



Jason Perkins

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Overview

Jason Perkins is a commercial and construction litigator with particular experience in banking litigation, business litigation, and construction litigation. He has extensive experience representing financial institutions in lender liability litigation. He also has extensive experience representing clients in construction disputes, including acceleration claims, delay claims, defective products, mold, and water intrusion. His engagements have involved single-family homes, condominiums, convention centers, highways, hotels, tactical training centers, and sports arenas.

Jason also has significant experience in product liability law, creditor/debtor law, and complex litigation, including class action litigation and multidistrict litigation. He represents general contractors, subcontractors, suppliers, product manufacturers, homebuilders, landlords, tenants, banks, and other financial institutions.

Jason was named to the Florida Rising Stars list by *Super Lawyers Magazine* in 2011–2017. Prior to joining the firm, Jason served as law clerk to the Honorable Anne C. Conway of the U.S. District Court for the Middle District of Florida.

Experience

Banking Litigation

- *Wells Fargo Bank, N.A. v. Campbell*, No. 28-2014-CA-000343 (Fla. Cir. Ct. 2014). Represented bank in escalated foreclosure action.
- *Wells Fargo Bank, N.A. v. Ramos*, No. 2012-CA-02276 (Fla. Cir. Ct. 2012). Represented bank in escalated residential foreclosure action.
- *U.S. Bank Nat'l Ass'n v. Kelly*, No. 11-2009-CA-010813, 2015 WL 5459520 (Fla. Cir. Ct. Sept. 10, 2015). Represented trustee in foreclosure action.
- *JAX Utilities Mgmt., Inc. v. Hancock Bank*, 164 So. 3d 1266 (Fla. 1st DCA 2015). Represented lender in lender liability litigation. In a first impression ruling, the First District Court of Appeal held that section 737.3471, Florida Statutes, bars common law remedies for equitable lien and unjust enrichment against construction lenders.

Business Litigation

- *PostNet Int'l Franchise Corp. v. R&B Cent. Enters., Inc.*, No. 6:08-cv-00106, 2009 WL 453413 (M.D. Fla. Feb. 23, 2009). Represented creditor in collection

action.

Class Action Litigation

- *Bowen v. Joy Luck, Inc.*, No. 2012-33068-CICI, 2013 WL 10449068 (Fla. Cir. Ct. Nov. 21, 2013). Represented Japanese steakhouse in class action employment litigation involving Minimum Wage Amendment of the Florida Constitution at Article X, Section 24. There, the court held that the pre-suit notice requirement of section 488.110(6)(a), Florida Statutes, was not unconstitutional.
- *Addleman v. Ryland Grp., Inc.*, No. 11 181 01524 05 (American Arbitration Association). Represented homebuilder in class action arbitration regarding alleged construction defects.
- *Virgilio v. Ryland Grp., Inc.*, No. 6:08-cv-00815 (M.D. Fla.). Represented homebuilder in class action litigation.

Construction Litigation

- *Complete Siteworks Servs., LLC v. Guardian Ctrs. of Ga., LLC*, No. 2018-V118212L (Ga. Sup. Ct. 2018). Represented owner of construction project involving improvements to tactical training and certification center.
- *Jacob Erecting & Constr., LLC v. Fed. Ins. Co.*, No. 162018CA002160XXXMA (Fla. Cir. Ct. 2018). Represented construction manager in litigation involving construction of improvements to EverBank Field in Jacksonville, Florida.
- *Caldwell v. Steven Hanson; Eclipse Partners, LLC; Maverick Construction LLC; and Modus Custom Residences*, No. 17-CA-000772 (Fla. Cir. Ct. 2017). Represents homeowner in construction litigation involving custom home.
- *Hunt Constr. Grp., Inc. v. A Christian Glass & Mirror Co.*, No. 50-2017-CA-008795 (Fla. Cir. Ct. 2017). Represents construction manager in litigation involving the ballpark of the Palm Beaches spring training facility for the Houston Astros and Washington Nationals.
- *Alberici Constructors, Inc. v. S. Fla. Stadium, LLC & Hunt Constr. Grp., Inc.*, No. 16-026070-CA-01 (Fla. Cir. Ct. 2016). Represents construction manager in litigation involving the Miami Dolphins stadium renovation project.
- *Tuscany Village of St. Augustine Homeowner's Ass'n v. KB Home Jacksonville, LLC*, No. 2014-CA-0808 (Fla. Cir. Ct. 2014). Represented general contractor in construction defect litigation arising out of development and construction of townhome community.
- *HRK Holdings, LLC v. Ardaman & Assocs., Inc.*, No. 2013-CA-000098-0 (Fla. Cir. Ct. 2013). Represented liner installer in construction defect and environmental litigation arising out of installation of liner at former Piney Point phosphate facility.
- *Designer's Specialty Cabinet Co. v. Hunt Constr. Grp., Inc.*, No. 12-38823-CA-22 (Fla. Cir. Ct. 2012). Represented construction manager in litigation involving construction of Miami Marlins new baseball stadium.
- *Gulf Coast Cmty. Coll. v. McClure Design & Build Contractors, LLC and Buchanan and Harper, Inc.*, No. 2011-CA-1548 (Fla. Cir. Ct. 2011). Represented owner of construction project involving rehabilitation of firing range berms.
- *Phillips v. Cappo*, No. 2010-CA-001688 (Fla. Cir. Ct. 2010). Represented homeowner in construction defect litigation involving custom home.
- *Boettner v. KB Home*, No. 2010-30591-CICI (Fla. Cir. Ct. 2010). Represented homebuilder in construction defect litigation.

- *Harper Mech., LLC v. Hunt Constr. Grp., Inc.*, 23 So. 3d 772 (Fla. 5th DCA 2009). Represented construction manager in litigation involving construction of an over \$500 million convention center.
- *McGuire v. Ryland Grp., Inc.*, 497 F. Supp. 2d 1356 (M.D. Fla. 2007). Represented homebuilder in litigation regarding alleged construction defects.

Multidistrict Litigation

- *In re Seroquel Prods. Liab. Litig.*, 601 F. Supp. 2d 1313 (M.D. Fla. 2009). Represented pharmaceutical company in multidistrict litigation.

All Insights

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| 02.01.2016 | First District Court of Appeal Interprets Florida's Construction Lien Law |
| 12.27.2011 | Indemnity Clauses in Construction Contracts |
| 04.01.2011 | Understanding Your Client's Business – What's Hot Today? |
| 01.01.2011 | Construction Contract Indemnities, the 'Insured Contract,' and Additional Insured Coverage |
| 01.01.2001 | McMullen v. Ohio State University Hospitals: Legal Recovery for Terminally Ill and Injured Patients Without the Lost Chance Doctrine |

All News

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| 06.23.2017 | Florida Super Lawyers Ranks 92 Carlton Fields Attorneys as 2017 "Super Lawyers" and "Rising Stars" |
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Recognition

- Florida Rising Stars, *Super Lawyers Magazine* (2011–2017)

Professional & Community Involvement

- American Bar Association
 - Forum on Construction Law
 - Litigation and Dispute Resolution Committee
 - Insurance, Surety, and Liens Committee
 - Owners and Project Finance Committee
 - Section of Litigation
 - Tort Trial and Insurance Practice Section
- The Florida Bar
 - Real Property, Probate, and Trust Law Section

- Construction Law Committee
 - Business Law Section
 - Environmental and Land Use Law Section
 - Associated General Contractors of Greater Florida
 - Orange County Bar Association
 - U.S. District Court for the Middle District of Florida, Orlando Division
 - Grievance Committee
 - Keep Orange County Circuit Court Judge Dan Traver Campaign
 - Treasurer (2016)

Speaking Engagements

- "Fair Debt Collection Practices Act and Related Stated Law," Wilmington, OH (July 21, 2017)
- "Indemnification Overview," Association of Corporate Counsel, Orlando, FL (April 12, 2017)
- "Case Preparation/Presentation, Case Development," Construction Licensing Officials Association of Florida Inc., Altamonte Springs, FL (May 19, 2016)

Credentials

EDUCATION

- University of Toledo College of Law (J.D., magna cum laude, 2002)
 - Order of the Coif
 - Note and Comment Editor, *The University of Toledo Law Review*
- Marquette University (B.A., magna cum laude, 1999)

BAR ADMISSIONS

- Florida

COURT ADMISSIONS

- Florida Supreme Court
- U.S. Court of Appeals, Eleventh Circuit
- U.S. District Court, Middle District of Florida
- U.S. District Court, Northern District of Florida
- U.S. District Court, Southern District of Florida
- Florida State Courts

CLERKSHIPS

- Hon. Anne C. Conway, U.S. District Court, Middle District of Florida

Areas of Focus

PRACTICES

- Construction Litigation
- Consumer Finance

INDUSTRIES

- Banking, Commercial, and Consumer Finance

- Energy and Utilities
- Litigation and Trials
- Real Property Litigation
- Construction