

IN THE CIRCUIT COURT OF THE
NINTH JUDICIAL CIRCUIT, IN AND
FOR ORANGE COUNTY, FLORIDA
CASE NO.: 48-2009-CA-003250-O

HEIDI BARTER
Plaintiff(s),

vs.

WALT DISNEY WORLD CO,
Defendant(s),

ORDER GRANTING/DENYING MOTION TO SEAL PURSUANT TO FLORIDA
RULE OF JUDICIAL ADMINISTRATION 2.420(c)(9)

THIS MATTER came before the Court for In-Camera Inspection by the Defendant, and
Pursuant to Florida Rule of Judicial Administration 2.051(c)(9) and the Court finds:

Following information relative to this 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.
- the entire court file and the progress docket.

Having considered the arguments of the parties, legal authority, and otherwise being fully
advised, the Court **DENIES** the motion because the moving party has failed to establish
that confidentiality of the information sought to be sealed is necessary to protect any
interest under Rule 2.051(c)(9).

--OR--

the Court **GRANTS** the motion as follows:

1. Confidentiality of the [information sought to be sealed] 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..

_____ e. Avoiding substantial injury to innocent third parties, specifically:

_____ 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:

work product PRIVILEGE

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).

Wherefore, it is hereby **ORDERED** that:

The Clerk of the Circuit Court is hereby directed to seal immediately the following materials related to this matter and to keep such materials from public access:

- _____ 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:

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.

- X 2. **The following documents within the court file:**
***Defendants Blank Incident Report Form* reviewed for**
In-camera inspection

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.
- _____ 4. The entire court file and the progress docket. The progress docket shall not be available on any public information system.

It is further **ORDERED** that any materials sealed pursuant to this Order shall be conditionally disclosed upon entry of a further order by this Court finding that such opening is necessary for purposes of judicial or governmental accountability or First Amendment rights.

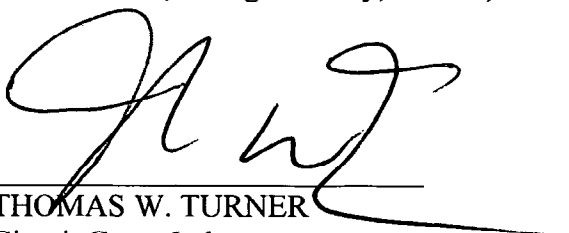
It is further **ORDERED** that the Clerk is hereby directed to post a copy of the attached Notice of Entry of Order Authorizing Sealing on the Clerk's and the Court's websites for a period of fifteen (15) days and to affix a copy of the Order on the outside of the court record.

It is further **ORDERED** that the Clerk is hereby authorized to unseal any materials sealed 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 resealed immediately upon completion of the filing.

DONE AND ORDERED in Chambers at Orlando, Orange County, Florida, this

1st day of Dec, 2009.


THOMAS W. TURNER
Circuit Court Judge

Copies furnished to:

Nicholas P. Panagakis, Esq.
Kurt Spengler, Esq.