

**IN THE SUPREME COURT OF FLORIDA**

BRINDA COATES, Individually  
and as Personal Representative  
of the Estate of Lois Stuckey,

Case No. SC21-175

Petitioner,

L.T. Case No. 5D19-2549

v.

R.J. REYNOLDS TOBACCO  
COMPANY,

Respondent.

\_\_\_\_\_ /

**APPENDIX TO RESPONDENT'S SUPPLEMENTAL RESPONSE TO  
PETITIONER'S MOTION FOR APPELLATE ATTORNEY'S FEES**

Troy A. Fuhrman  
Florida Bar No. 985211  
Marie A. Borland  
Florida Bar No. 847984  
Hill Ward Henderson  
101 East Kennedy Boulevard,  
Suite 3700  
Tampa, FL 33601  
Phone: (813) 221-3900  
Facsimile: (813) 221-2900  
troy.fuhrman@hwhlaw.com  
marie.borland@hwhlaw.com  
reynolds@hwhlaw.com  
billie.wallis@hwhlaw.com

RECEIVED, 01/25/2023 06:59:21 PM, Clerk, Supreme Court

Charles A. Morse  
Florida Bar No. 91561  
Jones Day  
250 Vesey Street  
New York, NY 10281-1047  
Phone: (212) 326-3939  
cramorse@jonesday.com

Jason T. Burnette  
Florida Bar No. 125200  
Brian C. Lea  
Florida Bar No. 1011371  
Jones Day  
1221 Peachtree Avenue, N.E.,  
Suite 400  
Atlanta, GA 30361  
Phone: (404) 521-3939  
jtburnette@jonesday.com  
blea@jonesday.com

*Counsel for Defendant/Respondent R.J. Reynolds Tobacco Company*

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# Supreme Court of Florida

FRIDAY, OCTOBER 28, 2022

**CASE NO.: SC21-217**

Lower Tribunal No(s).:

1D19-1995; 012015CA002554XXXXXX

FRANCES BESSENT-DIXON, ETC. vs. R.J. REYNOLDS TOBACCO  
COMPANY

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Petitioner(s)

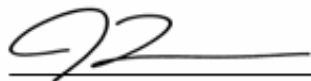
Respondent(s)

Petitioner's motion for attorneys' fees is hereby denied.

MUÑIZ, C.J., and CANADY, POLSTON, COURIEL, and  
GROSSHANS, JJ., concur.

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**CASE NO.:** SC21-217

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HON. DONNA MICHELLE KEIM, JUDGE

# Supreme Court of Florida

THURSDAY, MARCH 17, 2022

**CASE NO.: SC20-291**

Lower Tribunal No(s).:

1D17-2104;

162007CA011551DXXXMA

LINDA PRENTICE, ETC.

vs. R.J. REYNOLDS TOBACCO  
COMPANY

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Petitioner(s)

Respondent(s)

Petitioner's motion for attorneys' fees is hereby denied.

CANADY, C.J., and POLSTON, LABARGA, LAWSON, MUÑIZ,  
COURIEL, and GROSSHANS, JJ., concur.  
LABARGA, J., concurs with an opinion.

LABARGA, J., concurring.

While I maintain my dissent to the majority's holding that in order to prove fraudulent concealment, an *Engle*<sup>1</sup> progeny plaintiff must prove reliance on a specific statement made by an *Engle* defendant, because Prentice is not the prevailing party in this case, I agree that she is not entitled to appellate attorneys' fees pursuant to sections 59.46 and 768.79, Florida Statutes (2016).

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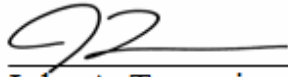
1. *Engle v. Liggett Group, Inc.*, 945 So. 2d 1246 (Fla. 2006).

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WILLIAM W. LARGE

BRIAN CHARLES LEA

GREGORY D. PRYSOCK

CHARLES R. A. MORSE

# Supreme Court of Florida

FRIDAY, FEBRUARY 18, 2022

CORRECTED ORDER<sup>1</sup>  
**CASE NO.: SC18-1550**

Lower Tribunal No(s).:  
4D16-4310; 062008CA019620AXXXCE; 062008CA080000AXXXCE

R.J. REYNOLDS TOBACCO            vs.    SANDRA L. MATTSON, ETC.  
COMPANY

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Petitioner(s)

Respondent(s)

Upon review of the response to this Court’s Order to Show Cause dated December 13, 2021, and the reply, the Court has determined that it should exercise jurisdiction in this case. It is ordered that the Petition for Review is granted, that the Fourth District Court of Appeal’s decision in this case is quashed, and this matter is remanded to the district court for reconsideration upon application of our decision in *Sheffield v. R.J. Reynolds Tobacco Co.*, 329 So. 3d 114 (Fla. 2021).

Respondent’s Motion for Attorneys’ Fees is hereby denied.

No motion for rehearing will be entertained by the Court.

CANADY, C.J., and POLSTON, LAWSON, MUÑIZ, COURIEL, and GROSSHANS, JJ., concur.  
LABARGA, J., concurs in part and dissents in part with an opinion.

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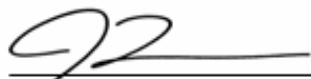
1. Corrected to add “JJ.” to the tagline on February 18, 2022.



LABARGA, J., concurring in part and dissenting in part.

While I maintain my dissent in *Sheffield v. R.J. Reynolds Tobacco Co.*, 329 So. 3d 114 (Fla. 2021), because Mattson is not the prevailing party in this case, I agree that she is not entitled to appellate attorneys' fees pursuant to section 768.79, Florida Statutes (2016).

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HON. BRENDA D. FORMAN, CLERK

# Supreme Court of Florida

THURSDAY, NOVEMBER 18, 2021

**CASE NO.: SC19-601**

Lower Tribunal No(s).:  
5D17-2521; 482013CA009469A001OX

MARY E. SHEFFIELD, ETC.      vs.      R.J. REYNOLDS TOBACCO  
COMPANY

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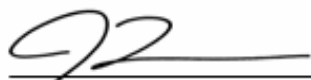
Petitioner(s)

Respondent(s)

Petitioner's motion for attorney's fees is hereby denied.

CANADY, C.J., and POLSTON, LAWSON, MUÑIZ, COURIEL, and  
GROSSHANS, JJ., concur.  
LABARGA, J., dissents.

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LISA A. THOMAS  
STEPHANIE E. PARKER  
BRIAN CHARLES LEA

**CASE NO.:** SC19-601

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NOEL J. FRANCISCO  
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HON. TIFFANY MOORE RUSSELL, CLERK  
HON. SANDRA B. WILLIAMS, CLERK

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on January 25, 2023, I electronically filed the foregoing with the Clerk of the Court by using the Florida Courts E-Filing Portal.

I HEREBY FURTHER CERTIFY that on January 25, 2023, a true and correct copy of the foregoing was served by E-Mail on Petitioner's counsel listed below.

**Attorney for Petitioner:**

William H. Ogle, Esq.  
Parama K. Liberman, Esq.  
OGLE LAW FIRM  
444 Seabreeze Blvd., Suite 800  
Daytona Beach, FL 32118  
PH: 386-253-2500  
oglelaw@gmail.com  
PKLiberman@gmail.com  
miranda@oglelawfirm.com  
meri@oglelawfirm.com

**Attorney for Petitioner:**

Andrew B. Greenlee, Esq.  
ANDREW B. GREENLEE, P.A.  
401 East 1st Street, Unit 261  
Sanford, FL 32772  
PH: 407-808-6411  
andrew@andrewgreenleelaw.com  
andrewbgreenlee@gmail.com

**Attorney for Petitioner:**

Joshua R. Gale, Esq.  
WIGGINS CHILDS PANTAZIS  
FISHER & GOLDFARB LLC

101 North Woodland Blvd., Suite 600  
Deland, FL 32720  
PH: 386-675-6946  
jgale@wigginschilds.com  
ttodd@wigginschilds.com

**Attorney for Petitioner:**

John S. Mills, Esq.  
Bishop & Mills, PLLC  
1 Independent Drive, Suite 1700  
Jacksonville, FL 32202  
PH: 904-598-0034  
jmills@bishopmills.com

**Attorney for Petitioner:**

Courtney Brewer, Esq.  
Jonathan A. Martin, Esq.  
Bailey Howard Bishop & Mills, PLLC  
325 North Calhoun Street  
Tallahassee, Florida 32301  
PH: 850-765-0897  
cbrewer@bishopmills.com  
jmartin@bishopmills.com  
bhoward@bishopmills.com  
service@bishopmills.com

/s/ Troy A. Fuhrman  
Counsel for Respondent  
R.J. Reynolds Tobacco Company