

### **Representative Matters Involving Shopping Center Anchor Tenants**

- Represent a major supermarket chain in statewide litigation seeking to enjoin unfair competition by co-tenant dollar stores in shopping centers throughout the state where the supermarket chain operates as an "anchor tenant."
- Successfully represented a major supermarket chain in obtaining recovery from over 100 landlords of shopping centers throughout the state for damages caused to the chain's anchor tenant stores by the 2004 hurricanes.
- Successfully represented a major national retailer in enforcing its lease renewal options.

### **Reported Decisions**

- Winn-Dixie Stores, Inc. v. Noble Management Company, Dolgencorp, Inc. (Osceola County Circuit Court Case No: 05CI 1874) and Winn-Dixie Stores, Inc. v. Ted Glasrud Associates of Deland Fl, Inc., Dolgencorp, Inc., (Martin County Circuit Court Case No: 05-466). Obtained injunctions in favor of Winn-Dixie against competing co-tenant dollar stores, enjoining them from selling groceries in violation of the exclusivity provision in Winn-Dixie's leases.
- Winn-Dixie Stores, Inc. v. Dolgencorp, Inc., 964 So.2d 261 (Fla. 4th DCA 2007). Case of first impression in Florida, successfully obtained holdings that the Non-Competition Section of Florida's Anti-Trust Act is inapplicable to, and therefore does not invalidate, lease mercantile exclusives such as Winn-Dixie's grocery exclusivity provision in its anchor tenant shopping center leases; and, that the recording of a short form lease containing a lease exclusive in the public records imparts constructive notice on all subsequent tenants in the shopping center of that exclusive.

For more information, please contact  
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