



JORGE PÉREZ SANTIAGO

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Jorge Pérez Santiago focuses his practice on complex civil litigation, government enforcement actions, qui tam whistleblower suits, and trial support and appeals in state and federal court.

Prior to joining Stumphauzer & Sloman PLLC, Mr. Pérez Santiago was an appellate and commercial litigator at an Am Law 200 law firm in the Miami area. There, Mr. Pérez Santiago worked closely with trial counsel through all stages of litigation, including case assessment, pleadings, discovery, motion practice, jury instructions, and trial, to strengthen the chance of success at trial and help preserve critical legal issues for appeal. Mr. Pérez Santiago worked on

significant and complex matters in diverse industries, including the telecommunications, health care, intellectual property, and securities sectors.

Mr. Pérez Santiago also previously served as a senior staff attorney for Chief Justice Jorge Labarga of the Supreme Court of Florida. Justice Labarga, a Cuban American, is the first person of Hispanic descent to lead the state judicial branch, and the first chief justice to serve a second consecutive two-year term since the end of the Civil War. Mr. Pérez Santiago was also an extern for Justice Barbara J. Pariente, and a judicial intern for Judge Patricia A. Seitz of the United States Southern District of Florida.

Mr. Pérez Santiago is also an active member of organizations that support his community. In 2013, he was named Member of the Year by the Cuban American Bar Association. His work on behalf of that organization included serving as Editor-in-Chief of CABA Briefs. He is also a prospective student interviewer for Georgetown University's Alumni Admissions Program and a member of the University of Miami School of Law's Young Alumni Committee.

Mr. Pérez Santiago, who is of Puerto Rican and Cuban descent, speaks and reads Spanish fluently. Si su asunto legal requiere dominio del idioma español, estoy dispuesto a responder a sus necesidades.

RECENT ENGAGEMENTS

- *Logopaint A/S v. 3D Sport Signs SI*, 219 F. Supp. 3d 1197 (S.D. Fla. 2016). Obtained summary judgment of non-infringement in complex patent infringement action involving three-dimensional advertising technology in sports telecasts.
- *TracFone Wireless, Inc. v. Clear Choice Connections, Inc.*, 102 F. Supp. 3d 1321 (S.D. Fla. 2015), *appeal dismissed* (Apr. 20, 2016). Successfully defended a preliminary trademark injunction in the Southern District of Florida on appeal in the Eleventh Circuit where the issue on appeal involved a federal circuit split on the proper trademark-infringement test when the defendant claims that its use of the marks is so-called “nominative fair use.”
- *Figueroa v. Hynes*, Nos. 5D14–3457, 5D15–174 (Fla. 5th DCA Dec. 11, 2015). Represented physician practice and hospital, and obtained affirmance of final judgment granting and denying sanctions for violations of a mediated settlement agreement in a healthcare dispute.

- Drafted initial and reply briefs, and conducted oral argument in Florida Supreme Court contending that trial court violated the criminal defendant's constitutional right to trial by considering defendant's decision to plead not guilty in determining an appropriate sentence.
- Represented branch of Indian bank in significant RICO claim involving complex factual and procedural RICO and statute of limitations issues. Assistance with research and drafting of motion to dismiss regarding the federal court's authority to consider material outside the pleadings to prove that plaintiff was on inquiry notice of the alleged RICO fraud well outside the permissible statute of limitations resulted in dismissal of the claim.
- Represented healthcare entities and drafted petitions for extraordinary writs in Florida appellate courts seeking review of orders requiring health care providers to divulge confidential pricing structures without a showing of actual need.
- Represented privately held company in Securities and Exchange Commission investigation for securities fraud, and provided research and analysis regarding complex jurisdictional and evidentiary privilege issues.

PUBLICATIONS

- "Post-Election Update on Cuba," Expect Focus International, Spring (March 2017).
- Contributor, "I Object! A Blog on Preservation of Error," Carlton Fields (March 15, 2017).
- "Preservation of Issues for Appeal: Motion Arguments and Demonstrative Aids," Trial Techniques Committee Newsletter, ABA Tort Trial & Insurance Practice Section (Winter 2017).
- Contributor, Food for Thought: A Review of 2016 Litigation, Carlton Fields (February 17, 2017).
- [Oral Argument – Florida Supreme Court \(May 2016\)](#).
- "Sixth Circuit Affirms Dismissal of Putative Class Action Claims Against Kraft Foods Global, Inc. and Starbucks," Carlton Fields Web Article (May 16, 2016).
- Co-Author, "FAA Treats "Commercial" Newsgatherers and Citizen Journalists Differently," MLRC MediaLawCenter (December 2015).
- "Note on Carlson v. FedEx regarding Independent Contractors," Appellate Advocacy Committee Newsletter, ABA Tort Trial & Insurance Practice Section (November 2015).
- "Court Had Jurisdiction to Consider District Court Order Not Referenced in the Notice of Appeal," Appellate Practice, ABA Section of Litigation (May 2015).

- “The First Cuban-American Chief Justice of the State of Florida: Chief Justice Jorge Labarga,” CABA BRIEFS (Fall-Winter 2014).
- “Celebrating “El Día Del Abogado,” CABA BRIEFS (Summer 2013).
- “In Memoriam: Judge Margarita Esquiroz”, CABA BRIEFS (Fall 2012).
- “Armageddon for Sports?” The American Needle Decision, CABA BRIEFS (Fall 2009).
- “Donte Stallworth’s Plea Deal: Con – Was justice truly served?”, CABA BRIEFS (Summer 2009).

PROFESSIONAL AND CIVIL ACTIVITIES

- Cuban American Bar Association (CABA) – Member of the Year (2013); Editor-in-Chief of CABA Briefs (2013-2015); Articles Editor CABA Briefs (2012-2013); Vice Chair of CABA Briefs (2015-2016); Member of CABA Night at Marlins Park Planning Committee (2016-2017).
- Florida Bar Appellate Practice Committee (2014-present).
- Prospective student interviewer, Georgetown Alumni Admissions Program.
- Regional Representative, University of Miami Young Alumni Committee (2012-2014).
- Member, University of Miami School of Law Young Alumni Committee (2016 – present).
- United Way of Miami-Dade Young Leader (2015-2016).
- Member, Hispanic National Bar Association (2015-present).
- Member, American Bar Association (2015-present).
- Member, Belen Jesuit Preparatory School Alumni Association and Belen Alumni Lawyers Society (Graduate of the Class of 2004). Belen Jesuit was originally established in Havana, Cuba, by the Jesuits in 1854, but moved to Miami, Florida after the communist government of Fidel Castro, himself an alumnus, took power and expelled the Jesuits.
- Past assistant football coach, Doral Academy Charter School.

EDUCATION

- Juris Doctor, *magna cum laude*, University of Miami School of Law, May 2011
 - Honors: Dean’s Merit Scholarship, Outstanding Merit Scholarship, Cuban American Bar Association Foundation Scholarship, Order of the Coif, Dean’s Certificate of Achievement Award for Sports Law, CALI Excellence for the Future Award in Immigration Law and Florida Constitutional Law
 - Activities: Inter-American Law Review (Articles & Comments Editor), Health & Elder Law Clinic Intern

- Bachelor of Science in Business Administration, Marketing, Georgetown University, McDonough School of Business, May 2008

PAST EXPERIENCE

- Florida Supreme Court
 - Staff Attorney to Justice Jorge Labarga, September 2011 – July 2014
 - Intern for Justice Barbara Pariente, Fall 2010
- United States District Court for the Southern District of Florida
 - Intern for Judge Patricia Seitz, Summer 2009