

IN THE CIRCUIT COURT FOR OSCEOLA
COUNTY, FLORIDA PROBATE DIVISION

IN RE: GUARDIANSHIP OF File No. 05-GR-000026
ALEXANDER SWOPE

ORDER MAKING COURT RECORDS CONFIDENTIAL

THIS CAUSE having come before the Court on the Motion to Make Court Records Confidential, and the Court having reviewed the file, and having been otherwise duly advised in the premises, it is hereby ORDERED and ADJUDGED as follows:

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CLERK OF COURT
PROBATE

1. The Clerk shall maintain:
 - (a) The Petition for Approval of Settlement dated September 23, 2009;
 - (b) The Report of the guardian ad litem (Joseph Polich, Esq.); and
 - (c) The Court's Order on the Petition for Approval of Settlement;

(collectively, the "Documents") under seal and maintain their confidentiality.

2. This Order is being entered in a guardianship case.
3. The Court finds that, under Rule 2.420(c)(9) of the Florida Rules of Judicial Administration, confidentiality of the Documents is required to comply with the established public policy of the State of Florida favoring settlement of civil cases, the enforcement of settlement agreements, the protection of the privacy of persons' personal financial information as well as section 744.3701, Florida Statutes (2007).
4. No party's name is to be made confidential under this Order.
5. The progress docket, or similar records generated to document activity in this case, is not to be made confidential.
6. The only documents being made confidential under this Order are the Documents.

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7. No person is permitted to view the Documents without further order of the Court except for the Court, the Clerk or the Clerk's representative, the guardian and the guardian's attorney, and the ward and the ward's attorney.

8. With respect to Rule 2.420, the Court finds that (i) the degree, duration, and manner of confidentiality ordered by the Court herein is no broader than necessary to protect the interests set forth in subdivision (c)(9)(A); and (ii) no less restrictive measures are available to protect the interests set forth in subdivision (c)(9)(A).

9. The Clerk of the Court is hereby ordered, within ten (10) days, to publish this Order on its web site and to place a copy of it in a prominent, public location in the courthouse for 30 days.

DONE and ORDERED in Chambers at Osceola County, Florida, this 8 day of October, 2009.


Circuit Judge

cc: Lynn Aust, Esq.
Brian Wilson, Esq.
Kevin Knight, Esq.
Jane Clark, Esq.
John Weihmuller, Esq.
Lydia Gardner, Clerk