



**JIMERSON & COBB, P.A.**

## May News from Jimerson & Cobb



Last month I had the good fortune of getting away with my family and spending a week unplugged and hiking portions of the Appalachian Trail. If you haven't been to the mountains of North Carolina, Northern Georgia, or Tennessee around this time of year, I encourage you to give it a chance. With 9 million annual visitors, the Great Smoky Mountains ranks as America's most popular national park. We spent a

few days driving and hiking amid the steep mountain passes, rolling valleys and swirling blue morning haze, which gave the mountains their name. One observation across the mountain tops and it's easy to understand why people flock here. In addition to ubiquitous breathtaking views, there are nearly 2,000 varieties of plants, trees, flowers and wildlife. In our short week on the trail, we spied deer, turkey, elk and a black bear throughout the park. When you are arms lengths away from fearless and uninhibited animals, it gives you the chills in a soul enriching way.

I also learned a lot about my children on the trail. My daughter is a natural born leader who is far more adventurous than my liking. She truly led the way for each of our hikes, insisting that she be "the line leader." Despite a few falls and scrapes, she never once complained in over 15 miles of hiking over three days. See picture below in her cute little hiking garb.

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My son is just a little guy and needed a bit more help, but he surely made the most of his time in nature. It brought out a fun loving side of him, resolute with championing morale by singing Christmas carols on the trail. I believe we sang Jingle Bells for half an hour straight at one point. Let me know if you want to see a video- it's a hoot. I sent it to a friend and he responded with a video of himself singing Jingle Bells on his morning run. I legitimately laughed out loud. It is bracing to know that my friends and clients are inspired by the same melodies as my two year old.

Even if you aren't up for a hike, the Smokies have a little something for everyone. Half a million acres is a lot of land to cover, but armed with your car, one of the excellent park maps offered at any of the visitor's centers, and a few blog posts from trip companion websites, you can enjoy breathtaking views and breath giving fresh air. From Clingmans Dome and Newfound Gap, the 360-degree views of the surrounding mountains and valleys are astonishing. Waterfall walks are easily accessible from most any auto tour.

Summer, with its innate feel of freedom and relaxation is especially well-suited for taking the trip your family has been dreaming of since the height of winter. This is one of the only times of year conducive to family travel, and there's a lot of pressure to spend your time wisely. Judging from my experience this week and in the past, I can certainly vouch that you can't beat the weather, affordability and overall atmosphere of a trip to the mountains. Time spent in nature is never wasted.

Every summer should have a great story. Tans may fade, but memories should last forever. I know I'll hold on to these family memories very tightly because memories are the only things that don't change when everyone and everything around us does. I encourage you all to get outside this summer and go have some fun. Time flies whether you are having fun or not. The choice is yours.

Cheers,

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

## J&C Welcomes Partner D. Brad Hughes

J&C is pleased to announce that D. Brad Hughes has joined the firm as a partner. Brad comes to us with considerable experience that will continue to bolster the quality of legal services we provide to our clients. We look forward for all of you to get to know him as the quality lawyer and friend that we welcome to our firm.

Brad is a graduate of the University of North Florida where he earned a Bachelor of Arts in Psychology and Sociology. Prior to practicing law, Brad worked at Merrill Lynch where he acquired a Series 7 and Series 63 license. Brad worked at Merrill Lynch for several years before he attended the University of Miami School of Law where he received a juris doctorate degree with honors.

Brad is a member of the St. Johns County Bar Association, Rotary Club of Bartram Trail and a former board member of the St. Augustine Humane Society.

Brad resides in Julington Creek with his wife and children.

Brad's practice will focus on business litigation, construction litigation and community association law. We invite you to [email](#) Brad to congratulate and welcome him.



## Construction Industry Licensing Education Provider

Jimerson & Cobb has been approved as a continuing education provider for the construction industry. We will be offering a construction law seminar in August. This course will provide 4 hours of continuing education credits for licensed construction professionals in Florida. Stay tuned for the seminar details.

## J&C Blogs

As we continue to promote our three separate blogs, we will feature several of our favorites in an email each quarter.

- [Florida Construction Law](#)
- [Florida Condominium Law](#)
- [Florida Business Litigation](#)

Sign up to receive one or all three via RSS feed or email through each site! We hope this regrouping will help our readers better find what they're looking for.

#### Florida Construction Law Blog

##### **Construction Industry Licensing Board Part IV - Qualifying Additional Business Entities**

By:

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

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

#### Florida Condominium Law Blog

##### **Construction Defects: What Insurance Policy Applies**

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

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

#### Florida Business Litigation Blog

##### **Enforcing Deposit Agreements When Bank Customers Have Been Defrauded by Check Scams**

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

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



Interested in reading more blog posts? Subscribe via [RSS Feed](#) or via [email](#) for one or all of our blog feeds. You can also peruse our archives [here](#).

#### Results Driven

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

\*Drafted favorable purchase and sale agreement for large commercial property on behalf of owner.

\*Drafted a complaint to pierce

\*Collected full balance of past-due assessments and attorneys' fees in a condominium association dispute regarding past-due assessments.

\*Engaged to defend breach of settlement agreement with counterclaims alleging theft of trade secrets by disassociated cardiologist.

the corporate veil of a large construction conglomerate.

\*Won final judgment at an order to show cause hearing to expedite foreclosure.

\*Achieved a favorable settlement for a preference-action defendant.

\*Obtained full recovery for multiple years of unpaid assessments owed to condo association from foreclosing lender not entitled to safe harbor protection.

\*Drafted opinion letter for condo association on alterations and additions to common elements pursuant to Florida Statutes and the governing documents.

\*Assisted HOA with annual meeting involving election of directors, proposed amendments to declaration, and revised annual budget.

\*Drafted opinion letter on condominium capital improvements.

\*Retained to defend contractor in wage/overtime claim.

\*Drafted settlement agreement in connection with a dispute between condominium association and a unit owner.

\*Engaged to defend regional bank's junior mortgage from Chapter 7 debtor's attempt to strip off and discharge the bank's junior lien.

\*Drafted and filed mortgage foreclosure action against unknown heirs of decedent borrower on behalf of a regional bank.

\*Provided corporate counseling and initiated dissolution and wind-up process for several subsidiary LLC's under a Florida holding company.

\*Filed motion to dismiss in premises liability case.

\*Argued motion for summary judgment on pay-if paid defense in connection with condominium project.

\*Sent defamation cease and desist letter.

\*Recorded construction lien on Jekyll Island Convention Center.

\*Advise large general contractor regarding issues associated with wind down.

\*Conduct and defend multiple weeks of depositions of fact witnesses in complex fraud and negligent misrepresentation action.

\*Effectuate community wide survey and preside over town hall meeting for residents of community aggrieved from cable overcharging.

\*Engaged to defend strip mall owner in dispute amongst covenants in community association documents.

\*Argued objections to subpoenas to non-parties in state court lawsuit.

\*Deposed architect expert in condominium stucco defect matter.

\*Analyzed construction defects claims for homeowner.

\*Recorded construction lien on Disney Polynesian Resort.

\*Retained to oppose improper condominium fines.

## Client Focus: Elkins Constructors, Inc.

A monthly feature on one of our valued clients.



Elkins Constructors, Inc. is a premier commercial contractor in the Southeast providing construction services to the Distribution, Office Building, Commercial, Institutional, Retail, Life Care, Military/Federal and Parking Garage markets. They offer Construction Management, Design/Build and General Contracting Services to both public and private clients

throughout the Southeast.

Jimerson & Cobb is proud to represent [Elkins Constructors](#) and wishes it continued success throughout the year.

## Firm News

Curiosities, ruminations and various eccentricities of firm biz.

### Corporate Run 5K

The Jim Cobb Racers participated in the Beson4 Media Group Corporate Run 5K on April 16th! Which is also known as Jacksonville's largest office party. We had a fantastic time running and admittedly, walking.



### Craft Beer Tasting

There's always a good reason to crack open a cold one! So to celebrate American Craft Beer Week, we sampled 5 tasty craft beers in our conference room. The beers we sampled were: Kona Big Wave Golden Ale, New Belgium Snapshot Wheat, Abita Purple Haze, Goose Island IPA, and Intuition Ale Works Jon Boat Coastal Ale.

The Kona Big Wave Golden Ale was the favorite of the group!



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