

# Florida Appeals Court Decisions: Week of June 24-28, 2024

June 28, 2024

## U.S. Eleventh Circuit Court of Appeals *Smith v.*

*Marcus & Millichap* - class action, skilled nursing, R&R, waiving objections

*Usme v. CMI Leisure Mgmt* - forum selection clause, marine vessel, Covid-19

*Guzman v. Robinhood Markets* - class action, antitrust, securities

*Greater Birm Ministries v. Ala Sec of State* - Nat'l Voter Registration Act, voter lists, public disclosure

## Florida Supreme Court - Tallahassee

*Pinellas Cnty v. Joiner* - ad valorem taxes, sovereign immunity

*Fla Bar v. Grieco* - attorney discipline

*In re Fla Fam Law Rules Pro* - amended rules

## First District Court of Appeal - Tallahassee

*Wodford v. State* - inconsistent verdict

*Jackson v. State* - plea, not reserving issues for appeal

*Johnson v. State* - pro se sanctions

*Ames v. State* - postconviction relief

*Calvin v. Dixon* - pro se sanctions

*Johnson v. State* - pro se sanctions

*Johnson v. State* - more pro se sanctions

*Edwards v. Dixon* - pro se sanctions

*Davis v. State* - pro se sanctions

## Second District Court of Appeal - St. Petersburg

*Pasco v. Gamble* - appellate jurisdiction

## Third District Court of Appeal - Miami

*Int'l Speedway v. GEICO* - intervention

*Tropical Audubon Soc'y v. Miami-Dade Cnty* - comprehensive plan, agency's findings, evidence

*Caster v. Miller* - disqualification of counsel

*Motors v. Alvarez* - default, excusable neglect

[Alvarez v. State](#) - agency's findings, evidence, hearsay

[SafePoint v. Castellanos](#) - attorney's fees, multiplier, evidence

[Pomeranz v. Rones](#) - personal jurisdiction, waiver

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

[Jolibois v. Sch Bd of Miami-Dade Cnty](#) - declaratory action, disqualification of judge

[Tucker v. Little Haiti Housing Ass'n](#) - ownership of property, summary judgment evidence

[State v. Myers](#) - motion to suppress, invocation of *Miranda* rights

[Tyson v. Perez](#) - sanctions. discovery violations

[Wilson v. State](#) - *Nelson* inquiry

[Whalen v. Choquehuanca](#) - domestic violence injunction, unrecorded hearing

[E Coast Invests v. Delia](#) - writ of possession, inconsistent verdicts

[92 On Bay v. River Front Master Ass'n](#) - sale of common elements, temporary injunction

[LXA v. State](#) - uncharged crimes, admissibility

[Crown Asset Mgmt v. Bribiesca](#) - small claims action, service of process, dismissal

[Bernard v. State](#) - resentencing

[Verijet v. Vision Leasing](#) - default, excusable neglect

## Fourth District Court of Appeal - West Palm Beach

[Frank v. State](#) - sentencing, costs of supervision

[SoHo Ocean v. PG Secur](#) - agency, duty to disclose, principal

[Gentry v. State](#) - general magistrate, recommended order, preservation

## Fifth District Court of Appeal - Daytona Beach

[Hurley v. Veon](#) - marital settlement, equitable ownership, intangible asset, attorney's fees

[Nelson v. State](#) - rehearing; sentencing

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

[State v. Boutiette](#) - vacated conviction, self-defense immunity

[Auto Club Ins v. Express Care](#) - reimbursement, PIP benefits, statutory schedule

[DiGiorgio v. DiGiorgio](#) - dissolution, notice of appeal, jurisdiction

[Hoehaver v. State](#) - suppression, plain smell doctrine, warrantless search

[Long v. Family Support Srvcs](#) - negligence, foster child placement, jury instruction

[Prince v. State](#) - *Anders* appeal, firearm enhancement

[Phillips v. State](#) - *Anders* appeal, cost of prosecution

## Sixth District Court of Appeal - Lakeland

[Wright v. State](#) - sentencing

[Gary v. State](#) - postconviction relief, preservation

[DCF v. LD](#) - termination of parental rights

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