

**EDWARD ETCHEVERRY**

Etcheverry Harrison, LLP
150 South Pine Island Road, Suite 105
Fort Lauderdale, Florida 33324

Tel: (954) 370-1681
Fax: (954) 370-1682
E-mail: etcheverry@etchlaw.com

LICENSED IN

Florida Supreme Court
Florida State Courts
United States District Courts for the Southern and Middle Districts of Florida
United States Court of Appeals, Eleventh Circuit

EDUCATION

University of Miami School of Law, Coral Gables, Florida
Juris Doctorate, 1990

University of Miami, Coral Gables, Florida
B.A. Finance, 1987
Cum Laude

EMPLOYMENT

Etcheverry Harrison LLP (1998 - Present)
f/k/a The Law Offices of Edward Etcheverry, P.A.
150 South Pine Island Road, Suite 105
Fort Lauderdale, Florida 33324

Kimbrell & Hamann, P.A. (1990 - 1998)
Miami, Florida

INTERNSHIP

Honorable Thomas E. Scott, Judicial Intern (1998)
Former Federal District Court Judge, Southern District of Florida

PRACTICE AREA

Surety and Fidelity, Construction, Insurance, Commercial Litigation and Appeals

AWARDS / RECOGNITIONS

“AV” Rated by Martindale-Hubbell
SuperLawyer 2011 - present

LEGAL ORGANIZATIONS

ABA Tort and Insurance Practice Section
Fidelity and Surety Law Committee - Vice Chair
International Association of Defense Counsel - Chair (2011-2012)

National Bond Claims Association
Surety Claims Institute
Eastern Bond Claims Association

LANGUAGES

Spanish

REPORTED CASES AND APPELLATE EXPERIENCE

Allegheny Casualty Company v. United Const. Co. of Central Florida, Inc.
2014 WL 440083 (M.D. Fla. 2014)

U.S. ex rel. BAC Funding Consortium, Inc. v. Westchester Fire Insurance Company
2014 WL 186125 (S.D. Fla. 2014)

U.S. ex rel. BAC Funding Consortium, Inc. v. Westchester Fire Insurance Company
998 F.Supp.2d 1330 (S.D. Fla. 2013)

Developers Surety and Indemnity Company v. Bi-Tech Const., Inc.
979 F.Supp.2d 1307 (S.D. Fla. 2013)

Developers Surety and Indemnity Company v. Bi-Tech Const., Inc.
964 F.Supp.2d 1304 (S.D. Fla. 2013)

Allegheny Casualty Company v. United Const. Co. of Cent. Florida, Inc.
2013 WL 1344844 (M.D. Fla. 2013.)

Allegheny Casualty Company v. United Const. Co. of Cent. Florida, Inc.
2013 WL 1344588 (M.D. Fla. 2013)

Guarantee Company of North America USA v. Mercon Const. Co.
2012 WL 1232104 (M.D. Fla. 2013)

RLI Ins. Co. v. Eagle Concrete Systems, Inc.
2011 WL 253634 (M.D. Fla. 2011)

Stock Bldg. Supply of Florida, Inc. v. Soares Da Costa Const. Services, LLC
76 So.3d 313 (Fla. 3d DCA 2011)

Austin Bldg. Co. v. Rago, Ltd.
63 So.3d 31 (Fla. 3d DCA 2011)

North American Specialty Ins. Co. v. Ames Corp.
2010 WL 1027866 (S.D. Fla. 2010)

Great American Insurance Company v. School Bd. of Broward County, Fla.
2010 WL 4366865 (S.D. Fla. 2010)

Hartford Fire Insurance Company v. Global Ocean Freight, Inc.
2009 WL 5217079 (S.D. Fla. 2009)

Travelers Casualty and Surety Company of America v. Grace & Naeem Uddin, Inc.
2009 WL 4110110 (S.D. Fla. 2009)

Developers Surety and Indemnity Company v. Quality Touch Concrete, Inc.
2009 WL 4015566 (M.D. Fla. 2009)

Travelers Casualty and Surety Company of America v. Grace & Naeem Uddin, Inc.
2009 WL 3878297 (S.D. Fla. 2009)

Developers Surety and Indemnity Company v. Electric Service and Repair, Inc.
2009 WL 3831437 (S.D. Fla. 2009)

Hartford Fire Insurance Company v. Global Ocean Freight, Inc.
2009 WL 3276197 (S.D. Fla. 2009)

Spectrum Interiors, Inc. v. Exterior Walls, Inc.
2 So.3d 1093 (Fla. 5th DCA 2009)

Liberty Mutual Insurance Company v. Aventura Engineering & Construction Corp.
534 F.Supp.2d 1290 (S.D. Fla. 2008)

Great American Insurance Company v. General Contractors & Construction Management, Inc.
2008 WL 1994857 (S.D. Fla. 2008)

American Safety Casualty Insurance Company v. Robert Charles Enterprises, Inc., et al.
2008 WL 2477655 (M.D. Fla. 2008)

Great American Insurance Company v. General Contractors & Construction Management, Inc.,
2008 WL 2245986 (S.D. Fla. 2008)

Aquatic Plant Mgm.t, Inc. v. Paramount Engineering, Inc., and American Safety Casualty Insurance Company
977 So.2d 600 (Fla. 4th DCA 2007)

Developers Surety and Indemnity Company v. Harding Village, LTD
2007 WL 2021939 (S.D. Fla. 2007)

Developers Surety and Indemnity Company v. Harding Village, LTD
2007 WL 465519 (S.D. Fla. 2007)

Developers Surety and Indemnity Company v. Harding Village, LTD
2007 WL 2066224 (S.D. Fla. 2007)

Dooley and Mack Constructors, Inc., v. Buildtec Construction Group, Inc., et al.
972 So.2d 893 (Fla. 3d DCA 2007)

Developers Surety and Indemnity Company v. Harding Village, LTD.
2007 WL 4322162 (S.D. Fla. 2007)

Developers Surety and Indemnity Company v. Harding Village, LTD.
2007 WL 4322166 (S.D. Fla. 2007)

Developers Surety and Indemnity Company v. Harding Village, LTD.
2007 WL 465478 (S.D. Fla. 2007)

Don T. Kozich v. American Safety Casualty Insurance Company
Case No. 4D04-4177 (Fla. 4th DCA 2006)

Eubanks Excavating, Inc. v. Ulico Casualty Co.
872 So.2d 450 (Fla. 1st DCA 2004)

Hartford Fire Ins. Co. v. MRT Micro, ASA
841 So. 2d 675 (Fla. 4th DCA 2003)

Ulico Casualty Company v. Roger Kennedy Construction, Inc.
821 So.2d 452 (Fla. 1st DCA 2002)

L&A Contracting v. Southern Concrete Services
17 F.3d 106 (5th Cir. 1994)

Gulf Insurance Company v. Westwind Contracting, Inc.
Case No. 00-747 (Per Curriam decision)

Roger Kennedy Construction, Inc. v. Eubanks Excavating, Inc. and Ulico Casualty Company
Case No. 1D01-568 (Per Curriam decision)

Gayety Theaters, Inc. v. Tri-City Electric Co., Inc.
Case No. 3D01-3351 (Per Curriam decision)

LEGAL PUBLICATIONS AND PRESENTATIONS

*Contractor Failure and Evaluation of the Surety's Financing Options:
A Workshop Analyzing the Troubled Construction Contractor and Legal
and Practical Strategies for Effective Financing of the Principal
Surety Program Co-Chair*
ABA – FSLC Mid-Winter Meeting, New York, January 2015

Chapter 8: Rights and Liabilities of the Surety
Florida Construction Law and Practice (8th Ed. 2015)
Florida Bar 2014

Avoiding Pitfalls and Disasters in Handling Surety Claims and Litigation
Eastern Bond Claims Review 2013

Chapter 8: Rights and Liabilities of the Surety
Florida Construction Law and Practice (7th Ed. 2013)
Florida Bar 2013

Thinking Outside the Box
Eastern Bond Claim Review, 2012

Chapter 8: Rights and Liabilities of the Surety
Florida Construction Law and Practice (6th Ed. 2011)
Florida Bar 2011

Getting Out of the Arbitration Weeds
ABA Forum on the Construction Industry
New York, 2011

Excuse the Interruption
Eastern Bond Claims Review, 2010

Green Contractor
ABA Mid-Winter Meeting, 2009

Annual Surety Law Update
Eastern Bond Claims Review 2008

Surety Defenses After the Storm: Defending the Catastrophic Event Case
Fidelity and Surety Trial Practice Program of the International Association of Defense Counsel
New York, January 2006

Chapter 8: Rights and Liabilities of the Surety
Florida Construction Law and Practice (5th Ed. 2006)
The Florida Bar 2006

Chapter 11: Valuation of Loss
Commercial Crime Policy (2nd Ed. November, 2004)
The Florida Bar 2004

Identifying and Anticipating the Principal's Asset Protection Devices and Protecting the Surety's Rights to Recover Dissipating Assets
RLI Insurance Company
Peoria, IL, April 2004

The Surety's Assertion of Construction Claims Against Third Parties – Getting to the Bottom of Construction Claims
ABA Forum on the Construction Industry
New York, NY, January 2003

Mold Hysteria: Impact on the Surety and Construction Industries
RLI Insurance Company
March 2003

Chapter 8: Rights and Liabilities of the Surety
Florida Construction Law and Practice (4th Ed. 2002)
The Florida Bar 2002

Setting the Record Straight on Insider Payment Bond Claims
Fidelity & Surety Law Committee Newsletter
Fall 2002

The Rights of a Surety When the Obligee Unilaterally Completes the Bonded Project
National Bond Claims Association
Pinehurst, NC, October 2002

Recovery and Salvage

The Law of Probate Bonds (1st Ed. 2001)

ABA Annual Meeting, August 2001

Employee Dishonesty - When Does Your Bond "Automatically Terminate"

ABA Annual Meeting

Philadelphia, Fall 2000

Default-Termination of Contractors and Post Completion Claims

BASF meeting

June 1999

The Surety's Rights to Refuse to Issue Bonds

Florida Surety Association

Fall 1999

What's Next - Fidelity Coverage in Payment and Performance Bonds? Surety's Defenses to Common Law Bonds with Emphasis on Florida Law

Eighth Annual Southern Surety and Fidelity Claims Conference

Atlanta, GA, April 1997

Discovery, Notice, Proof of Loss and Suit Limitations

1996 Fidelity Bond Program on the Commercial Crime Policy Forms

Philadelphia, PA, November 1996

Bid Bonds (Engaged or Married) - When Can A Surety Refuse to Issue The Final Bond?

Seventh Annual Southern Surety and Fidelity Claims Conference

Atlanta, GA, April 1996

Alber Construction Enterprises v. Mars Insurance Company - The Appeal

Fidelity and Surety Trial Practice Program of the International Association of Defense Counsel

San Francisco, CA, January 1996

Setting the Record Straight on "Reliance", "Causation" and "Good Faith" Under Insuring Agreement E

Sixth Annual Southern Surety and Fidelity Claims Conference

Atlanta, GA, April 1995

Contractual Interference Claims: How Far Can Surety Go To Protect Its Financial Interest?

Fifth Annual Southern Surety and Fidelity Claims Conference

Atlanta, GA, April 1994

Fidelity Case Studies

Third Annual Southern Surety and Fidelity Claims Conference

Atlanta, GA, May 1992