

Florida Appeals Court Decisions: Week of September 6 - 10, 2021

September 11, 2021

U.S. Eleventh Circuit Court of Appeals

Tillis v. Brown - excessive force, dissent

Farah v. US AG - removal, dissent

Talamantes-Enriquez v. US AG - removal

Florida Supreme Court - Tallahassee

Alcegaire v. State - capital case, direct appeal

CCM CA v. Petri Positive Pest - § 768.79, settlement proposals

In re Fla R Juv P - amended form

In re R Reg Fla Bar - amended rule, ads

First District Court of Appeal - Tallahassee

Hall v. State - entrapment

State v. King - postconviction relief

Comm'y Power Net v. JEA - solar power, credits, challenge, standing

Second District Court of Appeal - Lakeland

Omega Title v. Butschky - certiorari, punitive damages

Fla Citz Alliance v. Collier Sch Bd - public schools, textbooks, challenge, Sunshine Law

Custom Design v. Synergy Rents - breach of contract, open account

Naples Estates v. Muston - rent, waiver, estoppel

Advanta IRA v. FTE - summary judgment, standard, residential sale proceeds

Third District Court of Appeal - Miami

De Los Angeles v. Winn-Dixie - slip and fall, summary judgment

Alvarez v. Acosta - new trial, motorcycle crash

TSG Delaware v. Dictan - personal jurisdiction

Star Casualty v. Gables - settlement agrmt, latent ambiguity

Garcia v. Ins Exchange of Am - arbitration waiver

Elo v. Liberty Leasing - confession of error, due process

G4S Secure v. N.L. - certiorari, lack of jurisdiction

Mitchell v. State - postconviction relief

Fourth District Court of Appeal - West Palm Beach

Rhiner v. Koyama - med malpractice, pre-suit

Parrish v. State - kidnapping, *Faison* analysis

Boyles v. Jimenez - probate, removal of trustee

Kocik v. Rodriguez - additur, pain and suffering

Ruckdeschel v. People's Trust Ins - specific performance

Torres v. Bank of NY - foreclosure; attorney's fees

Fifth District Court of Appeal - Daytona Beach

Simpson v. State - investigative costs, sentencing error

Ager v. Berger - modification, foreign paternity judgment

RJ Reynolds v. Frost - venue, transfer

Hands On Chiro v. GEICO - certiorari, PIP reimbursement

Shant Wellness v. GEICO - certiorari, PIP reimbursement

Health Plus Chiro v. GEICO - certiorari, PIP reimbursement

Express Care v. GEICO - certiorari, PIP reimbursement

Preziosi v. GEICO - certiorari, PIP reimbursement

Velocity v. GEICO - certiorari, PIP reimbursement

Hands On Chiro v. GEICO - certiorari, PIP reimbursement

Preziosi v. GEICO - certiorari, PIP reimbursement

Preziosi v. GEICO - certiorari, PIP reimbursement

Preziosi v. GEICO - certiorari, PIP reimbursement

Rose Healthcare v. GEICO - certiorari, PIP reimbursement

Preziosi v. GEICO - certiorari, PIP reimbursement

Ashley Park v. GEICO - certiorari, PIP reimbursement

Rumley v. GEICO - certiorari, PIP reimbursement

Keen v. Jennings - certiorari, punitive damages, amendment

Katwaroo v. State- postconviction relief

Walker v. State - sentence, concession of error

Martinez v. State - sentence

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