

IN THE CIRCUIT COURT OF THE NINTH JUDICIAL CIRCUIT,
IN AND FOR ORANGE COUNTY, FLORIDA

Case No.: 2008-DR-5034

Division: 42

IN RE: THE FORMER MARRIAGE OF:

ROBIN A. KIMMEL,
Petitioner,

and

ANDY S.KIMMEL,
Respondent.

**ORDER ON MOTION TO MAKE COURT RECORDS
CONFIDENTIAL AND SEAL FIL**

UPON CONSIDERATION of the Respondent's Motion to Make Court Records Confidential and Seal Fil, the Court, having reviewed the file and being otherwise fully advised in the premises does hereby

FIND AS FOLLOWS:

A. The Respondent has disclosed personal Medical and Psychological information in the course of this family law case, including information and documents required by Rule 12.285 of the Florida Family Rules of Procedure, and information in Financial Affidavits, Answers to Interrogatories, documents produced as a result of Requests for Production, depositions, and transcripts of court proceedings which contain personal financial, medical and psychological data and other records which include disclosure of his mental health records would cause substantial injury to the parties and is, therefore, confidential under Rule 2.420(c)(9) of the Florida Rules of Judicial Administration. Furthermore, it is likely that access to the this file would subject a party to abuse, as provided by Rule 12.400(c) of the Florida Family Law Rules of Procedure.

B. The degree, duration, and manner of the requested confidentiality of the file are no broader than necessary to protect the interests set forth in Paragraph A above.

C. No less restrictive measures are available to protect the interests set forth in Paragraph A above.

The Court does therefore

ORDER, ADJUDGE and DECREE that:

1. The Clerk of the Court is hereby directed to seal the file and otherwise prevent the dissemination to the public of the information all records, including, but not limited to Financial Affidavits, Answers to Interrogatories, documents produced as a result of Requests for Production, depositions, transcripts of court proceedings and all medical/psychological records which contain personal data and other records.

2. Except for those persons named in any subsequent order and under the conditions set

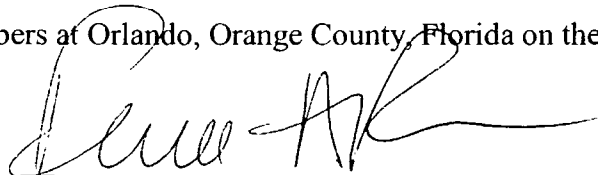
forth in any such order, the following are the only persons to have access to and allowed inspection of this file:

- (a) The parties herein and their attorneys, Holy Derenthal, Esquire and Jane E. Carey, Esquire, and staff of those attorneys;
- (b) The Clerk of the Circuit Court and employees thereof in fulfillment of their duties;
- (c) Any person who establishes that disclosure of the information is necessary for government or judicial accountability or has a proper first amendment right to the information.

3. The parties and their respective counsel are admonished that they are ordered, likewise, not to disclose or divulge any such information to any individual other than those set forth herein.

4. The Clerk of the Court is hereby directed to publish this order in accordance with Rule of Judicial Administration 2.420(d)(4).

DONE AND ORDERED in Chambers at Orlando, Orange County, Florida on the 11 day of June, 2010.



RENEE ROCHE, Circuit Judge

CERTIFICATE OF SERVICE

I certify that a copy of this document was delivered by ~~facsimile transmission and by U.S. Mail/Hand Delivery~~ to Holly Derenthal, Esquire, 2518 Edgewater Drive, Orlando, Florida 32804 and to Jane E. Carey, Esquire, Ashford-Gainer Bldg., 905 W. Colonial Drive, Orlando, FL 32804 this 11 day of June 2010.


Judicial Assistant/Attorney