Domestic Violence Case Law

Florida Supreme Court

In re Amendments to Florida Rules of Judicial Admin., ___ So.3d ____, 2014 WL 172531 (Fla. 2014) RULES AMENDED The Steering Committee on Families and Children in the Court proposed amendments to Florida Rule of Judicial Administration 2.545(d) which was approved by the Court. The Steering Committee also proposed five new rules of procedure for Florida's family courts which were also approved. The new rules require the courts to assign related family cases to a single judge unless it is deemed impractical, and also for coordination of related cases that are assigned to different judges. The Supreme Court also noted its support for the unified family court model. The amendments are effective April 1, 2014. January 16, 2014. http://www.floridasupremecourt.org/decisions/2014/sc12-2007.pdf

First District Court of Appeals

Jeffries v. Jeffries, ___ So.3d ____, 2014 WL 261331(Fla. 1st DCA 2014) INJUNCTION AFFIRMED The respondent appealed an injunction for protection against domestic violence entered against him, however, he failed to supply the court with a transcript of the hearing. Without the transcript, the appellate court could not review the case to verify that the order was supported by competent, substantial evidence, and therefore, it was forced to affirm the lower court's decision. January 22, 2014. http://opinions.1dca.org/written/opinions2014/01-23-2014/13-4757.pdf

Second District Court of Appeals

No new cases reported.

Third District Court of Appeals

Schutt v. Alfred, ___ So.3d ____, 2014 WL 305227 (Fla. 3d DCA 2014) DATING INJUNCTION REVERSED The respondent appealed a permanent injunction for protection against dating violence issued against her. During the hearing, testimony revealed that the petitioner and the respondent had not been in a dating relationship since November of 2011. However, s. 784.046(2), Florida Statutes (2013), states that to receive an injunction against dating violence, two individuals must have had a dating relationship within the past 6 months. The dating violence statute does not provide relief to those who may have experienced violence in a "casual acquaintanceship or violence between individuals who only have engaged in ordinary fraternization in a business or social context." The court vacated the permanent injunction without prejudice to the petitioner filing a timely petition for an injunction for protection against stalking. January 29, 2014. http://www.3dca.flcourts.org/Opinions/3D13-1389.pdf

Fourth District Court of Appeals

No new cases reported.

Fifth District Court of Appeals

No new cases reported.