



**FREDERICK L. ASCHAUER,
JR.**
of counsel

850.222.5702 | faschauer@llw-law.com | 315 South Calhoun Street, Suite 830 | Tallahassee, FL 32301

Mr. Aschauer represents clients on matters related to litigation and environmental regulation. He has been involved in multiple cases before the Division of Administrative Hearings involving environmental resource permits, consumptive use permits, and water quality standards. His practice also involves Federal matters governed by the Clean Water Act “CWA,” National Environmental Policy Act “NEPA,” and the Freedom of Information Act “FOIA.”

PREVIOUS PROFESSIONAL EXPERIENCE

- Department of Environmental Protection
 - Office of General Counsel, General Counsel, 2016-2017
 - Division of Water Resource Management, Director, 2015-2016
 - Office of General Counsel, Deputy General Counsel, 2013-2015

PROFESSIONAL, CIVIC AND COMMUNITY INVOLVEMENT

- The Florida Bar, Member
- Rotary International, Member
- Alzheimer’s Project, Board of Directors

AWARDS AND RECOGNITION

- Martindale Hubbell AV[®] Preeminent™ Peer Review Rated
- Florida Trend Legal Elite, 2017-2018

PRACTICES

Environmental and Natural Resources

Administrative, Civil and Appellate Litigation

INDUSTRIES

Government

EDUCATION

J.D., Florida State University, *Cum Laude*, 2003

B.A., Florida State University, *Magna Cum Laude*, 2000

ADMISSIONS

U.S. Supreme Court

Admitted to all U.S. District Courts in Florida

Admitted to the U.S. District Court for the District of Columbia

PUBLICATIONS AND PRESENTATIONS

- Frequent speaker on water quality credit trading, regulatory and policy updates at the annual Florida Chamber Environmental Permitting Conference, 2010-2015
- “Environmental Litigation Update: Florida v. Georgia & Florida Water and Land Conservation Initiative,” Environmental and Land Use Law Section of the Florida Bar, 2018.
- “How To Be An Effective Expert Witness,” LLW Lunch & Learn, 2018
- “Hearing Practice in Administrative Proceedings,” Administrative Law Section of the Florida Bar, 2017
- “Drinking Water Program Update: 2016 Focus on Change,” Florida Rural Water Association, 2016
- “FDEP Leadership Roundtable,” Florida Section of the Air and Waste Management Association, 2016
- “Florida Department of Environmental Protection Agency Update,” Florida Water Law and Policy Conference, 2015
- “Joined in Purpose: Changes at the Department of Environmental Protection affecting Florida’s Beach Management Program,” Florida Shore and Beach Preservation Association Conference, 2015
- “Water Quality Credit Trading; What It Is and How It Works,” Annual Florida Water Law & Policy Conference, 2012
- “Water Quality Credit Trading: An Idea Whose Time has Come,” Vol. 34, No. 3 Florida Specifier, 2012
- “Case Study of Potential Impacts of Florida Nutrient Rule: Legal Considerations in Achieving Compliance with Proposed Nutrient Criteria,” Impaired Waters Symposium, 2011
- “Compliance & Implementation,” Florida Water Quality Regulation: EPA’s Numeric Nutrient Standards from All Perspectives, 2010
- “Federal APA: Judicial Review of Agency Action,” State & Federal Government & Administrative Practice (SFGAP) Certification Review Course, 2010
- “Water Quality Credit Trading,” Florida Municipal Attorney’s Association Seminar, 2009
- “Water Quality Credit Trading: It might save me how much?,” 82 Quality Cities 4, 2008



ROBERT P. DIFFENDERFER
shareholder

561.640.0820 | rdiffenderfer@llw-law.com | 515 N. Flagler Drive, Suite 1500 | West Palm Beach, FL 33401

Mr. Diffenderfer maintains a diverse governmental practice involving complex environmental and land use matters, including representation before local, state and federal legislative and regulatory bodies.

AREAS OF PRACTICE

- Chair of the firm's transportation and infrastructure industry group for major public infrastructure projects, including highway, port and airport planning and permitting and Development of Regional Impact (DRI) review.
- Represents private and public clients, counseling on growth management issues and obtaining comprehensive plan and zoning approvals; defends those approvals from third party challenge.
- Represents special districts on a variety of organizational and operational issues and special projects.
- Successfully represented state university interests in obtaining legislation to authorize the transfer of land from the Trustees of the Internal Improvement Trust Fund to the university's foundation.
- Has handled a variety of growth management, land use and regulatory issues for large public infrastructure projects and various Florida Department of Transportation highway projects, including:
 - Fort Lauderdale-Hollywood International Airport
 - Palm Beach International Airport
 - North Palm Beach County General Aviation Airport
 - Port of Fort Pierce
 - Port of Panama City
 - Panama City Airport

CHAIR

Transportation and Infrastructure
Industry Group

PRACTICES

Environmental and Natural Resources
Law
Land Use and Real Estate Law
Administrative, Civil and Appellate
Litigation
Governmental Law

INDUSTRIES

Transportation and Infrastructure

EDUCATION

J.D., Georgetown University Law Center,
1984
B.A., cum laude, Florida State University,
1980

ADMISSIONS

Admitted to the U.S. District Court for
the District of Columbia

PROFESSIONAL, CIVIC AND COMMUNITY INVOLVEMENT

- Martindale Hubbell AV[®] Preeminent™ Peer Review Rated.
- Pine Jog Environmental Education Center, Board Member and Chair.
- Chamber of Commerce of the Palm Beaches, General Counsel and Executive Committee.
- The Church of Bethesda-by-the-Sea, Chancellor.
- Florida Democratic Party Central/State Executive Committee, Member.
- The Florida Bar: Environmental and Land Use Law Section, Administrative Law Section and City, County and Local Government Law Section, Member.
- Palm Beach and Collier County Bar Associations, Member.
- American Bar Association: Section of Environment, Energy and Resources and State and Local Government Law Section, Member.
- Appointee: 2000 Presidential Rank Review Board.
- Naples Regional Urban Design Assistance Team (R/UDAT) Citizen's Task Force, Committee on Environmental Issues, Member, 1987-1988.
- Listed in Who's Who Legal, Environmental Law, 2010, 2013, 2015.
- Listed in Chambers & Partners USA Guide, an annual listing of the leading lawyers and law firms in the world, 2008-2015.
- Florida Super Lawyer, 2008.

PRESENTATIONS AND PUBLICATIONS

- "Numeric Nutrient Criteria in Region 4: Current Progress and Remaining Challenges," presented at the American Bar Association Key Environmental Issues in U.S. Environmental Protection Agency Region 4, March 2015.
- "Cleared for Takeoff: Insights on Economic Development and Land Use Compatibility at Airports," presented at the Florida Planning and Zoning Association Conference, June 2014.
- "Accelerated Wetlands Losses in Coastal Watersheds," Journal of American Water Works Association, April 2014.
- "Elimination, Reduction, and Minimization of Impacts," Florida Environmental and Land Use Law Treatise, June 2013.
- "The FAA Begins a New Chapter in Hazardous Wildlife Management," Florida Aviation Business Magazine, July 2013.
- "Where Water and Energy Meet," Journal AWWA, May 2013.
- "Secondary and Cumulative Impacts Analysis and the Clean Water Act," Journal AWWA, July 2012.
- "Numeric Nutrient Criteria for Florida," presented at the Local Government Law in Florida Conference, May 2012.
- "Environmental Issues Facing Florida's Local Government," webinar presented to the Florida City and County Management Association, November 2011.
- "Airport-Community-Environment-Noise Mitigation and More," presented at the Florida Airports Council Conference, July 2011.
- "Top Ten Tips for Quasi-Judicial Hearings," presented at What You Need to Know about Public Records and Open Meetings in Florida, August 2003.
- "Latest Developments and Issues Relating to Florida's Public Records Law," 2003.
- "The Freedom of Information Act 5.U.S.C. 552, as Amended by Public Law No, 104-231, 110 Stat. 3028," 2003.
- "Top Ten Tips for a Quasi-Judicial Hearing," the Florida Bar Environmental and Land Use Law Section Reporter, Vol. XIX, No. 5, July 1998.



WAYNE E. FLOWERS

Shareholder | Jacksonville

Chair of: Utilities (<https://www.llw-law.com/industry-groups/utilities-2/>)

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(<https://www.llw-law.com/wp-content/uploads/2016/04/wayne-e-flowers.vcf>)

With over 40 years of experience, Mr. Flowers represents the public and private sector in the areas of environmental, land use and governmental law.

LEWIS
LONGMAN
WALKER<https://www.llw-law.com>

PUBLICATIONS AND PRESENTATIONS ▼

PROFESSIONAL, CIVIC AND COMMUNITY INVOLVEMENT ▲

Board certified by the Florida Bar as a specialist in City, County and Local Government Law

Board certified by the Florida Bar as a specialist in State and Federal Government and Administrative Practice

Martindale Hubbell AV® Preeminent™ Peer Review Rated

Best Lawyers in America, Environmental Law, Environmental Litigation and Water Law, 2006-present. Jacksonville Environmental Lawyer of the Year, 2013, 2016

Florida Super Lawyers, 2006-Present

Florida Trend Magazine's Legal Elite, Environmental and Land Use Law, 2011

The International Who's Who of Environment Lawyers, 2008

St. Johns River Water Management District, General Counsel, 1988-1996

The Florida Bar Sections on Environmental and Land Use Law, Administrative Law, and City, County and Local Government Law, Member

University of North Florida Foundation, Board Member and Former Advancement Committee Chair, 2010-2016

St. Johns County Housing Finance Authority, Member, 2001-2013, Chair, 2006-2007

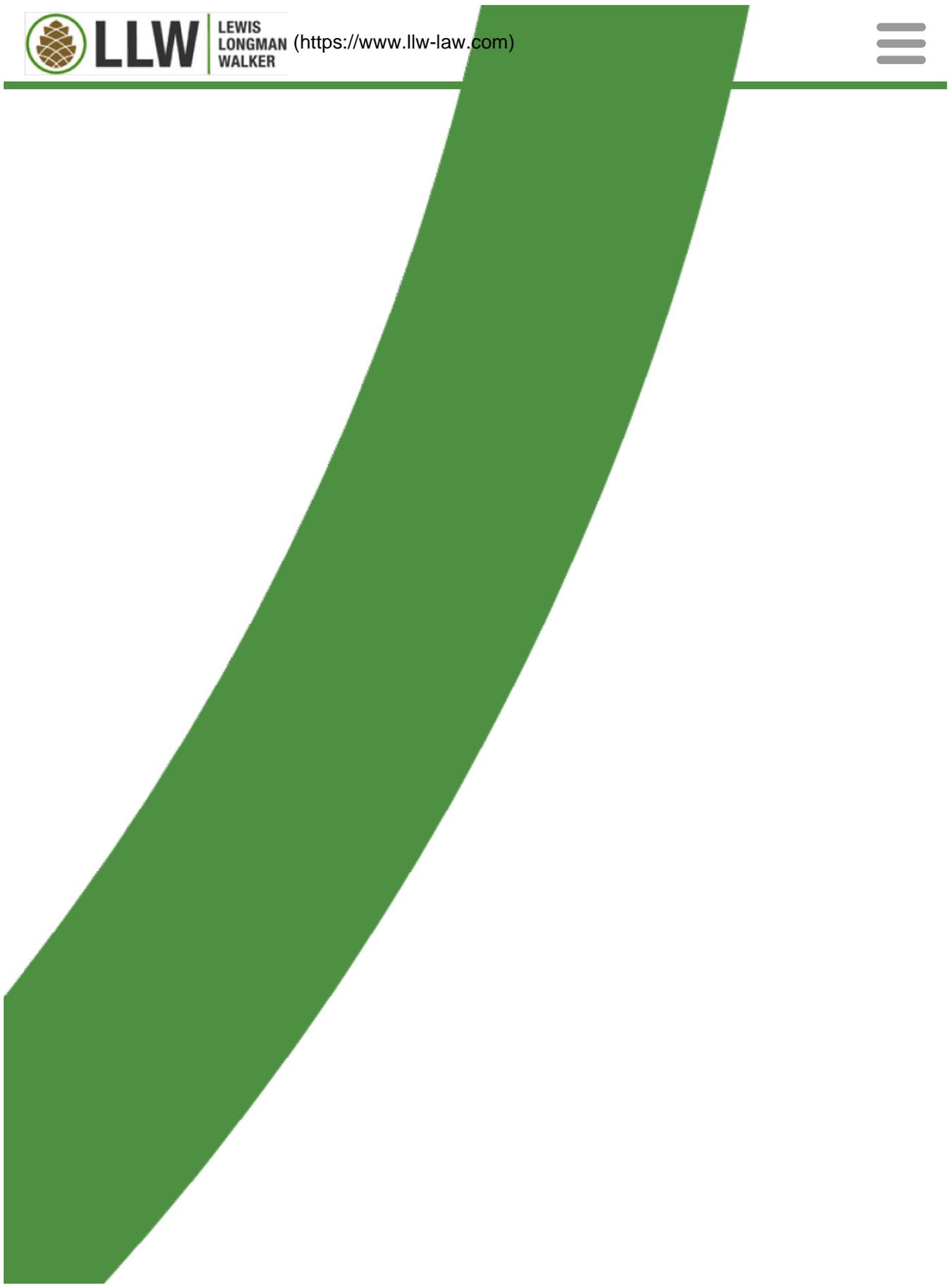
PRACTICES

Environmental and Natural Resources Law (<https://www.llw-law.com/practices/environmental-and-natural-resources-law/>)

Governmental Law (<https://www.llw-law.com/practices/governmental-law/>)







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JASON GONZALEZ

PARTNER

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215 South Monroe Street, Suite 804, Tallahassee, FL 32301

Jason Gonzalez is the Managing Partner of the Tallahassee office of Shutts & Bowen LLP and Chairman of the Firm's Appellate Practice Group.

Jason is an experienced appellate and litigation attorney and regularly consults on government affairs. He represents businesses and state agencies in state or federal courts in contracts, government procurements, class actions, tort defense, banking and finance, professional licenses and elections matters.

Prior to joining Shutts, Jason served as General Counsel to the Florida Governor and as Gubernatorial Appointee to the Florida Supreme Court Judicial Nominating Commission. Jason was also the chief advisor to the Governor on the appointment of 64 Florida judges and four Florida Supreme Court Justices.

In 2010, Jason served as lead counsel for Transocean Ltd. in its Florida Panhandle litigation and regulatory matters immediately following the explosion and sinking of the Deepwater Horizon. Over a two year period, Jason successfully obtained orders dismissing or removing every one of the more than 70 individual and class action lawsuits filed against Transocean in Florida.

Earlier in his career, Jason was a shareholder in the Tallahassee law firm Ausley McMullen. He also served two terms as General Counsel and former Executive Board Member of the Republican Party of Florida.

Practice Areas

Appellate

Litigation

COVID-19 Solutions

Jason Gonzalez

Accolades

- Selected as Florida Counsel by Transocean, owner of the Deepwater Horizon following the BP Oil Spill
- *Florida Super Lawyers*, 2011, 2012 and 2013
- *Florida Trend Legal Elite*, 2008, 2015; Appellate and Government Practice, 2016- 2018; Appellate Practice 2020
- Florida Supreme Court Judicial Nominating Commission, 2007-2008
- First District Court of Appeals Judicial Nominating Commission, 2004 – 2007, Chairman 2006-2007
- Second Circuit Judicial Nominating Commission, 2001 – 2004, Chairman 2003-2004

Education

- University of Florida, J.D., 1998
- University of Florida, B.S.B.A., with honors, 1995

Bar Admissions

Florida

Court Admissions

- U.S. District Court for the Northern District of Florida
- U.S. District Court for the Middle District of Florida
- U.S. District Court for the Southern District of Florida



KATHRYN B. ROSSMELL
attorney

561.640.0820 | krossmell@llw-law.com | 515 N. Flagler Drive, Suite 1500 | West Palm Beach, FL 33401

Ms. Rossmell's practice focuses on land use, environmental, local government and natural resources law. She represents private clients on land use matters; public and private clients on natural resources permitting issues and National Environmental Policy Act (NEPA) compliance issues; and practices civil litigation for public and private clients; and represents and advises public clients as general and special counsel, including legal analysis of special assessment methodology.

PRACTICES

Administrative, Civil, and Appellate Litigation
Environmental and Natural Resources Law
Land Use and Real Estate Law

INDUSTRIES

Local Government
Transportation and Infrastructure

EDUCATION

J.D., cum laude, University of Florida, 2012
B.A., magna cum laude, University of Florida, 2009

PROFESSIONAL, CIVIC, AND COMMUNITY INVOLVEMENT

- Florida Association of Environmental Professionals, Treasure Coast Chapter, Vice President
- Admitted to practice in the United States District Courts for the Middle and Southern Districts of Florida
- Admitted to practice in the United States District Court for the District of Columbia
- The Florida Bar: Environmental and Land Use Law Section, City County and Local Government Law Section, Administrative Law Section, and the Young Lawyers Division
- Palm Beach County Bar Association, Member
- Palm Beach County Bar Association, Young Lawyers Section, Member
- Palm Beach County Planning Congress, Member
- Florida Brownfields Association, Member
- Palm Beach North Chamber of Commerce, Government Affairs Committee
- Leadership Palm Beach County, Class of 2018

PRESENTATIONS AND PUBLICATIONS

- Drones – Hovering over a Town Near You, Florida City and County Management Association Conference, June 2017
- Drones – A Florida Perspective, Florida Engineering Society Journal, March 2017
- 2017 – The Year of Water Law, Law 360; Environmental Law Network, February 2017
- EPA Updates and Trends, Environmental Permitting Summer School, July 2016
- Numeric Nutrient Criteria: Florida’s Journey, the Next Steps, and the Gulf Dead Zone, National Association of Environmental Professionals Annual Conference, April 2014
- Florida’s New Crop: Is Water Farming For You?, Journal of the American Water Works Association, December 2013
- Elimination, Reduction, and Minimization of Impacts, Florida Environmental and Land Use Law Treatise, June 2013
- From Tools to Toys - The Gutting of the Infamous Primary Indicators, University of Florida Journal of Law and Public Policy, August 2012





DANIEL E. NORDBY

PARTNER

DNordby@shutts.com

1-850-241-1725 - [Tallahassee](#)

215 South Monroe Street, Suite 804, Tallahassee, FL 32301

Daniel Nordby is a partner in the Tallahassee office of Shutts & Bowen LLP, where he is a member of the Appellate Practice Group. His practice focuses on high-profile, high stakes matters of law and public policy, particularly in the areas of constitutional, appellate and administrative law.

Over the course of his career, Daniel has developed extensive experience in the area of government and administrative law. He is a Past Chair of the Florida Bar's Administrative Law Section and has served on the Section's Executive Council for more than a decade. Daniel has represented clients in some of Florida's largest competitive procurements and has served as counsel of record in a variety of administrative and judicial proceedings involving the application of constitutional and administrative law principles. He has personally presented oral argument on multiple occasions before the Florida Supreme Court, Florida's First District Court of Appeal, and the Federal Court of Appeals for the Eleventh Circuit on high-profile matters of constitutional law. A representative list of Daniel's reported opinions in the state and federal courts is available [here](#).

Daniel draws on his prior service in the public sector when representing businesses, individuals and governmental clients on their most challenging legal issues. As General Counsel to then-Governor Rick Scott from 2017-2019, Daniel provided oversight and strategic direction for all major litigation involving Florida's executive branch agencies and advised Governor Scott on the appointment of more than 100 judges to Florida's trial and appellate courts. Daniel's career also includes service as General Counsel to the Florida House of Representatives, General Counsel to Florida's Secretary of State, Assistant General Counsel to the Florida Department of Education, and Staff Attorney to the Florida Legislature's Joint Administrative Procedures Committee.

Daniel continues his public service as a gubernatorial appointee to the Florida Supreme Court Judicial Nominating Commission. After serving on the Commission from 2012-2018 as a direct appointee of Governor Scott, Daniel was appointed by Governor DeSantis in July 2019 to a third term. He currently serves as Chair of the Florida Supreme Court Judicial Nominating Commission.

Daniel E. Nordby

Daniel is also involved with several non-profit and community groups. He is a graduate of Leadership Florida (Connect VI), a member of Florida Blue Key, a member of the American Enterprise Institute's Leaders Network, and a member of the James Madison Institute's Inaugural Class of Leaders Fellows. Daniel is on the Steering Committee of the Tallahassee Lawyers Chapter of the Federalist Society for Law and Public Policy Studies and is a Past President of both its Tallahassee Lawyers Chapter and University of Florida Student Chapter. Daniel is an Eagle Scout and attends St. Peter's Anglican Cathedral in Tallahassee.

Daniel is a "triple-Gator" with three degrees from the University of Florida: a J.D. (with high honors), a B.S. in Microbiology and Cell Science, and a B.A. in Classical Studies. He has been recognized as a Florida Super Lawyers "Rising Star" and has been named to the roster of Florida Legal Elite by Florida Trend magazine in the categories of "Government & Administrative Law," "Best Government & Non-Profit Attorneys," and "Best Up & Coming Attorneys."

Practice Areas

Administrative Law and Licensing

Appellate

Government Law

Licensing

Litigation

Industry Focus

Government

Accolades

- Super Lawyers: Rising Star (2017, 2016, 2015)
- *Florida Trend's* Florida Legal Elite
 - Appellate Practice (2020)
 - Best Government & Non-Profit Attorneys (2018, 2014, 2013, 2012)
 - Best Government & Administrative Law Attorneys (2017, 2016, 2019)
 - Best Up & Coming Attorneys (2011, 2010, 2009)

Education

- University of Florida College of Law, J.D., *magna cum laude*, 2005
- University of Florida, B.A., Classical Studies, 2001
- University of Florida, B.S., Microbiology & Cell Science, 2001

Bar Admissions

Florida

Court Admissions

- U.S. Court of Appeals for the Eleventh Circuit
- U.S. District Court for the Northern District of Florida
- U.S. District Court for the Middle District of Florida
- U.S. District Court for the Southern District of Florida

Professional and Civic

- Administrative Law Section of the Florida Bar
 - Executive Council Member (2006-Present)
 - Chair (2014-2015)
- Federalist Society for Law and Public Policy Studies
 - Tallahassee Lawyers Chapter, Steering Committee (2006-Present); Past President (2007-2011)
- Leadership Florida
 - Connect Florida Statewide Leadership Institute (Class VI, 2015-2016)
- Florida Supreme Court Judicial Nominating Commission (2012-2019)
- James Madison Institute
 - Leaders Fellow (Inaugural Class, 2014-15)
- First District Appellate American Inn of Court
 - Barrister Member (2014-2017)

Reported Opinions

* Indicates lead counsel responsibility **BOLD** Indicates oral argument presented

****Florida Dep't of Transportation and Florida House of Representatives v. Miami-Dade County Expressway Authority***, 2020 WL 3456675 (Fla. 1st DCA June 25, 2020)

- Represented Florida Department of Transportation in original action for prohibition challenging trial court's jurisdiction to consider constitutional claims against the Department.

Advisory Op. to Att'y Gen. re Prohibits Possession of Defined Assault Weapons, 2020 WL 2960236 (Fla. June 4, 2020)

- Represented trade association in successful challenge to proposed constitutional amendment addressing firearms.

Point Conversions, LLC v. Pfeffer & Marin Holdings, 45 Fla. L. Weekly D1004 (Fla. 3d DCA Apr. 29, 2020)

- Represented respondent in successful defense of mandamus action challenging trial court's dismissal of complaint.

Advisory Op. to Att'y Gen. re All Voters Vote in Primary Elections for State Legislature, Governor, and Cabinet, 287 So. 3d 1256 (Fla. 2020)

- Represented political party in challenge to proposed constitutional amendment addressing "top-two" primary.

**Advisory Op. to Att'y Gen. re Right to Competitive Energy Market for Customers of Investor-Owned Utilities*, 45 Fla. L. Weekly S1 (Fla. Jan. 9, 2020)

- Represented trade associations in opposition to proposed constitutional amendment providing for electric utility deregulation.

****L3Harris Technologies, Inc. v. Dept. of Management Services***, 279 So. 3d 648 (Fla. 1st DCA 2019)

- Successfully defended \$680MM contract award for development of statewide law enforcement radio system following competitive procurement and bid protest.

****Scott v. Hinkle***, 2018 WL 6253291 (Fla. 1st DCA Nov. 30, 2018)

- Represented Governor in successful defense of challenge to financial disclosure under Florida's qualified blind trust law.

****Trotti v. Scott***, 2018 WL 6167830 (Fla. Nov. 26, 2018); and ****Scott v. Trotti***, 43 Fla. L. Weekly D1691 (Fla. 1st DCA July 26, 2018)

- Represented Governor at trial court, appellate court, and Supreme Court levels in successful defense of constitutional challenge to gubernatorial appointment power to fill vacancy on the

Daniel E. Nordby

Fourth Judicial Circuit.

***League of Women Voters of Fla. v. Scott**, 2018 WL 6010744 (Nov. 16, 2018)

- Represented Governor in successful defense of extraordinary writ challenges in Florida Supreme Court to authority of Supreme Court Judicial Nominating Commission to certify nominations before occurrence of physical vacancies in judicial office.

***League of Women Voters of Fla. v. Scott**, 2018 WL 6025856 (N.D. Fla. Nov. 15, 2018)

- Represented Governor in successful defense of emergency motion for preliminary injunction regarding conduct and oversight of 2018 General Election and statewide recounts.

***Bogorff v. Scott**, 223 So. 3d 1000 (Fla. 2017)

- Represented Governor in successful defense of original action for mandamus in Florida Supreme Court seeking invalidation of gubernatorial line-item veto to 2017 General Appropriations Act.

Jackson v. Scott et al., Case No. 2018-CA-4630 (Fla. 4th Cir. Sept. 26, 2018)

- Represented Governor in successful defense of appointment to fill vacancy on Jacksonville City Council during pendency of a council member's suspension.

***Rosen Gonzalez v. Scott**, Case No. 2018-CA-860 (Fla. 2d Cir. Apr. 26, 2018)

- Represented Governor in successful defense of constitutional challenge by Congressional candidate to Florida's resign-to-run law.

***Bittel et al. v. Scott et al.**, Case No. 17-CA-2301 (Fla. 2d Cir. Dec. 15, 2017)

- Represented Governor in successful defense of challenge by Florida Democratic Party Chair to executive orders setting special elections to fill vacancies in the Florida Senate and Florida House of Representatives.

***League of Women Voters v. Scott**, 232 So. 3d 264 (Fla. 2017)

- Represented Governor in successful defense of original action for quo warranto in Florida Supreme Court seeking determination on scope of gubernatorial appointment authority regarding end-of-term vacancies on Florida Supreme Court.

Sarasota Cty Public Hosp. Dist. et al. v. Fla. Agency for Health Care Admin., 230 So. 3d 973 (Fla. 1st DCA 2017)

Daniel E. Nordby

- Represented Agency for Health Care Administration in consolidated administrative challenges by hospitals to unaudited outpatient reimbursement rates.

Ayala v. Scott, 224 So. 3d 755 (Fla. 2017)

- Represented Governor in successful defense of extraordinary writ challenge to executive orders reassigning responsibility for prosecution of capital homicide cases in the Ninth Judicial Circuit.

**McGillis v. Dept. of Economic Opportunity*, 210 So. 3d 220 (Fla. 3d DCA 2017)

- Successfully defended appeal of Department of Economic Opportunity's determination that a former driver for Uber performed his services as an independent contractor rather than as an employee for the purpose of reemployment assistance.

**AT&T Corp. v. Dept. of Management Services*, 201 So. 3d 852 (Fla. 1st DCA 2016); and *AT&T Corp. v. Dept. of Management Services*, Case No. 15-5002BID (Fla. DOAH Nov. 25, 2015)

- Successfully defended \$700MM MyFloridaNet-2 contract award by Department of Management Services following competitive procurement and bid protest.

Bayfront Med. Cntr., Inc. v. Fla. Agency for Health Care Admin., Case No. 14-4758RU (Fla. DOAH Apr. 20, 2015), *affirmed per curiam*, 192 So. 3d 472 (Fla. 1st DCA 2016)

- Represented Agency for Health Care Administration in successful defense of rule challenge by hospitals contesting agency's practice of limiting Medicaid reimbursement for services provided to eligible undocumented aliens to the duration of the medical emergency.

In re: Medicaid Reimbursement Rate Proposed and Existing Rule Challenges, Case Nos. 17-467RP through 17-474RP, 17-496RP, 17-558RP through 17-560RP (Fla. DOAH Apr. 18, 2018)

- Represented Agency for Health Care Administration in successful defense of consolidated proposed and existing rule challenges by hospitals to agency rules governing outpatient reimbursement rates.

**Advisory Op. to the Att'y Gen. re Rts of Elect. Consumers re Solar Energy Choice*, 188 So. 3d 822 (Fla. 2016)

- Filed amicus curiae brief on behalf of social welfare organization in support of ballot summary of proposed constitutional amendment governing solar energy choice.

**Dept. of Economic Opportunity v. Consumer Rights, LLC*, 181 So. 3d 1239 (Fla. 2015)

- Successfully obtained reversal of attorney's fee award against Department in public records case.

Daniel E. Nordby

**Joyner v. House of Representatives*, 163 So. 3d 503 (Fla. 2015)

- Represented Speaker Crisafulli and Florida House of Representatives in successful defense of mandamus action filed by State Senators seeking to compel House to reconvene following adjournment sine die.

Plastic Tubing Industries v. Advanced Drainage Systems, Case No. 14-3960 (Fla. DOAH Dec. 19, 2014)

- Represented applicant for regulatory variance in successful defense of administrative challenge by competitor to agency order granting variance.

**Advisory Op. to the Att’y Gen. re Use of Marijuana for Certain Med. Conditions*, 132 So. 3d 786 (Fla. 2014)

- Filed amicus curiae brief on behalf of Florida House of Representatives in opposition to ballot summary of proposed constitutional amendment governing medical use of marijuana.

League of Women Voters of Fla. v. Fla. House of Representatives, 132 So. 3d 135 (Fla. 2013)

- Represented Speaker Weatherford and Florida House of Representatives in constitutional litigation regarding application of legislative privilege to reapportionment litigation.

**Westphal v. City of St. Petersburg*, 122 So. 3d 440 (Fla. 1st DCA 2013) (en banc)

- Filed amicus curiae brief on behalf of Speaker Weatherford and Florida House of Representatives in constitutional challenge to Florida’s worker’s compensation statutes.

Fla. House of Representatives v. League of Women Voters of Fla., 118 So. 3d 198 (Fla. 2013)

- Represented Speaker Weatherford and Florida House of Representatives in extraordinary writ proceeding regarding subject matter jurisdiction of circuit courts to review validity of legislative apportionment plans.

Worley v. Fla. Secretary of State, 717 F.3d 1238 (11th Cir. 2013); and *Worley v. Detzner*, 2012 WL 12897964 (N.D. Fla. July 2, 2012)

- Represented Secretary of State in successful defense of constitutional challenge to Florida campaign finance disclosure laws.

**Crews v. Fla. Pub. Employers Council 79*, 113 So. 3d 1063 (Fla. 1st DCA 2013)

- Filed amicus curiae brief on behalf of Speaker Weatherford and Florida House of Representatives in constitutional challenge to authority of the Legislative Budget Commission with respect to prison health care contracts.

Daniel E. Nordby

***Bray v. Detzner**, 99 So. 3d 1290 (Fla. 1st DCA 2012)

- Represented Secretary of State in successful defense of constitutional challenge to judicial candidate qualifying fees.

Arcia v. Detzner, 908 F.Supp.2d 1276 (S.D. Fla. 2012)

- Represented Secretary of State in successful defense of challenge to database-matching program under National Voter Registration Act.

***Telli v. Detzner et al.**, 98 So. 3d 1284 (Fla. 4th DCA 2012)

- Represented Secretary of State in successful defense of constitutional challenge seeking to open political party primary election under Universal Primary Amendment.

Greene v. Clemens et al., 98 So. 3d 791 (Fla. 1st DCA 2012)

- Represented Secretary of State in successful defense of election contest action challenging results of primary election for Florida Senate.

Brown v. Detzner, 895 F.Supp.2d 1236 (M.D. Fla. 2012)

- Represented Secretary of State in successful defense of Voting Rights Act and Fourteenth Amendment challenges to Florida's early voting statutes.

***Joyner v. Secretary of State of Fla.**, Case No. 12-2295RU (Fla. DOAH Sept. 18, 2012)

- Represented Secretary of State in successful defense of rule challenge proceeding regarding implementation of election law amendments under Voting Rights Act.

Mi Familia Vota Ed. Fund v. Detzner, 891 F.Supp.2d 1326 (M.D. Fla. 2012)

- Represented Secretary of State in defense of Voting Rights Act challenge to database-matching program.

Florida v. United States, 885 F.Supp.2d 299 (D.D.C. 2012) (three-judge court)

- Represented State of Florida in declaratory judgment action seeking preclearance of election law changes under Section 5 of the Voting Rights Act.

***Florida v. United States**, 886 F.Supp.2d 1301 (N.D. Fla. 2012)

- Represented State of Florida in proceeding ancillary to Voting Rights Act litigation, successfully establishing as a matter of first impression that Florida legislators had a privilege against compelled testimony as to matters at the core of their legislative functions.

Daniel E. Nordby

***Lacasa v. Townsley**, 883 F.Supp.2d 1231 (S.D. Fla. 2012)

- Represented Secretary of State in successful defense of constitutional challenge seeking to open political party primary election for Miami-Dade State Attorney under Universal Primary Amendment.

United States v. Florida, 870 F.Supp.2d 1346 (N.D. Fla. 2012)

- Represented Secretary of State in successful defense of challenge to database-matching program under National Voter Registration Act.

League of Women Voters of Fla. v. Browning, 863 F.Supp.2d 1155 (N.D. Fla. 2012)

- Represented Secretary of State in defense of constitutional challenge to statutes governing activities of third-party voter registration organizations.

National Organization for Marriage v. Secretary, State of Fla., 477 Fed.Appx. 584 (11th Cir. 2012)

- Represented Secretary of State in successful defense of constitutional challenge to Florida campaign finance disclosure laws for electioneering communications organizations.

***In re Senate Joint Resolution of Legislative Apportionment 2-B**, 89 So. 3d 872 (Fla. 2012)

- Filed amicus curiae brief on behalf of Secretary of State regarding statutory deadlines and Voting Rights Act requirements relevant to legislative redistricting litigation.

***Argenziano v. Detzner**, Case No. 2011-CA-3484 (Fla. Cir. Ct. Mar. 26, 2012)

- Represented Secretary of State in successful defense of candidate qualifying statutes.

***Brown v. Secretary of State of Fla.**, 668 F.3d 1271 (11th Cir. 2012)

- Represented Secretary of State in successful defense of redistricting amendments to Florida Constitution against constitutional challenge under federal Elections Clause.

***Shapiro v. Browning**, Case No. 2011-CA-1892 (Fla. Cir. Ct. Dec. 13, 2011)

- Represented Secretary of State in defense of constitutional challenge to ballot summary for constitutional amendment regarding religious freedom.

***Sullivan v. Scott**, 2011 WL 4954261 (S.D. Fla. 2011)

- Represented Secretary of State in successful defense of Voting Rights Act challenge to implementation of Florida Election Code.

Infinity Software Development v. Dept. of Education, Case No. 11-1662BID (Fla. DOAH June 7, 2011)

- Represented software developer in successful bid protest challenge to contract award following invitation to negotiate.

***Norman v. Ambler**, 46 So. 3d 178 (Fla. 1st DCA 2010)

- Represented Republican Party of Florida in election contest litigation challenging eligibility of prevailing candidate.

***Scott v. Roberts**, 612 F.3d 1279 (11th Cir. 2010)

- Represented Secretary of State in defense of constitutional challenge to campaign matching funds statute.



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Meredith S. Delcamp is a partner in the Tampa and Sarasota offices of Shutts & Bowen LLP, where she is a member of the Business Litigation Practice Group.

Meredith assists property owners, developers and businesses in a variety of transactional and litigation matters related to real property. Meredith has experience assisting clients in a variety of environmental regulatory and transactional matters, including assisting with due diligence, permitting and federal, state and local government compliance matters. Meredith has obtained Site Rehabilitation Completion Orders from the FDEP for her clients, both without conditions and with conditions, such as institutional and engineering controls designed to limit risk exposure which are imposed through restrictive covenants. Meredith additionally has experience litigating environmental matters, including those under NEPA, the Clean Water Act, including Section 404 wetlands permitting, CERCLA, including Superfund liability, cost recovery and third party claims, as well as those under Florida law, including Chapter 376, F.S, and common law claims.

Meredith's land use practice involves representing developers, land owners and business owners before county and municipal governments, including zoning boards and commission/council members, to obtain rezoning, variance, special exception, site plan and other development approvals, as well as to conduct in depth due diligence review regarding prospective developments. Meredith maintains good relationships with land use planners, engineers and other consultants to support her land use practice throughout Florida, but specifically within Hillsborough, Pasco, Pinellas and Sarasota counties. In addition to representing a variety of private developers, Meredith has represented public and private utilities, national grocery store chains, and non-profit organizations such as Mote Marine Laboratory in seeking land use approvals associated with their operations.

Meredith is also an environmental, land use and real estate litigator, focusing on matters involving environmental contamination, including those involving CERCLA and Chapter 376, Florida Statutes, as well as land use litigation involving both obtaining development entitlements as well as challenges to those entitlements, pursuant to Chapter 163, Florida Statutes, as well as the Bert J. Harris Act. Meredith also has experience litigating administrative challenges before the Florida

Meredith S. Delcamp

Division of Administrative Hearings (DOAH).

Meredith's real estate litigation practice includes representation of public and private corporations, REITs, and private equity funds in matters related to title defects, boundary disputes, contract disputes, homeowners' associations and other property owners' associations, leasing and landlord/tenant disputes, eminent domain/inverse condemnation, and construction defects, as well code enforcement actions with local governments.

Meredith also has experience with LEED certification and other green development and building needs. She holds a certificate in Environmental Law from Tulane University Law School.

Practice Areas

Environmental

Litigation

Administrative Law and Licensing

Real Estate

Eminent Domain/Inverse Condemnation

Licensing

Land Use & Zoning

Accolades

- Real Estate Department of the Year, Daily Business Review, 2016
- Rising Star, *Super Lawyers*, 2013-2020

Education

- Tulane University Law School, *magna cum laude*, J.D., 2005
 - Tulane Law Review
 - Environmental Law Certificate
- Coastal Carolina University, *magna cum laude*, B.S., 2002
 - B.S. in Biology and Marine Science
 - Sigma Zeta Beta Mu

Bar Admissions

Florida

Court Admissions

- All Florida State Courts
- U.S. District Court for the Middle District of Florida
- U.S. District Court for the Southern District of Florida

Professional and Civic

- National Rental Home Council, Operations Committee Co-Chair, 2018
- Tampa Bay Association of Environmental Professionals
- Florida Shore and Beach Preservation Association
- Tampa Bay Watch
- Adjunct Professor, University of South Florida, Environmental Law, Spring 2010
- International Council of Shopping Centers (ICSC)
- Tampa Bay Builders Association
- S. Green Building Council, Central Florida Chapter
- Florida Bar
 - Environmental and Land Use Section
- Hillsborough County Bar Association
 - Law Week Committee
 - Co-Chair, Eminent Domain Committee, 2013-2014
- Family Forum Clinic

Presentations

- "Follow the Money to the End: Capital Investment and Managing Environmental Risk," Florida Chamber Foundation's Environmental Permitting Summer School Conference, Marco Island, 2019
- The Anatomy of the SFR Deal, Single Family Rental Investment Forum, Miami, 2017
- Green Building in the Sunshine State, St. Petersburg Bar Association

Publications

- Florida's Credit Card Surcharge Prohibition Found Unconstitutional (2016)



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Rachel C. Procaccini grew up in Tallahassee, Florida. She is an attorney in the Tallahassee office of Shutts & Bowen LLP, where she is a member of the Appellate practice group.

Prior to joining Shutts & Bowen, Rachel served as a law clerk to the Honorable David A. Faber, Senior United States District Court Judge for the Southern District of West Virginia.

Before law school, Rachel worked as a legislative assistant to the Senate Committee on Judiciary of the Florida Legislature. During law school, Rachel served as a judicial extern for the Honorable Paul M. Newby of the North Carolina Supreme Court, as a legal intern in the Office of the General Counsel for the North Carolina Department of Environmental Quality, and as a summer associate in the Litigation practice group of a Florida law firm.

Practice Areas

Appellate

Litigation

Education

- University of North Carolina School of Law, J.D., 2018
 - The Order of Barristers
 - Moot Court Team
 - National Champion of the Energy and Sustainability Appellate Advocacy Competition (2017)
 - Government and Public Sector Section Scholarship Recipient, North Carolina Bar Association (2016)
 - Merrill-Holt Scholarship Recipient (2017)

Rachel C. Procaccini

- Pro Bono Award, completed over 100 hours of legal services (2018)
- Florida State University, B.A., Media and Communications Studies, Minor in English, *cum laude*, 2014
 -
 - Florida State University Honors Program
 - Florida State University Honors Legal Scholars Program
 - Phi Beta Kappa

Bar Admissions

Florida

North Carolina

Court Admissions

- United States Court of Appeals for the Fourth Circuit
- U.S. District Court for the Middle District of Florida
- U.S. District Court for the Northern District of Florida

Professional and Civic

- Federalist Society