

FLORIDA SIXTH DISTRICT COURT OF APPEAL

Corina Dawson Parker v. Hotel Lake Placid, LLC d/b/a Holiday Inn
Express

Parker v. Hotel Lake Placid · No. 6D2024-2007 · Decided June 12, 2026

SUMMARY

The Sixth District Court of Appeal of Florida affirmed the circuit court's judgment in favor of Hotel Lake Placid, LLC d/b/a Holiday Inn Express. The court cited Florida premises-liability authority concerning an invitee's duty to exercise reasonable care and summary-judgment authority concerning the nonmoving party's burden to identify affirmative evidence of a genuine dispute of material fact.

OPINION

PER CURIAM.

SIXTH DISTRICT COURT OF APPEAL STATE OF FLORIDA
_____ Case No. 6D2024-2007 Lower Tribunal No. 2022-CA-
000124 _____ CORINA DAWSON PARKER, Appellant, v.
HOTEL LAKE PLACID, LLC d/b/a/ HOLIDAY INN EXPRESS, Appellee.
_____ Appeal from the Circuit Court for Highlands County. Peter F.
Estrada, Judge.

June 12, 2026 PER CURIAM. AFFIRMED. See *Earley v. Morrison Cafeteria Co. of Orlando*, 61 So. 2d 477, 478 (Fla. 1952) (“[I]t is... well settled that the proprietor has a right to assume that the invitee will perceive that which would be obvious to him upon the ordinary use of his own senses. ‘The law does not require a proprietor of a public place to maintain his premises in such condition that an accident could not possibly happen to a customer.

Plaintiff was in turn obligated to exercise a reasonable degree of care for her own safety.’” (first citing *Miller v. Shull*, 48 So. 2d 521, 522 (Fla. 1950); and then quoting *Matson v. Tip Top Grocery Co.*, 9 So. 2d 366, 368 (Fla. 1942))); *Bensen v. Privilege Underwriters Reciprocal Exch.*, 401 So. 3d 390, 394 (Fla. 6th DCA 2023) (explaining that after the moving party meets its initial burden on summary judgment, the burden shifts to the non-moving party, which “must do more than simply show that there is some metaphysical doubt as to the material facts” and “must go beyond the pleadings and ‘identify affirmative evidence’ that creates a genuine dispute of material fact” (quoting *Brevard Cnty. v. Waters Mark Dev.*

Enters., LC, 350 So. 3d 395, 398 (Fla. 5th DCA 2022))). STARGEL, MIZE and KAMOUTSAS, JJ., concur. Morgan Weinstein, of Twig, Trade, & Tribunal, PLLC, Fort Lauderdale, for Appellant.

Mihaela Cabulea and Emily C. Smith, of Butler Weihmuller Katz Craig LLP, and Robert P. Kelly, of Law Office of Robert P. Kelly, Tampa, for Appellee. NOT FINAL UNTIL TIME EXPIRES TO FILE MOTION FOR REHEARING AND DISPOSITION THEREOF IF FILED 2

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