

**IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FOURTH DISTRICT, 1525 PALM BEACH LAKES BLVD., WEST PALM BEACH, FL 33401**

December 21, 2017

**CASE NO.: 4D17-3753**

L.T. No.: 17-10817 CF10A

JOSHUA SARGEANT

v. STATE OF FLORIDA

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Appellant / Petitioner(s)

Appellee / Respondent(s)

**BY ORDER OF THE COURT:**

ORDERED that the December 11, 2017 Motion to Determine Confidentiality of Court Records is granted. The information required by Florida Rule of Judicial Administration 2.420(e)(3) follows:

(A) Petitioner, a juvenile, has sought a writ of certiorari to challenge the denial of a motion to dismiss his case from the adult criminal division in circuit court. He moves to have the December 16, 2016 Order Adjudicating Child Incompetent to Proceed in the juvenile case number, declared confidential;

(B) The order is part of the record in the juvenile division and contains information from the evaluating doctors' reports. The information is confidential pursuant to Florida Rule of Judicial Administration 2.420(c)(7) and subject to restricted disclosure under section 985.045(2), Florida Statutes (2016). See *also* Art. I, § 23, Fla. Const.

(C) The name of the party in this proceeding is not confidential;

(D) The progress docket for this proceeding is not confidential;

(E) The December 16, 2016 order adjudging the child incompetent is determined to be confidential;

(F) The Court, counsel for the defendant and counsel for the State or their designees may view the order. Any additional persons having a proper interest in the records may move for inspection as permitted by section 985.045(2);

(G) This Court finds that (i) the degree, duration, and manner of confidentiality ordered by the Court are no broader than necessary to protect the interests set forth in subdivision (c); and (ii) no less restrictive measures are available to protect the interests set forth in subdivision (c); and

(H) The Clerk of this Court is directed to publish the order in accordance with subdivision (e)(4) by posting a copy of this order, within ten (10) days following its entry, on the Clerk's website and in a prominent public location in the courthouse, to remain posted in both locations for no less than thirty (30) days).

Served:

cc: Attorney General-W. P. B.  
State Attorney-Broward

Public Defender-Broward  
Clerk Broward

Sarah Sandler  
Hon. Edward Harold Merrigan

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**LONN WEISSBLUM, Clerk**  
Fourth District Court of Appeal

