

FLORIDA

STUART MANAGING PARTNER LAUREN SMITH RECEIVES GREAT RESULTS FOR THE DEFENSE



SUMMARY JUDGMENT AFFIRMED FIRST-PARTY PROPERTY

Stuart Managing Partner Lauren Smith, Esq., obtained summary judgment in a matter styled Certified Priority Restoration a/a/o Krempler v. CPIC. In a six-page opinion, the Fourth District Court of Appeal affirmed summary judgment for Citizens on the \$3,000 water mitigation cap, finding that the mitigation contractor's "request" to exceed the cap, which was buried within the AOB contract, was a gotcha tactic that did not warrant payment above \$3,000.



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SUMMARY JUDGMENT AFFIRMED FIRST-PARTY PROPERTY

Stuart Managing Partner Lauren Smith, Esq., received a good result in matter styled Roca v. Citizens when the Second District Court of Appeal issued a per curiam affirmance of a summary judgment for Citizens based on the policy's notice and inspection requirements where the insureds failed to report the loss until after important evidence had been removed and discarded by a water mitigation company.

SUMMARY JUDGMENT AFFIRMED FIRST-PARTY PROPERTY

Stuart Managing Partner Lauren Smith, Esq., received a good result in matter styled Venture Construction Group of Florida a/a/o Fearn v. FedNat Insurance when the Fourth District Court of Appeal issued a per curiam affirmance of a summary judgment in favor of FedNat. The court found that the Plaintiff roofing company lacked standing to sue because its AOB was rendered invalid for lack of consideration when the insureds sold the property before plaintiff performed any repairs.