

IN THE CIRCUIT COURT OF THE 11TH
JUDICIAL CIRCUIT OF IN AND FOR
MIAMI-DADE COUNTY, FLORIDA

CASE NO: 08-26715 CA 04

THE WATERSHED TREATMENT
PROGRAMS, INC., a Florida corporation,

Plaintiff,

vs.

BLUE CROSS BLUE SHIELD OF
FLORIDA, INC., a Florida corporation
Defendants.

*10-9-09
Posted on Bulletin
Board*

FILED FOR RECORD
2009 OCT -9 AM 10:29
CLERK, CIRCUIT COURT OF COURTS
MIAMI-DADE COUNTY, FLA.
CIVIL #95

NOTE: INCLUDE CASE STYLE ONLY IN CASES WHERE A DOCUMENT OR DOCUMENTS
ALONE HAVE BEEN SEALED. IN CASES WHERE A FILE, FILE AND DOCKET, OR A
PARTY'S IDENTITY HAS BEEN SEALED REDACT THE CASE STYLE.

NOTICE OF ENTRY OF ORDER AUTHORIZING SEALING

BE ADVISED that on the 7th day of October 2009, the Court entered and Order in the above-
referenced matter authorizing the sealing of court documents pursuant to Florida Rule of Judicial
Administration 2.051(c)(9). Any person wishing to contest this Order shall file a motion with the
Clerk of the Circuit Court within fifteen (15) days of the date of this notice accordance with
Administrative Order No. 06-36.

Dated:

10-9-09

HARVEY RUVIN, CLERK

HARVEY RUVIN, Clerk of the Courts

By:

Marian H. Rogers
Deputy Clerk

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JUDICIAL CIRCUIT IN AND FOR
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Case No. 08-26715-CA-04

THE WATERSHED TREATMENT
PROGRAMS, INC., a Florida corporation,

Plaintiff,

vs.

BLUE CROSS BLUE SHIELD OF
FLORIDA, INC., a Florida corporation,

Defendant.

FILED FOR RECORD
2009 OCT -8 AM 9:49
CLERK OF COURT
CIVIL DIVISION

**ORDER GRANTING DEFENDANT'S MOTION TO MAKE COURT RECORDS
CONFIDENTIAL PURSUANT TO FLORIDA RULE OF JUDICIAL
ADMINISTRATION 2.420 AND ADMINISTRATIVE ORDER NO. 06-36**

THIS CAUSE came before the Court upon Defendant Blue Cross and Blue Shield of Florida, Inc.'s *Unopposed* Motion to Make Court Records Confidential.

THE COURT has considered the Motion and the pertinent portions of the record, and being otherwise fully advised in the premises, it is

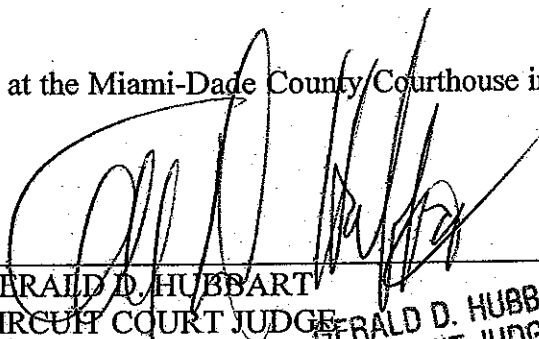
ADJUDGED that the Motion is GRANTED. This case presents a dispute between an out-of-network provider of substance abuse treatment services and a Florida health insurance company over reimbursement for such services. Defendant's Confidential Appendix in Support of its Motion to Dismiss Plaintiff's Second Amended Complaint ("Confidential Appendix") contains non-public, proprietary business data, processes and information of the Defendant and non-party Blue Cross Blue Shield Association. Under Fla. R. Jud. Admin. 2.420(c)(9)(A) and Admin. Order No. 06-36(II)(A), sealing the Confidential Appendix is necessary to protect trade secrets, to avoid substantial injury to innocent third parties, to avoid substantial injury to parties by disclosure of matters protected by a common law or privacy right not generally inherent in

this type of proceeding, and/or to comply with established public policy set forth in the Florida or United States Constitution or statutes or Florida rules or case law. The Court finds that the degree, duration and manner of confidentiality ordered is not 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 the interests set forth in Fla. R. Jud. Admin. 2.420(c)(9)(A). It is therefore

ORDERED that the Clerk of Court shall file under seal the Confidential Appendix until the conclusion of this case, including exhaustion of any appeals. All other court records in this case, including the name of the parties and the progress docket, shall remain available to the public subject to further order of this Court. The documents sealed pursuant to this Order may be disclosed only as follows: (i) to any judge of this Circuit for case-related reasons; (ii) to the Chief Judge or his or her designee; (iii) to the attorneys of record in this case; or (iv) by further order of the Court. The Clerk of Court is authorized to temporarily unseal any of these documents for the purpose of filing, microfilming or imaging files, or transmitting a record to an appellate tribunal. At the conclusion of this case, including exhaustion of any appeals, the Clerk of Court shall return the Confidential Appendix to counsel for Defendant. It is further

ORDERED that the Clerk of Court shall publish this Order in accordance with Fla. R. Jud. Admin. 2.420(d)(4).

DONE AND ORDERED in Chambers at the Miami-Dade County Courthouse in Miami, Florida, this 7 day of October, 2009.


GERALD D. HUBBART
CIRCUIT COURT JUDGE
GERALD D. HUBBART
CIRCUIT JUDGE

cc: Steven E. Siff, Esq., 201 S. Biscayne Blvd., Ste. 2200, Miami, Florida 33131
Kenneth R. Hartmann, Esq., 2525 Ponce de Leon Blvd., 9th Floor, Miami, Florida 33134