

FLORIDA

DISMISSAL

FIRST-PARTY PROPERTY



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

Miami Senior Partner Anthony Perez, Esq., secured a dismissal in the matter styled Argos Properties LLC d/b/a Smuggler Marine v. Defendant Insurance Company. Plaintiff filed suit alleging that Defendant breached the commercial insurance contract by not paying all amounts due for damage to a marina resulting from Hurricane Irma. Defendant filed its Motion

for Summary Judgment, maintaining the position that Plaintiff had failed to provide the requested sworn proof of loss, thus failing to comply with a condition precedent to filing suit, constituting a material breach of the policy. Upon receipt of the motion, Plaintiff dismissed the case.



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