

# Florida Appeals Court Decisions: Week of November 6-10, 2023

November 11, 2023

## U.S. Eleventh Circuit Court of Appeals

*GEICO v. Glassco* - Fla Motor Vehicle Repair Act, certified questions to FSC

*Santos v. Experian* - FCRA, actual damages

## Florida Supreme Court - Tallahassee

*Citizens of Fla v. Clark* - PSC review, preservation, need for rehearing motion

*Reynolds v. State* - capital case, postconviction relief

## First District Court of Appeal - Tallahassee

*Barns v. State* - Anders review

*Williams v. State* - pro se sanctions

*Tomlin v. Buccasio* - appellate jurisdiction, unquantified fees award

## Second District Court of Appeal - St. Petersburg

*CD v. Invol Placement* - involuntary commitment

*Dirty Duck v. Redington Bch* - ordinances, customary use doctrine, § 163.035

## Third District Court of Appeal - Miami

*Alarcon v. Dagen* - parental responsibility, timesharing, unpled issue, waiver

*Philippe v. State* - discovery violation, preservation

*Horna v. State* - improper closing remarks, preservation

*Dooley v. Gary Carpenter Constr* - unjust enrichment, damages, apportionment

*Coffer v. State* - reckless driving, insufficient evidence

*Pellerano v. Renta* - summary judgment, quiet title

## Fourth District Court of Appeal - West Palm Beach

*Tatlici v. Tatlici* - default, sanction, liability

*Harrison v. Stratos* - immunity, special district board members

*South Broward Hosp v. Stratos* - presuit requirement, Whistleblower's Act

*North Fla Mango v. LLS Holdings* - specific performance, tipsy coachman

*JAR v. State* - delinquency, expert, ShotSpotter, *Daubert*

*Polymer Extrusion Tech v. Glasshape* - non-binding arbitration, trial de novo, excusable neglect

*State v. Barone* - reasonable suspicion, DUI, field sobriety exercises

## Fifth District Court of Appeal - Daytona Beach

*State Farm v. Matthews* - improper argument, prejudice

*Retail Detail v. Murphy* - compel arbitration

*Citrus Mem Hosp v. Iannelli* - certiorari; concurrence; immunity, PREP Act

*Bank of Am v. Abpaymar* - foreclosure, final judgment, vacation

*Williams v. State* - probation revocation

*Ferreira v. State* - postconviction relief

*Miller v. State* - perjury; investigation, Sunshine Laws

*Green v. State* - postconviction relief

*Ray v. State* - postconviction relief

*White v. State* - criminal, scrivener's errors

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

*DCF v. JG* - certiorari; minor, commitment, competency restoration

*Long v. State* - *Spencer* warning, pro se

## Sixth District Court of Appeal - Lakeland

*Universal Prop v. Oakwood at Grandezza* - preservation

*People's Trust v. Gunsser* - policy construction

*VCG MYM I v. Sunrise Land Partners* - anticipatory breach of contract

# 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.