

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

CASE NO.: 05-2018-DR-053209

IN RE: THE MARRIAGE OF

BRITTNEY LEMONS-McMILLAN,

Petitioner/Wife,

vs.

DANIEL McMILLAN,

Respondent/Husband.

**AGREED ORDER DETERMINING TRIAL COURT RECORDS (TEMPORARY
MEDIATED SETTLEMENT AGREEMENT) CONFIDENTIAL PURSUANT TO
FLORIDA RULE OF JUDICIAL ADMINISTRATION 2.420(c)(9)**

THIS MATTER is before the Court upon the agreement of the parties, as evidenced by signatures of counsel below, to consider determining trial court records confidential, pursuant to rule 2.420(c)(9), Florida Rule of Judicial Administration. The Court orders sealed the following information relative to this dissolution of marriage case, specifically the Temporary Mediated Settlement Agreement signed on March 4, 2019.

The Court finds that confidentiality of the Temporary Mediated Settlement Agreement 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.

The Court further 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 the interests. Wherefore, it is hereby

ORDERED AND ADJUDGED:

The Clerk of the Circuit Court is hereby directed to file and seal immediately the following materials related to this matter and to keep such materials from public access: the Temporary Mediated Settlement Agreement. However, the file and progress docket shall otherwise remain available to the public.

Any materials sealed pursuant to this Order shall not be disclosed to the public. However, they remain available to be accessed or reviewed by the parties and their attorneys of record.

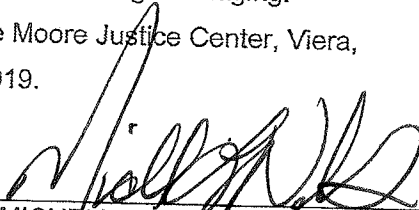
Any materials sealed pursuant to this Order shall be conditionally disclosed upon the entry of a further order by this Court finding that such opening is necessary for purposes of judicial or governmental accountability or First Amendment rights.

Any materials sealed pursuant to this Order may otherwise be disclosed only by further order of the Court.

Within 10 days of the date of this Order, the Clerk shall post a copy of this Order on the bulletin board of the Viera Courthouse and the Clerk's website for a period of 30 days to provide public notice.

The Clerk is hereby authorized to unseal any materials sealed pursuant to this Order for the purpose of filing, microfilming or imaging files. The materials shall be resealed immediately upon completion of the filing, microfilming or imaging.

DONE AND ORDERED in Chambers, at the Moore Justice Center, Viera, Brevard County, Florida, this 5th day of March, 2019.


MICHELLE NABERHAUS
Circuit Court Judge

Cc:
E. Ashley Bonifant, Esquire
Curtis N. Flajole, Esquire


E. ASHLEY BONIFANT, ESQ.


CURTIS N. FLAJOLE, ESQ.