

Interpersonal Violence Injunctions (DV, SV, Dating, Repeat, Stalking) Case Law Update August 2018

Florida Supreme Court

No new opinions for this reporting period.

First District Court of Appeal

No new opinions for this reporting period.

Second District Court of Appeal

No new opinions for this reporting period.

Third District Court of Appeal

Carroll v. Goll, ___ So. 3d ___, 2018 WL 3999127 (Fla. 3d DCA 2018). [CHILD SUPPORT IN AN INJUNCTION ADDRESSED](#). A general magistrate, in a report adopted by the trial court, found that the respondent was ordered to pay child support, that included an amount for arrears, to the petitioner in a temporary injunction for protection against domestic violence. The respondent appealed, claiming that he owed a much smaller amount of child support than what was ordered, and that the magistrate based the calculations on an expired temporary domestic violence order. The appellate court agreed and noted that s. 741.30(6)(a)4, F.S., specifically states that temporary child support orders only remain in effect until the order expires or until a subsequent order is issued. In this case, the magistrate ordered child support arrears based upon an expired temporary injunction order and included an arrearage from before the order was issued. The court remanded the case for the magistrate to re-calculate the child support award based upon the limited time during which the order was valid, which included the period from when the temporary order was issued until it expired.

<http://www.3dca.flcourts.org/Opinions/3D17-0128.pdf> (August 22, 2018)

Fourth District Court of Appeal

No new opinions for this reporting period.

Fifth District Court of Appeal

No new opinions for this reporting period.