

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

CASE NO.: 2017 33138 FMCI  
DIVISION: 35

IN RE: The Marriage of

JAMES YOUNG,

Husband,  
and

CRYSTAL YOUNG,

Wife.

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CLERK OF THE CIRCUIT  
& COUNTY COURT VOLUSIA COUNTY, FL  
CC 47

2019 JAN -9 AM 8:28

FILED

**ORDER ON MOTION TO DETERMINE TRIAL COURT RECORDS CONFIDENTIAL  
PURSUANT TO FLORIDA RULE OF JUDICIAL ADMINISTRATION 2.420(e)  
(non-criminal case)**

THIS MATTER is before the Court on Husband's unopposed Motion to Determine Trial Court Records Confidential pursuant to Florida Rule of Judicial Administration 2.420(e), and the Court having considered the Motion, having heard from counsel on the matter at a prior hearing held on October 11, 2018, and being otherwise fully advised in the matter, it is hereby

**FOUND:**

1. This is a family law case involving a dissolution of marriage with two minor children.
2. Husband, unopposed by Wife, seeks to have determined as confidential:
  - a. Wife's Emergency Motion for Immediate Appointment of Social Investigator (docket no. 76).
  - b. Wife's Motion for Appointment of Social Investigator (docket no. 77).

- c. Husband Objection to Wife's Motion for Appointment of Social Investigator (docket no. 80).
- d. Confidential Stipulated Order (docket no. not yet assigned).
- e. The Motion to Determine the Confidentiality of Court Records (docket no. not yet assigned).

3. Wife's two Motions, Husband's responsive Motion, the Confidential Stipulated Order, and the Motion to Determine the Confidentiality of Court Records raise intensely private factual issues that are peripheral to, and not generally inherent, in a dissolution of marriage proceeding. *Gombert v. Gombert*, 727 So. 2d 244 (Fla. 1st DCA 1999). These same factual issues also have the ability to negatively impact the minor children, who are innocent third parties, if they are not shielded from random public searches and disclosure. *See* Fla. R. Jud. Admin. 2.420(c)(9)(A).

4. No less restrictive measure other than sealing the aforementioned materials is available, and the degree, duration, and manner of confidentiality ordered herein are no broader than necessary to protect these interests.

Now therefore, it is

**ORDERED AND ADJUDGED:**

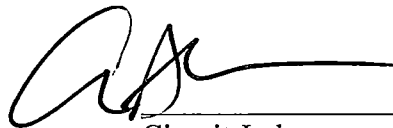
1. Husband's Motion is granted.
2. The Clerk of the Circuit Court is hereby directed to seal immediately the following materials:
  - a. Wife's Emergency Motion for Immediate Appointment of Social Investigator (docket no. 76).
  - b. Wife's Motion for Appointment of Social Investigator (docket no. 77).

- c. Husband Objection to Wife's Motion for Appointment of Social Investigator (docket no. 80).
- d. Confidential Stipulated Order (docket no. not yet assigned).
- e. The Motion to Determine the Confidentiality of Court Records (docket no. not yet assigned).
3. No party's name needs to be held confidential or substituted by a pseudonym.
4. Only those court documents described above are held to be confidential at this time.

The progress docket and any future documents are not deemed confidential unless and until an appropriate motion is filed and determined by the Court.

5. The materials sealed pursuant to this Order may be disclosed only as follows:
  - a. to any Judge in this Circuit for case-related reasons;
  - b. to the Chief Judge or his or her designee;
  - c. to adult parties or their attorneys of records, or
  - d. by further order of this Court.
6. 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 Clerk's Office and the Clerk's website for a period of 30 days to provide public notice, in accordance with Florida Rule of Judicial Administration 2.420(e)(4).

**DONE and ORDERED** at Daytona Beach, Volusia County, Florida this 4 day of January, 2019.

  
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Circuit Judge

cc: Horace Smith, Jr., P.A./Sheila M. Ennis, Esquire, [eservice@daytonalaw.com](mailto:eservice@daytonalaw.com)  
Douglas A. Kneller, Esquire and Therese Truelove, Esquire, [eservice@daytonadivorce.com](mailto:eservice@daytonadivorce.com)