

PUBLICATION UPDATE

Route to: _____ _____ _____ _____
 _____ _____ _____ _____

Florida Commercial Landlord-Tenant Law

Publication 80530

Release 45

December 2017

HIGHLIGHTS

Updates include new discussion relating to

- DUTIES AND OBLIGATIONS OF LANDLORD AND TENANT (Update to Chapter 2)
- REMEDIES AND DEFENSES OF TENANT (Update to Chapter 3)
- LANDLORD REMEDIES (Update to Chapter 4)
- TRANSITIONS (Update to Chapter 6)
- TERMINATIONS (Update to Chapter 7)

Case Law Developments Include:

Garcia v. Dadeland Station Assocs., 218 So. 3d 474 (Fla. 3d DCA 2017). The Third District Court of Appeal held that *Accardo* did not expand “equitable ownership” to apply to a 90-year lease of land that did not include a nominal purchase option or perpetual rights of renewal. (See § 2.02[6].)

DNA Sports Performance Lab, Inc. v. Club Atlantis Condo. Ass’n, 219 So. 3d 107 (Fla. 3d DCA 2017). Cause of action for tortious interference with a contractual or business relationship. (See § 3.11.)

JPAY, Inc. v. 10800 Biscayne Holdings, LLC, 2017 Fla. App. LEXIS 8961 (Fla. 3d DCA June 21, 2017). Where landlord attempted to re-let, accepted rent from subtenant, and did not use premises for any purposes other than to re-let, it did not retake premises for its own account. (See §§ 4.01, 9.02[2].)

City of Pensacola v. Seville Harbour, Inc., 219 So. 3d 984 (Fla. 1st DCA 2017). Pro tanto assignments. (See § 6.01.)

Genuinely Loving Childcare, LLC v. Bre Mariner Conway Crossings, LLC, 209 So. 3d 622 (Fla. 5th DCA 2017). Provisions of the lease did not explicitly allocate the risk that the state would deny the tenant a permanent license. (See § 7.06.)

Matthew Bender provides continuing customer support for all its products:

- Editorial assistance—please consult the “Questions About This Publication” directory printed on the copyright page;
- Customer Service—missing pages, shipments, billing or other customer service

matters, +1.800.833.9844.

- Outside the United States and Canada, +1.937.247.0293, or fax (+1.800.828.8341) or email (international@bender.com);
- Toll-free ordering (+1.800.223.1940) or visit www.lexisnexis.com/BrowseUs.



www.lexis.com

Copyright © 2017 Matthew Bender & Company, Inc., a member of the LexisNexis Group.
Publication 80530, Release 45, December 2017

LexisNexis, the knowledge burst logo, and Michie are trademarks of Reed Elsevier Properties Inc., used under license. Matthew Bender is a registered trademark of Matthew Bender Properties Inc.

FILING INSTRUCTIONS

Florida Commercial Landlord-Tenant Law

Publication 80530 Release 45

December 2017

**Check
As
Done**

- 1. Check the Title page in the front of your present Volume 1. It should indicate that your set is filed through Release Number 44. If the set is current, proceed with the filing of this release. If your set is not filed through Release Number 44, DO NOT file this release. Please call Customer Services at 1-800-833-9844 for assistance in bringing your set up to date.
- 2. This Release Number 45 contains only White Revision pages.
- 3. Circulate the "Publication Update" among those individuals interested in the contents of this release.

**Check
As
Done**

*Remove Old
Pages Numbered*

*Insert New
Pages Numbered*

For faster and easier filing, all references are to right-hand pages only.

VOLUME 1

Revision

<input type="checkbox"/>	Title page thru xi	Title page thru xi
<input type="checkbox"/>	1-1 thru 1-2.1	1-1 thru 1-2.1
<input type="checkbox"/>	2-1 thru 2-3.	2-1 thru 2-4.1
<input type="checkbox"/>	2-49	2-49 thru 2-50.1
<input type="checkbox"/>	3-1	3-1 thru 3-2.1
<input type="checkbox"/>	3-25 thru 3-27	3-25 thru 3-29
<input type="checkbox"/>	4-1	4-1 thru 4-2.1
<input type="checkbox"/>	5-1	5-1
<input type="checkbox"/>	6-1 thru 6-39	6-1 thru 6-41
<input type="checkbox"/>	7-1 thru 7-2.1	7-1 thru 7-2.1
<input type="checkbox"/>	7-17	7-17 thru 7-18.1
<input type="checkbox"/>	8-1 thru 8-2.1	8-1 thru 8-2.1
<input type="checkbox"/>	9-1 thru 9-2.1	9-1 thru 9-2.1
<input type="checkbox"/>	9-15 thru 9-18.5	9-15 thru 9-18.5
<input type="checkbox"/>	10-1 thru 10-7	10-1 thru 10-7
<input type="checkbox"/>	TC-1 thru TC-35	TC-1 thru TC-35
<input type="checkbox"/>	I-1 thru I-13	I-1 thru I-13

FILE IN THE FRONT OF THE FIRST VOLUME
OF YOUR SET

To order missing pages log on to our self service center, www.lexisnexis.com/printcdsc or call Customer Services at 1 (800) 833-9844 and have the following information ready:

- (1) the publication title;
- (2) specific volume, chapter and page numbers; and
- (3) your name, phone number, and Matthew Bender account number.

Please recycle removed pages.

MISSING FILING INSTRUCTIONS?
FIND THEM AT www.lexisnexis.com/printcdsc

Use the search tool provided to find and download missing filing instructions, or sign on to the Print & CD Service Center to order missing pages or replacement materials. Visit us soon to see what else the Print & CD Service Center can do for you!



www.lexis.com

Copyright © 2017 Matthew Bender & Company, Inc., a member of the LexisNexis Group.
Publication 80530, Release 45, December 2017

LexisNexis, the knowledge burst logo, and Michie are trademarks of Reed Elsevier Properties Inc., used under license. Matthew Bender is a registered trademark of Matthew Bender Properties Inc.