

# Florida Appeals Court Decisions: Week of January 18 - 22, 2021

January 22, 2021

## U.S. Eleventh Circuit Court of Appeals

*USA v. Henco* - tax, statute of limitations, transferred assets

*Hickman v. Spirit of Athens* - FCA, retaliation

*Cote v. Philip Morris* - punitive damages award

*Smith v. Crisp Regional Hospital* - EMTALA, delay in transfer

## Florida Supreme Court - Tallahassee

*Citizens v. Manor House* - insurance, breach, consequential damages

*In re Fla R Jud Admin* - amended rules

*In re Fla R Jud Admin 2.420* - amended rule

## First District Court of Appeal - Tallahassee

*Wharton v. State* - absence of alibi witnesses

*Warren v. State* - habeas corpus

*Thomas v. State* - search and seizure

## Second District Court of Appeal - Lakeland

*Hampson v. Hampson* - alimony

*Ke v. Gallagher* - opportunity to secure counsel

*Scott v. Lee Cnty Sch Bd* - mandamus, public records

*Thomas v. State* - postconviction relief

*Wilson v. State* - sentencing

*Am Cap Assur v. Cayman I* - insurance, appraisal, certified conflict

*Cummings v. State* - Stand Your Ground

*Meyers v. Shontz* - new trial standards

*DH v. JH* - child support

*Villagio at Estero CA v. Am Cap Assur* - insurance, appraisal, stay

## Third District Court of Appeal - Miami

*Baxter v. State* - murder, evidence

*Lawrence v. State* - probation revocation

*Univ P&C v. Horne* - insurance, noncompliance, waiver

*Vice City Marina v. Four Ambass* - condo law, declaration, rights, mootness

*Cisneros v. Guinand* - judicial disqualification

*Romero v. State* - second-tier certiorari, First Amendment, overbreadth, threats

*Moise v. Ola CA* - litigation privilege

*Woods v. State* - sentencing

*Ferro v. ECI Telecom* - certiorari, simultaneous litigation

## Fourth District Court of Appeal - West Palm Beach

*Sols v. State* - sentencing

*Safepoint Ins v. Ginsberg* - rule 2.516; s. 57.105

*Ferrer v. Jewelry Repair* - franchisor, agency, control

*Internal Improvement Trust Fund v. Waterfront ICW* - quiet title

*Mendina v. State* - name change petition, criminal history

*Burkeen v. State* - sentencing

*Varsam v. State* - closing argument, fundamental error

*Washington v. State* - sentencing

*Lundsford v. Engle* - child custody, jurisdiction, due process

## Fifth District Court of Appeal - Daytona Beach

*Greenshields v. Greenshields* - directed verdict, compulsory counterclaims, tortious interference

*Bryant v. State* - sentence

*School Bd of Volusia Cty v. Fla East Coast Charter School* - charter school application, administrative appeal

*Harvey v. State* - murder, robbery, life sentence

*Kent v. Diaz-Navedo* - *Younkin*, certified question; expert financial discovery

*Jackson v. State* - postconviction relief

# Related Practices

## Appellate & Trial Support

©2024 Carlton Fields, P.A. Carlton Fields practices law in California through Carlton Fields, LLP. Carlton Fields publications should not be construed as legal advice on any specific facts or circumstances. The contents are intended for general information and educational purposes only, and should not be relied on as if it were advice about a particular fact situation. The distribution of this publication is not intended to create, and receipt of it does not constitute, an attorney-client relationship with Carlton Fields. This publication may not be quoted or referred to in any other publication or proceeding without the prior written consent of the firm, to be given or withheld at our discretion. To request reprint permission for any of our publications, please use our Contact Us form via the link below. The views set forth herein are the personal views of the author and do not necessarily reflect those of the firm. This site may contain hypertext links to information created and maintained by other entities. Carlton Fields does not control or guarantee the accuracy or completeness of this outside information, nor is the inclusion of a link to be intended as an endorsement of those outside sites.