

## SEAN P. GREENWALT

ASSOCIATE



### AREAS OF PRACTICE

Personal Injury Protection (PIP) Litigation

### CONTACT INFO

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Suite 1100  
Tampa, FL 33602

### 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.

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

### 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.

## PUBLISHED WORKS

"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.