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Jimerson & Cobb is a Florida based law firm with a worldwide service reach that seeks to exceed client expectations through commitment to excellence and by adding value to our client's businesses.

October News from Jimerson & Cobb



We are in the midst of October, so the last quarter of the year is here. As the year heads to a close, whether in business or in my personal life, I tend to think of what I can do now to make the year the best it can be without getting stuck in the past. In doing so, there is a quote that sums up this outlook:

"Regardless of what came before or of what has yet to come, what matters most right now is how I choose to respond to the challenge before me. Will I lie down or will I fight? The choice is mine and I choose to Finish Strong," - Dan Green.

Dan Green is a very successful running coach who, in his 33 years coaching the Woodlands High School Cross Country and Track teams, won 16 Texas State Championships among other great accomplishments. Coach Green is also a motivational speaker and author of the book, *Finish Strong: Amazing Stories of Courage and Inspiration*, which is the source of the quote I chose.

Now, anyone that knows me knows that I am no runner. However, I can appreciate the concept of finishing strong as well as any runner. Finishing strong is a universal concept that can be applied in business, in sports, in life or anywhere else for that matter. We often tend to look at things from a business perspective in these introductions. In doing so, one might say, "Well, we are on a fiscal year that already came

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Business Spotlight:



Capitol Materials Coastal has been serving customers in the

Jacksonville area for over a decade.

With multiple yards located along the Southeast Coast,

to a close and therefore, it's too late to finish strong." That would be a mistake in that it misses much of the point of the concept. As in the quote, it doesn't matter what has happened up to this point or even what may happen in the future, it only matters what we are doing in the here and now to make an impact in whatever situation we find ourselves in.

While schedules and calendars may attempt to define the finish date of any particular thing, the finish, due to factors outside our control, may come at any time. Therefore, finishing strong can really be looked at as living in the moment and doing what we can do right now to make the greatest impact. If this is already your mindset and a value that you have, then great, keep it up and allow it to serve as a reminder. If not, then you may want to consider trying it out to see if it works for you in improving your performance or outlook in whatever challenges you face. You might just find that it works.

Best,



Brent T. Zimmerman, Esq.

Capitol Materials Coastal makes it their goal to supply customers with the quality construction materials they need right when they need them. In addition, they will also perform pre and post-delivery inspections of job sites to check safety, stocking conditions, equipment, and quality control.

Jimerson & Cobb is proud to work with [Capitol Materials Coastal](#), and wishes them continued success throughout the year.

J&C Hosts Annual Construction Seminar

Construction Law 101

What You Need To Know



Jimerson & Cobb would like to extend a big thank you to everyone who attended our annual Construction Law 101 seminar last month! You were all a wonderful audience and we hope you enjoyed yourselves as much as we enjoyed hosting you.



From the engaging discussion to the delicious lunch provided by Johnny's Delicatessen and Grille, the event seemed to be a resounding success. We also received plenty of helpful and encouraging feedback and cannot wait to put it into use for next year! This seminar is an annual event, so for those

who were unable to make it this time, keep an eye out for next year's invite and we will see you then!

For those who would like a copy of the materials, please contact Charles Jimerson at cjimerson@jimersoncobb.com.

Jimerson & Meadows to Teach Lender Policy Webinar



Financial institutions often receive requests and demands for financial records that they must comply with, lest they become liable to civil or criminal penalties. It is thus vital that such institutions have the proper policies and procedures in place in order to respond quickly and efficiently.

On Tuesday, November 29th, our own Charles Jimerson and Brandon Meadows will host a live webinar - courtesy of Lorman Education Services - which will impart valuable knowledge regarding lender policies and procedures for subpoenas, summons and third-party demand requests. Participants will receive CLE credit, which will include 0.5 credits towards their Certificate of Banking Compliance.

The webinar will take place from 1:00pm to 2:30pm, and as our guest, you are eligible to receive 50% off the registration fee! To register, simply click the link below, and during checkout, enter the discount code: **G6277335**.

Please remember to save the date, and we look forward to having you in attendance!

[Register Here](#)

J&C One of Among America's Fastest-Growing Law Firms



Jimerson & Cobb is proud to announce that we have been named on the first annual Law Firm 500 list! On this list of the top 100 fastest-growing law firms in the country, we ranked in at number 28.

To be eligible for the award, firms had to have generated revenue by March 31, 2012; have generated at least \$50,000 in revenue in 2012; have generated at least \$500,000 in revenue in 2015; and be an independent for-profit law firm based in the United States. Rankings were determined according to gross revenue by Kahuna Accounting, an

independent accounting firm.

The premise behind the Law Firm 500 is that in the legal profession, growth in revenue is produced through helping clients, and is therefore indicative of a thriving and successful law practice, so we are truly honored to be recognized for all of our hard work and dedication.

To view the full list of honorees, check out the [Law Firm 500 website](#).

Check Out Our Blogs

Are you signed up to receive any or all of our blogs? If not, please click [here](#) to sign up.

- [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! Following are some of the highlights from recent postings.

Florida Construction Law Blog



Does the Davis-Bacon Act Apply to Private Projects on Public Land?

By: [Brent T. Zimmerman, Esq.](#)

A recent federal appellate decision examined an issue regarding private construction projects on public land in District of Columbia v. Department of Labor, 819 F.3d 444 (D.C. Cir. 2016). In this particular case, the district court and the appellate court involved refused to extend the application of the Davis-Bacon Act to the project in question.

With the 2016 presidential election about a month away, this recent decision is important in the context of the construction industry because the administration that wins the election—depending on their labor stance—may push for more or less application of the DBA through the Department of Labor, an executive branch agency. Moreover, given the decision of the court, legislators running for election or reelection to Congress may have labor stances that should be examined by those interested in this issue and decision. This blog examines the opinion of the court and its reasoning in reaching its decision in this case and also comments on why this case is of importance to the construction industry.

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

Public Private Partnerships in Florida Construction

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

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

The Earth Movement Exclusion: How Does it Affect Construction Defect Cases

By: [Adam B. Edgecombe, Esq.](#)

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

Everything Lienors Need to Know About Construction Releases in Florida

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

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

Calculating Prejudgment Interest in Construction Defects Cases

By: [D. Brad Hughes, Esq.](#)

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

Florida Condominium Law Blog



New Resident Screening and Avoiding Disparate Impact Claims

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

Most well-run community associations incorporate a new tenant application and approval process, and some even utilize such a program for new owners. A typical new resident screening program includes criminal background checks, credit checks, employment verification, and prior rental history. A community association is likely to deny any prospective new resident whose background check produces questionable items. But are associations cognizant of the liability concerns pursuant to recent changes in federal law regarding disparate impact claims for administering a flawed screening process? This blog post will discuss the recent changes to federal law involving new resident screening and how community associations can avoid disparate impact claims.

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

Florida Business Litigation Blog



Are Business Losses Arising from a Hurricane Covered by Insurance?

By: [D. Brad Hughes, Esq.](#)

The answer to this question is that it depends on your policy. Generally, a business can insure against business losses by purchasing Business Interruption coverage or Contingent Business Interruption coverage. That being said, commercial insurance policies are not necessarily standard policies, and the specific language of the policy determines whether a business loss is a "covered loss." An "all risk" policy, for example, covers all losses unless expressly excluded. Additionally, some insurance policies have a civil authority clause which provides business loss when a civil authority closes or denies access to the insured property. There are also insurance policies that have a service interruption clause which provides for business loss when there is an interruption of water or power to a business.

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

How to Manage a Large Scale Human Document Review

By: [Suzanne H. Clark, Esq.](#)

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

Important Things to Know When Serving on a Board of Directors

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

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

Do Banks Owe a Fiduciary Duty in Florida?

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

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



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Firm News

Curiosities, ruminations and various eccentri of firm biz.

Dead Men Play No Golf: Another Successful J&C Mini-Golf Tournament

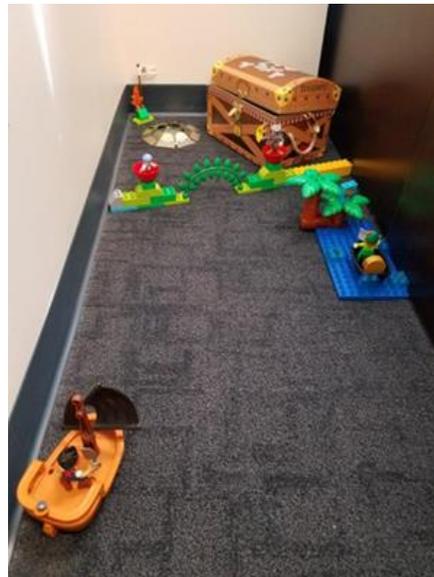
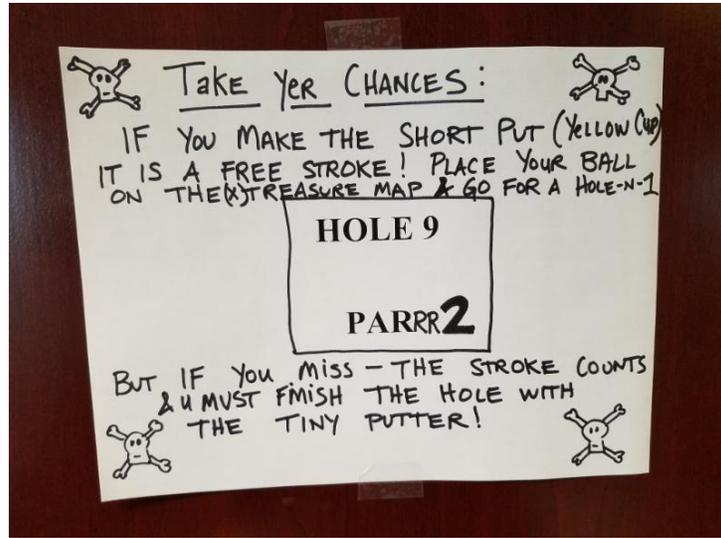
Every year at J&C we all look forward to one fun-filled firm event in particular: miniature golf. We look forward to it because on this day, decorations, costumes and friendly competition all come together to create one thrilling office-wide tournament. This year's event certainly did not disappoint.

This year, in honor of "Talk Like a Pirate Day," we decided to make our mini golf tournament pirate-themed. In addition to heartily shouting out phrases like "Shiver me timbers!" throughout the event, we also decorated the office with lots of swash-buckling swag. When the tournament began, those who wished to play were divided up into teams of three, and each team started off at a different hole. In the end, the team with the lowest combined score - comprised of Chris, Katie and Henry - won the tournament. Brandon Meadows came away with the best individual score. After the scores had been tallied, "all hands on deck" voted and determined that Nicole - who had made an amazing pirate ship with gangplank ramps (see below) - had the best decorated golf hole.

You can check out our arrrrtfully decorated office in the pictures below - if ye dare!











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