

Florida Appeals Court Decisions: Week of January 24 - 28, 2022

January 29, 2022

U.S. Eleventh Circuit Court of Appeals

Reproductive Health Servs v. Bailey - en banc rehearing, vacating *this* parental consent abortion opinion

Chamu v. US Att'y Gen - removal

Reeves v. Ala DOC - execution method, intellectual disability, ADA

US v. Schwarzbaum - tax penalties, willful conduct

Maldonado v. Baker Cnty Sheriff - in forma pauperis, mootness, exhaustion

Hoffman v. Signature Bank - Roth IRAs, bankruptcy exemption

US v. Nicholson - exclusionary rule, sufficiency of evidence

Florida Supreme Court - Tallahassee

Hayslip v. US Home - arbitration, real property, deed

Alachua Cnty v. Watson - sheriff's budget, county authority

In re R Reg Fla Bar - amended rules

First District Court of Appeal - Tallahassee

Pisano v. Mayo Clinic - Covid, hospital treatment, injunction

Harrison v. DMS - amending pleadings

Lack v. State - subject matter jurisdiction, misdemeanor

Noa v. Aventura - workers' compensation

People's Trust v. Foster - certiorari, discovery, underwriting manuals

Norman v. DOC - extensions of time

Mackey v. State - prohibition, criminal limitations period

Second District Court of Appeal - Lakeland

Hodo v. State - drugs, driver's license

Morrison v. Smolarick - partition action, money damages

Pulte v. New Common Sch - probate, settlement agreement, enforcement

Shanks v. Bergerman - promissory note, limitations period

Third District Court of Appeal - Miami

Forbes v. Millionaire Gallery - trade secrets, competition, verdict

Neff v. Archdiocese of Miami - duty of care, student

Azran Miami 2 v. US Bank - appellate filings, rules violations, show cause

Millan v. Marquez - default, due process, unliquidated damages

Bronstein v. Progressive - PIP benefits, confession of judgment

Gutierrez v. Sullivan - agency, apparent authority

Best Am Diag Cntr v. United Auto - confession of error, advisory opinion

State v. Avila - postconviction relief

Perez v. State - sentencing

Baron v. LP Evans Motors - arbitration, fees

Barg v. Casablanca - default judgment, vacatur

TR-B v. DCF - intervention, dependency proceeding

U of M v. Bloomer - certiorari, medical malpractice, presuit

Fourth District Court of Appeal - West Palm Beach

Huertas v. Avatar Prop - insurance, summary judgment, affidavit

Fifth District Court of Appeal - Daytona Beach

Saario v. Tiller - dissolution, marital property, alimony

Payne v. Koch - domestic violence injunction; exclude evidence, prejudice

Williams v. State - *Spencer* bar, pro se

Simmons v. State - sentence; prison releasee reoffender, § 775.082(9)

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