



William L. Grimsley

MEMBER

Will Grimsley practices commercial litigation in the firm's Jacksonville office. His practice primarily focuses on the representation of clients in the financial services industry in commercial and consumer financial services litigation, real estate, bankruptcy and creditors' rights.

Prior to joining the firm in 2011, Will served as a federal law clerk. He earned his law degree from Florida Coastal School of Law, where he was Staff Editor of Law Review and a member of the Moot Court Honor Board. During law school, Will participated in the 16th and 17th Annual Willem C. Vis International Commercial Arbitration Moot in Vienna, Austria.

Office

Jacksonville

Email

wgrimsley@mcglinchey.com

Telephone

(904) 224-4496

Fax

(904) 212-0131

* indicates primary office

Published Decisions

- *Deutsche Bank Nat'l Tr. Co. for First Franklin Mortgage Loan Tr. 2006-FF16, Asset-Backed Certificates Series 2006-FF16 v. Green*, 5D17-710, ___ So. 3d ___, 2018 WL 3595290, at *1 (Fla. 5th DCA July 27, 2018)
- *PNC Bank Nat'l Ass'n v. Roberts*, 5D16-3341, ___ So. 3d ___, 2018 WL 1972658, *1 (Fla. 5th DCA Apr. 27, 2018) (deciding an issue of first impression)
- *Deutsche Bank Tr. Co. Americas for Residential Accredited Loans, Inc., Mortgage Asset Backed Pass-Through Certificates Series 2007-QS11 v. Merced*, 238 So. 3d 438 (Fla. 5th DCA 2018)
- *Wells Fargo Bank, Nat'l Ass'n v. Urbina*, 239 So. 3d 1290 (Fla. 3d DCA 2018)
- *PNC Bank, Nat'l Ass'n v. MDTR, LLC*, 243 So. 3d 456 (Fla. 5th DCA 2018)
- *Deutsche Bank Nat'l Tr. Co. for Morgan Stanley ABS Capital 1 Inc. Tr. 2006-NC5, Mortgage Pass-Through Certificates, Series 2006-NC5 v. SFL Prop. Holding LLC*, 237 So. 3d 1125 (Fla. 3d DCA 2018)
- *PNC Bank, Nat'l Ass'n v. Smith*, 225 So. 3d 294, 295 (Fla. 5th DCA 2017)
- *PNC Bank, N.A. v. Clark*, 211 So. 3d 265 (Fla. 3d DCA 2017)
- *Barnsdale Holdings, LLC v. Nationstar Mortg., LLC*, 193 So. 3d 1107 (Fla. 4th DCA 2016)
- *Davidian v. JP Morgan Chase Bank*, 178 So. 3d 45 (Fla. 4th DCA 2015)

Professional Affiliations

- The Florida Bar
- Jacksonville Bar Association
- The Federal Bar Association, Jacksonville Chapter

Honors

- *Florida Super Lawyers "Rising Stars"* (Business Litigation), 2018–2019

Experience

[Deutsche Bank Nat'l Tr. Co. for First Franklin Mortgage Loan Tr. 2006-FF16, Asset-Backed Certificates Series 2006-FF16 v. Green](#)

Reversing an involuntary dismissal, and (i) rejecting the argument that a subsequent foreclosure action must be predicated on a default date that post-dates the dismissal of prior foreclosure action; (ii) rejecting the argument that a borrower can start making normal monthly payments following dismissal of a foreclosure without curing the past due amounts; and (iii) demonstrating support for the trial court's finding that any claim of prejudice due to a discrepancy in a default letter was negated by the failure of the borrower to contact the loan servicer.

[PNC Bank Nat'l Ass'n v. Roberts](#)

In deciding an issue of first impression and reversing an involuntary dismissal, the court held that a borrower could waive affirmative defenses through answers to interrogatories.

Service Areas

Appellate
 Commercial Litigation
 Consumer Financial Services Litigation
 Creditors' Rights, Financial Restructuring and Bankruptcy
 Hospitality Industry

Education

Florida Coastal School of Law, J.D., 2010, cum laude, Moot Court Honor Board, Law Review
 Clemson University, B.A., Biological Sciences, 1998

Admissions

Florida
 U.S. District Court for the Middle District of Florida
 U.S. District Court for the Northern District of Florida
 U.S. District Court for the Southern District of Florida
 U.S. Court of Appeals for the Eleventh Circuit

Deutsche Bank Tr. Co. Americas for Residential Accredited Loans, Inc., Mortgage Asset Backed Pass-Through Certificates Series 2007-QS11 v. Merced

Reversing an involuntary dismissal where the trial court struck the bank's witness due to lack of a power of attorney in evidence showing the witness had authority to testify.

PNC Bank, Nat'l Ass'n v. Smith

Reversing a judgment for defendant based on the unclean hands doctrine, and holding that alleged conduct with respect to a second mortgage owned by the plaintiff could not serve as a basis for application of the unclean hands doctrine as to the plaintiff's first mortgage.

PNC Bank, Nat'l Ass'n v. MDTR, LLC

Reversing an award of attorney's fees to a defendant, finding a third-party purchaser of property did not assume the borrower's obligations under the mortgage through a bankruptcy trustee's deed and therefore could not obtain fees against the bank pursuant to the mortgage.

Recent Publications

- March 22, 2019 **[Recent Eleventh Circuit Opinion Confirms Mortgage Statements are not Debt Collection](#)**
The U.S. Court of Appeals for the Eleventh Circuit issued an opinion that provides significant clarity to an issue that has otherwise been undeveloped at the appellate level until now: whether mortgage statements constitute debt collection communications.
McGlinchey Consumer Financial Services Alert
- March 15, 2019 **[Recently-Published Opinions Affirm A Lender's Right To Seek All Unpaid Mortgage Payments](#)**
The Second District Court of Appeal for the State of Florida issued an opinion which affirms a lender's right to collect all accelerated unpaid payments in a foreclosure action.
McGlinchey Consumer Financial Services Alert

Events

- October 13, 2017 **[Developing Jurisprudence on Statutes of Limitation in New York, California, and Florida, and Impact on Mortgage Litigation](#)**
16th Annual Consumer Finance Legal Conference
New Orleans, LA

News Results

- July 2, 2019 **[Nine McGlinchey Stafford Attorneys Named to Florida Super Lawyers 2019](#)**
McGlinchey News Release
- August 7, 2018 **[Eight McGlinchey Stafford Attorneys Recognized in Florida Super Lawyers 2018](#)**
McGlinchey News Release
- January 2, 2018 **[McGlinchey Stafford Names Nine New Members in 2018](#)**
McGlinchey News Release
- September 27, 2011 **[William Grimsley Joins the Firm in Jacksonville](#)**