

**IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL  
CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA**

CASE NO: 2021-015089-CA-01

SECTION: CA43

JUDGE: Michael Hanzman

**In Re: Champlain Towers South Collapse Litigation**

Plaintiff(s)

vs.

N/A

Defendant(s)

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**ORDER GRANTING RECEIVER'S MOTION TO SUSPEND STATUTORY  
OBLIGATION TO PROVIDE NOTICE TO UNIT OWNERS PURSUANT TO 718.119**

THIS CAUSE came before the Court on October 6, 2021 at 9:00 a.m. on the Receiver's Motion to Suspend Statutory Obligation to Provide Notice to Unit Owners Pursuant to Florida Statute § 718.119(3). The Court, having considered the Motion, having heard the argument of counsel, being otherwise fully advised in the premises, and for the reasons announced on the record of the Hearing, which are incorporated as though fully set forth herein, ORDERS AND ADJUDGES as follows:

1. The Receiver's Motion to Suspend Statutory Obligation is GRANTED.
2. Florida Statute § 718.119(3) provides, in relevant part: "In any legal action in which the association may be exposed to liability in excess of insurance coverage protecting it and the unit owners, the association shall give notice of the exposure within a reasonable time to all unit owners, and they shall have the right to intervene and defend."
3. In light of the unique procedural posture of this case wherein all Unit Owners and/or their representatives are already presumably aware of the pending lawsuits against the

Champlain Towers South Condominium Association, Inc. (“Association”) and are actually plaintiffs suing the Association either individually or as putative members of the proposed class in the class action complaint against the Association, such notice would unnecessarily waste receivership resources. Accordingly, the Court indefinitely suspends the Receiver's obligation to provide notice to Unit Owners under § 718.119(3).

4. The need to comply with § 718.119(3) may be re-raised should circumstances change.

**DONE** and **ORDERED** in Chambers at Miami-Dade County, Florida on this 8th day of October, 2021.



2021-015089-CA-01 10-08-2021 12:05 PM

Hon. Michael Hanzman

**CIRCUIT COURT JUDGE**

Electronically Signed

No Further Judicial Action Required on **THIS MOTION**

CLERK TO **RECLOSE** CASE IF POST JUDGMENT

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