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QUESTIONS	Federal Miller Act (40 U.S.C. s. 3131-3134)	Private Payment Bond (Fla. Stat. 713.23)	Public Payment Bond (Fla. Stat. 255.05)	FDOT Payment Bond (FDOT Projects) (Fla. Stat. 337.18)
<b>WANT TO PRESERVE PAYMENT BOND RIGHTS? SERVING PRELIMINARY NOTICE</b>				
Who needs to serve a preliminary notice to preserve bond rights?	N/A	If you are <u>not</u> in privity of contract with the general contractor that furnished the bond	If you are <u>not</u> in privity of contract with the general contractor that furnished the bond	If you are <u>not</u> in privity of contract with the general contractor that furnished the bond
What type of preliminary notice do I need to serve to preserve bond rights?	None	Notice of Intent to Look to Bond	Notice of Intent to Look to Bond	Notice of Intent to Look to Bond
When do I need to serve this preliminary notice?	N/A	Within 45 days of initial / first furnishing (don't wait, serve immediately!)	Within 45 days of initial / first furnishing (don't wait, serve immediately!)	Within 90 days of initial / first furnishing (don't wait, serve immediately!)
Who should I serve the preliminary notice on?	N/A	General contractor	General contractor	General Contractor
<b>NOT PAID? ENFORCING PAYMENT BOND RIGHTS</b>				
How do I enforce my bond rights if I remain unpaid?	Serve a Notice of Non-Payment if you are <u>not</u> in privity of contract with the general (prime) contractor	Serve a Notice of Non-Payment	Serve a Notice of Non-Payment if you are <u>not</u> in privity of contract with the general contractor	Serve a Notice of Non-Payment if you are <u>not</u> in privity of contract with the general contractor
When do I need to serve a Notice of Non-Payment	Within 90 days of final furnishing (exclusive of punchlist or warranty work)	Within 90 days of final furnishing (exclusive of punchlist or warranty work)	Within 90 days of final furnishing (exclusive of punchlist or warranty work)	Within 90 days of final furnishing (exclusive of punchlist or warranty work)
Who do I serve my Notice of Non-Payment on?	General (prime) contractor	General contractor and payment bond surety	General contractor and payment bond surety	General contractor and payment bond surety
When do I need to file a lawsuit to sue on the payment bond (absent other avenues by the contractor or owner to shorten the limitations period)?	Within 1 year from final furnishing (exclusive of punchlist or warranty work)	Within 1 year from final furnishing (exclusive of punchlist or warranty work)	Within 1 year from final furnishing (exclusive of punchlist or warranty work)	Within 365 days of the final acceptance of the contract and work by FDOT

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