

# DEFENSE VERDICT: FIRST - PARTY PROPERTY



Stuart Office Managing Partner Lauren Smith, Esq. obtained a Defense Verdict in the five day trial of Bocinsky v. Federated National Insurance Company. The case involved a price and scope dispute with several claims handling issues that were unfortunately allowed into evidence at trial, including the timing of Defendant's post-suit cure payment for \$60,000 after the claim had originally been found to be below the deductible. Plaintiff sought an additional \$160,000 at trial, including \$100,000 for a destroyed dock and seawall, which the Defense maintained were excluded by the water damage/storm surge exclusion. Ultimately, after five days of trial, including testimony from five experts, Luks Santaniello successfully convinced the jury that no additional coverage was owed. Luks Santaniello is entitled to seek fees and costs for its client pursuant to its Proposal for Settlement.



**LAUREN SMITH**

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