

David Levine

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David Levine is a founding partner of Sanchez Fischer Levine, LLP and heads the firm's Miami office. David's law practice spans a broad range of commercial litigation and arbitration matters, and his diverse practice includes cross-border and international disputes.

David has extensive experience serving as lead trial counsel in complex domestic and international commercial disputes in federal and state courts, as well as in arbitration proceedings. David is often called upon to litigate cases throughout the country and he routinely represents clients in high stakes, "bet the company" litigation, where he utilizes his experience and pragmatic approach to help clients navigate their cases.

Over his career, David has successfully represented the South American Soccer Confederation in the civil fallout from the FIFA-gate corruption scandal; helped secure a multi-million-dollar jury verdict in the Southern District of Florida on behalf of an individual inventor in a patent infringement lawsuit against one of the world's largest corporations; and successfully represented several major cruise lines in numerous complex commercial litigation matters, including in the international commercial arena.

PRACTICE AREAS

- Commercial Litigation
- International Law
- Arbitration
- Intellectual Property Litigation

ADMISSIONS

- Florida
- New York
- United States District Court, Southern District of Florida
- United States District Court, Middle District of Florida
- United States District Court, Southern District of New York
- United States Court of Appeals for the Federal Circuit
- United States Court of Appeals for the Eleventh Circuit
- United States Court of International Trade

EDUCATION

- J.D., Florida International University College of Law
 - Law Review
 - Board of Advocates
 - Negotiation Team
 - Multiple Book Awards
- B.S., cum laude, Political Science, Florida State University

REPRESENTATIVE EXPERIENCE

- Represented a major cruise line in defense of class action lawsuit in the Southern District of Florida; obtained dismissal.
- Represented inventor in a patent infringement lawsuit in the Southern District of Florida against one of the world's largest corporations. Obtained multi-million dollar jury verdict in favor of inventor.
- Defended the South American Soccer Confederation in civil fallout from the FIFA-gate corruption scandal for claims arising under federal antitrust and state unfair competition laws. Obtained dismissal on personal jurisdiction grounds.
- Defended individuals sued by Central American produce grower in federal court arising under various Perishable Agricultural and Commodities Act (PACA) violations for purported breach of parties' marketing and distribution agreement. Obtained dismissal on behalf of all defendants.
- Represented a major cruise line in vacating a Section 1782 proceeding in the Southern District of Florida.
- Represented foreign entity in domesticating foreign judgment and ultimately collected 100% of the judgment plus interest.
- Routinely compelled arbitration of commercial disputes against major cruise lines.
- Represented Central American conglomerate in international health insurance dispute in federal court arising under Florida's Unfair Insurance Trade Practices Act.
- Defended a major cruise line in an action arising out of alleged trade secret violations.
- Obtained and defended against commercial evictions and executed on personal property in post judgment collection efforts.
- Represented Chilean and Peruvian corporations in international conspiracy lawsuit against former corporate executives.
- Represented French painter in arbitration before the international centre for dispute resolution in breach of licensing agreement action.
- Represented Trinidad and Tobago reinsurer in London ARIAS arbitration against United Arab Emirates entity in dispute over reinsurance treaty.
- Represented former executor of foreign estate in Central America in claims brought under the federal RICO statute for predicate acts of wire fraud, mail fraud and money laundering.
- Represented plaintiff, a designer and distributor of Jonas Brothers watches and watch boxes in false advertising claim under Lanham Act.
- Represented foreign entities in multi-million dollar action against bank for aiding and abetting civil theft and dealing in stolen property.
- Represented Aruban bank in post judgment proceeding to dissolve multi-million dollar writ of garnishment on a correspondent bank account.
- Represented entity in action to extend the life of a million dollar judgment to avoid the statute of limitations barring any further collection efforts.
- Represented plaintiff in jury trial in the Complex Commercial Litigation Division in Miami-Dade County Circuit Court; obtained directed verdict on \$40 million promissory note in highly contested real property action.
- Represented plaintiff in RICO and breach of fiduciary duty bench trial before the Complex Commercial Litigation Division in Miami-Dade County Circuit Court.

- Represented plaintiff in construction defect and breach of contract bench trial in the Complex Litigation Division in Hillsborough County Circuit Court.
- Defended against multi-million dollar personal guarantee in condominium conversion dispute in Miami-Dade County Circuit Court.

NOTABLE DECISIONS

- *Aspen American Insurance Company v. Deborah Wynn, et. al.*, 2021 WL 412348 (S.D. Fla. Feb. 4, 2021) (granting motion to dismiss third party complaint for lack of subject matter jurisdiction).
- *Poet Theatricals Marine, LLC, et al. v. Celebrity Cruises, Inc., et. al.*, 2021 WL 299824 (S.D. Fla. Jan. 28, 2021) (dismissing state law claims against Royal Caribbean Cruises Ltd. on copyright preemption grounds).
- *Villamorey, S.A. v. BDT Investments, Inc.*, — So.3d —, 2018 WL 1832447 (Fla. 3d DCA 2018) (affirming trial court’s post judgment garnishment procedure and holding that foreign entity is subject to Court’s personal jurisdiction).
- *GolTV, Inc. v. Fox Sports Latin Am. Ltd.*, 16-24431-CIV, 2017 WL 4155478 (S.D. Fla. Sept. 19, 2017) (granting South American Soccer Confederation’s motion to dismiss on personal jurisdiction grounds).
- *Landmark Funding, Inc. on Behalf of Naples Syndications, LLC v. Chaluts*, — So. 3d —, 2017 WL 1013133 (Fla. 2d DCA 2017) (reversing trial court’s order dismissing plaintiff’s derivative action and holding that plaintiff properly alleged standing).
- *Tootie Disc. Palace, LLC v. PTX Performance Products, Inc.*, — So.3d —, 2016 WL 1367042 (Fla. 4th DCA 2016) (clarifying Florida’s post judgment law and affirming trial court’s denial of appellant’s post-judgment motion to intervene).
- *Juega v. Davidson*, 105 So. 3d 575 (Fla. 3d DCA 2012), review dismissed, 123 So. 3d 1146 (Fla. 2013) (reversing trial court’s denial of motion to dismiss for lack of personal jurisdiction in a multi-million dollar conspiracy action).
- *Gavet v. Thomann*, 84 So. 3d 1041 (Fla. 4th DCA 2012) (affirming trial court order denying motion to vacate default final judgment).
- *Goldblatt v. C.P. Motion, Inc.*, 77 So. 3d 798 (Fla. 3d DCA 2011) (affirming final judgment, in part, as to trial court’s order granting summary judgment on enforceability of restrictive covenants in partnership dispute).

PUBLICATIONS & SPEAKING ENGAGEMENTS

- Co-Author, Covid Relief? Not From FRCP Rule 4, 55 The Year in Rev. 530 (2021).
- Moderator and Panel Chair, “The § 1782 Conundrum: The American Dream or a Global Nightmare?” ABA International Law Section Conference, New York (Virtual), June 2020.
- Moderator, “Digital Currency – The Ethical Considerations for Accepting Cryptocurrency as Payment for Legal Services,” ABA International Law Section Conference, Washington D.C., April 2019.
- Speaker, “Making Your Case for Damages: How to Present your IP Damages Case,” Business Law Section of the Florida Bar, Intellectual Property Symposium, Orlando, Florida, April 2019.
- Speaker, “International Ethics,” ABA International Law 101 Bootcamp Program, Miami, Florida, July 2018.

- Speaker, “What will be the ethics and other impact of AI on Legal Practice and Law Practice Management?” ABA International Law Section Conference, New York, April 2018.
- Speaker, “Ethics of Client Communications with New Media in a Global Practice,” ABA International Law Section Conference, Miami, Florida, October 2017.
- International Law Practice Pointer: The Importance of a Cuba Practice Group in Light of Restored Diplomatic Relations, ABA Section of International Law – Young Lawyers Interest Network & Outreach Committee Newsletter, February 2016.
- International Law Practice Pointer: Bypassing the Hague Convention on Service Abroad, ABA Section of International Law – Young Lawyers Interest Network & Outreach Committee Newsletter, January 2015.

PROFESSIONAL AFFILIATIONS

- American Bar Association
- Section of International Law – Co-Chair International Ethics Committee

HONORS & AWARDS

- Florida Super Lawyers
- “Florida Legal Elite Up & Comer” – Florida Trend Magazine
- Best Lawyers: Ones to Watch
- “Top Up & Comer in Law” – South Florida Business & Wealth Magazine
- Fellow of the American Bar Foundation