

IN THE CIRCUIT COURT OF THE 20th
JUDICIAL CIRCUIT IN AND FOR COLLIER
COUNTY, FLORIDA

AMY HARROW and,
CHARLES HARROW, JR.,

CASE NO.: 11-2024-CA-001117-0001-01

Plaintiff(s),
vs.

MARRIOTT HOTEL SERVICES, LLC d/b/a
JW MARRIOTT MARCO ISLAND BEACH
RESORT, and MARRIOTT
INTERNATIONAL, INC.,

Defendant(s) .

**ORDER ON DEFENDANT'S MOTION *IN LIMINE* REGARDING ADMISSIBLE
EVIDENCE OF PAST AND FUTURE MEDICAL TREATMENT OR SERVICES**

THIS CAUSE, having come before the Court on Defendant's Motion *In Limine* Regarding Admissible Evidence of Past and Future Medical Treatment or Services, filed June 25, 2025 [DN 140], and the Court having reviewed the Motions and hearing argument from counsel at hearing on August 7, 2025 (*via Zoom*), and being otherwise advised on the premises, it is hereby **ORDERED and ADJUDGED**:

1. Defendant's Motion is hereby **GRANTED**.
2. Plaintiffs, Amy and Charles Harrow, are found to have health care coverage.
3. Section 768.0247(2)(a) governs the admissibility of evidence offered to prove the amount of damages for past medical treatment that have been satisfied, and it strictly limits the admissible evidence to evidence of the amount actually paid, regardless of the source.
 - a. To the extent the Plaintiffs seek to admit evidence of damages for past medical expenses that have been satisfied, such evidence shall be limited to evidence of the amount actually paid to satisfy those bills.
4. Section 768.0247(2)(b) governs the admissibility of evidence offered to prove the amount of damages for past medical treatment that have not been satisfied, and it mandates that the plaintiff shall submit evidence of the amount(s) their health care coverage would have paid to satisfy any unpaid medical charges they are claiming as damages.

- a. To the extent the Plaintiffs seek to admit evidence offered to prove the amount of damages for past medical treatment that have not been satisfied, Plaintiffs are prohibited from presenting evidence of any unpaid bills they are claiming as damages without also presenting evidence of the amount(s) their health care coverage would have paid to satisfy those bills.
5. Section 768.0247(2)(c) governs the admissibility of evidence offered to prove the amount of damages for the cost of future medical treatment, and it mandates that the plaintiff shall submit evidence of the amount for which the future charges of health care providers could be satisfied if submitted to such health care coverage, plus the plaintiff's share of medical expenses under the insurance contract or regulation.
- a. To the extent the Plaintiffs seek to admit evidence offered to prove the amount of damages for the cost of future medical treatment, Plaintiffs are prohibited from presenting evidence of the cost of future medical treatment that they are claiming as damages without also presenting evidence of the amount their health care coverage would pay to satisfy those bills.

DONE and ORDERED in chambers in Collier County, this 25 day of August 2025.



Circuit Court Judge

Copies furnished to:
All Counsels of Record