



JIMERSON & COBB, P.A.

July News from Jimerson & Cobb



Jimerson & Cobb was recently named one of the 50 Fastest-Growing Companies in Jacksonville. Chris and I have worked together at three different law firms, all of which were honored as one of the fastest growing companies while we worked there. We would hope that it is not a coincidence. Our recent firm award is reflective of our employees' commitment to perfecting

the practice of law, the loyalty of our clients and shared ideals with our clients and referral sources. Chris and I are very thankful for the opportunity to practice law in a collegial bar and under the tutelage of some of the finest lawyers to have ever practiced in Jacksonville. We thank you all for the contributions you have made to the growth of our firm and hope to share many years of professional and personal successes with you.

Very Truly Yours,
[Charles B. Jimerson, Esq.](#)

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Contact Us



Riverside Center
 701 Riverside Park Place
 Suite 302
 Jacksonville, FL 32204
 Telephone 904-389-0053
 Facsimile 904-212-1269

info@jimersoncobb.com
www.jimersoncobb.com



J&C named one of Fastest-Growing Companies in Jacksonville



J&C is honored to be named one of Jacksonville's Fastest-Growing Private Sector Companies in 2013 by the *Jacksonville Business Journal*.

The rankings are based on the company's percentage of annual growth over a three-year period. Ennis, Pellum & Associates, CPAs



determined the rankings based on financial information provided by each company.

To see the other 2013 winners and for more information, click [here](#).

Featured bLAWg Posts

Top 5 Construction Mediation Tips and Techniques: Tip #1- Ensure You and Your Client Fully Understand What Mediation Is and What Its Benefits and Purposes Are

By: [Charles B. Jimerson, Esq.](#)

Any significant piece of construction litigation will at some point be mediated in advance of trial. Florida Statute 44.102 provides for a court-ordered mediation and sets forth the main reasons why a construction mediation case should be mediated, both from the party's perspective and the court's perspective. Namely, mediation offers an opportunity for a third party neutral to encourage and facilitate the resolution of the dispute amongst the parties.

Click [here](#) to read the full bLAWg post.

This was a five-part series. Click the links below to continue reading more.

[Tip #2](#)-Know Your Case Well. Know Their Case Better.

[Tip #3](#)-If There Are Reasons Why Your Case May Not Settle at a Construction Mediation, Understand Them in Advance.

[Tip #4](#)-Take Your Construction Mediator Selection, Pre-Mediation Conference, Mediation Statement and Mediation Presentation Seriously.

[Tip #5](#)-Draft Your Settlement Documents in Advance of the Construction Mediation.

Additional bLAWg Posts

Florida-Friendly Landscaping Law

By: [Christopher M. Cobb, Esq.](#)

Click [here](#) to read the full bLAWg post.

What are the Repercussions for Failing to Give the Second Condo Owner the Required Thirty-Day Notice, Pursuant to Florida Statute § 718.121(4), Prior to Filing a Claim of Lien?

Florida Statute 558.0035: Limiting Design Professional Negligence

By: [James O. Birr, III, Esq.](#)

Starting July 1, 2013, a new Florida Statute will allow businesses to limit, by contract, their employee's liability for professional negligence claims. Senate Bill 286 and Florida Statute Section 558.0035. The new statute applies to business entities architects, interior designers, landscape architects, engineers, surveyors and geologists. The business entities that will be able to utilize the provisions of the statute include corporations, limited liability companies, partnerships, limited partnerships, proprietorships, firms, enterprises, franchises, associations, trusts, and self-employed individuals, whether fictitiously named or not, doing business in the State of Florida.

Click [here](#) to read the full bLAWg post.

By: [Charles B. Jimerson, Esq.](#)

Click [here](#) to read the full bLAWg post.

When Does a Purchase Money Security Interest Trump an Existing UCC-1 Blanket Asset Lien?

By: [Charles B. Jimerson, Esq.](#)

Click [here](#) to read the full bLAWg post.

A Valid Independent Contractor Agreement Does Not Necessarily Exempt Employers from Wage Claims

By: [Charles B. Jimerson, Esq.](#)

Click [here](#) to read the full bLAWg post.

Appointment of Receivers in Debt Collection: A Brief Overview of Pros and Cons

By: [Charles B. Jimerson, Esq.](#)

Click [here](#) to read the full bLAWg post.

Florida's Revised LLC Act and How It Affects Both New and Existing LLCs

By: [Hans C. Wahl, Esq.](#)

Click [here](#) to read the full bLAWg post.

To Tow or Not to Tow, According to Florida Law

By: [Hans C. Wahl, Esq.](#)

Click [here](#) to read the full bLAWg post.

Five Tricks to Finding and Executing on Hidden Assets

By: [Kelly A. Karstaedt, Esq.](#)

Click [here](#) to read the full bLAWg post.



Interested in reading more bLAWg posts? Subscribe via [RSS Feed](#) or via [email](#). You can also peruse our archives [here](#).

Results Driven

Community stewards by night; see what we do for our clients in our day job.

*Completed the judicial sale process to a condominium association after foreclosing a lien for unpaid assessments.

*Retained by condominium association for legal opinion interpreting declarations.

*Negotiated favorable settlement for large communications company in

*Defeated summary judgment on contested foreclosure with unclear title issues on \$2.5mm property.

*Retained by bulk media provider to negotiation point of entry agreements.

*Successfully defended motions to dismiss in class action litigation.

*Represented buyer in negotiating terms of purchase of large commercial complex.

*Retained by high-end millwork trade contractor to dispute back-charges.

*Represented creditor in filing action for nondischargeability of bankruptcy based on illegal conduct.

dispute with installation contractor.

*Retained by national company to resolve construction dispute.

*Drafted deed modification and loan assignment documents on behalf of a local banking institution to complete the loan modification process.

*Drafted contract terms for engineer with new statutory protections.

*Filed an Appellate Reply to defend a citizen's constitutional rights from being violated.

*Retained by commercial land owner to pursue legal remedies for construction defects.

*Obtained writ of bodily attachment against judgment debtor refusing to comply with subpoenas.

* Negotiated communications license agreement for installation of high speed internet service in condominium tower.

*Engaged to defend former officers of technologies company to defend federal court trade secret claims.

*Engaged to represent builder in easement dispute on \$40mm private development.

*Retained by national entertainment company in dispute with engineer on construction project.

*Facilitated successful settlement negotiations allowing a condo association to receive full recovery from a property owner who failed to pay assessments for more than two years.

*Mediated a pre-judgment settlement between a condominium association and a condo owner delinquent on assessments.

*Assisted condominium association in close out of multi-million dollar renovation.

*Obtained summary judgment on \$2.2mm commercial foreclosure.

*Secured order declaring multi-party litigation a complex matter.

*Represented buyer in negotiating and documenting purchase and sale of several mid-sized businesses.

*Conducted business for the Construction Industry Licensing Board.

*Represented motor credit financier in dispute with dealers and floor plan lenders over title to vehicle inventory.

Client Focus: Weather Engineers

A monthly feature on one of our valued clients.



Weather Engineers was established in 1963 and is the leader in North Florida and South Georgia providing products and services to condition the indoor environment for homes, commercial buildings, marine and industrial facilities. Envirovac, a division of Weather Engineers, Inc., was established in 1991 and has become the

leading Air Duct Cleaning professionals in North Florida.

[Weather Engineers](#) was featured this month in the *Resident Community News* celebrating 50 years in business in Riverside. Check out the Movers & Shakers article [here](#) and the business profile [here](#). Congratulations!

Jimerson & Cobb, P.A. is very proud and thankful to represent Weather Engineers and wishes it continued success for years to come.

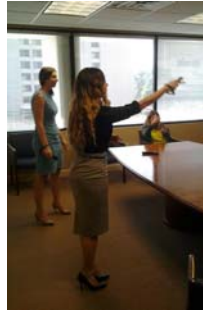
Firm News

Curiosities, ruminations and various eccentricities of firm biz.



Cobb to present at national conference

Partner Chris Cobb has been asked to present at the ACI National Surety and Fidelity Law conference in New York this October. Chris was asked to moderate a discussion on the use expert in the construction surety claims process. This is the second year in a row that Chris has presented on the national level. For more information about the seminar, click [here](#).



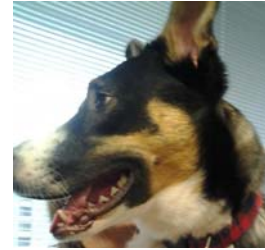
Video Games Day

J&C held a Wii tournament! The day was set up with bracket-style games throughout the day that culminated in a final championship round at the end of the day for all to watch. Congrats to bowling tournament champion, attorney Kelly Karstaedt!



Summer Solstice/Salad Competition

As part of J&C firm events this month, we held a summer salad tasting, including fruit salad, watermelon and tomato salad, chicken salad, egg salad and broccoli salad. Since all the food was so good, we just could not pick a winner. But we certainly had a good time eating!



Bring Your Dog to Work Day

J&C participated in the nationwide event on June 21. The event was started by Pet Sitters International to celebrate the companionship of dogs and encourage animal adoptions.



Welcome to new file clerks

J&C has two new file clerks from the Florida Coastal School of Law, Maria Mangual and Zachary Carroll. Welcome!

KICKSTARTER

J&C contributes to local creative project

J&C has made a contribution to a project on Kickstarter, the world's largest funding platform for creative projects. Our contribution went to the Gastro Gnome Food Truck of Riverside. Check it out [here](#). Foodies unite!



Jimerson & Cobb, P.A.
Riverside Center
701 Riverside Center, Suite 302
Jacksonville, FL 32204
Telephone (904) 389-0050 Facsimile (904) 212-1269
www.JimersonCobb.com

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Jimerson & Cobb, P.A. | 701 Riverside Park Place | Suite 302 | Jacksonville | FL | 32204