

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

CASE NO.: 2019-DR-003044

IN RE: THE MARRIAGE OF:

THOMAS CASEY,
Petitioner,

and

ANALISE CASEY,
Respondent.

_____ /

AGREED ORDER ON MOTION TO DETERMINE CONFIDENTIALITY

THIS MATTER came before the Court on Respondent/Wife's Motion to Determine Confidentiality and the agreement of the parties to make confidential the Report attached as an exhibit to the transcript of the deposition of Dr. Deborah Day filed herein (the "Report") pursuant to Rule 2.420(c)(9) of the Florida Rules of General Practice and Judicial Administration, and the Court having reviewed the matters filed herein and being otherwise duly advised in the premises does hereby

FIND as follows:

- A. There are two minor children subject to these proceedings, to wit: G.C., born in 2017 (5-year-old son) and M.C., born in 2019 (3-year-old daughter).
- B. The Court has jurisdiction over the subject matter, the parties, and the parties' minor children.

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C. Pursuant to Rule 2.420(e)(3) of the Florida Rules of General Practice and Judicial Administration, this case involves a family law matter involving minor children.

D. The Report attached as an exhibit to the transcript of the deposition of Dr. Deborah Day is a Social Investigation Report which is marked as confidential and includes sensitive information, the disclosure of which could cause substantial harm to third parties (the minor children), and which is protected by a common law and statutory right of privacy not inherent in this proceeding.

E. The Report is hereby deemed to reference sensitive information, which if it remained in the public record would cause substantial injury to the minor children. The closure of the record is necessary to protect the children's best interests; there are no reasonable alternatives other than the closure of said document to achieve the desired result; and the sealing of said limited document imposes the least restrictive means necessary to accomplish its purpose.

F. Ensuring the confidentiality is required to protect the best interests of the minor child and further the public policy of the State of Florida that such confidentiality may be implemented by judicial decision, where necessary for the effective administration of justice. That Florida has a strong public policy in favor of protecting children from the consequences of open judicial proceedings, and that judicial proceedings and records should

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be kept public *except* when substantial compelling circumstances, especially the protection of children, require otherwise, especially when applying this principle to protecting children in domestic proceedings.

G. Pursuant to Rule 2.420(e)(3), Florida Rules of General Practice and Judicial Administration:

1. The case involves a family matter, and Petitioner and Respondent have two children together.

2. The particular grounds for determining that the information and records are confidential is to avoid substantial injury to a third party under Rule 2.420(c)(9)(A)(v).

3. The names of the parties are not determined to be confidential in nature, and no pseudonym or other term to be substituted is required.

4. The progress docket or similar records generated to document activity in this case are not determined to be confidential in nature.

5. The degree, duration, and manner of confidentiality ordered by the Court are no broader than necessary to protect the interests set forth in Rule 2.420(c) of the Florida Rules of General Practice and Judicial Administration.

6. No less restrictive measures are available to protect the interests set forth in Rule 2.420(c).

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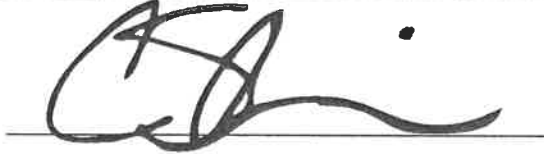
Therefore, it is ORDERED:

1. The Motion to Determine Confidentiality is GRANTED.
2. The report attached as an exhibit to the transcript of Dr. Deborah Day shall be sealed and maintained confidentially by the Clerk of Court and such confidential classification shall apply retroactively.
3. The document sealed by this Order shall only be accessible to the Court and to either party, upon motion and order from the Court, after notice to the other party. If the other party objects to the access to the motioning party a hearing shall be scheduled before the Court. The Court reserves jurisdiction to enter such further orders as it deems necessary, including, but not limited to, the enforcement of this Order.
4. The Clerk of Court is directed to give notice of this Order as follows:
 - i. Within ten (10) days following entry of this Order, the Clerk of Court shall post a copy of the Order on the Clerk's website and in a prominent public location in the courthouse; and
 - ii. The Order must remain posted in both locations for no less than thirty (30) days.

DONE AND ORDERED, in Chambers at Sanford, Seminole County, Florida this Monday, February 20, 2023.

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Christopher Sprysenski, Circuit Judge
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by

U.S. Mail/Email or e-portal to the following on Wednesday, March 1, 2023

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