

## VERDICTS AND SUMMARY JUDGMENTS, *CONT.*

### *Chastain, Floyd v. Imperial Lakes Estates Condominium Association, Inc. et al.*

#### **Premises Liability | MSJ**

Attorney(s): Anthony J. Petrillo, Esq.

Plaintiff Counsel: Morgan & Morgan (Paul B. Fulmer, III)



**Anthony J. Petrillo, Esq.**  
Managing Partner (Tampa)  
AJP@insurancedefense.net

On March 28, 2023, Tampa Managing Partner Anthony Petrillo obtained a summary judgment in a premises liability matter styled *Chastain, Floyd v. Imperial Lakes Estates Condominium Association, Inc. et al.* Plaintiff, as an employee of a landscaping company hired by our client, an HOA, tripped and fell over cable wire. Plaintiff underwent several surgeries and incurred a lien of nearly \$300,000. Plaintiff's only demand to the insured was for policy limits of \$1 million. In October of 2022, we served a proposal for settlement with our motion for summary judgment. Plaintiff rejected the proposal for settlement. At the summary judgment hearing, we argued that the Condominium Association was immune from tort liability under Florida's worker's compensation law as Plaintiff's statutory employer and was therefore entitled to judgment as a matter of law. Judge Sniffen in Manatee County agreed and dismissed the action with prejudice. Defendant's motion for Attorney's Fees and taxation of costs are pending pursuant to a rejected proposal for settlement.

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