

## DANIELLE N. ROBINSON

SHAREHOLDER



### AREAS OF PRACTICE

Miscellaneous Professional Liability  
Insurance Services – Coverage & Bad Faith  
Litigation

### CONTACT INFO

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Suite 1100  
Fort Lauderdale, FL 33308

### ADMISSIONS

Florida  
2005

U.S. District Court Southern  
District of Florida

### EDUCATION

St. Thomas University School of  
Law (J.D., 2005)

Florida State University (B.S.,  
2002)

### HONORS & AWARDS

AV® Preeminent™ by Martindale-  
Hubbell®

South Florida Legal Guide, Up &  
Comer, Insurance Litigation  
Defense, 2019-2021

Florida Super Lawyers Rising Star-  
Insurance Coverage and Civil  
Litigation Defense  
2014-2015

### OVERVIEW

Danielle Robinson is a shareholder in the firm's Professional Liability Department. She focuses her practice on the defense of insurance carrier clients in matters involving coverage issues and alleged bad faith actions. Many of these coverage disputes are derived from claims involving windstorm, sinkhole, fire, mold, theft and water losses. Additionally, she represents automobile manufacturers in lemon law and warranty litigation. She defends these companies in breach of express warranty, breach of implied warranty, Florida Deceptive and Unfair Trade Practices Act, and rescission lawsuits in Florida and United States federal courts from pre-suit through trial. Danielle has also handled several appeals for her clients involving issues in civil defense and litigation.

Danielle is a 2002 graduate of Florida State University and earned her J.D. from St. Thomas University School of Law in 2005. She is admitted to practice in Florida, as well as the United States District Court for the Southern and Middle Districts of Florida.

### THOUGHT LEADERSHIP

**District Court for the Middle District of Florida rules insurance company cannot be compelled to go to appraisal without the insured first satisfying all post-loss obligations.**

**Fort Lauderdale  
Insurance Services – Coverage & Bad Faith Litigation  
September 1, 2024**

The plaintiff filed a claim for property damage resulting from Hurricane Ian pursuant to a property insurance policy. The carrier found partial coverage for the loss, but did not provide the amount of the covered damages. Legal Update for Florida Coverage & Property Litigation – September 2024 is prepared by Marshall Dennehey to provide information on recent legal d

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## ASSOCIATIONS & MEMBERSHIPS

Bankruptcy Bar Association,  
Young Lawyers Division

Miami-Dade County Bar  
Association

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## YEAR JOINED

2012

### **Fourth District Court of Appeal recedes from prior case law and finds a motion or request for trial de novo must be made within 20 days of an adverse arbitration decision, or trial is waived.**

**Fort Lauderdale**  
**Property Litigation**  
**Insurance Services – Coverage & Bad Faith Litigation**  
**August 1, 2024**

The plaintiff filed suit against several physicians and two hospitals, including Lawnwood Medical Center, Inc., for medical negligence after a family member's death during a hospitalization. Legal Update for Florida Coverage & Property Litigation – August 2024 is prepared by Marshall Dennehey to provide information on recent legal deve

### **First District Court of Appeal finds setoff is appropriate in an underinsured motorist claim when the tortfeasor's liability coverage is available to an injured plaintiff, even when no benefits have been paid.**

**Fort Lauderdale**  
**Insurance Services – Coverage & Bad Faith Litigation**  
**Property Litigation**  
**July 1, 2024**

The plaintiff had been involved in a vehicle accident and pursued a claim with the tortfeasor motorist's liability insurance, with limits of \$25,000.00, but later abandoned the claim. Legal Update for Florida Coverage & Property Litigation – July 2024 is prepared by Marshall Dennehey to provide information on recent legal develo

### **Appellate court affirms ruling a sworn proof of loss and estimate related to later claim was inadmissible as hearsay and irrelevant.**

**Fort Lauderdale**  
**Insurance Services – Coverage & Bad Faith Litigation**  
**Property Litigation**  
**June 1, 2024**

The insured reported a claim to Universal Casualty & Property Insurance Company in February 2016 for water damage from a roof leak, allegedly occurring in January 2016. Legal Update for Florida Coverage & Property Litigation – June 2024 is prepared by Marshall Dennehey to provide information on recent legal develo

### **Court rules the more reasonable interpretation of the term "hurricane occurrence" is the loss had to have been caused by the hurricane.**

**Fort Lauderdale**  
**Insurance Services – Coverage & Bad Faith Litigation**  
**May 1, 2024**

Florida Farm Bureau General Insurance Company (Farm Bureau) appealed an order granting summary judgment in favor of the plaintiffs, Richard and Nancy Jones. Legal Update for Florida Coverage & Property Litigation – May 2024 is prepared by Marshall Dennehey to provide information on recent legal develop

## CLASSES/SEMINARS TAUGHT

*Mediation and Pre-Suit Claims Handling – Best Practices*, Client Seminar, August 2016

*Insurance Coverage and Bad-Faith Insurance Issues Under Florida Law*, Marshall Dennehey Florida Claims Symposium - *The Best Defense is a Good Offense*, Orlando, FL, September 17, 2014

## PUBLISHED WORKS

"Decision Requiring Strict Compliance with § 627.7152 Provides Insurance Carriers with Another Tool to Combat Litigation of Assignment of Benefit Claims," *Defense Digest*, Vol. 28, No. 12, December 2022

"Enforceability of Proposals for Settlement in Actions Requesting Declaratory Relief," *Defense Digest*, Vol. 22, No. 4, December 2016

## RESULTS

### Summary judgment achieved in first-party coverage lawsuit.

#### **Insurance Services – Coverage & Bad Faith Litigation**

**November 1, 2022**

We won summary judgment in the U.S.D.C. for the Middle District of Florida in a first-party coverage case challenging the prompt notice of an insurance claim. The plaintiff alleged extensive damage to the insured premises, including the alleged need to tear out and access the cast iron plumbing for its full replacement following a toilet overflow at the property. The plaintiff failed to report the loss for 20 months following the alleged date of loss.