



ANTHONY R. YANEZ

Partner

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Anthony is a native Floridian and has spent his entire legal career practicing in Florida since admission.

Anthony has a versatile litigation practice with experience in all aspects of civil litigation from case inception through jury trial and appeals in state and federal courts representing clients of all shapes and sizes in the agricultural, consumer goods, energy, financial services, healthcare, hospitality, insurance, and real estate industries. Anthony's practical and proactive approach to litigation management has yielded favorable results in state and federal courts throughout the State of Florida over the course of his career. He aims to thoroughly understand the facts of a given dispute and searches for the creative angles and pressure points which provide his clients with leverage in mediation and other alternative dispute resolution settings before trial. Among other achievements throughout his career, he has successfully argued countless dispositive motions that have eliminated needless and disruptive litigation and prevailed in appellate tribunals by obtaining reversals of adverse trial court rulings against his clients.

Prior to joining Hodgson Russ, Anthony has practiced exclusively at Am Law 100 and 200 ranked law firms as well as a highly regarded NAMWOLF full-service firm founded in Atlanta, Georgia.

Honors

- Listed, *Florida Super Lawyers* Rising Stars, 2012 - 2017

Experience

Anthony's representative matters include the following:

- Successfully represented an international agriculture conglomerate as second chair in jury trial involving contractual and quasi-contractual claims concerning logistical operations at Port Everglades.

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Palm Beach, FL 33480

Practices & Industries

Business Litigation
Class Action Litigation
Financial Institution Subpoena
Compliance
Financial Services
Product Liability & Complex Tort
Real Estate Development
Real Estate Leasing
Tax Controversy
Trusts & Estates Controversies

Admissions

Florida
United States District Court,
Southern District of Florida
United States District Court, Middle
District of Florida
U.S. Court of Appeals for the
Eleventh Circuit
Pro hac vice: District of Minnesota
Pro hac vice: Eastern District of Texas
Pro hac vice: Northern District of
Illinois

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- Represented nationwide retailer in commercial tenancy dispute involving location at Young Circle in Hollywood, Broward County, Florida which resolved amicably following mediation.
- On behalf of a nationwide retailer, successfully defeated multiple motions to dismiss a DTSA and RICO lawsuit brought against over a dozen real estate entities and individuals allegedly engaged in a nationwide scheme to illicitly obtain high-performing commercial real estate properties by misappropriating trade secret and confidential information.
- Successfully prosecuted the enforcement of a \$6.650MM loan guaranty secured by luxurious condominium in Bal Harbour, FL on behalf of a global energy conglomerate based in the United Kingdom.
- Obtained \$1MM judgment for national loan servicer in hotly contested foreclosure action brought in Miami-Dade County subsequently affirmed by the Florida Third District Court of Appeal in a citation opinion.
- Secured summary judgment on Florida RICO and Criminal Practices Act claims for securitized trust and national loan servicer sued in Seminole County, Florida.
- Successfully represented cashless technology provider in defense of consumer class action claims relating to product disclosures brought in Broward County Circuit Court and resolved action on favorable terms before class certification briefings.
- Defended national lender-placed insurance carrier in federal and state court actions involving breach of contract claims cumulatively exceeding \$6MM in alleged damages.
- Litigated a multi-billion-dollar partnership dispute concerning the proposed development of more than 40,000 acres in Central Florida as the first eco-sustainable city in the United States.
- Obtained more than \$10MM in judgments on behalf of financial institutions in contested judicial foreclosure proceedings throughout the State of Florida and coordinated loan workout negotiations with borrowers; managed mediations and conciliation conferences; and supervised short sales and negotiated property transfers of distressed properties to resolve highly contested litigation.
- Obtained \$1MM judgment for national loan servicer in hotly contested foreclosure action brought in Miami-Dade County subsequently affirmed by the Florida Third District Court of Appeal in a citation opinion.
- Represented global commodities trader in recovering more than \$1MM in insurance coverage against national insurer in litigation concerning an all-risk insurance policy that covered salt reserves stored at a marine terminal in Cherbourg, France.

Education

University of Notre Dame, B.B.A.,
cum laude

University of Miami School of Law,
J.D., cum laude

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- Represented national fitness chain in defense of commercial eviction proceedings in Miami-Dade County, Florida and assisted in coordinating litigation defense in multiple jurisdictions and achieving negotiated resolutions.
- Represented national restaurant chains in defense of website accessibility claims asserted under Title III of the Americans with Disabilities Act (ADA) and facilitating out-of-court settlements.
- Represented real estate developer in re-foreclosure proceedings in non-jury trial concerning a seller's easement with respect to property towards development of a hotel south of Miracle Mile in Coral Gables, Florida.
- Prosecuted claims on behalf of court-appointed guardian of heir to Powerball winner in civil proceedings seeking compensatory and punitive damages for elderly exploitation and fraud.
- Litigated variety of real estate and real property disputes including quiet title actions, contested tax deed surplus claims, title insurance disputes, partition actions, commercial tenancy disputes, and resolutions of cloud of title on behalf of financial institutions.
- Represented financial institutions in a variety of consumer finance litigation matters in all aspects of civil litigation in federal and state court, including disputes under the Truth in Lending Act (TILA), Real Estate Settlement Procedures Act (RESPA), Fair Credit Reporting Act (FCRA), Equal Credit Opportunity Act (ECOA), and Fair Debt Collection Practices Act (FDCPA), state law unfair or deceptive acts or practices (UDAP) claims, and an assortment of common law claims.

Anthony's reported decisions include the following:

- Chiquita Fresh North America, L.L.C. v. Port Everglades Terminal, LLC (as second chair jury trial counsel), Florida Fourth District Court of Appeal Case No. 4D2021-3433, 4D2021-3556
- Ferrer v. Bayview Loan Servicing, LLC, 823 Fed. Appx. 858 (11th Cir. 2020)
- Robison v. Citibank, N.A., 290 So. 3d 574 (Fla. 2d DCA 2020)
- Helix Investment Management, LP v. Privilege Direct Corp., 2019 WL 1006099 (M.D. Fla. Jan. 7, 2019)
- Deutsche Bank Nat'l Trust Co. v. Sombrero Beach Road, LLC, 260 So. 3d 424 (Fla. 3d DCA 2018)
- McMichael v. Deutsche Bank Nat'l Trust Co., 241 So. 3d 179 (Fla. 4th DCA 2018)
- Spicer v. Ocwen Loan Servicing, LLC, 238 So. 3d 275 (Fla. 4th DCA 2018)
- Costello v. Ocwen Loan Servicing, LLC, 2018 WL 11368402 (S.D. Fla. Jan. 29, 2018)
- Deutsche Bank Nat'l Trust Co. v. de Brito, 235 So. 3d 972 (Fla. 3d DCA 2017)
- Wesner v. Ocwen Loan Servicing, LLC, 693 Fed. Appx. 867 (11th Cir. 2017)
- Trevisani v. Ocwen Loan Servicing, LLC, 2017 WL 7731792 (S.D. Fla. May 3, 2017)

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In the News

Hodgson Russ Hires Longtime Business Litigator in Florida
Law360, April 26, 2024

Press Releases

Anthony R. Yanez Joins Hodgson Russ LLP
April 26, 2024

Presentations & Events

Anthony lectures on a variety of civil litigation subjects for National Business Institute, a leading provider of continuing legal education programs including the following:

- “Top 11 Evidence Mistakes You Don’t Want to Make” (Virtual Presentation), National Business Institute, August 23, 2022
- “How to Authenticate ESI: Step by Step” Facebook, Twitter, LinkedIn, E-mail, and Smartphone Evidence: The Ultimate Guide (Virtual Presentation), National Business Institute, October 20, 2020
- “Ethics—It’s Legal, But is it Right?” Dirty Litigation Tactics: How to Deal with the Rambo Litigator (Virtual Presentation), National Business Institute, August 28, 2020
- Combating Rambo Litigators: Practical and Effective How-to’s (Live Presentation), National Business Institute, October 30, 2018, Miami, FL
- The Rules of Evidence: A Practical Toolkit (Live Presentation), National Business Institute, October 27, 2017, Hollywood, FL

Community & Pro Bono

Anthony has also devoted a portion of his practice to pro bono causes including successfully representing Eritrean and Honduran nationals in immigration removal proceedings brought before the United States Department of Justice, assisting veterans through the Mission United Veterans Pro Bono Project at Legal Aid Society of Broward County, handling matrimonial matters through the “Put Something Back” program for the Miami-Dade County Bar Association, and guiding low-income and disadvantaged citizens in the legal process through the Small Claims Clinics offered by Legal Services of Greater Miami and Broward County Legal Aid.