

IN THE CIRCUIT COURT OF THE 15TH  
JUDICIAL CIRCUIT IN AND FOR PALM  
BEACH COUNTY, FLORIDA

CASE NO.: 2005CA002533 MB AA

FRANK SPECIAL, Personal  
Representative of the Estate of SUSAN  
SPECIAL, Deceased,

Plaintiffs,

vs.

WEST BOCA MEDICAL CENTER, INC.;  
IVO BAUX, M.D.; IVO BAUX, M.D., P.A.  
and PINNACLE ANESTHESIA, P.L.,

Defendants.

FILED  
2016 NOV 18 PM 3:17  
SHARON R. BOCK, CLERK  
PALM BEACH COUNTY, FL  
CIRCUIT CIVIL 5

**AMENDED ORDER ON WEST BOCA MEDICAL CENTER, INC. D/B/A WEST BOCA  
MEDICAL CENTER'S MOTION TO MAKE COURT RECORDS CONFIDENTIAL**

*(Corrects age minor reaches eighteen years of age only)*

THIS CAUSE HAVING come before the Court on Defendant, WEST BOCA MEDICAL CENTER, INC. d/b/a WEST BOCA MEDICAL CENTER's Motion to Make Court Records Confidential, and the Court having considered said Motion and the agreement of the parties to the relief requested, and being otherwise fully advised in the premises, the Court hereby finds and Orders as follows:

- A. This is a civil action for damages arising out of the death of Susan Special, brought by Frank Special, as Personal Representative of the Estate of Susan Special, Deceased;
- B. The parties have reached a settlement which directly benefits her surviving minor child, N.S.;

C. The particular grounds for making the court records confidential is Fla. R.Jud. Admin. 2.420(c)(9)(A)(vi), to avoid substantial injury to a party by disclosure of matters protected by common law or privacy right not generally inherent in the specific type of proceedings sought to be closed;

D. There are no party names that are to be made confidential;

E. The progress docket or similar records generated to document activity in the case are not to be made confidential;

F. The particular records that are to be made confidential are:

1. Plaintiff's Motion to Approve Settlement; Provide for Allocation of Settlement Proceeds; and Provide for Payment of Attorney's Fees and Reimbursement of Costs filed on October 25, 2016;
2. All settlement documents, including the settlement agreement, release and hold harmless agreement, closing statement and any documents attached thereto and made a part thereof;
3. Report of the Guardian Ad Litem;
4. Order granting Plaintiff's Motion to Approve Settlement.

G. The names of those persons who are permitted to view the confidential records are Frank Special;

H. The Court finds that the degree, duration and manner of confidentiality ordered by the Court is no broader than necessary to protect the interests set forth in Fla. R. Jud. Admin. 2.420(c)(9)(A), and no less restrictive measures are available to protect as set forth in subdivision (c)(9)(A); these records are to be made confidential until after the

minor reaches eighteen years of age; June 8, 2021.

I. The clerk is directed to publish the Order in accordance with subdivision (e)(4).

ORDERED AND ADJUDGED in chambers at West Palm Beach, Palm Beach County, Florida, this 18<sup>th</sup> day of November 2016.



HONORABLE RICHARD L. OFTEDAL  
Circuit Judge

Copies furnished to:

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