

**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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**NON-PARTY FIREMAN'S FUND INSURANCE COMPANY'S NOTICE OF  
WAIVER OF SUBROGATION PURSUANT TO THE COURT'S  
APRIL 6, 2022 MODIFIED ORDER REQUIRING MEDIATION AND  
STAYING DISCOVERY AS TO MEDIATING DEFENDANTS <sup>1</sup>**

Fireman's Fund Insurance Company hereby notifies the Court and all parties that it waives all rights of subrogation it might possess against 8701 Collins Development, LLC, Terra Group, LLC, Terra World Investments, LLC, and John Moriarty & Associates of Florida, Inc.

*(SPACE INTENTIONALLY LEFT BLANK. CERTIFICATE OF SERVICE FOLLOWS.)*

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<sup>1</sup> Please take notice that the filing of this Notice of Waiver does not constitute a general appearance and/or waiver of any jurisdictional or other defenses available to non-party Fireman's Fund Insurance Company in connection with this litigation. *See, e.g., Public Gas Co. v. Weatherhead Co.*, 409 So.2d 1026, 1027 (Fla. 1982); *Mason v. Hunton*, 816 So.2d 234, 235 (Fla. 5<sup>th</sup> DCA 2002); *Rebalko v. Atallah*, 313 So.3d 125 (Fla. 4<sup>th</sup> DCA 2021); *Segalis v. Roof Depot USA, LLC*, 178 So.3d 83, 85 (Fla. 4<sup>th</sup> DCA 2015).

**CERTIFICATE OF SERVICE**

**WE CERTIFY** that in accordance with Rule 2.516 of the Florida Rules of Judicial Administration, a true and correct copy of the foregoing was filed with the Clerk of Courts and served *via email* through the Florida Courts e-Filing Portal on all counsel of record, on April 26, 2022.

BIEDERMANN HOENIG SEMPREVIVO, P.A.  
*Coverage Counsel for Fireman's Fund  
Insurance Company*

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