



MARIE ATTAWAY BORLAND

Shareholder

101 East Kennedy Boulevard
Suite 3700
Tampa, Florida 33602
T: 813.227.8450

marie.borland@hwlaw.com

BOARD CERTIFIED BY THE FLORIDA BAR

Board Certified in Appellate
Practice

PRACTICE FOCUS

Appellate
Automotive
Healthcare
Litigation
Cybersecurity, Data Breach &
Protection

EDUCATION

Duke University, B.A., 1984
University of Florida College of
Law, J.D., 1989

- University of Florida Law
Review
- Instructor, Legal Research
and Writing

BAR ADMISSIONS

American Bar Association
Federal Bar Association
The Florida Bar

Marie Borland is practice leader of the firm's Appellate Practice Group. Her practice has centered on appellate representation for over 20 years, and she has been a Florida Bar Board Certified Appellate Practice Lawyer since 2001. Marie's practice is principally devoted to handling appeals involving a broad range of matters, including professional and medical malpractice defense, products liability claims, and complex commercial, property tax, land use and real estate disputes. In addition, she assists the firm's litigation groups with the preparation of dispositive motions and complex legal memoranda. Marie has appeared extensively before the United States Court of Appeals for the Eleventh Circuit, the Florida Supreme Court, and Florida's District Courts of Appeal.

She also serves as appellate counsel to lawyers outside of the firm on both appellate and complex legal and procedural litigation matters. These services include advice regarding appellate rules, procedures and strategies; preparation and editing of briefs and legal memoranda; and representation as co-counsel in trial and appellate proceedings.

In addition to her appellate practice, Marie serves as a mental health advocate on behalf of individuals and their families in need of representation with regard to insurance coverage issues and other matters involving care and treatment. She is a co-founder and president of Changing Minds of Tampa Bay Inc., a Tampa Bay non-profit corporation dedicated to the advancement of mental wellness through community awareness and education, school interventions, and legal advocacy.

MARIE ATTAWAY BORLAND

- Appellate Practice Section
- Appellate Court Rules Committee

State Bar of Georgia

Hillsborough County Bar Association: Appellate Practice Section

COURT ADMISSIONS

All Florida State Courts

Eleventh Circuit Court of Appeals

U.S. District Court, Middle District of Florida

Marie also volunteers her time to her alma mater, Duke University, and currently serves as Co-Chair of the Tampa Bay Chapter of the Duke Women's Forum. She is also a former member of the Board of Trustees of St. Johns Episcopal Parish and Day School, and of the Board of Trustees of The Spring of Tampa Bay, Inc.

HONORS

- AV Preeminent® Rating, Martindale-Hubbell Peer Review
- Florida Super Lawyers (2012-2022)
- Super Lawyers Business Edition (2013)
- *The Best Lawyers in America*© (2010-2023)

COMMUNITY & PROFESSIONAL

- Fellow, Litigation Counsel of America: American Institute of Appellate Practice - Governing Board
- The Florida Bar: Former Member, Appellate Court Rules Committee
- Hillsborough County Bar Association: Appellate Practice Section, Chair (2011-2012)

NEWS & INSIGHTS

Eighty-One Hill Ward Henderson Attorneys Cited in The Best Lawyers in America 2023 Publication
Firm News, 8.18.22

61 Hill Ward Henderson Attorneys Recognized in 2022 Florida Super Lawyers Listing
Firm News, 7.1.22

Seventy Six Hill Ward Henderson Attorneys Cited in The Best Lawyers in America 2022 Publication
Firm News, 8.19.21

58 Hill Ward Henderson Attorneys Recognized in 2021 Florida Super Lawyers Listing
Firm News, 6.23.21

11th Circuit Deepens Longstanding Circuit Split on Standing in Data Breach Class Actions
Media Mention, 2.5.21

11th Circ. Says ID Theft Risk Doesn't Support Data Breach Suit
Media Mention, 2.5.21

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67 Hill Ward Henderson Attorneys Cited in The Best Lawyers in America 2021 Publication
Firm News, 8.20.20

Fifty Nine Hill Ward Henderson Attorneys Recognized in 2020 Florida Super Lawyers Listing
Firm News, 6.5.20

2019 Best Lawyers Cites 46 Hill Ward Henderson Attorneys & Names Six "Lawyer of the Year"
Firm News, 8.16.18

Hill Ward Henderson Attorneys Named 2018 Florida Super Lawyers
Firm News, 6.25.18

2018 Best Lawyers Cites 44 Hill Ward Henderson Attorneys & Names Five "Lawyer Of The Year"
Firm News, 8.15.17

Hill Ward Henderson Shareholder's Changing Minds Of Tampa Bay, Inc. Featured On ABC For Helping Community
Media Mention, 6.28.17

Hill Ward Henderson Attorneys Named 2017 Florida Super Lawyers
Firm News, 6.8.17

2017 Best Lawyers Cites 44 Hill Ward Henderson Attorneys & Names Two "Lawyers Of The Year"
Firm News, 8.15.16

Hill Ward Henderson Attorneys Named 2016 Florida Super Lawyers
Firm News, 6.15.16

2016 Best Lawyers Cites 40 Hill Ward Henderson Attorneys & Names Five "Lawyer of the Year"
Firm News, 8.17.15

Hill Ward Henderson Attorneys Named 2015 Florida Super Lawyers
Firm News, 6.11.15

2014 Best Lawyers Cites 42 Hill Ward Henderson Attorneys & Names Three "Lawyer Of The Year"
Firm News, 8.30.13

Hill Ward Henderson Attorneys Named to the 2013 Super Lawyers Business Edition
Firm News, 6.7.13

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Hill Ward Henderson Attorneys Named 2013 Florida Super Lawyers
Firm News, 6.3.13

Best Lawyers In America
Firm News, 7.31.12

Hill Ward Henderson Attorneys Named 2012 Florida Super Lawyers
And Rising Stars
Firm News, 3.20.12

PUBLISHED DECISIONS

- Old Stone, Inc. v. Foley & Lardner, LLP
WL 4902837 2D11-3029 District Court of Appeal of Florida, Second District, October 17, 2012
- Bishop ex rel. Estate of Ramsay v. R.J. Reynolds Tobacco Co.
WL 3758642 5D11-2004 District Court of Appeal of Florida, Fifth District, August 31, 2012
- In re Harwell
WL 3612356 8:12-CV-482-JSM, ADV 8:08-MP-2-MGW United States District Court, M.D. Florida, Tampa Division, August 21, 2012
- Williams v. Gaffin Indus. Services, Inc.
WL 1889284 2D10-2552 District Court of Appeal of Florida, Second District, May 25, 2012
- McDonald v. Johnson
WL 246468 2D11-3200 District Court of Appeal of Florida, Second District, January 27, 2012
- Fudge v. Avenues Motors, Ltd.
WL 75795 1D11-2086 District Court of Appeal of Florida, First District, January 9, 2012
- Bell v. Tampa Bay Downs, Inc.
WL 6718266 8:10-CV-2835-T-30TBM United States District Court, M. D. Florida, Tampa Division, December 21, 2011
- Hakes v. Orlando's Auto Specialists, Inc.
WL 6793974 5D10-2375 District Court of Appeal of Florida, Fifth District, December 20, 2011
- Bayside 180, LLC v. Wilkinson
WL 6016903 2D10-5584 District Court of Appeal of Florida, Second District, December 2, 2011
- Ewinwin, Inc. v. Groupon, Inc.
WL 5877037 8:10-CV-2678-T-24 United States District Court, M.D. Florida, Tampa Division, November 23, 2011

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- Kelly v. Philip Morris USA Inc.
WL 4414924 2D11-109 District Court of Appeal of Florida, Second District, September 23, 2011
- Pablo v. All Children's Hosp., Inc.
WL 2297667 2D10-1255 District Court of Appeal of Florida, Second District, June 10, 2011
- White Holding Co., LLC v. Martin Marietta Materials, Inc.
WL 1496405 09-14336 United States Court of Appeals, Eleventh Circuit, April 19, 2011
- Dolgencorp, Inc. v. Crapo
WL 814157 1D10-0820 District Court of Appeal of Florida, First District, March 9, 2011
- All Children's Hosp., Inc. v. Department of Administrative Hearings
WL 561453 2D02-1638 District Court of Appeal of Florida, Second District, February 18, 2011
- All Children's Hosp., Inc. v. Smith
WL 5491069 2D10-705 District Court of Appeal of Florida, Second District, December 29, 2010
- Service Experts, LLC v. Northside Air Conditioning & Electrical Service, Inc.
WL 4628567 2D09-5416 District Court of Appeal of Florida, Second District, November 17, 2010
- Zboch v. Cohen, Jayson & Foster, P.A.
WL 4558780 2D09-3790 District Court of Appeal of Florida, Second District, November 10, 2010
- School Bd. of Hernando County v. Mazourek
WL 4323055 5D09-4255 District Court of Appeal of Florida, Fifth District, October 5, 2010
- Zboch v. Cohen, Jayson & Foster, P.A.
WL 3327964 2D09-2509 District Court of Appeal of Florida, Second District, August 25, 2010
- Stiles v. Rayonier Performance Fibers, LLC
WL 2721558 1D10-2338 District Court of Appeal of Florida, First District, July 12, 2010
- Stiles v. Terrapointe L.L.C.
WL 2721557 1D10-2424 District Court of Appeal of Florida, First District, July 12, 2010
- Kiesel v. Isabelle
WL 2299617 2D08-5725 District Court of Appeal of Florida, Second District, June 9, 2010
- Gentry v. Heath
WL 2020315 2D08-5979 District Court of Appeal of Florida, Second

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- District, May 21, 2010
- Gibson v. Linebarger, Goggan, Blair, Sampson, LLP
WL 183933 2D08-3834 District Court of Appeal of Florida, Second District, January 20, 2010
 - Florida Birth-Related Neurological Injury Compensation Ass'n v. Department of Administrative Hearings
WL 114510 SC08-1317, SC08-1318, SC08-1319 Supreme Court of Florida, January 14, 2010
 - Cox v. Target Corp.
WL 3497730 09-12375 United States Court of Appeals, Eleventh Circuit, October 30, 2009
 - Weber v. Whitaker & Hamilton, P.A.
WL 2521229 2D08-5790 District Court of Appeal of Florida, Second District, August 19, 2009
 - Florida Institute For Long Term Care, LLC (Florida) v. Estate of Marchetta ex rel. Mauro
WL 998675 2D08-4578, 2D08-4583, 2D08-4582, 2D08-4581, 2D08-4579 District Court of Appeal of Florida, Second District, April 15, 2009
 - White Const. Co., Inc. v. Martin Marietta Materials, Inc.
WL 961135 5:05-CV-328-OC-10GRJ United States District Court, M.D. Florida, Ocala Division, April 7, 2009
 - Lennar Homes, LLC v. Priority Developers, Inc.
WL 622951 2D08-3484 District Court of Appeal of Florida, Second District, March 11, 2009
 - Menchise v. Akerman Senterfitt
WL 2597046 07-13046 United States Court of Appeals, Eleventh Circuit, July 2, 2008
 - Belden v. Tampa Westshore Associates Ltd. Partnership
WL 1756543 2D07-3217, 2D07-3218, 2D07-3219 District Court of Appeal of Florida, Second District, April 18, 2008
 - All Children's Hosp., Inc. v. Department of Administrative Hearings
WL 142308 2D02-1638 District Court of Appeal of Florida, Second District, January 16, 2008
 - Crapo v. HCA, Inc.
WL 2932868 1D06-5640 District Court of Appeal of Florida, First District, October 10, 2007
 - Sharkey v. Food & Drug Admin.
WL 2914212 06-11774 United States Court of Appeals, Eleventh Circuit, October 5, 2007
 - White Constr. Co., Inc. v. Martin Marietta Materials, Inc.
WL 7126083 5:05-CV-328-OC-10GRJ United States District Court, M.

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- D. Florida, Ocala Division, July 6, 2007
- City of Tampa v. City Nat. Bank of Florida
WL 1484488 2D06-1383 District Court of Appeal of Florida, Second District, May 23, 2007
- Gulfstream Park Racing Ass'n, Inc. v. Tampa Bay Downs, Inc.
WL 641973 03-16272 United States Court of Appeals, Eleventh Circuit, March 5, 2007
- Florida Birth-Related Neurological Injury Compensation Ass'n v. Florida Div. of Administrative Hearings
WL 63639 SC04-227, SC04-666 Supreme Court of Florida, January 11, 2007
- Coates v. Akerman, Senterfitt & Eidson, P.A.
WL 2987108 2D05-4688 District Court of Appeal of Florida, Second District, October 20, 2006
- Gulfstream Park Racing Ass'n, Inc. v. Tampa Bay Downs, Inc.
WL 2690152 SC05-251 Supreme Court of Florida, September 21, 2006
- Medical Sav. Ins. Co. v. HCA, Inc.
WL 1746934 05-14230 United States Court of Appeals, Eleventh Circuit, June 27, 2006
- In re Steffen
WL 1746883 05-17239 United States Court of Appeals, Eleventh Circuit, June 27, 2006
- Clare v. Coleman (Parent) Holdings, Inc.
WL 1409137 4D05-1575 District Court of Appeal of Florida, Fourth District, May 24, 2006
- Nunez v. Westfield Homes of Florida, Inc.
WL 1118135 2D05-1089 District Court of Appeal of Florida, Second District, April 5, 2006
- In re Steve A. Clapper & Associates of Fla.
WL 617994 ADV. 00-438, 2:04-CV424FTM33DNF, BANKR. 9:99BK13102AL United States District Court, M.D. Florida, Fort Myers Division, March 10, 2006
- Davidco Investors, LLC v. Anchor Glass Container Corp.
WL 547989 8:04CV2561T-24EAJ United States District Court, M.D. Florida, March 6, 2006
- Biomet, Inc. v. Fleury
WL 2806679 2D04-5179 District Court of Appeal of Florida, Second District, October 28, 2005
- Gulfstream Park Racing Ass'n, Inc. v. Tampa Bay Downs, Inc.
WL 293797 03-16272 United States Court of Appeals, Eleventh Circuit, February 9, 2005

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- All Children's Hosp., Inc. v. Department of Administrative Hearings
WL 57230 2D02-1638 District Court of Appeal of Florida, Second District, January 14, 2004
- Fleury v. Biomet, Inc.
WL 22955935 2D02-2103 District Court of Appeal of Florida, Second District, December 17, 2003
- Niemi v. Brown & Williamson Tobacco Corp.
WL 22187140 2D03-2600 District Court of Appeal of Florida, Second District, September 24, 2003
- Waksman Enterprises, Inc. v. Oregon Properties, Inc.
WL 22187073 2D02-2461 District Court of Appeal of Florida, Second District, September 24, 2003
- Marriott International, Inc. v. Perez-Melendez
WL 21713741 5D02-1624 District Court of Appeal of Florida, Fifth District, July 25, 2003
- Skyway Trap & Skeet Club, Inc v. Southwest Florida Water Management Dist.
WL 21554307 2D02-3423 District Court of Appeal of Florida, Second District, July 11, 2003
- Capitol Indem. Corp. v. Heidkamp
WL 23643606 2:01-CV-427FTM United States District Court, M.D. Florida, Fort Myers Division, May 5, 2003
- Helm v. Foote
WL 1786095 2D02-663 District Court of Appeal of Florida, Second District, April 4, 2003
- Extendicare, Inc. v. Johnson
WL 31487255 2D01-4949 District Court of Appeal of Florida, Second District, November 08, 2002
- Alterra Healthcare Corp. v. Estate of Shelley
WL 31026990 SC01-709 Supreme Court of Florida, September 12, 2002
- Jones v. R.J. Reynolds Tobacco Co.
WL 2007843 2D01-412 District Court of Appeal of Florida, Second District, August 30, 2002
- Hayward & Associates, Inc. v. Hoffman
WL 491223 2D01-1828 District Court of Appeal of Florida, Second District, April 3, 2002
- Legion Ins. Co. v. Bank of America, N.A.
WL 53923 2D01-2259 District Court of Appeal of Florida, Second District, January 16, 2002
- D'Amario v. Ford Motor Co.
WL 1472600 SC95881, SC96139 Supreme Court of Florida,

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November 21, 2001

- Hayward & Associates, Inc. v. Hoffman
WL 912681 2D00-4324 District Court of Appeal of Florida, Second District, August 15, 2001
- Alterra Health Care Corp. v. Shelley ex rel. Mitchell
WL 223272 1D00-3260 District Court of Appeal of Florida, First District, March 8, 2001
- Pulmosan Safety Equipment Corp. v. Barnes
WL 4960 SC94544 Supreme Court of Florida, January 6, 2000
- Hoch v. Rissman, Weisberg, Barrett
WL 741165 98-1393, 98-462 District Court of Appeal of Florida, Fifth District, September 17, 1999
- Merkle v. Robinson
WL 506972 91,967 Supreme Court of Florida, July 8, 1999
- Old Republic Sur. Co. v. Reischmann
WL 281354 97-02760 District Court of Appeal of Florida, Second District, June 3, 1998
- Robinson by Hargis v. Merkle
WL 577722 95-05178 District Court of Appeal of Florida, Second District, September 19, 1997
- K-Mart Corp. v. Lentini
WL 44558 94-00014 District Court of Appeal of Florida, Second District, February 1, 1995