

IN THE CIRCUIT COURT OF THE 18TH JUDICIAL CIRCUIT
IN AND FOR BREVARD COUNTY, FLORIDA

MICHAEL DIXON and AMY DIXON,
Plaintiff,

CIVIL DIVISION

Case No.:05-2015-CA-038571

Vs.

TINO GONZALEZ, and
NINA BAUM, a/k/a NINA A. BAUM, a/k/a
NINA ANNEEN BAUM, a/k/a
ANNEEN NINA GLORIA BAUM,
Defendants.

TINO GONZALEZ, and
NINA BAUM, a/k/a NINA A. BAUM, a/k/a
NINA ANNEEN BAUM, a/k/a
ANNEEN NINA GLORIA BAUM,
Defendants/Counter and Third Party Plaintiffs,

Vs.

MICHAEL DIXON, and AMY DIXON
Plaintiffs/Counter Defendants,
And

LANTANA OCEANFRONT CONDOMINIUM ASSOCIATION, INC.
A Florida corporation, ROGER HALL, NORMA HALL, and
FIRSTSERVICE RESIDENTIAL, INC., a Florida corporation.
Third Party Defendants.

**ORDER GRANTING MOTION TO DETERMINE CONFIDENTIALITY OF COURT
RECORDS PURSUANT TO FLA. R. JUD. ADMIN. 2.420(c)(9)**

THIS MATTER having come before the Court on Defendant/Counter and Third Party Plaintiffs, TINO GONZALEZ and NINA BAUM's Motion to Determine Confidentiality of Court Records pursuant to Rule 2.420(c)(9), Florida Rule of Judicial Administration, Defendants/Counter and Third Party Plaintiffs seek an Order determining the confidentiality of the following information relative to this civil action, and the entire court file and progress docket:

This Motion was not contested and a hearing was conducted on 8/26, 2019,

The Court GRANTS the Motion as follows:

1. Confidentiality of the information is required to protect the following interest(s):

- X a. Preventing a serious or imminent threat to the fair, impartial, and orderly administration of justice, specifically to give full effect to the court ordered settlement agreement of the parties and the intent of the parties' court ordered settlement agreement and the prior court order(s) entered in this cause dated January 31, 2019 and August 13, 2018.
- b. A trade secret.
- c. A compelling government interest, specifically: N/A
- d. Obtaining evidence to determine the legal issues in a case.
- e. Avoiding substantial injury to innocent third parties, specifically N/A
- f. Avoiding 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, specifically: N/A
- g. Complying with established public policy set forth in the Florida or United States Constitution or statutes or Florida rules or case law, specifically: N/A

2. The Court further finds that no less restrictive measure is available to protect this/these interest(s), and that the degree, duration and manner of confidentiality ordered herein are no broader than necessary to protect the interest(s).

It is hereby **ORDERED**:

The Clerk of the Circuit Court is hereby directed to treat as confidential immediately the following materials related to this matter and to keep such materials from public access:

- 1. The party's name, on the progress docket. On the public progress docket, the Clerk of the Circuit Court shall substitute the following for the party's name: Jane Doe. Further, the Clerk shall ensure that the party's name is redacted from all public materials in the file including but not limited to, that any Judgment, Final Judgment, or Order 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.

_____ 2. The following documents within the court file: _____.
However, the file and progress docket shall otherwise remain available to the public subject to any substitution of a party's name set forth above.

_____ 3. The entire court file. However, the progress docket shall remain open to the public subject to any substitution of a party's name set forth above.

_____ X 4. The entire court file including the official record and the progress docket, specifically including but not limited to the following documents within the court file:

- A. Final Judgment of Eviction and Order on Motion to Determine Amount of Rent dated September 11, 2015, docket number 17, recorded in Book 7451, Page 2773, of the Public Records of Brevard County.
- B. Final Judgment of Eviction and Order on Motion to Determine Amount of Rent dated September 18, 2015, docket number 18, recorded in Book 7459, Page 2716, of the Public Records of Brevard County.

The file and official record, and progress docket shall not be available on any public information system. Additionally, for the parties name, NINA BAUM, a/k/a NINA A. BAUM, a/k/a NINA ANNEEN BAUM, a/k/a ANNEEN NINA GLORIA BAUM, the Clerk of Court shall substitute the following for the party's name, JANE DOE. However, the case number shall remain public.

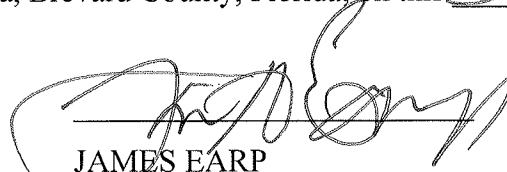
It is further **ORDERED** that any materials treated as confidential pursuant to this Order may be disclosed only as follows:

- 1. to any judge of this Circuit for case-related reasons;
- 2. to the Chief Judge or his or her designee;
- 3. to authorized government agencies; or
- 4. by further order of the Court.

It is further **ORDERED** that, within 10 days of the date of this Order, the Clerk shall post a copy of this Order in a prominent public location, Brevard County Courthouse, Moore Justice Center, 2825 Judge Fran Jamieson Way, Viera, Florida 32940, and the Clerk's website for a period of 30 days to provide public notice.

It is further **ORDERED** that the Clerk is hereby authorized to open any materials determined to be confidential pursuant to this Order for the purpose of filing, microfilming or imaging files, or transmitting a record to an appellate tribunal. The materials shall be treated as confidential immediately upon completion of the filing.

DONE and ORDERED, in chambers, in Viera, Brevard County, Florida; on this 26
day of August, 2019


JAMES EARP
Circuit Court Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was electronically filed with the Florida Courts E-Filing Portal System which will send a copy to Tino Gonzalez, Esquire, at Tino@TinoLegal.com; Jeffrey Bell, Esquire, service-jbell@bankerlopez.com and jbell@bankerlopez.com; Joseph G. Riopelle, Esquire, servicemia@boydlawgroup.com and jriopelle@boydlawgroup.com; and Rebecca Lober, Esquire, attorney for Brevard County Clerk of Court, at Rebecca.Lober@brevardclerk.us; this 26 day of August, 2019.


Judicial Assistant