

IN THE CIRCUIT COURT OF THE
EIGHTEENTH JUDICIAL CIRCUIT, IN
AND FOR SEMINOLE COUNTY, FL

CASE NO. 2015-CA-0564

**JAMES TOOMEY, Individually and as natural
parent of BRENNAN TOOMEY, a minor child
and TONYA TOOMEY ,**

Plaintiffs,

v.

**JOSEPH TEETER, BLUE IRON FOUNDATIONS
and SHORING, LLC and DANIEL BAKER,**

Defendants.

FILED IN OFFICE
GRANT MALOY
CLERK CIRCUIT COURT
17 AUG 21 AM 9:21
BY SEMINOLE CO. FLA. D.C. CLERK

**AGREED ORDER ON PLAINTIFF'S MOTION TO DETERMINE
CONFIDENTIALITY OF COURT RECORDS**

THIS CAUSE came up for hearing on August 21, 2017 on Plaintiff's Motion to Determine Confidentiality of Court Records, and the Court having heard argument of counsel and being otherwise fully advised in the premises, it is hereupon,

ORDERED AND ADJUDGED

1. This is a claim for personal injuries which includes a claim for minor child Brennan Toomey's loss of his father's services, comfort, companionship and society.

2. Plaintiffs filed a Petition for Approval of Minor Settlement, a Confidential Statement of Proposed Settlement Terms for Brennan Toomey and a Notice of Filing Confidential Information. The Confidential Statement set forth highly detailed accounting of personal injury litigation proceeds allocated to a minor child and his parents.

3. The Clerk asserted that the Statement of Proposed Settlement Terms for Brennan Toomey was not subject to confidentiality.

4. The Court finds that the Statement of Proposed Settlement Terms for Brennan Toomey is entitled to confidentiality under Florida Rules of Court, Judicial Administration Rule 2.420 (c)(7) and Section 744.3701(3), Fla.Stat., which provides that

court records relating to the settlement of a minor's claim are confidential and exempt from the provisions of Section 119.07(1) and Section 24(a), Article I of the State Constitution and may not be disclosed except as specifically authorized.

5. No party's name has been determined to be confidential and no pseudonyms have been used.

6. The Court finds that the pending report of Guardian ad Litem shall also be marked confidential, because it implicates the same confidentiality provisions as the Petition for Approval of Minor Settlement and Confidential Statement of Proposed Settlement Terms for Brennan Toomey.

7. The persons who are permitted to view the confidential information are parties to the case, the attorneys of record and the Guardian ad Litem.

8. The Court finds that the degree, duration and manner of confidentiality ordered by the Court are no broader than necessary to protect the interests set forth in subdivision (c) and no less restrictive measures are available to protect the interests set forth in subdivisions (c); and

9. The Clerk of the Court is directed to publish the order in accordance with subdivision (e)(4).

DONE AND ORDERED in Chambers in Sanford, Seminole County, Florida this 21 day of August, 2017.



Jessica Recksiedler
CIRCUIT JUDGE

Copies furnished to:

Mark A. Nation, Esquire
Melinda Merced, Esquire
Stevie Baker, Esquire

Judicial Assistant or Attorney
DATED: _____