

Florida Appeals Court Decisions: Week of January 13 - 17, 2020

January 18, 2020

U.S. Eleventh Circuit Court of Appeals

Hand v. DeSantis - mootness

US v. Mancilla-Ibarra - search & seizure, sentencing

Florida Supreme Court - Tallahassee

Martin v. State - capital case, postconviction relief

Adv Op re Citizenship - initiative petition, validity

Adv Op re Amend 4 - advisory opinion, felons, voting rights

In re Std Jury Instr (Crim) - amended instructions

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In re Fla Prob R - amended rules

Richards v. State - investigative costs on remand

First District Court of Appeal - Tallahassee

AQ v. AHCA - medical necessity, services

Benson v. State - probation revocation

2K S Bch Hotel v. Continental - workers' compensation

Hart v. Griffis - domestic violence injunction

Jones v. State - scrivener's error

Second District Court of Appeal - Lakeland

Brown v. FNMA - foreclosure, costs

SLW v. State - burglary, grand theft

Ciccarello v. Siena Villas - arbitration, review, jurisdiction

AM v. State - habeas corpus

McElroy v. Oaks on the Bay - summary judgment, no hearing

Howard v. State - self-incrimination, pre-*Miranda* silence

Deutsche Bank v. Bennett - sanctions, findings, unaccepted concession; certified conflict

Hamiter v. State - probation revocation; sentencing; certified question

Webber v. Bactes Imaging - FDUTPA, medical records

Rodriguez v. Avatar - insurance, summary judgment, affidavits, personal knowledge, competency

Read v. Deutsche Bank - foreclosure, vacatur, notice

Shazam Auto Glass v. State Farm - fees, conditional award, settlement proposal

Third District Court of Appeal - Miami

Cardona v. State - cause of death testimony, medical examiner

Wright v. State - search and seizure, confession

De Soleil v. De Soleil - condo declaration, standing to enforce

World Fin Gp v. Progressive - insurance, protecting lienholder, settlement

Marotto v. Ferco Motors - appellate fees, prevailing requirement

Stallworth v. State - pro se sanctions

Samra v. Bedoyan - judicial disqualification, mootness

MC v. State - delinquency, disposition hearing, attendance

Saladriga v. State - violent felony offender, special concern

Fourth District Court of Appeal - West Palm Beach

Larocca v. State - *Frye/Daubert*, retroactivity

Cassaday v. State - voir dire, time allotted

Salus v. Island Hosp Fla Mgmt - retaliatory discharge

Schultz v. State - withdrawal, downward departure

Driver v. State - double jeopardy

Bryan v. Galley Maid Marine Prod - foreseeability, duty

Dinerstein v. Bucher - ballot initiative, title

Fifth District Court of Appeal - Daytona Beach

Vega v. State - postconviction relief

Barnes v. Sanabria - certified question; certiorari, discovery

Moran v. State - habeas; ineffective assistance, appellate

Thomas v. State - sentence

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