

**Florida Real Property and Business Litigation Report**  
**Volume XIV, Issue 8**  
**February 20, 2021**  
**Manuel Farach**

**Rohe v. Wells Fargo Bank, N.A.**, Case No. 19-13947 (11th Cir. 2021)

The All Writs Act, 28 U.S.C. § 1651(a), cannot be used to intervene in a dispute when there is no underlying proceeding over which the district court has jurisdiction and the integrity of which the district court would be in an appropriate position to protect by making such an order.

**Krol v. FCA US, LLC**, Case No. SC19-952 (Fla. 2021).

The Federal Trade Commission's "single document rule," promulgated under the MagnusonMoss Warranty Act, does not require the disclosure of a binding arbitration agreement.

**Salazar v. Gomez**, Case No. 3D19-1448 (Fla. 3d DCA 2021).

A claim of fraud upon the court cannot be made upon issues that were argued to and decided adversely by a jury.

**Valencia PennyMac Holdings, LLC**, Case No. 3D20-1727 (Fla. 3d DCA 2021).

Certiorari does not lie from a court order prohibiting a litigant from "disseminating, publishing, distributing, or using the records (written, audio, and visual) of [opposing party's corporate] representative outside of this litigation" unless petitioner can show irreparable harm.

**Samara Tenet Florida Physician Services, LLC**, Case No. 3D21-0240 (Fla. 3d DCA 2021).

Motions for rehearing are not authorized for non-final orders, and accordingly, do not toll rendition nor the time for filing an appeal.