

IN THE CIRCUIT COURT FOR VOLUSIA COUNTY, FLORIDA
PROBATE DIVISION

IN RE: GUARDIANSHIP OF
SAMANTHA STALKER
WARD

File No.: 2024 10113 PRDL
Division 10

**ORDER GRANTING MOTION TO DETERMINE CONFIDENTIALITY OF COURT
RECORDS IN ACCORDANCE WITH RULE OF JUDICIAL ADMINISTRATION
2.420(c)(9)**

THIS MATTER is before the Court on a Petition to Determine Confidentiality of Court Records filed by Petitioner, PATRICIA ANN BERLETICH AS GUARDIAN ADVOCATE OF SAMANTHA STALKER, incapacitated pursuant to Florida Rule of Judicial Administration 2.420(c)(9) for an order determining the confidentiality of the following information relative to this case:

Particular information within a document titled “PETITION FOR COURT APPROVAL OF SETTLEMENT.” The confidential information within the document is precisely located within the exhibits. This includes all medical records and release encompassing every page of exhibits (A) and (B).

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 in accordance with Rule of Judicial Administration 2.420(c)(9)(f) to 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, medical records and sensitive financial information regarding the settlement of a incapacitated adult’s claim and proposed investments made as a result thereof.

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

Wherefore, it is hereby ORDERED that:

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:

The following information contained within a document titled "PETITION FOR COURT APPROVAL OF SETTLEMENT." The confidential information within the document is precisely located within the exhibits following the petition. This includes all medical records and the proposed release encompassing every page of exhibits (A) and (B).

However, the court file and progress docket shall otherwise remain available to the public.

It is further ORDERED that any materials determined to be confidential pursuant to this Order may otherwise 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 an authorized government agency; 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 on the bulletin board of the Volusia County Court House Annex at 125 E. Orange Ave., Daytona Beach FL 32114, 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 DeLand, Volusia County, Florida.

2/10/2024 6:11 AM 2024 10113
PRDL

e-Signed 2/10/2024 6:11 AM 2024 10113 PRDL

James R Clayton
Circuit Court Judge

Copies furnished electronically/by mail to:

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