

**Florida Real Property and Business Litigation Report**  
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**Suarez v. The Bank of New York Mellon Trust Co.**, Case No. 2D20-1850 (Fla. 2021). Failure to plead a demand for attorney's fees in a motion to dismiss negates the right to fees if the motion is granted, and continuing to seek fees under such circumstances will give the party whose complaint was dismissed the right to seek fees under Florida Statute section 57.105(7).

**Golden Cape of Florida, Inc. v. Perez de Ospina**, No. 3D21-0332 (Fla. 3d DCA 2021). A county court does not have jurisdiction to adjudicate a claim for ejectment, even if the only action taken is to dismiss the case.

**Bach v. Vlad Igor Investments, Inc.**, Case No. 4D20-1857 (Fla. 4th DCA 2021). The Fourth District re-affirms its holding in *Corporate Creations Enterprises LLC v. Brian R. Fons Attorney at Law P.C.*, 225 So. 3d 296 (Fla. 4th DCA 2017), and holds that Florida Statute sections 685.101 and 685.102 provide independent bases for long-arm jurisdiction so long as Constitutional requirements are met.

**Athene Annuity & Life Assurance Company v. Teavana Holdings**, Case No. 5D20-1848 (Fla. 5th DCA 2021). A party may not use Florida Rule of Civil Procedure 1.540 to re-litigate issues previously decided under Rule 1.530.