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## **History Making Verdict Handed Down**

### **More than \$2 Million in Rent Awarded to Miromar Outlets**

Fort Myers, FL – Miromar Outlets has been awarded the largest commercial rent damage verdict in Lee County history.

The Second District Court of Appeals in Lakeland has determined that Miromar Outlets and its subsidiaries are entitled to a total of **\$2,346,369.91** in past due and accelerated rentals, attorney's fees and costs from Anna's Linen's, Inc., a linen and home goods store. That amount is likely to increase due to appellate attorney fees and costs.

The four year lawsuit was initiated in July 2007. Fort Myers Real Estate Attorney, Kevin F. Jursinski, who represents Miromar Outlets, tried the case in Lee County for three days in April 2010. On April 27, 2010, the court awarded Miromar Outlets \$2,194,600.30. On February 7, 2011, Miromar Outlets was awarded an additional **\$151,768.81** in attorney fees and costs through trial.

The **\$2,346,369.91** Judgment in favor of Miromar Outlets was appealed by Anna's Linens, Inc. in February, 2011. The appellate confirmation in favor of Miromar Outlets was reached October 7, 2011.

"The decision by the appellate court validates our position as well as that of the trial court (Honorable Joseph Fuller), that Miromar Outlet Mall acted in a good faith and in a commercially reasonable manner in reletting the premises after the default in the Lease by the Defendant/Tenant, Anna's Linens, Inc. We are very satisfied with the trial court's decision and of course the fact that the appellate court upheld the trial court's decision made after a three (3) day bench trial."

The rehearing time has expired so the appellate court decision stands.

*The Law Office of Kevin F. Jursinski & Associates is one of Southwest Florida's premier Real Estate and Business Law firm, concentrating in the areas of Contract Preparation, Negotiation and Litigation; Commercial Lease Preparation and Litigation; Short Sales and Foreclosures; Title Insurance: Commercial and Residential; Acquisitions and Refinancing; Corporations and Partnerships; Construction Litigation; Sports and Entertainment Law; and Gaming Law. Visit [www.KFJlaw.com](http://www.KFJlaw.com) for more information about the Law Office of Kevin F. Jursinski & Associates.*

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