

FLORIDA SIXTH DISTRICT COURT OF APPEAL

Raci Tasman and Dean Tasman v. Luz M. Jusakos and Yani Jusakos

Tasman v. Jusakos · No. 6D2024-1078 · Decided March 20, 2026

SUMMARY

The Florida Sixth District Court of Appeal affirmed the circuit court's decision in favor of Luz M. Jusakos and Yani Jusakos. The court cited the rule that a corporate member generally must show direct harm and special injury, or a special duty owed to the member, to maintain an individual rather than derivative action.

CASE DETAILS

COURT	Florida Sixth District Court of Appeal
WRITING FOR THE COURT	STARGEL; MIZE; PRATT
JURISDICTION	Florida Sixth District Court of Appeal
DECIDED	March 20, 2026
DOCKET	6D2024-1078
DISPOSITION	affirmed
PROCEDURAL POSTURE	Appeal from the Circuit Court for Orange County.
PRECEDENTIAL VALUE	published
PARTIES	Raci Tasman, Dean Tasman v. Luz M. Jusakos, Yani Jusakos

TOPICS

appellate procedure

shareholder derivative suits

corporate law

commercial litigation

PRACTICE AREAS

appellate procedure

corporate law

commercial litigation

QUESTIONS PRESENTED

- Whether a corporation member may maintain an individual action rather than a derivative action without alleging direct harm and special injury or a special duty owed to the member.

HOLDINGS

1. A corporation member must establish direct harm and special injury, or a special duty owed to the member, to maintain an individual action instead of a derivative action; the appellate court affirmed the circuit court's disposition.

KEY QUOTATIONS

“Florida requires a direct harm and special injury to a corporation member, or a special duty owed, for a member to maintain an individual action compared to a derivative one” (at 1)

FACTUAL BACKGROUND

The opinion provides no substantive factual background beyond identifying the parties and the appeal from the Orange County Circuit Court. The court's reasoning concerns the distinction between an individual action by a corporation member and a derivative action.

PROCEDURAL HISTORY

Raci Tasman and Dean Tasman appealed a ruling of the Orange County Circuit Court. The Sixth District Court of Appeal affirmed the circuit court.

DISPOSITION

affirmed

CASES CITED

- Iezzi Fam. Ltd. P'ship v. Edgewater Beach Owners Ass'n, 254 So. 3d 584, 586 n.2 (Fla. 1st DCA 2018)
- Dinuro Invs., LLC v. Camacho, 141 So. 3d 731, 738-41 (Fla. 3d DCA 2014)

OPINION

RACI TASMAN, an Individual and DEAN TASMAN, an Individual, Husband and Wife v. LUZ M. JUSAKOS, an Individual and YANI JUSAKOS, an Individual, Husband and Wife
PER CURIAM.

SIXTH DISTRICT COURT OF APPEAL

STATE OF FLORIDA

_____ Case No. 6D2024-1078 Lower Tribunal No. 2015-CA-002393-O _____

RACI TASMAN and DEAN TASMAN,
Appellants, v.

LUZ M. JUSAKOS and YANI JUSAKOS,

Appellees. _____ Appeal from the Circuit Court for Orange County.

Lisa T. Munyon and Heather Pinder Rodriguez, Judges. March 20, 2026 PER CURIAM.

AFFIRMED. See Iezzi Fam. Ltd. P'ship v. Edgewater Beach Owners Ass'n,

254 So. 3d 584, 586 n.2 (Fla. 1st DCA 2018) (observing that “Florida requires a direct harm and special injury to a corporation member, or a special duty owed, for a member to maintain an individual action compared to a derivative one” (citing *Dinuro Invs., LLC v. Camacho*, 141 So. 3d 731, 738-41 (Fla. 3d DCA 2014))). STARGEL, MIZE and PRATT, JJ., concur. Alan B. Taylor, of Alan B. Taylor & Associates, Professional Association, Orlando, for Appellants. Stephen E. Belle, of Stephen E. Belle, P.A., Orlando, for Appellees.

NOT FINAL UNTIL TIME EXPIRES TO FILE MOTION FOR REHEARING
AND DISPOSITION THEREOF IF FILED

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