

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

CASE NO: 2019-CF-041194-AXXX-XX

STATE OF FLORIDA

Plaintiff,

v.

Defendant.

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

THIS MATTER is before the Court on the Motion to Determine Confidentiality of Court Records filed by Ernest Chang, Esquire on behalf of the defendant and the victim pursuant to rule 2.420(c)(9), Florida Rule of Judicial Administration, who seeks an order determining the confidentiality of the following information relative to this criminal case:

- _____ the party's name on the progress docket.
_____ particular documents within the court file, specifically _____
_____ the entire court file, but not the progress docket.
__XX__ the entire court file and the progress docket.

This motion was contested and a hearing was conducted.

Having considered the arguments of the parties, legal authority, and otherwise being fully advised, the Court **GRANTS** the motion as follows:

1. Confidentiality of the information is required to protect the following interest(s):
 - _____ a. Preventing a serious and imminent threat to the fair, impartial, and orderly administration of justice, specifically: _____.
 - _____ b. A trade secret.
 - _____ c. A compelling government interest, specifically _____.
 - _____ d. Obtaining evidence to determine the legal issues in a case;
 - __X__ e. Avoiding substantial injury to innocent third parties, specifically the victim in the case, who is the defendant's mother, as well as, the defendants father. Both are innocent third parties being affected.
 - _____ 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: _____.
 - _____ g. Complying with established public policy set forth in the Florida or United States Constitution or statutes or Florida rules or case law, specifically: _____.
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: [*select only one*]

_____ 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: B.D. 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.

_____ 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 and the progress docket. The progress docket shall not be available on any public information system. However, the case number shall remain public, as well as the title of the case, but the defendant's name shall be by initials only as B.D.

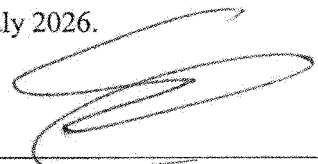
It is further **ORDERED** that any materials treated as confidential pursuant to this Order may be disclosed only as follows:

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;
4. to the following specific individuals: the defendant; and the defendants attorney of record;
5. 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 at the Moore Justice Center, Viera, Florida 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, at Viera, this 22nd day of July 2026.



Steve Henderson
Circuit Judge

Copies to:
SAD
Defense