

[DO NOT PUBLISH]

In the  
United States Court of Appeals  
For the Eleventh Circuit

---

No. 20-14763

Non-Argument Calendar

---

ENDURANCE AMERICAN SPECIALTY  
INSURANCE COMPANY,  
a foreign corporation, individually as  
Subrogee of Comegys Insurance  
Agency, Inc.,

Plaintiff-Appellant,

*versus*

LIBERTY MUTUAL INSURANCE COMPANY,  
a foreign corporation,  
SAFECO INSURANCE COMPANY OF  
ILLINOIS,  
SAFECO INSURANCE COMPANY OF

2

Opinion of the Court

20-14763

AMERICA,

Defendants-Appellees.

---

Appeal from the United States District Court  
for the Middle District of Florida  
D.C. Docket No. 8:17-cv-02832-VMC-CPT

---

Before JILL PRYOR, LUCK, and TJOFLAT, Circuit Judges.

PER CURIAM:

This is an appeal by Endurance, Comegys' errors and omissions insurer, for attorneys' fees based on a judgment in its favor below against Safeco. Endurance raises arguments on appeal as to why it is entitled to attorneys' fees based on an indemnification agreement between Safeco and Comegys. Safeco rebuts these arguments by pointing out that, among other things, Endurance's post-judgment motion for fees would be moot if Safeco won on appeal in Case No. 19-14664, the companion case that reviewed the merits of the judgment below regarding an indemnification agreement between Safeco and Comegys. And Safeco did win its appeal in Case No. 19-14664. So, Endurance may not seek attorneys' fees on appeal.

**AFFIRMED.**