

IN THE CIRCUIT COURT OF THE 5TH JUDICIAL CIRCUIT,
IN AND MARION COUNTY, FLORIDA

CASE NO: 2019-DR-1878-FJ

IN RE: THE MARRIAGE OF

CHESTER WEBER,

Petitioner /Husband,

and

MY ELISABETH WEBER,

Respondent /Wife.

**CORRECTED SEALING ORDER ON HUSBAND'S MOTION
TO DETERMINE CONFIDENTIALITY OF COURT RECORDS**

THIS CAUSE came before the Court on February 24, 2020, upon the Husband's Motion to Determine Confidentiality of Court Records, and the Court having reviewed the pleadings, heard argument of counsel from both parties, and being advised in the premises, does hereby

FIND and ORDER as follows:

1. The Husband's Motion to Determine Confidentiality of Court Records is GRANTED by stipulation of the parties while at a hearing on the motion.

2. The Court finds that the Husband's Preliminary Family Law Financial Affidavit (Long Form) dated October 7, 2019, and any and all updates and/or amendments thereto, the Wife's Financial Affidavit (Long Form) filed July 8, 2019, and any and all updates and/or amendments thereto, and the parties' Antenuptial Agreement, with attachments, dated May 9, 2006, are confidential and shall be maintained as such by the parties, their attorneys and their respective staff, and any experts retained by the parties, and the Clerk of the Circuit Court.

3. Confidentiality of the information is required to protect the following interests:

- a. Avoid substantial injury to innocent third parties. *See* Fla. R. Jud. Admin., Rule 2.420(c)(9)(A)(v).
- b. Avoid substantial injury to a party by the disclosure of matters protected by a common law or privacy right not generally inherent in a dissolution of marriage proceeding. *See* Fla. R. Jud. Admin., Rule 2.420(c)(9)(A)(vi).
- c. Comply with established public policy set forth in the Florida or United States Constitution or statutes or Florida rules or case law, specifically the right to privacy of the parties and the Husband's non-party family members including, but not limited to, the parties' children. *See* Fla. R. Jud. Admin., Rule 2.420(c)(9)(A)(vii).

4. The information must be maintained under seal permanently. The Court 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 these interests.

It is hereby **ORDERED** that:

5. The Clerk of the Circuit Court shall seal immediately if already filed, or shall immediately seal upon filing, and continue to maintain under seal, the following documents related to this matter and keep such documents from public access:

- a. The Husband's Preliminary Family Law Financial Affidavit (Long Form) dated October 7, 2019, to be filed, and any and all updates and/or amendments thereto, to be filed;

- b. The Wife's Financial Affidavit (Long Form) filed July 8, 2019, and any and all updates and/or amendments thereto, to be filed; and
- c. The parties' Antenuptial Agreement, with attachments, dated May 9, 2006, to be filed.

It is further **ORDERED** that any documents sealed pursuant to this Order may otherwise be disclosed only as follows:

- 6. To any judge of this Circuit for case-related reasons.
- 7. To the Chief Judge or his or her designee.
- 8. To the following specific individuals: the Husband and his attorneys' of record, and the Wife and her attorneys' of record.
- 9. By further order of the Court.

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

It is further **ORDERED** that the Clerk is hereby authorized to unseal any documents 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.

It is further **ORDERED** that, within 10 days of the date of this Order, the Clerk shall post a copy of this Order on the Clerk's website and in a prominent public location in the Circuit

Weber v. Weber
2019-DR-1878-FJ
Sealing Order

Court for the Fifth Judicial Circuit in and for Marion County, Florida, for a period of 30 days to provide public notice.

DONE AND ORDERED in Ocala, Marion County, Florida this 2nd day of July, 2020.



Ann Melinda Craggs, Circuit Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished using the Florida Court's E-Filing E-Portal, in accordance with the corresponding address listed therein and below, on the 1 day of July, 2020, to the following:

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Weber v. Weber
2019-DR-1878-FJ
Sealing Order



Judicial Assistant