

Interpersonal Violence Injunctions (DV, SV, Dating, Repeat, Stalking) Case Law

Florida Supreme Court

No new opinions for this reporting period.

First District Court of Appeal

Newsom v. Newsom, __ So. 3d __, 2017 WL 2871005 (Fla. 1st DCA 2017). **DOMESTIC VIOLENCE INJUNCTION REVERSED**. Five years after the parties were divorced, the former wife filed a petition for a domestic violence injunction against the former husband, alleging he had threatened to kill her and had made disparaging remarks about her to their daughter. The parties were duly noticed of the hearing on the injunction, but the former husband did not attend. The former wife testified that she still wanted the injunction, and the court issued the order without further testimony. The former husband later moved for rehearing on the injunction, asserting his tardiness was excusable as it was due to circumstances beyond his control, and also argued that the injunction was improperly entered without a sufficient evidentiary basis. The motion for rehearing was denied and the husband appealed, arguing that he was deprived of due process. The appellate court reversed and stated that the respondent was entitled to a fair hearing and “protection from the effects of a final judgment of injunction that lacks any evidentiary support.” https://edca.1dca.org/DCADocs/2016/4239/164239_DC13_07062017_085041_i.pdf (July 6, 2017)

Second District Court of Appeal

No new opinions for this reporting period.

Third District Court of Appeal

No new opinions for this reporting period.

Fourth District Court of Appeal

No new opinions for this reporting period.

Fifth District Court of Appeal

No new opinions for this reporting period.