

Florida



LUKS, SANTANIELLO
— **PETRILLO & COHEN** —
OUR VERDICTS TELL THE STORY



Daniel Weinger,
Appellate Partner



Marc Greenberg,
Senior Partner

Dismissal with Prejudice: Premises Liability

Appellate Partner Daniel Weinger, Esq., and Senior Partner Marc Greenberg, Esq., prevailed on appeal when the Lower Court Ruling dismissing the case with prejudice was affirmed by the 4th District Court of Appeal in matter styled Jane Doe v. National Retail Chain. Judge Cymonie Rowe's dismissal on the first day of Trial was based on Plaintiff's failure to appear at trial. Defense counsel persuaded the lower court that a dismissal with prejudice was warranted based on the decision in *Scott v. Seabreeze Pools, Inc.*, 300 So.2d 279 (Fla. 4thDCA 1974).