

Florida Appeals Court Decisions: Week of February 28 - March 4, 2022

March 05, 2022

U.S. Eleventh Circuit Court of Appeals

Newbauer v. Carnival Corp - pleading, notice of risk, maritime law

Reiterman v. Abid - arbitration

Glynn Envtl Coalition v. Sea Island Acquisition - standing, injury in fact

Jenkins v. Nell - race discrimination, convincing mosaic test

Warrior Met Coal Mining v. United Mine Workers - arbitration

Florida Supreme Court - Tallahassee

In re R Reg Fla Bar - amended bar rules

In re Apportionment - legislative redistricting

First District Court of Appeal - Tallahassee

Brown v. Gulf Breeze - tax exemption

Alcon v. Collins - domestic violence injunction, standing

Spradley v. Citizens - insurance, duty to defend

Sanders v. Chaplin - guardianship, fees, certified conflict

Yacht & Racquet Club v. OIR - administrative appeal, standing

Huddleston v. Chaney St Place - eviction challenge

Crum v. FWCC - rule challenge

Mr Comfort v. DOR - administrative challenge, evidentiary hearing

Gosch v. State - pro se sanctions

CH v. DCF - failure to prosecute appeal

Second District Court of Appeal - Lakeland

Williams v. Fernandez - settlement proposal, excusable neglect

TA v. AS - paternity

Reyes v. Gonzalez - opinion withdrawn, settlement

Progressive Select v. Kagan Jagan - settlement proposal, good faith

Third District Court of Appeal - Miami

Hernandez v. CGI Windows - evidence, unsworn pleadings

ARP Acquisitions v. PHH Mort - foreclosure, reconsideration, jurisdiction

Impex Caribe v. Carl Levin PA - fees, multiplier

State v. Moore - Stand Your Ground

Scheckler v. Monroe Cnty - second-tier certiorari, voluntary payment, mootness

Shavarshyan v. Heavenly Spirits - standard of review, bench trial

Damas v. Rappleye - pro se continuance motion, marital dissolution trial

Miami Beach v. Clevelander - temporary injunction, noise limits, estoppel

Spivy v. State - sentencing

Nemani v. Sachmechi - fees, lack of transcript, *Applegate* affirmance

IT v. DCF - parental rights, termination

Pace v. State - sentencing

RR v. DCF - certiorari, dependency, hearsay, negative-implication canon

Fourth District Court of Appeal - West Palm Beach

Philip Morris v. Naugle - attorney's fees, *Daubert*, expert

Millien v. State - sentencing

Tita v. Tita - probate, LLC devise

Seith v. Seith - child support, timesharing

Blair v. State - sentencing

Whyte v. Whyte - durational alimony

Guibord v. Chopin - incapacity, guardian, mootness

Daniello v. Settle - child custody, changed circumstances

Fifth District Court of Appeal - Daytona Beach

State v. Boyd - sexual predator designation

Hipley v. State - postconviction relief

Voyles v. Glavin - probate, jurisdiction; fees, inequitable conduct doctrine

RS v. CPT - involuntary substance abuse treatment

Zimmershead v. State - postconviction relief

Hill v. DOR - lack of transcript

Universal Prop Ins v. Motie - insurance policy, material breach, directed verdict

Grillo v. State - postconviction relief

Knight v. Nordmann - lack of transcript

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

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