

SUPREME COURT OF FLORIDA

Daniel Stahl v. Hialeah Hospital

No. SC15-725 · No. SC15-725 · Decided April 28, 2016

SUMMARY

The Supreme Court of Florida initially accepted jurisdiction to review a First District Court of Appeal decision upholding certain provisions of chapter 440, Florida Statutes. After further consideration and oral argument, the court exercised its discretion to discharge jurisdiction and dismissed review.

CASE DETAILS

COURT	Supreme Court of Florida
WRITING FOR THE COURT	Per Curiam; Chief Justice Labarga; Justice Pariente; Justice Lewis; Justice Quince; Justice Canady; Justice Polston; Justice Perry
JURISDICTION	Florida
DECIDED	April 28, 2016
DOCKET	SC15-725
DISPOSITION	dismissed
PROCEDURAL POSTURE	The Florida Supreme Court initially accepted discretionary jurisdiction to review a First District Court of Appeal decision concerning the validity of provisions of chapter 440, Florida Statutes. After further consideration and oral argument, the court discharged jurisdiction and dismissed review.
PRECEDENTIAL VALUE	Published per curiam disposition; limited to the exercise of discretionary jurisdiction and dismissal of review.
PARTIES	Daniel Stahl v. Hialeah Hospital, et al.

TOPICS

[appellate jurisdiction](#)[appellate procedure](#)[workers compensation](#)[statutory interpretation](#)

PRACTICE AREAS

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QUESTIONS PRESENTED

1. Whether the Florida Supreme Court should retain discretionary jurisdiction to review the First District Court of Appeal's decision concerning the validity of provisions of chapter 440, Florida Statutes.

HOLDINGS

1. After initially accepting discretionary jurisdiction and hearing oral argument, the Florida Supreme Court exercised its discretion to discharge jurisdiction and dismissed review.

KEY QUOTATIONS

“After further consideration and hearing oral argument in this case, we have determined that we should exercise our discretion and discharge jurisdiction.”

FACTUAL BACKGROUND

The opinion contains no substantive factual findings about the underlying dispute. It concerns a First District decision addressing the validity of provisions of chapter 440, Florida Statutes.

PROCEDURAL HISTORY

The First District Court of Appeal issued a decision declaring certain provisions of chapter 440, Florida Statutes, valid in *Stahl v. Hialeah Hospital*, 160 So. 3d 519 (Fla. 1st DCA 2015). The Florida Supreme Court initially accepted jurisdiction under article V, section 3(b)(3), of the Florida Constitution, but later exercised its discretion to discharge jurisdiction and dismiss the review.

DISPOSITION

dismissed

CASES CITED

- *Stahl v. Hialeah Hospital*, 160 So. 3d 519 (Fla. 1st DCA 2015)

OPINION

PER CURIAM.

Supreme Court of Florida _____ No. SC15-725 _____ DANIEL STAHL, Petitioner, vs. HIALEAH HOSPITAL, et al., Respondents. [April 28, 2016] PER CURIAM. We initially accepted jurisdiction pursuant to article V, section 3(b)(3), of the Florida Constitution, to review the decision in *Stahl v. Hialeah Hospital*, 160 So. 3d 519 (Fla. 1st DCA 2015), in which the First District Court of Appeal declared certain provisions of chapter 440, Florida Statutes, to be valid.

After further consideration and hearing oral argument in this case, we have determined that we should exercise our discretion and discharge jurisdiction. Accordingly, we dismiss review. It is so ordered. LABARGA, C.J., and PARIENTE, LEWIS, QUINCE, CANADY, POLSTON, and

PERRY, JJ., concur. NO MOTION FOR REHEARING WILL BE ALLOWED. Application for Review of the Decision of the District Court of Appeal - Statutory Validity First District - Case No. 1D14-3077 Mark Lawrence Zientz of the Law Office of Mark L. Zientz, P.A., Miami, Florida, for Petitioner Kenneth Bradley Bell of Gunster, Yoakley & Stewart, P.A., Tallahassee, Florida; and Kimberly Anne Johnson of Kelley Kronenberg, P.A., Tallahassee, Florida, for Respondents Gerald Arthur Rosenthal of Rosenthal, Levy, Simon & Ryles, West Palm Beach, Florida, for Amicus Curiae Workers' Injury Law & Advocacy Group Richard Anthony Sicking and Mark Anthony Touby of Touby, Chait & Sicking, P.L., Coral Gables, Florida, for Amicus Curiae Florida Professional Firefighters, Inc. Kimberly Ann Hill of Kimberly A. Hill, P.L., Fort Lauderdale, Florida, for Amicus Curiae Voices, Inc. William J. McCabe, Longwood, Florida, for Amicus Curiae Florida Workers' Advocates Louis Paul Pfeffer, Jupiter, Florida, for Amicus Curiae National Employment Lawyers Association, Florida Chapter -2- Michael Jason Winer of the Law Office of Michael J. Winer, P.A., Tampa, Florida, for Amicus Curiae Florida Justice Association Geoffrey Bichler of Bichler, Kelley, Oliver & Longo, PLLC, Maitland, Florida, for Amici Curiae Police Benevolent Association, Fraternal Order of Police, International Union of Police Associations, AFL-CIO, and Florida Association of State Troopers Rayford Huxford Taylor of Gilson Athans P.C., Atlanta, Georgia, for Amici Curiae Florida Insurance Council, American Insurance Association, National Association of Mutual Insurance Companies, and Property Casualty Insurers Association of America James Newton McConnaughay and David Anthony McCranie of McConnaughay, Coonrod, Pope, Weaver, Stern & Thomas P.A., Tallahassee, Florida, for Amici Curiae Associated Industries of Florida, Florida Roofing, Sheet Metal and Air Conditioning Contractors Association, The Florida Retail Federation, The National Federation of Independent Business, The Florida United Businesses Association, Inc., and the Florida League of Cities William Harris Rogner, Winter Park, Florida, for Amici Curiae The Florida Association of Insurance Agents and American Association of Independent Claims Professionals Katherine Eastmoore Giddings and Diane G. DeWolf of Akerman LLP, Tallahassee, Florida; Roy Carroll Young of Young, van Assenderp & Qualls, P.A., Tallahassee, Florida; and William Wells Large, Florida Justice Reform Institute, Tallahassee, Florida, for Amici Curiae Florida Justice Reform Institute and Florida Chamber of Commerce -3- Pamela Jo Bondi, Attorney General, Allen C. Winsor, Solicitor General, Jordan E. Pratt, Deputy Solicitor General, and Rachel Erin Nordby, Deputy Solicitor General, Tallahassee, Florida, for Amicus Curiae State of Florida -4-