

IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT,
IN AND FOR VOLUSIA COUNTY, FLORIDA

MID-FLORIDA HEMATOLOGY &
ONCOLOGY CENTERS, P.A., a
Florida Professional Association,
GREGORY L. ORTEGA, M.D.,
NEERAJ SHARMA, M.D.,
RENE CABEZA, M.D., and
SANTOSH M. NAIR, M.D.,

CASE NO. 2015 10543 CIDL

Plaintiffs,

v.

ADVENTIST HEALTH SYSTEM SUNBELT
HEALTHCARE CORPORATION, a Florida
Corporation, d/b/a ADVENTIST HEALTH
SYSTEM, SOUTHWEST VOLUSIA
HEALTHCARE CORPORATION, a Florida
Corporation, d/b/a FLORIDA HOSPITAL
FISH MEMORIAL, and MEMORIAL
HOSPITAL-WEST VOLUSIA, INC.,
a Florida Corporation, d/b/a
FLORIDA HOSPITAL DELAND

Defendants.

**ORDER GRANTING UNOPPOSED MOTION TO DETERMINE CONFIDENTIALITY
OF COURT RECORDS (Certain Exhibits to Motion to Exclude Testimony of
Chad Stutelberg)**

This matter is before the Court on Plaintiffs' Unopposed Motion to Determine Confidentiality of Court Records ("Motion to Determine Confidentiality") pursuant to Florida Rule of Judicial Administration 2.420(e) for an order determining the confidentiality of particular exhibits attached to Plaintiffs' Motion to Exclude Testimony of Chad Stutelberg ("Motion to Exclude"), which were attached to the Motion to Determine Confidentiality.

Having considered the motion and legal authority, and otherwise being fully advised as to the grounds for the motion, the Court **GRANTS** the motion as follows:

1. The Court specifically finds that the following should be maintained under seal:
 - a. **Exhibit 2 to the Motion to Exclude:** The Summary of Opinions of Chad Stutelberg, which Defendants have designated as “Highly Confidential Attorneys’ Eyes Only”;

2. Confidentiality of the information is required in accordance with Florida Rule of Judicial Administration 2.420 to protect the information in Paragraph 1, the parties have designated the information contained therein as “Highly Confidential-Attorneys’ Eyes Only” within the meaning of the parties’ stipulated confidentiality order. This designation is used for “any document or portion of a document and any other thing, material, testimony or other information, including trade secrets, that [the party] reasonably and in good faith believes is of such a commercially or competitively sensitive nature that disclosure to persons other than those specified herein . . . could reasonably be expected to result in injury” to that party.

3. 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** that the Clerk of the Circuit Court is hereby directed to treat as confidential immediately the materials identified in Paragraph 1 of this order.

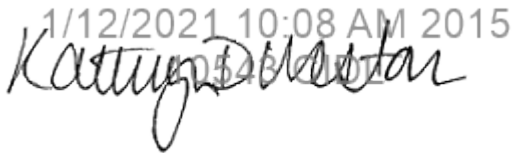
It is further **ORDERED** that the Clerk is authorized to open any materials determined to be confidential pursuant to this Order for the purpose of filing, microfilming, or imaging files, or transmitting a record to an appellate tribunal. The materials shall be treated as confidential immediately upon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

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;
4. by further order of the Court.

It is further **ORDERED** that, within 10 days of the date of this Order, the Clerk shall provide public notice on the Clerk's website, and at the Volusia County Courthouse if practicably feasible, for a period of 30 days.

DONE AND ORDERED in chambers Deland, Volusia County, Florida.

1/12/2021 10:08 AM 2015


e-Signed 1/12/2021 10:08 AM 2015 10543 CIDL

Kathryn D. Weston
Circuit Judge

Copies furnished by Clerk of Court via e-service to:
All Counsel of Record