

SEAN P. GREENWALT

ASSOCIATE



AREAS OF PRACTICE

Personal Injury Protection (PIP) Litigation
Amusements, Sports & Recreation Liability
General Liability
Automobile Liability

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ADMISSIONS

Florida
2016

U.S. District Court Middle District
of Florida

EDUCATION

Ave Maria School of Law (J.D.,
magna cum laude, 2016)

Old Dominion University (B.A.,
2012)

OVERVIEW

Sean is an associate in the firm's Casualty Department, where he primarily handles, first party auto insurance claims, fraud/special investigations, and breach of contract disputes. He also has experience handling amusement, sports, and recreation matters.

Prior to joining Marshall Dennehey, Sean worked as outside counsel for a national automobile insurance company and previously worked as in-house counsel for Florida's largest non-standard automobile insurance company. Before working in insurance defense, Sean was an attorney for Florida's Department of Children and Families, where he successfully litigated countless legal issues and obtained numerous successful bench trial verdicts that protected the vulnerable and allowed children to become adopted.

Sean earned his *juris doctor* and graduated *magna cum laude* from Ave Maria School of Law in Naples, Florida. In law school, Sean served as an Associate Editor on Law Review and a member of the Moot Court Board.

ASSOCIATIONS & MEMBERSHIPS

Florida Bar Association

YEAR JOINED

2021

THOUGHT LEADERSHIP

Florida Court Limits Privilege for Claim File Notes in Depositions

Tampa

Personal Injury Protection (PIP) Litigation

Fraud/Special Investigation

March 1, 2025

It is a situation that many attorneys and insurance professionals have encountered in the past. SIU Spotlight, Issue 2, Vol. 1, March 2025 is prepared by Marshall Dennehey to provide information on recent legal developments of interest to our readers.

Florida Appeals Court Nods Enforceability of Forum Selection Clauses in PIP Cases

Tampa

Personal Injury Protection (PIP) Litigation

November 27, 2024

With Differing Court Rulings on Pre-Suit Notice of Intent, Florida Insurers Left Guessing

Tampa

Personal Injury Protection (PIP) Litigation

December 11, 2023

A Warning on Wording: Appellate Court Reverses Summary Judgment Ruling for Insurer After Finding Condition Precedent Affirmative Defense Too Narrowly Pled

Tampa

Personal Injury Protection (PIP) Litigation

September 1, 2023

Key Points: Defense Digest, Vol. 29, No.

Recent Florida PIP Appellate Decisions Put Focus Back on Swift and Automatic Medical Benefits Payments

Tampa

Personal Injury Protection (PIP) Litigation

April 1, 2022

Key Points: Defense Digest, Vol. 28, No. 1, April 2022 is prepared by Marshall Dennehey Warner Coleman & Goggin to provide information on recent legal developments of interest to our readers.

CLASSES / SEMINARS TAUGHT

A Proposal for Settlement for All Seasons: Effective Use of the PFS in Florida's New Legal Landscape, Florida Liability Claims Conference, Lake Buena Vista, FL, June 18, 2025

First Party Auto (PIP) and Property Year in Review Preview, The Institutes CPCU Society - Central Florida Chapter, November 14, 2024

PUBLISHED WORKS

"Florida Appeals Court Nods Enforceability of Forum Selection Clauses in PIP Cases," *Insurance Journal*, November 27, 2024

"With Differing Court Rulings on Pre-Suit Notice of Intent, Florida Insurers Left Guessing," *Insurance Journal*, December 11, 2023

"A Warning on Wording: Appellate Court Reverses Summary Judgment Ruling for Insurer After Finding Condition Precedent Affirmative Defense Too Narrowly Pled," *Defense Digest*, Vol. 29, No. 3, September 2023

RESULTS

Dismissal of Florida No-Fault/PIP action.

Personal Injury Protection (PIP) Litigation

December 12, 2022

The action was brought against an out-of-state insurer based on the plaintiff's failure to arbitrate. The plaintiff filed suit against a New Jersey insurance company over treatment that occurred in Florida. However, the subject policy and the laws of New Jersey require mandatory arbitration prior to initiating litigation. On the defendant's motion to dismiss and compel arbitration, the court found that the doctrine of *lex loci contractus* applied, which required the plaintiff to comply with New Jersey law and policy and to submit to arbitration prior to filing suit.