

## ONER J. KIZILTAN

ASSOCIATE



### AREAS OF PRACTICE

Premises & Retail Liability  
Rideshare Liability  
Product Liability  
Personal Injury Protection (PIP) Litigation  
Fraud/Special Investigation  
General Liability

### CONTACT INFO

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2400 E. Commercial Boulevard  
Suite 1100  
Fort Lauderdale, FL 33308

### ADMISSIONS

Florida  
2018

### EDUCATION

Nova Southeastern University,  
Shepard Broad College of Law  
(J.D., 2017)

Florida Atlantic University (B.A.,  
cum laude, 2013)

### ASSOCIATIONS & MEMBERSHIPS

Florida Bar Association, Young  
Lawyers' Division

### YEAR JOINED

2021

## OVERVIEW

Oner is an associate in the firm's Casualty Department where he litigates a variety of complex matters involving catastrophic loss, wrongful death, product liability, negligent security, premises liability, rideshare cases, as well as special investigations and fraud. Oner has litigated cases throughout the state of Florida and routinely argues complex motions while ensuring that his clients are provided with exceptional representation. As a value to his clients, he regularly conducts and defends depositions, conducts examinations under oath on a variety of issues including fraud and misrepresentation, drafts and argues complex motions, and assists his clients in navigating the discovery process.

Prior to joining the firm, Oner began his legal career as a judicial intern in the 17th Judicial Circuit where he was exposed to a wide variety of cases. During law school, he clerked at a foreclosure defense firm at which he worked on lawsuits involving the Real Estate Settlement Procedures Act (RESPA) as well as the Telephone Consumer Protection Act (TCPA). After graduating law school, Oner joined one of Florida's most successful personal injury protection (PIP) litigation firms where he acquired a vast understanding of the litigation process. Following his time on the plaintiff side of the law, Oner then switched gears and joined one of Florida's most successful insurance defense firms where he litigated an extensive case load and conducted fraud investigations.

Oner earned his bachelor's degree in history at Florida Atlantic University where he graduated with departmental honors and served as both Vice President and President of the Phi Alpha Theta honor society. He then attended law school at the Nova Southeastern University Shepard Broad College of Law where he earned his *juris doctorate* degree. He is a member of the Florida Bar's Young Lawyers Division as well as the Broward County Bar Association. During his free time, Oner enjoys reading, hiking, and spending time with his wife and three dogs Chase, Gilly and Yoshi.

## THOUGHT LEADERSHIP

### **Fla. High Court Clears Path for Insurance Companies to Utilize Payment Methodologies Enumerated in PIP Statute**

Fort Lauderdale  
Personal Injury Protection (PIP) Litigation  
May 23, 2024

### **County Court Denies Motion for Leave to File Amended Complaint, Alleging Bad Faith Handling, Based on Insurer's Confession of Judgment and Failure to Cure Civil Remedy Notice Within 60 Days.**

Fort Lauderdale  
Automobile Liability  
January 1, 2024

The instant suit involved a dispute for personal injury protection (PIP) benefits, extended medical payment benefits, penalty, postage, interest, costs and attorney's fees. Case Law Alerts, 1st Quarter, January 2024 is prepared by Marshall Dennehey to provide information on recent developments of interest to our readers.

### **County Court Rules in Favor of Insurer Regarding Attorney's Fees in Suit Where Insurer Cured Plaintiff's § 627.736(10) Demand Letter by Issuing Payment for the Full Amount Demanded.**

Fort Lauderdale  
Automobile Liability  
January 1, 2024

This suit involved a complaint filed by the plaintiff following the defendant's attempt to fully cure the plaintiff's § 627.736(10) demand letter, demanding a total of \$427.25 for treatment rendered to it's patient for dates of service February 15 Case Law Alerts, 1st Quarter, January 2024 is prepared by Marshall Dennehey to provide information on recent developments of interest to our readers.

### **County Court Rules that Insurer's Action Seeking Reimbursement from School Board for PIP Benefits Paid on Behalf of Insured Is Not Barred by Sovereign Immunity.**

Fort Lauderdale  
Automobile Liability  
January 1, 2024

State Farm sought reimbursement from the School Board of Orange County for personal injury protection (PIP) benefits paid to its insured for injuries sustained while the insured was a passenger on a school bus owned by the school board. Case Law Alerts, 1st Quarter, January 2024 is prepared by Marshall Dennehey to provide information on recent developments of interest to our readers.

### **County Court Rules in Favor of Insurer Regarding Application of the 2007 Medicare Part B Non-Facility Limiting Charge**

Fort Lauderdale  
Automobile Liability  
October 1, 2023

This suit involved the legal issue of whether or not the insurer was required to reimburse the plaintiff pursuant to the 2007 non-facility limiting charge and, if so, whether this reimbursement would require the insurer to remove a budget neutral Case Law Alerts, 4th Quarter, October 2023 is prepared by Marshall Dennehey to provide information on recent developments of interest to our readers.

## **PUBLISHED WORKS**

"Florida High Court Clears Path For Insurance Companies to Utilize Payment Methodologies Enumerated in PIP Statute," *Daily Business Review*, May 23, 2024

"Proving Insurance Fraud: Is Metadata the Missing Piece of the SIU Puzzle?" *Insurance Journal*, March 24, 2023