

FIRST DISTRICT COURT OF APPEAL OF FLORIDA

Florida Roof Masters, LLC, and Nicholas D. Carlucci v. Bonnie S. Page

No. 1D2024-0132 · No. 1D2024-0132 · Decided December 10, 2025

SUMMARY

The Florida First District Court of Appeal held that Florida Roof Masters had standing to pursue a breach of contract claim against Bonnie Page for the unpaid balance of roofing services. The court concluded that the collection agreement did not constitute a full and unconditional assignment of Roof Masters’ contractual rights and reversed the summary judgment on Roof Masters’ breach of contract count, otherwise affirming and remanding.

CASE DETAILS

COURT	First District Court of Appeal of Florida
WRITING FOR THE COURT	Lewis, J.; Roberts, J.; Tanenbaum, J.
JURISDICTION	First District Court of Appeal of Florida
DECIDED	December 10, 2025
DOCKET	1D2024-0132
DISPOSITION	reversed_and_remanded
PROCEDURAL POSTURE	Appeal from a final summary judgment entered in favor of Bonnie S. Page in a breach of contract action.
STANDARD OF REVIEW	Not expressly stated in the opinion; the appeal concerned review of a final summary judgment.
PRECEDENTIAL VALUE	Published opinion
PARTIES	Florida Roof Masters, LLC, Nicholas D. Carlucci v. Bonnie S. Page

TOPICS

- assignment and delegation standing summary judgment breach of contract appellate procedure

PRACTICE AREAS

- Contracts Civil procedure Appellate procedure Construction law Commercial litigation

QUESTIONS PRESENTED

1. Whether Roof Masters had standing to bring a breach of contract claim against Page after retaining a collection company to pursue the unpaid debt.
2. Whether the collection agreement constituted a full and unconditional assignment of Roof Masters's rights under the roofing contract.

HOLDINGS

1. Roof Masters had standing to bring the breach of contract claim because it retained a direct and articulable stake in the controversy and had not received payment for the allegedly outstanding debt.
2. The collection agreement was not a full and unconditional assignment of Roof Masters's interests in the roofing contract; at most, it assigned the chose in action to permit the collection company to sue on Roof Masters's behalf.

KEY QUOTATIONS

“Standing is a legal concept that requires a would-be litigant to demonstrate that he or she reasonably expects to be affected by the outcome of the proceedings, either directly or indirectly.” (at 2)

“The collections contract gave a right to sue on behalf of Roof Masters; it was not an absolute assignment.” (at 2)

FACTUAL BACKGROUND

Florida Roof Masters, LLC, and Bonnie S. Page entered a roofing contract for \$18,000. Page paid \$9,000 before the roofing services were performed but refused to pay the remaining balance after completion. Roof Masters retained a collection company to pursue the debt on its behalf under an agreement allowing the company to retain a percentage of any recovery, but the agreement did not transfer all of Roof Masters's interests in the contract or require Roof Masters to bear collection costs if unsuccessful.

PROCEDURAL HISTORY

Florida Roof Masters, LLC, and Nicholas D. Carlucci appealed the circuit court's final summary judgment for Bonnie S. Page. The appellate court reversed the summary judgment as to Roof Masters's breach of contract count, affirmed in all other respects, and remanded for further proceedings.

DISPOSITION

reversed_and_remanded

REMAND INSTRUCTIONS

Remanded for further proceedings on Roof Masters's breach of contract count.

CASES CITED

- Robinson v. Springfield Co., 21 Fla. 203, 217-18 (1885)
- Spears v. W. Coast Builders' Supply Co., 133 So. 97, 97 (Fla. 1931)
- Sammis v. L'Engle, 19 Fla. 800, 804 (1883)
- Cont'l Cas. Co. v. Ryan Inc. E., 974 So. 2d 368, 376 (Fla. 2008)
- William F. Hayes, Jr., et al. v. Guardianship of Mae E. Thompson, etc., Hayes v. Guardianship of Thompson, 952 So. 2d 498, 505 (Fla. 2006)
- Brown v. Firestone, 382 So. 2d 654, 662 (Fla. 1980)

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