

**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)

_____ /

ORDER DIRECTING PARTIES TO MEDIATION

THIS CAUSE is before the Court *sua sponte*. For the reasons stated on the record at the Court's January 14, 2022, status conference, it is **ORDERED AND ADJUDGED** as follows:

1. Defendants 8701 Collins Development, LLC; Terra Group, LLC; Terra World Investments, LLC; and John Moriarty & Associates of Florida, Inc. ("JMAF"), are directed to schedule an early mediation to occur with the putative Class and the Receiver no later than 120 days from entry of this Order, with mediator Bruce W. Greer or another mediator mutually agreeable to the parties. 8701 Collins Development, LLC; Terra Group, LLC; Terra World Investments, LLC; and JMAF will determine if they will attend a joint mediation session or have separate mediations with the putative Class and Receiver.
2. Defendants NV5 Inc., DeSimone Consulting Engineers, LLC, and Morabito Consultants, Inc. are directed to each schedule a mediation to occur with the putative Class and the Receiver no later than 30 days from the entry of this Order.
3. Any insurer that has received a request to defend and/or indemnify against any claim asserted against the above-named Defendants in this case shall attend the mediation, regardless of whether the carrier has denied coverage or assumed a defense under a

reservation of rights. **A representative of the insurer with full authority to tender policy limits shall attend mediation.**

4. For Defendant Morabito Consultants, Inc., all insurers that are parties to *Morabito Consultants, Inc. v. National Fire Insurance Company of Hartford, et al.*, Case No. 2021-022670-CA-01 (43) (Fla. 11th Cir. Ct.), are also directed to attend the mediation.

DONE and ORDERED in Chambers at Miami-Dade County, Florida on this 20th day of January, 2022.



2021-015089-CA-01 01-20-2022 7:02 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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