

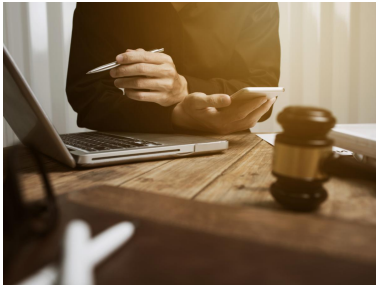
## THIS WEEK IN PIP

A Weekly Newsletter brought to you by Ged Lawyers, LLP

Every week the team at Ged Lawyers brings you the latest news regarding PIP. We are dedicated to our clients, their families, and their businesses. This newsletter will help keep you updated and united with us on where PIP stands. As many of you know, there's an active Senate Bill looking to repeal PIP and Ged Lawyers remains at the forefront fighting for our clients.

03/08/21 THROUGH 03/12/21  
March 17, 2021

### Newsletter Overview



#### Section 1

**Current Events  
with PIP**



#### Section 2

**Recent PIP Cases  
throughout the State**



#### Section 3

**Events and  
Announcements**

### Current Events with PIP

#### **SB 54 Passes Senate Committees**

The Repeal of PIP, mandatory bodily injury (BI) insurance, and bad faith reform—SB 54—clears the Senate Committees.

On 3/11/21, SB 54 passed the sole remaining Senate Committee—the Rules Committee—by a vote of 12 to 3.

Previously, SB 54 passed the Judiciary Committee on 02/15/21 by a vote of 8 to

2, and the Banking & Insurance Committee on 01/26/21 by a vote of 10 to 2.

SB 54 repeals PIP/No-Fault within the State of Florida effective 01/01/2022. The repeal of PIP is replaced with mandatory BI provision (along with current property damage requirement). The mandatory BI threshold—\$25,000 bodily injury or death to a single person in an accident or \$50,000 bodily injury or death to multiple persons—is required for all motor vehicle registered within the State under SB 54. There were previous proposals to add exceptions to the threshold, such as full time student and households with income 200% or less of the federal poverty guidelines. SB 54 offers a permissive medpay option; however, the provision is not mandatory.



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## Recent PIP Cases

December 2020: *Alliance Spine & Joint II Inc v. USAA Casualty Ins. Co.*, 28 Fla. L. Weekly Supp. 961a, FLWSUPP2810ALLI, case no. COSO20008549(62) (Fla. Broward Cty. Ct. Dec. 3, 2020).

The County Court for Broward County found that a demand letter is not deficient as a matter of law for being inconsistent with the jurisdictional amount. The County Court granted partial summary judgment in favor of the medical provider pertaining to a demand letter affirmative defense. The Court found that even though the demand amount differed from the jurisdictional amount, the insurer did not suffer any prejudice specific to the amount difference. The subject demand contained an itemized bill, Health Insurance Claim Form (HICF) CMS 1500, and complied with section (10) of the No-Fault statute.

*Injuryone, Inc. (a/a/o Tirogene) v. Century-Nat'l Ins. Co.*, 28 Fla. L. Weekly Supp. 962a, FLSWUPP2810TIRO, case no. COCE20009738(48) (Fla. Broward Cty. Ct. Oct. 29, 2020).

The County Court for Broward County, Florida granted the insurer's motion for summary judgment and against the medical provider. The Court found that interest cannot be recovered when it is undisputed that the interest claimed is for a bill that was improperly unbundled. Thus, the improper bundling is not a covered loss and interest cannot be sought.

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## Ged Lawyers Events & Announcements

Stay tuned for details on our events happening in April in our next PIP newsletter.

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With advanced remote capabilities, our PIP department is standing by ready to audit your existing files to uncover what you're rightfully owed. Even if another

attorney has already completed an audit its likely you're still owed more. Our 0% administrative costs ensure you get back every dollar collected. Call us today to schedule a FREE 5 year look back before it's too late. Call us now at 561-995-1966 or visit our website and submit your info at [gedlawyers.com](http://gedlawyers.com).

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