

Filing # 197193074 E-Filed 04/29/2024 01:28:18 PM

IN THE CIRCUIT COURT OF THE 11TH  
JUDICIAL CIRCUIT IN AND FOR  
MIAMI-DADE COUNTY, FLORIDA

JOSE FABIAN LOPEZ, as Personal  
Representative of the Estate of JOSE  
LOPEZ CANIZARES,

CIRCUIT CIVIL DIVISION

CASE NO: 2022-020044-CA-01

Plaintiff,  
v.

KENDALL HEALTHCARE GROUP, LTD.  
d/b/a HCA FLORIDA KENDALL HOSPITAL,  
ALEX MARCOVICH, and COLE BOUZA,

Defendants.

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**PLAINTIFF'S NOTICE OF APPEAL**

Notice is hereby given that Jose Fabian Lopez, as Personal Representative of the Estate of Jose Lopez Canizares, appeals to the Third District Court of Appeal this Court's Final Judgment entered on March 28, 2024. The nature of the order is a final order.

**Certificate of Service**

I HEREBY CERTIFY that a true and correct copy of the foregoing was electronically served through the Florida E-Portal Filing System this 29th day of April 2024, to: CARLOS SANTISTEBAN, JR., ESQ., 6080 Bird Road, Suite 1, Miami, FL 33155; [carlos@csjrlaw.com](mailto:carlos@csjrlaw.com); [eservice@csjrlaw.com](mailto:eservice@csjrlaw.com); and WALTER J TACHE, ESQ., Tache Bronis and Descalzo, P.A., 150 SE 2nd Avenue, Miami, FL; [wtache@tachebronis.com](mailto:wtache@tachebronis.com); [service@tachebronis.com](mailto:service@tachebronis.com); ALEX DIAZ, ESQ.; ROBERT M. KLEIN, ESQ.; ANDREW M. FELDMAN, ESQ.; KLEIN PARK & LOWE, P.L., *Co-counsel for Plaintiffs*, 9130 S. Dadeland Blvd., Ste. 2000, Miami, Florida 33156; [kleinr@kleinpark.com](mailto:kleinr@kleinpark.com); [diaza@kleinpark.com](mailto:diaza@kleinpark.com); RICHARD N. CONFORTI, ESQ., MARK J. SULLIVAN, ESQ., ROBERT C. SOLOMON, ESQ., Law Offices of Saban & Solomon, *Counsel*

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STATE OF FLORIDA, COUNTY OF MIAMI-DADE  
I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE  
ORIGINAL ON FILE IN THIS OFFICE 4-29 AD 20 29  
JUAN FERNANDEZ-BARQUIN, Clerk of the Court and Comptroller, Miami-Dade County

Deputy Clerk

*[Handwritten Signature]*

12662



**IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL  
CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA**

CASE NO: 2022-020044-CA-01

SECTION: CA09

JUDGE: Pedro P Echarte Jr.

**JOSE FABIAN LOPEZ**

Plaintiff(s)

vs.

**KENDALL HEALTHCARE GROUP, LTD., et al**

Defendant(s)

\_\_\_\_\_ /

**FINAL JUDGMENT**

THIS CAUSE having come before the Court on March 27, 2024 on Defendant Alex Marcovich's Motion for Summary Judgment, and the Court having reviewed the Motion for Summary Judgment, Plaintiff's Response in Opposition to the Motion for Summary Judgment, and the Court having considered argument of counsel, and being otherwise fully advised on the premises,

**FINDS** as follows:

For the reasons set forth in Defendant Alex Marcovich's Motion for Summary Judgment, dated January 7, 2024, the Motion for Summary Judgment is **GRANTED**. In light of the foregoing, it is hereby **ORDERED and ADJUDGED** that:

1. Plaintiff Jose Fabian Lopez shall take nothing and a Final Judgment is entered in favor of Defendant Alex Marcovich, which shall go hence without day

**DONE and ORDERED** in Chambers at Miami-Dade County, Florida on this 28th day of March, 2024.

~~2022-020044-CA-01~~ 03-28-2024 9:02 AM

2022-020044-CA-01 03-28-2024 9:02 AM

Hon. Pedro P Echarte Jr.

**CIRCUIT COURT JUDGE**

Electronically Signed

No Further Judicial Action Required on **THIS MOTION**

CLERK TO **RECLOSE** CASE IF POST JUDGMENT

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