

People



Tracy T. Segal

Special Counsel, Litigation
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Tracy Segal's practice focuses on litigation and appeals in business disputes. On behalf of financial institutions, insurers, and business entities, she has briefed and argued dozens of appeals in state and federal appellate courts.

In her commercial litigation practice, she represents financial institutions, title companies, landlords, developers, and associations in a wide variety of real estate disputes. She also represents insurance companies in complex coverage disputes and class actions, and litigates contract disputes, products liability, negligence, director liability, shareholder, and investment-related actions.

Notable Work

Nonprofit: Represented the client in circuit and district courts, including oral argument, following dismissal of FDUPTA claim against client. *Trouard v Better Business Bureau*, (Nineteenth Circuit 2012) (Fla. 4th DCA 2013) (unpublished)

Financial Institution: Represented lender in borrower's counterclaim for breach of fiduciary duty related to investment account. *Crown Investors LLC v. Wells Fargo Bank, N.A.*, 94 So. 3d 598 (Fla. 4th DCA 2012) (per curiam)

Manufacturer: Represented the client and obtained affirmance of dismissal on appeal where economic loss rule barred claim for damage because of allegedly defective product. *Int'l Sports Cars Auto Repair Div. Inc. v. Saint-Gobain Abrasives Inc.*, 62 So. 3d 1209 (Fla. 4th DCA 2011) (per curiam)

Hospitality: Represented a large Bahamian resort before the Eleventh Circuit Court of Appeals in a case involving enforceability of forum selection provisions in form contracts. *Krenkel v. Kerzner International Hotels*, 579 F.3d 1279 (11th Cir. 2009)

Areas of Experience

Appellate
Litigation

Education

J.D., Washington University School of Law, *Journal of Urban and Contemporary Law*, Associate Editor
M.A.Ed., Washington University
M.A., Washington University, English and American Literature
B.A., Washington University, English and American Literature, magna cum laude, Phi Beta Kappa, Member

Admissions

Bars

Florida

Courts

U.S. District Court, Northern District of Illinois
U.S. District Court, Southern District of Illinois
U.S. District Court, Eastern District of Missouri
U.S. Court of Appeals, Eleventh Circuit

Related Content

Record Number of Akerman Lawyers Named to *The Best Lawyers in America 2024 Guide*
August 22, 2023

Akerman Promotes Six Lawyers to Special Counsel
December 01, 2022

New Option to Appeal Arbitration Awards Within The Arbitration Process
December 09, 2013

Financial Institution: Represented lender, including oral argument, in claim by borrower and foreclosure of multi-million dollar agricultural property. *Bonita Groves, Inc. v. Wells Fargo Bank, N.A.*, (Fla. 4th DCA 2013) (unpublished)

Insurer: Represented client in class action challenging medical bill reimbursements for Florida No-Fault (“PIP”) coverage. *Integra Health Servs., Inc. v. Progressive American Ins. Co.*, 18 So.3d 1129 (Fla. 4th DCA 2009) (per curiam)

Homeowner’s Association: Represented client, including oral argument, in dispute with roofing contractor, in which Fourth District Court of Appeals reversed damage award on rehearing as unsupported by the evidence resulting in reduction of award from \$62,725 to \$2,000. *Emerald Pointe Prop. v. Commercial Const.*, 978 So. 2d 873 (Fla. 4th DCA 2008)

Private Security Company: Represented client in jury trial of negligent security action brought by a homeowner in gated community who suffered serious injuries in a dispute with a fellow homeowner, and obtained affirmance of jury’s defense verdict on appeal. *Rosa v. Barton*, 947 So. 2d 447 (Fla. 4th DCA 2007) (per curiam)

Property Insurer: Represented client and obtained defense verdict in dispute stemming from former insured’s claim that it had renewed policy before hurricane damage to business.

Homeowner’s Association: Represented homeowner’s association in litigation challenging its assessments related to golf club.

Restaurant: Represented client challenging meaning of non-complete clause in settlement agreement.

Published Work and Lectures

- Palm Beach County Bar Association, Speaker, “Preservation of Error,” June 2017
- *Trial Advocate Quarterly*, Author, “Discovery of Facebook Content in Florida Cases,” Spring 2012.
- *Palm Beach County Bar Association Bulletin*, Author, “Can You Keep a Secret? Florida’s New Redaction Rule,” January 2012.

Affiliations

- Palm Beach County Bar Association, Appellate Practice Committee, Member.
- The Florida Bar, Appellate Practice Committee, Member.
- Illinois Bar Association, Member.
- Missouri Bar Association, Member.
- Leadership West Palm Beach, 2005, Member.

Honors and Distinctions

- *The Best Lawyers in America*, 2023-2024, Listed in Florida for Appellate Practice, Commercial Litigation as “One to Watch”