

Florida Appeals Court Decisions: Week of October 5 - 9, 2020

October 10, 2020

U.S. Eleventh Circuit Court of Appeals

New Ga Project v. Raffensperger - election, injunction

USA v. Bruce - search and seizure

USA v. Amede - sentencing, evidence, indictment, right to counsel

USA v. Innocent - criminal, ACCA

USA v. Jones - criminal, ACCA

USA v. Gallardo - mistrial, new trial, *Brady-Giglio* violation, sentencing

USA v. Gayden - indictment delay, search and seizure, *Daubert*, sentencing

USA v. Donatus Iriele - criminal, sufficiency, jury instructions

Florida Supreme Court - Tallahassee

No decisions this week.

First District Court of Appeal - Tallahassee

DHSMV v. Hightower - sovereign immunity, USERRA, FUSPA

Thomas v. Thomas - settlement, enforceability

Carter v. State - murder of LEO, evidence

Williams v. M&R Constr - execution, stay, entireties property

McCray v. FDLE - appellate jurisdiction

DeSantis v. Fla Ed Ass'n - Covid-19, schools, injunction

Roebuck v. Sills - nuisance, neighbors; Homeowners Association Act, fees

Warren v. State - sentencing

Legere v. Legere - equitable distribution

Jackson v. DOC - mandamus, remedy exhaustion

Bristow v. Bristow - mandamus, duty to rule

Grooms v. State - habeas corpus, sentencing

Jackson v. State - habeas corpus, availability

Kiedrowski v. State - belated appeal, availability

Second District Court of Appeal - Lakeland

Dozier v. State - sentencing, scrivener's error

Vandawalker v. State - sentencing

Sack v. WSW Rental - damages, calculation, double recovery

Bowers v. State - return of property

Third District Court of Appeal - Miami

Wright v. State - sentencing, appellate jurisdiction

Escadote I v. Ocean 3 - condominium, release, tortious interference, emotional distress

IconBrickell No. 3 v. New Media - condominium, shared facilities

Z Roofing v. Bank of Am - party substitution

Poet Theatricals v. Celebrity Cruises - trade secrets, cruise ship aerial acrobatics

Perez v. Salmeron - unjust enrichment

People's Trust v. Portuondo - insurance appraisal

Lee v. Matsuda - stalking injunction

Ocwen v. 21 Asset Mgmt - certiorari, stay, other proceedings

Safepoint Ins v. Gonzalez - certiorari, work product, attorney-client privilege

Martinez v. Reyes - timesharing

La-Casse v. Inch - habeas corpus, pro se sanctions

Fourth District Court of Appeal - West Palm Beach

Cavanaugh v. Stryker - consumer expectations instruction, jury selection

Frenkel v. Costa - temporary relief, dissolution

Joseph v. State - ineffective assistance, evidentiary hearing

JB v. State - false report

State v. Torres - text messages, authentication

QH v. Sunshine State Health - appellate attorney's fees

QH v. Sunshine State Health - Medicaid coverage, growth hormone

[CNN v. Black](#) - certiorari, journalist privilege

Fifth District Court of Appeal - Daytona Beach

[Wright v. State](#) - postconviction relief

[Rogers v. State](#) - Stand Your Ground, prima facie

[Lovett v. State](#) - criminal, costs, concession of error

[State v. Finley](#) - ineffective assistance, trial

[Sylvester v. Sylvester](#) - child support, modification

[Chounard v. State](#) - Anders appeal, costs

[Perry v. State](#) - costs

[Williams v. State](#) - probation, special condition, overbreadth

[Petit v. State](#) - Anders appeal, costs

[Melchione v. Temple](#) - special concurrence, paternity, fees

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