



BANKER LOPEZ GASSLER
ATTORNEYS AT LAW

May 16, 2019

VIA MAIL & EMAIL:

Christy Donovan Pemberton
Pinellas County Risk Management
401 S. Fort Harrison Ave.
Clearwater, Florida 33756
cpemberton@co.pinellas.fl.us

Pinellas Claim #: 1821142
Allstate Insured: Shirley Chesley and Shane Chesley
Claimants: KB Parkside LLC for damage to Park Place Mall Sign,
Francisco Gutierrez for damage to Kenworth Truck, storing /
towing RRY d/b/a Yoho's Automotive and damage to
pedestrian pole by Pinellas County Board of Commissioners
Allstate Claim #: 0527711063
DOL: 12/12/18
Our File #: 332523

Dear Ms. Pemberton:

As discussed during our recent telephone conversation, the undersigned represents the interest of Allstate Indemnity Company in regard to the above-captioned matter.

I am preparing this correspondence to you to request a waiver of conflict of interest pursuant to Rule 4-1.7 Conflict of Interest; Current Clients.

As previously advised, at the time of December 12, 2018 motor vehicle accident, Allstate issued an automobile policy to Shirley Chesley, the co-owner of the 2000 Jeep Wrangler involved in this accident. The Allstate automobile policy provided insurance coverage with property damage liability limits of a maximum of \$10,000.00 per accident. The Allstate policy also provided coverage to Shane Chesley, the permissive operator and co-owner of the 2000 Jeep Wrangler. **Please note that I do not represent either Shane Chesley nor Shirley Chesley, as they are both represented by attorney David Reed, Esq. with the law firm of Caglianone & Miller, P.A.**

At this time, we are aware of the following property damage claims which may be brought against Shirley Chesley and/or Shane Chesley as a result of this accident:

1. Property damage claim of KB Parkside LLC for damage to Park Place Mall sign.

2. Property damage claim by Francisco Gutierrez for damage to the 1996 Kenworth tractor.
3. Towing and storage fees by RRY Inc. d/b/a Yoho's Automotive for the 1996 Kenworth tractor.
4. Property damage claim to pedestrian pole by Pinellas County Board of County Commissioners.

Based on the information received, the total amount of the damages will far exceed the available property damage liability limits under the Allstate policy.

Allstate Indemnity Company hereby offers the limits of its property damage liability insurance policy of its insureds to globally settle all property damage subrogation claims and individual claims which may exist against Shirley Chesley and/or Shane Chesley as a result of the automobile accident. As the Allstate property damage liability limits of \$10,000.00 will not be adequate to fully compensate all the claimants, and in order to be fair to all involved, Allstate has now scheduled a Pre-Litigation Settlement Conference for May 28, 2019 at 1:30 p.m. The mediator will be Rob Scanlan, and the settlement conference will be held at Hebert Law Group, located at 5250 Ulmerton Road, Clearwater, Florida 33760.

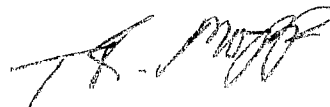
Upon receipt of the notice of claim for Pinellas County Risk Management, I have been advised that my firm presently represents Pinellas County in two cases which are presently in litigation.

Accordingly, pursuant to Rule 4-1.7 Conflict of Interest, please accept this request for Pinellas County to agree to waive any conflict of interest which may potentially develop in this matter. As the global settlement conference is scheduled for May 28, 2019, there is some urgency in obtaining a response to this request. Should Pinellas County not agree to waive this potential conflict, it may be necessary to re-schedule the global settlement conference currently scheduled for May 28, 2019.

Your assistance and cooperation is greatly appreciated in this regard.

Sincerely yours,

BANKER LOPEZ GASSLER P.A.



Thomas R. Bopp

TRB/ak
cc: Ashley Bradley (via email)
David Reed, Esq. (via email)

The Board of County Commissioners waives this conflict only for the purposes of the global settlement conference referenced herein.

Karen Williams Seel, Chair
Pinellas County Board of County Commissioners