

**IN THE _____ COURT OF THE FIFTH JUDICIAL CIRCUIT
IN AND FOR MARION COUNTY, FLORIDA**

Case No. _____

v.

MOTION TO DETERMINE THE CONFIDENTIALITY OF TRIAL COURT RECORDS

The undersigned, by and through his/her attorney, moves the Court pursuant to Florida Rule of General Practice and Judicial Administration 2.420 _____ for an order determining the confidentiality of court records, and for an order sealing the same.

a. The undersigned's attorney has given written notice of the subject motion to all affected non-parties _____

_____ and filed copies of the notice provided. The notice identified this case by docket number; described the confidential information and the location of the information in the court record; and advised that if the motion is denied by the court, then the subject material will not be treated as confidential by the clerk.

b. The particular court records or portion of a record that the movant seeks to have determined as confidential are:

c. The movant seeks an order redacting the following information relative to this case: *[select all that apply]*

the party's name on the progress docket.

particular documents within the court file, specifically _____

particular information within a document in the court file, specifically _____

the entire court file, but not the progress docket.

the entire court file and the progress docket.

d. The legal bases for determining the court records to be confidential are as follows:

e. The specific legal authority and applicable legal standards for determining such court records to be confidential are:

f. [For rule 2.420(c)(9) motions] Confidentiality of the _____

is required to protect the following interest(s): [select any/all that apply]

- 1. Preventing a serious and imminent threat to the fair, impartial, and orderly administration of justice, specifically: _____.
- 2. A trade secret.
- 3. A compelling government interest, specifically _____.
- 4. Obtaining evidence to determine the legal issues in a case.
- 5. Avoiding substantial injury to innocent third parties, specifically: _____.
- 6. 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: _____.
- 7. Complying with established public policy set forth in the Florida or United States Constitution or statutes or Florida rules or case law, specifically: _____.

g. There is no less restrictive measure available to protect this/these interest(s), and the degree, duration and manner of confidentiality ordered herein are no broader than necessary to protect the interest(s).

Wherefore, the undersigned **REQUESTS** that:

The Court _____ this motion for a hearing.

The Court finds that _____ documents are confidential and for the Clerk to redact as confidential the following materials related to this matter and to keep such materials from public access: [select all that apply]

- 1. The party's name on the progress docket and in the case style. On the public progress docket, the Clerk 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.
- 2. The following documents within the court file: _____

_____.
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 following information within a document in the court file: _____

_____.

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.

- 4. 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.
- 5. The entire court file and the progress docket. The progress docket shall not be available on any public information system. However, the case number shall remain public.

Submitted and filed this _____ day of _____, 20__.

Attorney's Signature

I certify that this motion is made in good faith and is supported by a sound factual and legal basis.

Party's Signature/Attorney's Signature

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was furnished by U.S. Mail/personal service to: _____
on _____, 20__.

Attorney Name
Florida Bar No.
Address.....
Phone
Fax