

Florida Appeals Court Decisions: Week of July 10 - 14, 2023

July 15, 2023

U.S. Eleventh Circuit Court of Appeals

Guzman v. Secretary DOC - habeas corpus

Continental Cas v. Winder Labs - insurance, duty to defend, ROR, fee reimbursement

Garrison v. USA - *Stromberg* error, predicate offenses

USA v. Walker - prostitution, in detail

USA v. Ahmed - right to counsel, Covid fears; expert, self-incrimination

Steinmetz v. Brinker - class certification, customer data theft

Williams v. Alabama - habeas corpus

Carpenters Pension v. MiMedx Grp - securities, 10(b), loss causation

Perkins v. USA - postconviction relief

Carson v. Monsanto - preemption, agency action

Florida Supreme Court - Tallahassee

In re Parenting Coordinators - amended rules

First District Court of Appeal - Tallahassee

Smith v. Slaton - rule 1.140, waiver of defense

Levine v. State - sentencing

Vializ v. State - restitution amount

KD v. DCF - parental rights, termination, failure to prosecute appeal

MG v. DCF - parental rights, termination, failure to prosecute appeal

EC v. DCF - parental rights, termination, failure to prosecute appeal

Second District Court of Appeal - St. Petersburg

Warren v. HMC Assets - foreclosure, standing, business records
Santoshi v. Chicago Title - real property, encumbrance, lease
Warren v. HMC Assets - collateral estoppel, affidavit as evidence
DP v. DCF - reunification
Schultz Builders v. Icon Welding - venue
Progressive Select v. Lloyd's Auto Glass - certiorari, discovery
Lindsey v. Gualtieri - habeas corpus

Third District Court of Appeal - Miami

Boucher v. State - juvenile resentencing, Eighth Amendment
Benitez v. Lawson Indus - summary judgment, negligence, duty
Morris v. State - probation revocation, preservation
Russell v. Aronowicz - timesharing, modification
Skybus v ACA Int'l - non-final order, appellate jurisdiction
46 NW17 CT v. City of Miami - second-tier certiorari, jurisdiction
Gerome v. State - successive habeas corpus

Fourth District Court of Appeal - West Palm Beach

Medina v. State - entrapment
Wheeler v. Ft Lauderdale - Whistle-blower's Act
White v. State - sentencing, jurisdiction
Stephenson v. State - traffic stop, fine
McDonald v. State - undisclosed evidence, improper statement
Blaisdell v. State - investigative costs
Ayala v. Vega - relocation, timesharing
Evans v. Diaz - settlement, approval
Manuel v. Manuel - prohibition, disqualification, certification
MT v. Dept Juvenile Justice - habeas corpus, secure detention

Fifth District Court of Appeal - Daytona Beach

Marlowe v. City of St Augustine - summary judgment, property boundaries
Micallef v. State - direct criminal contempt, procedure

Sixth District Court of Appeal - Lakeland

Lancheros v. Burke - negligence, causation

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