



**Daniel S. Weinger**

Senior Partner

954.761.9900 | DWeinger@insurancedefense.net

110 S.E. 6th Street  
20th Floor  
Fort Lauderdale, FL 33301

Daniel Weinger, Esq. is the Managing Attorney for the firm's Appellate and Trial Support Division. Daniel has handled hundreds of appeals over the past 23 years in his work in the public sector as a career attorney with the Third District Court of Appeal and in the private sector as the lead appellate attorney at various private practices. Daniel is also a Qualified Florida Arbitrator, having successfully completed Florida Supreme Court Mandated Arbitration Training and a Florida Supreme Court Certified Circuit Civil Mediator.

Daniel also provides key trial support in complex and high exposure matters in the areas of products liability, medical products, general negligence, personal injury, automobile liability and premises liability, bad faith, insurance coverage, commercial litigation and employment discrimination. As the Firm's lead appellate attorney, Dan keeps abreast of the latest legal developments impacting all of the Firm's practice area, including as a member of our COVID-19 team, which focuses on a wide variety of issues in this rapidly growing area of the law.

Upon completing his Juris Doctor, magna cum laude from Nova Southeastern University, Daniel served as a Career Attorney for the Third District Court of Appeal for six years. In this capacity, Daniel worked directly for and advised distinguished members of Florida's judiciary, including the Honorable Alan R. Schwartz, the Honorable Joseph Nesbitt, the Honorable James R. Jorgenson, the Honorable Gerald B. Cope, the Honorable David L. Levy, the Honorable Mario P. Goderich, the Honorable Juan Ramirez, Jr., the Honorable Frank A. Shepard, the Honorable Thomas H. Barkdull, Jr., as well as several visiting judges from across the State. The experience provided Daniel with insight into the various methods that different judges apply when deciding a case on appeal.

Following his tenure at the Third District Court of Appeal, Daniel worked as lead appellate counsel for various private practices including as Principal of his own Law firm. Daniel was also an Adjunct Professor at Nova Law where he taught Civil Pre-Trial Practice and at Florida Atlantic University where he taught Business Law.

Daniel earned his Bachelor of Arts degree in Accounting from Florida Atlantic University. He obtained his Juris Doctor from Nova Southeastern University, graduating *magna cum laude*, class rank top 5%. He is admitted in Florida (1999) and to the U.S. District Court, Southern District of Florida (2000), and to the U.S. Court of Appeals, Eleventh Circuit (2010).

**APPEALS:**

- William Telli v. Dr. Brenda C. Snipes, et al. No. SC12-2253
- William Telli v. Broward County, et al., No. SC11-1737
- Walter J. Browne v. Kenneth Strochak et al., No. 4D16-2286
- Robert Solomon v. Melanie Solomon, No. 4D16-1365 & 4D16-2804
- Transcapital Bank v. Palm Beach Group Inv., Inc., No. 2D16-1190
- Baltasar Jimenez v. Melba Jimenez, No. 2D16-378
- Juan Cantor v. Joaquin Urbina, No. 4D15-4059
- South Florida Guardianship etc. v. Brian Gobin et al., No. 4D15-1070-71
- Eugene Sims, II, v. Christine T. Sims, No. 3D15-460
- Dismex Food, Inc. et al., v. Bobby U. Harris, No. 3D14-1461
- Francisco Negron et al., v. Nellie Hessing et al., No. 4D13-4700 and 4D13-4748
- Mary Handel v. Sebastian River Park 160 etc., et al., No. 3D13-2708
- Tyron Francois, etc., v. The Matter of Jennifer Brinkman, et al., No. 4D14-2739
- Board of County Commiss. v. Lori Parrish, No. 4D14-101

- Ellen Aguiar v. Jamie Aguiar, No. 4D13-596
- Angelika Christal v. Jamie Aguiar, as wife of Guma Aguiar, No. 4D13-07
- William Telli v. Dr. Brenda C. Snipes, No. 4D12-3303
- Steven J. Gutter, Esq. v. Delray Beach WiFi, Inc., No. 4D12-2438
- Patricia Goldstein v. Kenneth Rappaport, No. 4D12-1957
- Michelle Vrasic v. Lorne Leibel, No. 4D12-1289
- William B. Shields, Jr. v. Phillip Schuman, et al., No. 4D11-3357
- Max R. Whitney, P.A. v. Francisco De Souza, No. 4D11-1909
- Joseph W. Sparveri, Jr., v. Anthony Degennaro, etc., No. 4D11-1160
- Broward County and Dr. Brenda C. Snipes v. William Telli, No. 4D10-4687
- Scott A. Weiss v. Guardianship of Barbara Mumford Kasler, No. 4D10-3441
- Byron Henn v. Ultrasmith Racing, LLC, No. 4D10-2674
- The Harborage Club v. Madison Capital Company, No. 4D10-695
- Ultrasmith Racing, LLC v. Byron Henn, No. 4D09-4788
- Randy Seltzer, etc. v. Michael Leopold, etc., No. 4D09-4228
- Jacqueline K. Hosmer v. Steak and Ale of Florida, Inc., No. 4D06-4587
- Margorie A. Hill v. Unemployment Appeals Commission, et al., No. 4D05-4139
- North Broward Hospital District, etc. v. David Bedoya, etc. et al., No. 4D05-3244
- David Chavez v. McDonald's Restaurant, No. 5D11-1846
- Jones Total Health Care Pharma v. DEA, 11th Cir. Case No. 16-17346-DD
- Gazelle Group, Inc. v. Tamaz Trading Establishment, 11th Cir. Case No. 15-13543-B
- Norrel Sutherland, et al, v. Brian Allison, et al., 11th Cir. Case No. 10-11673-C
- Marlene Whittier, et al., v. City of Sunrise, 11th Cir. Case No. 10-10032-I
- Crystal Sewell v. Racetrac Petroleum, Inc., SC18-283
- Tony Valencia-Sosa v. National Retail Store, LP, SC19-31
- The Waves of Hialeah, Inc. v. Julia Machado, etc. et al., SC20-530
- Robert Kelvin Lindbloom v. Parrish Cemetery Association, et al., SC20-1348
- Joann Sowders v. Pier Park, LLC, 1D17-1473
- Pilot Travel Centers, LLC d/b/a Flying J vs. Michael Hamblen as Personal Representative of the Estate of Samantha Hamblen, 1D18-4487
- Michael Hamblen, as Personal Representative of the Estate of Samantha Hamblen vs. Pilot Travel Centers, LLC, d/b/a Flying J, 1D19-1613
- Operations Management International, Inc. vs. Kimberly Johnson and City of Live Oak, a Florida municipality, 1D19-3393
- The Cottages at Stoney Creek Condominium Association, Inc. and Members of the Board of Directors for the Cottages at Stoney Creek Condominium Association, Inc. vs. Cottages at Stoney Creek, LTD.; Cottages at Stoney Creek, LLC; Vestcor, Inc.; Vestcor Communities, Inc.; JDR Construction, LLC; Forum Construction Group, Inc.; and PQH Group Inc., etc., 1D20-956
- Rebecca Bannister vs. Allen Richard Tona, Jr. and Sheena D. Tona, 1D20-3123
- Mary Combs vs. Wal-Mart Stores East, L.P., 1D21-3101
- The Estate of William P. Hopkins, II, et al v. New Tampa Assisted Living Community LLC, et al, 2D19-2398
- Tracy L. Demoss v. Tagco Oil Company, 2D18-280
- The Estate of William P. Hopkins, II, et al v. New Tampa Assisted Living Community LLC, et al, 2D19-2398
- Kent Monnier v. HD Clearwater Portfolio L.P., et al, 2D19-2940
- Port Consolidated, Inc. and Sean Douglas Kilpatrick v. Jose Alicea and Lisa Alicea, et al, 2D19-3651
- Eddie Bass v. Helen Lorence, 2D19-3661
- Robert Lindbloom v. Parrish Cemetery Assoc., et al, 2D19-4716
- Andrew Thompson, Jr. v. Maribel Torres-Maldonado, et al. 2D20-1489
- The Godfrey Hotel & Cabanas Tampa and Oxford Ft Tampa Property Company, LLC. v. Ashley Cole, @D20-2288
- Robert Lindbloom v. Parrish Cemetery Association, Inc., 2D21-1227
- Zulaime Gonzalez and Rafael Gonzalez v. Avis Rent-A-Car Systems, LLC., et al., 3D18-254
- The Waves of Hialeah, Inc., v. Julia Machado, etc., et al., 3D18-300
- Virginia Martinez v. Chanel, Inc., 3D18-357
- Polimix USA, LLC., v. Marcelino Alvarez, 3D19-1308
- Fastboats.com Sales Company, LLC., etc. v. Barry Shelomovitz, 3D19-1310
- Carolina Katz-Luong v. Yolanda Amortegui, 3D19-1852
- 6337 Oraida Apartments, LLC., etc., v. Emma A. Fletes Ruiz, etc., 3D22-724
- Tony Valencia Sosa v. National Retail Store, LP, 4D18-847
- Beyel Brothers, Inc. v. Michael Mitchell, 4D18-864
- Delia Garcia and Jose Garcia v. Cobblestone Community Association, Inc., et al., 4D18-2145
- Mariela Borrello v. National Retail Store, 4D18-2727

- Keith Friberg v. Ryan Cramsey, 4D18-2834
- National Retail Store, Inc., et al. v. Robert Hurwitz and Fayth Hurwitz, 4D18-3728
- Mariela Borrello v. National Retail Store, 4D19-654
- Sandra Carter v. National Retail Store, Inc., 4D19-682
- Hilton Curtis and Cora Williams v. Centauri Specialty Insurance Company, 4D19-2126
- International University of Health Sciences, LTD. v. John Abeles and Peter Gleeson, 4D19-3508
- Rose Marie Battaglia v. State Attorney of the Nineteenth Circuit and Bernard Romero, 4D20-1667
- Linda Zackon v. Space Coast Credit Union, 4D21-185
- Hans Fuchs v. Robert Summerlin, 4D21-1476
- Jennifer Dicostanzo v. National Retail Store, Inc., 4D21-1657
- JPJ Services, LLC., et al. v. Centauri Specialty Insurance Company, 4D21-2995
- Debra Windsor, as Co-Personal Representative of the Estate of Anna Mae Cavanaugh v. Orlando Federal Credit Union, 5D20-329
- Ann Marie Meinert v. Wawa, Inc. d/b/a Wawa, Kelly, Collins & Gentry, Inc., Stieren Associates, Inc., Ruth Stieren, Charles F. Stieren, Jr., and Mulligan Constructors, Inc., 5D20-1476
- William Malcolm Fabre v. MOR PPM, Inc., 5D20-2630
- Dominick Cicale and Matilde Santana v. Colstar Transportation Services, Inc., 5D21-2390
- National Retail Store v. Sean K. Etwaru, 5D21-2643
- Connie Ader v. National Retail Store, 5D21-2978
- Emile John Garcia and Kimberly Garcia v. Beth Pittman and Tower Hill Select Insurance Company, 5D21-3117

## Practice Areas

- Appeals | Litigation Support
- Arbitration & Mediation
- COVID-19

## Martindale Rating

- AV® Preeminent™

## Awards & Honors

- Goodwin Fellow Recipient
- Nathan Burkan Memorial Writing First Prize Recipient at Nova Southeastern University

## Accreditations

- Florida Supreme Court Certified Circuit Civil Mediator
- Qualified Florida Arbitrator

## Bar/Court Admission

- 1999, Florida.
- 2000, United States District Court, Southern District of Florida.
- 2010, United States Court of Appeals, Eleventh Circuit.

## Education

- Florida Atlantic University, B.A., 1993
- Nova Southeastern University, J.D., *magna cum laude*, class rank Top 5%, 1999

## Practice Areas

- Appeals | Litigation Support
- COVID-19

## Industries Represented

- Insurance Companies
- Third-Party Administrators
- Shopping Malls and Centers

- Hotels and Restaurants
- Supermarket Chains
- Retail Specialty Stores
- Homeowner and Condominium Associations
- Car Rental Companies
- State Bureaus & Agencies
- Public and Governmental Entities

## Verdicts

- Steve Clay v. One for the Road Enterprises, Inc and Four Sons Plaza, LLC
- National Retail Chain v. Jane Doe
- Yosvani Gigato v. OHL USA, INC.; Community Asphalt, and Pierre Richard R. Clermont
- Sharon Evans v. Community Asphalt Corporation
- John Doe v. Defendant Retail Store
- Faria v. Defendant Store
- Escriche, Vilma v. SDG Dadeland Associates, Inc. and Tip Top Enterprises, Inc.
- Jane Doe v. Retail Store (Palm Beach County)
- Atkinson v. Defendant Retail Store
- Barbara Cardenas v. Defendant Retail Store
- Robert Fugate v. Defendant Retail Store
- Malcolm Fabre v. MOR PPM, Inc.
- Cheryl Elmore and James Elmore v. Defendant Store
- Hamblen v. Pilot Travel Centers, LLC
- DAB Dental PLLC d/b/a Sunshine Dentistry v. Main Street American Protection Insurance Co.
- John Eric Romano, as personal representative of the Estate of Perry Cohen v. William 'Blu' Stephanos, et al.
- Jane Doe v. National Retail Chain
- Vera Prochounina v. Delaney Gas Station d/b/a Mobil Gas
- Plaintiff v. Assisted Living Facility
- Katz-Luongo v. Amortegui
- Dwyer v. Gulf Coast
- Martinez, Altagracia vs. Emerald Lake Office Center.

## Presentations and Speaking Engagements

- The Gavel Grub Club Webinar Schedule

## Articles

- LAW ALERT: SB 7052 Insurer Accountability Act Passes Requiring Additional Claims Handling Oversight
- FLORIDA TORT REFORM FAQ
- LAW ALERT: The Florida Legislature Enacts Tort Reform Bringing Long Overdue Balance and Transparency to the Sunshine State
- Legal Update November, 2022
- LAW ALERT: FLORIDA OVERHAULS PROPERTY INSURANCE AND FLORIDA REMOVES NON-MONETARY CONDITIONS IN A PROPOSAL FOR SETTLEMENT
- Luks, Santaniello Law Alert: Florida Supreme Court Reinstates Daubert Less than One Year After Adopting Frye
- Daniel S. Weinger, Stare Decisis Takes Another Blow in Telli v. Broward County, 42 Stetson L. Rev. 859 (2013).