* - represented pro se

## Second District Court of Appeal - Lakeland

*Vonlydick v. State* - search and seizure  
*5F v. Hawthorne* - trespass, submerged land, dock  
*Demakis v. SunTrust* - foreclosure, authentication  
*Aldamas-Gonzales v. State* - probation revocation  
*McGee v. State* - pro se sanctions  
*Robinson v. Sec 23 Prop OA* - appellate jurisdiction

## Third District Court of Appeal - Miami

*Symonette v. State* - self-representation, evidence  
*State v. Marin* - evidence, audible recording  
*People's Trust v. Fernandez* - insurance, appraisal  
*Gonzales v. Ferco* - pleadings, dismissal  
*Phelps v. State* - habeas corpus  
*Miami-Dade Sch Bd v. Miami Beach* - sovereign immunity  
*Buysmart Ins v. Chirinos* - certiorari, protective order  
*Shir Law v. Carnevale* - temporary injunction  
*Rivera v. State Farm* - demand letter, summary judgment

## Fourth District Court of Appeal - West Palm Beach

*Daniels v. State* - DNA software  
*Parrish v. State* - kidnapping  
*Zaleski v. State Farm* - insurance, bad faith  
*Academy for Positive Learning v. Palm Beach Sch Bd* - charter schools, revenue sharing  
*Am Integrity v. Branford* - proposal for settlement

[Lacey v. State](#) - restitution, probation

[Rocque v. State](#) - contempt, hearing

# Fifth District Court of Appeal - Daytona Beach

[Massey Svcs v. Sanders](#) - non-compete, non-solicitation, non-disclosure

[Precon v. Arch Insurance](#) - statute of limitations, § 255.05(10)

[Lewis v. State](#) - *Spencer* warning, pro se

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