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# ANTHONY R. YANEZ

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WARGO, FRENCH & SINGER LLP  
201 S. BISCAYNE BLVD.  
SUITE 1000  
MIAMI, FLORIDA 33131  
305.777.6060 *DIRECT DIAL NUMBER*

## **Practice Areas:**

Mr. Yanez practices in the following areas:

Appellate Litigation  
Class and Collective Action Litigation  
Complex Commercial Litigation  
Financial Services Litigation  
Insurance Coverage  
Real Estate Litigation

## **Representative Matters:**

- Currently representing national retail pharmacy chain in commercial litigation matters involving vendor contracts and real estate portfolio disputes.
- Currently representing cashless technology provider in consumer class action relating to product disclosures.
- Litigated a multi-billion-dollar partnership dispute concerning the proposed development of more than 40,000 acres in Central Florida as the first eco-sustainable city in the United States.
- Represented an international agriculture conglomerate as second chair in jury trial involving logistical operations in South Florida.
- Obtained more than \$10MM in judgments on behalf of financial institutions in contested judicial foreclosure proceedings throughout the State of Florida; coordinated loan workout negotiations with borrowers, handled mediations and conciliation conferences, and oversaw short sales and negotiated property transfers to resolve highly contested litigation.
- Prosecuted the enforcement of a \$6.650MM loan guaranty secured by luxury condominium in Bal Harbour, Florida on behalf of a global energy conglomerate based in the United Kingdom.

- Recovered more than \$1MM in insurance proceeds on behalf of global commodities trader in insurance coverage litigation against national insurer concerning an all-risk insurance policy that covered salt reserves stored at a marine terminal in Cherbourg, France.
- Represented national fitness chain in defense of commercial eviction proceedings in Miami-Dade County, Florida and assisted in coordinating litigation defense in multiple jurisdictions.
- Represented national restaurant chains in defense of website accessibility claims asserted under Title III of the Americans with Disabilities Act (ADA).
- Represented real estate developer in re-foreclosure proceedings concerning a seller's easement concerning development of a hotel south of Miracle Mile in Coral Gables, Florida.
- Prosecuted claims on behalf of court-appointed guardian of heir to Powerball winner in civil proceedings seeking compensatory and punitive damages for elderly exploitation and fraud.
- Represented Eritrean and Honduran nationals *pro bono* in removal proceedings brought before the United States Department of Justice.
- Litigated variety of real estate and real property disputes including quiet title actions, contested tax deed surplus claims, title insurance disputes, partition actions, commercial tenancy disputes, and resolutions of cloud of title on behalf of financial institutions.
- Represented financial institutions in a variety of consumer finance litigation matters in all aspects of civil litigation in federal and state court, including disputes under the Truth in Lending Act (TILA), Real Estate Settlement Procedures Act (RESPA), Fair Credit Reporting Act (FCRA), Equal Credit Opportunity Act (ECOA), and Fair Debt Collection Practices Act (FDCPA), state law unfair or deceptive acts or practices (UDAP) claims, and an assortment of common law claims.

### **Selected Reported Decisions:**

- *Ferrer v. Bayview Loan Servicing, LLC*, 823 Fed. App'x 858 (11th Cir. 2020)
- *Robison v. Citibank, N.A.*, 290 So. 3d 574 (Fla. 2d DCA 2020)
- *Helix Investment Management, LP v. Privilege Direct Corp.*, 2019 WL 1006099 (M.D. Fla. 2019)
- *Deutsche Bank Nat'l Trust Co. v. Sombrero Beach Road, LLC*, 260 So. 3d 424 (Fla. 3d DCA 2018)
- *McMichael v. Deutsche Bank Nat'l Trust Co.*, 241 So. 3d 179 (Fla. 4th DCA 2018)

- *Spicer v. Ocwen Loan Servicing, LLC*, 238 So. 3d 275 (Fla. 4th DCA 2018)
- *Costello v. Ocwen Loan Servicing, LLC*, 2018 WL 11368402 (S.D. Fla. 2018)
- *Deutsche Bank Nat'l Trust Co. v. de Brito*, 235 So. 3d 972 (Fla. 3d DCA 2017)
- *Wesner v. Ocwen Loan Servicing, LLC*, 693 Fed. App'x 867 (11th Cir. 2017)
- *Trevisani v. Ocwen Loan Servicing, LLC*, 2017 WL 7731792 (S.D. Fla. May 3, 2017)

**Education:**

**University of Miami School of Law**, Coral Gables, FL  
J.D., *cum laude*, 2007

**Honors & Activities:**

Articles and Comments Editor, University of Miami International and Comparative Law Review  
Dean's List  
CALI Excellence for the Future Award: Business Associations and Sport & the Law  
Mary T. Hennessy Scholarship Recipient

**University of Notre Dame**, Notre Dame, IN  
B.B.A., Accountancy, *cum laude*, 2004

**Honors & Activities:**

Beta Alpha Psi

**Speaking Engagements:**

- “Top 11 Evidence Mistakes You Don’t Want to Make” (Virtual Presentation), National Business Institute, August 23, 2022
- “How to Authenticate ESI: Step by Step” Facebook, Twitter, LinkedIn, E-mail, and Smartphone Evidence: The Ultimate Guide (Virtual Presentation), National Business Institute, October 20, 2020
- “Ethics—It’s Legal, But is it Right?” Dirty Litigation Tactics: How to Deal with the Rambo Litigator (Virtual Presentation), National Business Institute, August 28, 2020
- Combating Rambo Litigators: Practical and Effective How-to’s (Live Presentation), National Business Institute, October 30, 2018, Miami, FL
- The Rules of Evidence: A Practical Toolkit (Live Presentation), National Business Institute, October 27, 2017, Hollywood, FL

**Professional Activities:**

- *Florida Super Lawyers*, Rising Star 2012-2017

**Bar and Court Admissions:**

- State Bar of Florida
- Admitted to practice before the United States District Courts for the Middle and Southern Districts of Florida and the United States Court of Appeals for the Eleventh Circuit