

Florida Appeals Court Decisions: Week of May 11 - 15, 2020

May 16, 2020

U.S. Eleventh Circuit Court of Appeals

Tribue v. US - en banc denial, sentencing

Martin v. FAMS - employment, FMLA, Title VII

Eng'd Tax Serv v. Scarpello Consult - trademark infringement

Harbourside v. Jupiter - injunction, outdoor venue, First Amendment

Troutman v. Seaboard Marine - LHWCA, open and obvious condition

Champions Retreat v. IRS - charitable tax deduction

Samuels v. Acting Commr Soc Sec - disability benefits

Robinson v. Liberty Mut - insurance, spiders

Florida Supreme Court - Tallahassee

Bush v. State - capital case, direct appeal, circumstantial evidence

Smiley v. State - capital case, direct appeal

First District Court of Appeal - Tallahassee

Decks N Such v. Daake - construction lien, fees, § 713.29

Daake v. Decks N Such - fees, § 713.29

Johnson v. State - belated appeal, rehearing

Jackson v. State - robbery

Foster v. State - sentencing

Johnson v. Snyder - certiorari, intervention, lis pendens

Cannie v. State - pro se sanctions

Vazquez v. State - appellate jurisdiction

Second District Court of Appeal - Lakeland

Whited v. FCOR - home venue privilege
Scott v. Strategic Realty - foreclosure, standing
State v. Vazquez - Miranda
Williams v. State - postconviction relief

Third District Court of Appeal - Miami

Moss v. State - sentencing
ABC Savage v. Bank of Am - banking, signatures, § 674.406
Ochoa v. Vargas - forum non conveniens
S Winds v. Pref'd Contractors - insurance, duty to defend
Security First v. Czelusniak - insurance, anti-concurrent cause provision
People's Trust v. Serrano - insurance, appraisal, waiver
Helinski v. Helinski - marital dissolution, fees, costs
Lopez v. Wilmington Trust - foreclosure, rule 1.540
Visual Tech v. Home Depot - forum selection clause
HSS v. DCF - dependency
Duckworth v. State - habeas corpus
Tamayo v. State - prohibition, speedy trial

Fourth District Court of Appeal - West Palm Beach

Weisman v. Southern Wine - tortious interference, conspiracy, intracorporate doctrine
Mapei v. JM Field - temporary injunction, trade secrets, software system

Fifth District Court of Appeal - Daytona Beach

Carlson v. Volusia County Schools - summary judgment, video
Gaither v. State - drug court, termination, due process
Webster v. Glover - closing argument, discretion
Charles v. HSBC - foreclosure, attorney's fees, evidence
State v. Glenn - postconviction relief, discovery, certiorari
Phagan v. McDuffee - dependency, jurisdiction
Prive v. State - Anders appeal, costs
S-O Insurance v. Hendrickson - second-tier certiorari, 627.736(1)(a)
St Ours v. State - robbery, cost of investigation
Thomas v. State - costs, non-traffic infraction, 318.18

Goff v. State - Anders appeal, scrivener's error

Green v. State - Spencer warning, pro se

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