

IN THE SUPREME COURT OF FLORIDA

AMERICAN SOUTHERN HOME
INSURANCE COMPANY,

Petitioner,

v.

Case No. SC18-320

LOUIS PHILIP LENTINI, ETC.

Respondent.

**RESPONDENT'S MOTION FOR ATTORNEYS' FEES IN CONNECTION
WITH PETITION SEEKING DISCRETIONARY REVIEW**

The Respondent, Louis Philip Lentini, as Personal Representative of the Estate of Michael E. Lentini, Jr. ("the Respondent"), pursuant to Florida Statutes section 627.428, and Florida Rule of Appellate Procedure 9.400(b), moves for an award of attorneys' fees in this Court against Petitioner, American Southern Home Insurance Company, a Florida insurer, and states:

1. Petitioner's petition seeks review of the Fifth District's decision in *Lentini v. American Southern Home Ins Co.*, Case No. 5D-17-326 (Fla. 5th DCA Dec. 15, 2017) whereby the Fifth District reversed the judgment denying uninsured motorist benefits under a policy of automobile insurance issued by Petitioner, American Southern Home Insurance Company, to Michael Lentini. Should the Respondent prevail on the petition seeking discretionary review, he is entitled to recover reasonable costs and attorney's fees pursuant to Florida Statutes section

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627.428.

2. As required by Florida Rule of Appellate Procedure 9.400(b), this motion “state[s] the grounds on which recovery is sought,” as demonstrated by the foregoing paragraph. This motion is also timely under Florida Rule of Appellate Procedure 9.400(b). This motion is being served contemporaneous with service of the Respondent’s answer brief on jurisdiction.

WHEREFORE, the Respondent, Louis Philip Lentini, as Personal Representative of the Estate of Michael E. Lentini, Jr., respectfully request that this Court GRANT this Motion for Attorneys' Fees and remand to the lower court for a determination of an appropriate amount.

Respectfully submitted,

THE CARLYLE APPELLATE LAW FIRM

The Carlyle Building
1950 Laurel Manor Drive, Suite 130
The Villages, Florida 32162
Telephone (352) 259-8852
Facsimile (352) 259-8842

/s/ John N. Bogdanoff

JOHN N. BOGDANOFF, B.C.S.

Florida Bar No. 297143

Email: served@appellatelawfirm.com
jbogdanoff@appellatelawfirm.com
psullivan@appellatelawfirm.com

SHANNON McLIN CARLYLE, B.C.S.

Florida Bar No. 988367

Email: served@appellatelawfirm.com
scarlyle@appellatelawfirm.com

psullivan@appellatelawfirm.com

Appellate Counsel for Respondent

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ANTHONY T. MARTINO

Florida Bar No. 293601

Clark & Martino, P.A.

3407 West Kennedy Boulevard

Tampa, Florida 33609-2905

Telephone: 813-879-0700

Facsimile: 813-879-5498

Email: amartino@clarkmartino.com

Co-Counsel for Respondent

CERTIFICATE OF SERVICE

I CERTIFY that the foregoing was e-filed pursuant to Florida Rule of Judicial Administration 2.525 and that the foregoing was served by email in compliance with Florida Rule of Judicial Administration 2.516(b)(1)(A) to: **Raoul G. Cantero, Esquire, David P. Draigh, Esquire, Zachary B. Dickens, Esquire,** White & Case LLP, 200 South Biscayne Boulevard, Suite 4900, Miami, Florida 33131-2352 (Email: rcantero@whitecase.com; ddraigh@whitecase.com; zdickens@whitecase.com); **Andrew E. Grigsby, Esquire** and **Maureen G. Percy, Esquire,** Hinshaw & Culbertson, LLP, 2525 Ponce de Leon Boulevard, 4th

Floor, Coral Gables, Florida 33134 (Email: agringsby@hinshawlaw.com; mpearcy@hinshawlaw.com); this 3rd day of April, 2018.

/s/ John N. Bogdanoff

JOHN N. BOGDANOFF, B.C.S.

Florida Bar No. 297143