



Winston A. Taitt

EXPERIENCE

Taitt Law, P.A.

Orlando, Florida

Owner and Attorney, May 2017-Present

Represented contractors and homeowners in first-party litigation actions. Drafted and filed initial pleadings and defended those pleadings in court hearings. Participated in all phases of written discovery and defended and took discovery depositions. Drafted, responded and argued final and partial summary judgment motions. Negotiated settlements and releases.

Trujillo Vargas Gonzalez & Hevia, LLP

Orlando, Florida

Property Damage Assignment of Benefits Department Chair, January 2015-August 2016

Represented clients in all stages of litigation pertaining to first-party property damage causes of action. Provided professional legal counsel and advice to the firm and clients regarding assignment contracts and insurance litigation. Drafted and developed procedures for prosecuting assignment contract actions. Researched the rapidly changing area of assignment of benefits litigation by reviewing appellate briefs and DCA opinions. Supervised associate attorneys in the property damage assignment of benefits department. Published three court opinions regarding assignment of benefits law in Florida Law Weekly Supplement.

Cohen Law Group, Attorneys at Law

Maitland, Florida

Associate Attorney, October 2011-May 2014

Litigated first-party assignment-based insurance claims and criminal and family law matters. Provided legal services to clients accused of serious criminal charges including drug trafficking, Medicaid fraud and insurance fraud. Successfully argued for statutory immunity for a client charged with attempted murder. Navigated the growing area of first party assignment of benefit actions by handling various motions, hearings and all phases of civil litigation throughout Florida.

Office of the Public Defender, Ninth Judicial Circuit

Orlando, Florida

Assistant Public Defender, Certified Legal Intern August 2007-June 2011

Defended felony, violation of probation, misdemeanor and criminal traffic cases. Researched and argued pretrial motions. Prepared and represented clients in twenty-five jury trials.

The Children's Advocacy Clinic

Tallahassee, Florida

Certified Legal Intern, January 2007-May 2007



Worked on behalf of indigent children in the Tallahassee area. Argued Social Security Disability appeals in front of Administrative Law Judges. Represented children with special needs at Individual Education Plan meetings.

Innocence Project

Brisbane, Australia

Student/Volunteer Law Clerk, November 2005-June 2006

Worked at a Queensland, Australia affiliate of the Innocence Project. Helped to seek exoneration for wrongly convicted prisoners using post-conviction DNA evidence.

EDUCATION

Florida State University College of Law

Tallahassee, Florida

Juris Doctor, May 2007

Honors & Mock Trial, Team Member

*Activities: Griffith Law School, Brisbane, Australia, first study abroad participant
Congress of Graduate Students, President*

University of South Florida

Tampa, Florida

Bachelor of Arts, Religious Studies, May 2004

Phillips Academy

Andover, Massachusetts

Graduate, 1996

OPINIONS AND ORDERS

United Water Restoration Group, Inc. a/a/o John Pillot v. State Farm Florida Insurance Company, 24 Fla. L. Weekly Supp. 85a (Fla. Seminole Cty. Ct. 2015). *Assignee, who was not party to insurance contract, is entitled to participate in appraisal process.*

Air Quality Assessors of Florida a/a/o Edward D. Breckner v. Castle Key Insurance Company, 23 Fla. L. Weekly Supp. 249b (Fla. Duval Cty. Ct. 2015). *Post-loss assignee has standing to file suit against insurer for payment for work performed on insured property. Indispensable parties -- Because Plaintiff alleges it is entitled to insurance benefits for the services performed, neither the insured nor any other contractors could "own" the benefits for services rendered by the Plaintiff.*

Nationwide Catastrophe Services, Inc. a/a/o Coreth Sewell v. Security First Insurance Company,

24 Fla. L. Weekly Supp. 126a (Fla. 5th Cir. Ct. 2015). *Motion seeking sanctions pursuant to section 57.105, Fla. Stat., that was filed after action was dismissed with prejudice was untimely*



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State of Florida v. Carlos D. Mennens, 19 Fla. L. Weekly Supp. 1038a (Fla. 5th Cir. Ct. 2011).
Court found the stop was unconstitutional when officer who detained defendant to await arrival of DUI investigator did nothing to effectuate the purpose of the stop. Opinion has been cited numerous times.

PROFESSIONAL ACTIVITIES

U.S. District Court, Middle District of Florida
Orange County Bar Association, *Member*
Orlando Runners Club, *Board Member*
Winter Park Sidewalk Art Festival, *Board Member*
Harry P. Leu Gardens, *Volunteer*