BERGER SINGERMAN
FLORIDA'S BUSINESS LAW FIRM

APPELLATE

Often litigation matters involve evaluating or undertaking appeals of trial court orders. Berger Singerman has extensive state and federal court appellate litigation experience, including in appeals from bankruptcy court orders. Berger Singerman handles and assists in appellate litigation engagements from start to finish, including working with trial counsel pre-trial to minimize appellate vulnerability regarding procedural and evidentiary matters, evaluating appellate issues post-trial, designating the record on appeal, prosecuting and defending appellate motions, researching and drafting appellate briefs and presenting oral argument.

Our Appellate practice group often works closely with members of the Business Reorganization Team and the Dispute Resolution Team to provide comprehensive legal services to our clients.

Berger Singerman has successfully represented clients in several high profile appellate cases involving issues of first impression before the Supreme Court of Florida, Florida's District Courts of Appeal and United States Court of Appeals for the Eleventh Circuit.

Representative Matters

Berger Singerman's Appellate Practice Group has had several reported decisions, in state and Federal Court, including the following recent decisions:

- Regions Bank v. Herendeen, No. 8:14-cv-01631-SDM (M.D. Fla. Feb. 25, 2015);
- Boxer Finance, LLC v. Mukamal, No. 1:13-cv-23142-KMM (S.D. Fla. Sept. 29, 2014);
- In re Scantling, 754 F.3d 1323 (11th Cir. 2014);
- Chadbourne & Parke LLP v. Troice et al., Nos. 12-79, 12-86, 12-88, — S.Ct. –, 2014 WL 714697 (Feb. 26, 2014) (amicus curiae);
- WAS Holdings, LLC v. Geoff & Krista Sims Enterprises, Inc., No. 11-61576-KAM, 2011 WL 5838387 (S.D. Fla. Nov. 11, 2011);
- Krause v. Textron Financial Corp., 59 So. 3d 1085 (Fla. 2011);
- Osborne v. Dumoulin, 55 So. 3d 577 (Fla. 2011) (amicus curiae);
- Lawrence v. Goldberg, 573 F.3d 1265 (11th Cir. 2009);
- Rodriguez v. Dept. of Corrections, 508 F.3d 611 (11th Cir. 2007) (pro bono)
- Chames v. DeMayo, 972 So. 2d 850 (Fla. 2007) (amicus curiae);
- In re Westwood Community Two Ass'n, No. 05-13753, 2006 WL 940647 (11th Cir. April 12, 2006);
- Lawrence v. Goldberg, 153 Fed. Appx. 552, 2005 WL 2269802 (11th Cir. Sept. 19, 2005);
- Cowan Liebowitz & Latman, P.C. v. Kaplan, 902 So. 2d 755 (Fla. 2005) (amicus curiae);
- In re Piper Aircraft Corp., 362 F.3d 736 (11th Cir. 2004);
- Valley Drug Co. v. Geneva Pharmaceuticals, Inc., 344 F.3d 1294 (11th Cir. 2003);
- In re Bateman, 331 F.3d 821 (11th Cir. 2003);
- In re Worldwide Web Systems, Inc., 328 F.3d 1291 (11th Cir. 2003);

- NAACP, Inc. v. Florida Board of Regents, 863 So. 2d 294 (Fla. 2003);
- In re Westwood Community Two Ass'n, Inc., 293 F.3d 1332 (11th Cir. 2002);
- In re Martinez, 311 F.3d 1272 (11th Cir. 2002);
- In re Lawrence, 279 F.3d 1294 (11th Cir. 2002);
- Jenne v. Church & Tower, Inc., 814 So. 2d 522 (Fla. 4th DCA 2002);
- USA Prescription, Inc. v. Celestial Group, Inc., 817 So. 2d 1005 (Fla. 4th DCA 2002);
- Fisk v. Relsolelo, 317 Ill. App. 3d 798 (Ill. 1st Dist. 2000), rev'd, 198 Ill.2d 142 (Ill. 2001);
- AT&T Corp. v. Sigala, 274 Ga. 137 (Ga. 2001);
- Albert Gore, Jr. and Joseph I. Lieberman v. Katherine Harris, et al., 772 So. 2d 1243 (Fla. 2000), certiorari and stay granted Bush v. Gore, 531 U.S. 1046 (2000), reversed and remanded Bush v. Gore, 531 US 98 (2000), on remand Gore v. Harris, 773 So. 2d 524 (Fla. 2000);
- Lennar Homes, Inc. v. Harris, 737 So. 2d 1090 (Fla. 2d DCA 1999);
- ProSource Servs. Corp. v. Thomas Group, Inc., 687 So. 2d 1997 (Fla. 3d DCA 1997)
- Cortez v. AT&T Corp., 95 F.3d 58 (11th Cir. 1996);
- Kinney System, Inc. v. The Continental Ins. Co., 674 So. 2d 86 (Fla. 1996) (amicus curiae);
- Woodson v. Martin, 685 So. 2d 1240 (Fla. 1996) (amicus curiae);
- U.S. Jet Sales v. Republic of Panama, 70 F.3d 125 (11th Cir. 1995).