



## Shareholder

*Government Procurement, Administrative Practice,  
Commercial Litigation/Class Action Defense, Appellate Law*

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For over 20 years Ed has been a complex commercial litigator with extensive experience in administrative tribunals and federal and state courts. Ed focuses his practice in four main areas: government procurement, administrative law/regulatory, and complex commercial litigation (including arbitrations), and appeals.

With significant experience across a wide variety of industries in government procurement, Ed advises clients in all aspects of public procurements from responses to bid solicitations, to bid protests, to performance of public contracts – at the state and local government levels. In his regulatory practice, he regularly advises clients on significant issues affecting their businesses. Those matters often include licensing issues, rule challenges, rule variances, and declaratory statement petitions. Between his government procurement and administrative/regulatory practices, Ed has appeared in over 100 matters at the Florida Division of Administrative Hearings.

His complex commercial litigation practice includes commercial disputes throughout Florida involving, contract law, business torts, and construction law in state and federal courts. Lastly, Ed has been counsel in over 60 appellate cases in Florida and federal appellate courts arising from his government procurement, administrative/regulatory, and commercial litigation practices.

Ed is also an arbitrator both within and without the American Arbitration Association. He has served as the neutral in matters involving loans, factoring contracts, and construction disputes.

Early in his career, he practiced complex commercial litigation at the Orlando and Miami offices of some of the country's largest law firms. In 2005, he relocated his practice from Miami to Tallahassee to be at the heart of Florida's state government. From Tallahassee, Ed serves clients from the Panhandle to Miami, and all places in between.



Ed was born and raised Miami, Florida. He and his wife have two young daughters. He enjoys spending time with his family and is an avid FSU sports fan.

## *Relevant Experience and Representative Matters*

### **Procurement and Government Contracts**

- Represents one of the nation's leading computer manufacturers in various public procurement matters
- Represented national health insurance company in multi-billion-dollar protest of Medicaid privatization procurement by Florida's Agency for Health Care Administration
- Represented a leading, national payment processing company in defense of multi-year contract award by the Florida Department of Financial Services
- Represented a Florida state agency in defense of protests regarding the procurement of multi-billion-dollar HMO insurance contracts
- Defended contract award to telecommunications company in bid protest proceeding by competitor for multiyear, multi-million-dollar telecom contract with one of Florida's largest budget agencies
- Represented Fortune 250 companies from various industries, including IT, health care, construction, and outsourcing services, in bid protest proceedings – both defending contract awards and challenging awards by local and state government entities

### **Administrative Law/Regulatory**

- Currently the lead outside counsel to the Florida Department of Health in medical marijuana litigation and regulatory development, including rule challenges, challenges to licensing decisions, and constitutional challenges
- Represented individuals and companies in a wide variety of industries in administrative proceedings against state agencies under Florida's Administrative Procedure Act, including rule challenges, license denials, and other agency action adversely impacting business operations
- Advise companies on maintaining compliance with state rules/regulations

### **Commercial Litigation**

- Represented national HMO in provider claims disputes
- Represented venture capital firm in breach of contract action against publicly traded banking institution
- Represented technology company in prosecuting claims of unfair competition, breach of fiduciary duties, and conspiracy against a competitor and former management-level employees
- Defended multinational financial institution in action for tortious interference with contract and conspiracy
- Prosecuted Lanham Act claim for leading insurance company



- Defended leading securities firms against customer claims for breach of contract, fraud, and securities law violations
- Represented litigation committee of Board of Directors of Fortune 500 company in shareholder derivative action
- Represented investigation committee of publicly traded company regarding internal investigation of whistleblower allegations
- Represented biotech pharmaceutical company in product licensing dispute
- Represented Fortune 500 companies in a variety of contract and business disputes

## Construction Law/Litigation

- Routinely advises heavy civil contractors regarding compliance with FDOT rules/regulations, prequalification, joint venturing, and contract compliance
- Represented construction contractor in prosecuting claims for delay against material suppliers and against subcontractors
- Represented construction contractors in prosecuting claims against local governments for damages resulting from differing site conditions and defective plans
- Represented paving subcontractor in claims for unpaid contract balance
- Represented engineer against professional malpractice claim by owner
- Defended sureties on payment and performance bonds in a variety of public and private construction projects

## Education:

- Florida State University (J.D., with honors, 1998)
  - Associate Editor, *Florida State University Law Review*
  - Officer, Florida State University Moot Court Board
- Florida International University (B.S., 1995)

## Professional Associations and Memberships:

- U.S. District Court, Northern, Middle and Southern Districts of Florida
- U.S. Court of Appeals, Eleventh Circuit
- Florida Bar, 1998
  - Administrative Law Section
  - Appellate Law Section
  - Member, Florida Bar Judicial Administration and Evaluation Committee (2004-2006)

## Professional Experience:

- Holland & Knight (1998-2000)
- Morgan Lewis (2000-2002)
- Steel Hector (2002-2003)
- Hunton & Williams (2003-2005)
- Vezina Lawrence & Piscitelli (2005-2018)



Recent Publications and Presentations

**Publications**

- Author, Bid Dispute Resolution, *Florida Administrative Law Manual*, upcoming 13th Ed.
- Author, Bid Dispute Resolution, *Florida Administrative Law Manual*, 12th Ed. (2019)
- Author, Bid Dispute Resolution, *Florida Administrative Law Manual*, 11th Ed. (2017)
- Author, Bid Dispute Resolution, *Florida Administrative Law Manual*, 10th Ed. (2015)
- Co-Author, Are Your Private Records Public? Part I, *Fla. Transp. Builder* (Fall 2013)
- Co-Author, Are Your Private Records Public? Part II, *Fla. Transp. Builder* (Winter 2014)
- Author, Bid Dispute Resolution, *Florida Administrative Law Manual*, 9th Ed. (2012)
- Co-Author, Bid Protests, *Florida Administrative Law Manual*, 8th Ed. (2009)

**Speaking Engagements**

- Speaker, “An Eye on Agency Contracting: Bid Protests Disputes,” 2020 Pat Dore Administrative Law Conference, Online Florida Bar CLE (October 2020)
- Panelist, “Client Development,” Administrative Practice for Young Lawyers; Florida Bar CLE Seminar (October 2019), Tallahassee, Florida
- Guest Lecturer, Conflict Resolution and Negotiations, Florida State University College of Business (Fall 2016 & Spring 2017)
- “Enforcement of Public Contracts,” Public Contract and Procurement Regulations Seminar, January 2009, Tallahassee, Florida

Foreign Languages

- Spanish

