

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

MICHELLE COOKSEY,
Petitioner(s),

vs.

CASE NO.: 48-2010-DR-6133-O

JOHN COOKSEY,
Respondent(s).

ORDER DETERMINING CONFIDENTIALITY OF COURT RECORDS

THIS MATTER came before the Court on a Motion to Determine Confidentiality of Court Records pursuant to Florida Rule of Judicial Administration 2.420(e). Having considered the parties' arguments, legal authority, and otherwise being fully advised, the Court ORDERS as follows that:

1. The Motion is GRANTED/ GRANTED IN PART/ DENIED. *(If granted, the paragraphs below must be completed.)*

2. This action is a/an: Dissolution of Marriage *(type of case).*

3. The particular ground(s) under subdivision 2.420(c) which provide for the records to be confidential is/are *(select all that apply):*

- 2.420(c)(7) - a record made confidential under the Florida and United States Constitutions and Florida and federal law
- 2.420(c)(8) - a record presently deemed to be confidential by court rule, including the Rules of Admission to the Bar, by Florida Statutes, by prior case law of the State of Florida and by the rules of the Judicial Qualifications Commission
- 2.420(c)(9)(A)(i) - Confidentiality is required to prevent a serious and imminent threat to the fair, impartial, and orderly administration of justice
- 2.420(c)(9)(A)(ii) - Confidentiality is required to protect trade secrets
- 2.420(c)(9)(A)(iii) - Confidentiality is required to protect a compelling government interest

- 2.420(c)(9)(A)(iv) - Confidentiality is required to obtain evidence to determine the legal issues in a case
- 2.420(c)(9)(A)(v) - Confidentiality is required to avoid substantial injury to innocent third parties
- 2.420(c)(9)(A)(vi) - Confidentiality is required to avoid substantial injury to a party by the disclosure of matters protected by a common law or privacy right not generally inherent in this type of proceeding
- 2.420(c)(9)(A)(vii) - Confidentiality is required to comply with established public policy set forth in the Florida or United States Constitution or statutes or Florida rules or case law.

4. The Court finds that no less restrictive measure is available to protect these interests and that the degree, duration and manner of confidentiality ordered herein are no broader than necessary to protect those interests.

5. The Clerk of the Court is hereby directed to seal immediately the following materials related to this matter and to keep such materials from public access:

The following documents within the court file: Notice to the Clerk giving the Petitioner's new address after release from Department of Corrections.

- The name of the party who filed the Motion to Determine Confidentiality of Court Records. On the public progress docket, the Clerk of Court shall substitute the following for that party's name: _____
Further, the Clerk shall ensure that the party's name is redacted from all public materials in the file and that the final judgment is recorded in a manner that does not reveal the identity of the party. However, the progress docket and the file shall otherwise remain available to the public.
- The entire court file. However, the progress docket shall remain open to the public subject to any substitution of a party's name as set forth above.
- The entire court file and the progress docket. The progress docket shall not be available on any public information system.

6. The persons who are permitted to view the confidential court records are: The Court, named parties, attorneys for named parties, and if necessitated for work purposes, court staff, including hearing officers and magistrates, the Clerk of Court and Clerk's staff, and

7. The Clerk is directed to publish this Order, if required, in accordance with the requirements set forth in rule 2.420 of the Rules of Judicial Administration.

DONE AND ORDERED in Chambers at Orlando, Orange County, Florida, this
14 day of May, 20 10.



Circuit/County Court Judge

Copies furnished to:

pet & resp. - 5/14/10 GA