

**From:** Knowlton, Janette  
**Sent:** Wednesday, April 23, 2025 3:37 PM  
**To:** Knowlton, Janette  
**Subject:** FW: HVR Conflict Waiver

**From:** Robert Gill <[Robert.Gill@arlaw.com](mailto:Robert.Gill@arlaw.com)>  
**Sent:** Wednesday, April 23, 2025 12:02 PM  
**To:** Knowlton, Janette <[Janette.Knowlton@charlottecountyfl.gov](mailto:Janette.Knowlton@charlottecountyfl.gov)>  
**Cc:** Susan L. DuBois <[Susan.DuBois@arlaw.com](mailto:Susan.DuBois@arlaw.com)>; Suellen Kerrigan <[suellen.kerrigan@arlaw.com](mailto:suellen.kerrigan@arlaw.com)>  
**Subject:** HVR Conflict Waiver

Janette there are two parcels in Segment One of the HVR Project that are encumbered with a mortgage held by Regions Bank. Regions is a client of my firm however none of our attorneys were involved in the transaction that created these mortgages.

The eminent domain statute requires the County to join "any interested parties" to the acquisition. That includes mortgage holders. Since the mortgage holders are not property owners they cannot challenge the taking or the amount of the condemnation award. They can only exercise their right to claim an interest in the condemnation award to satisfy their mortgage.

The Florida Bar Rules require my firm to obtain a conflict waiver. I have discussed this matter with attorneys for Regions and they have no problem signing a typical conflict waiver. If the County agrees, I will prepare a waiver and circulate it to Regions first for execution. Please advise if you agree.

Sent from my iPad

**ROBERT GILL**

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