

**DISTRICT COURT OF APPEAL, FIRST DISTRICT**  
**2000 Drayton Drive**  
**Tallahassee, Florida 32399-0950**  
**Telephone No. (850)488-6151**

May 15, 2017

**CASE NO.: 1D17-1656**  
L.T. No.: 16F-07854

Heather Vanness	v.	Agency For Health Care Administration
<hr/>		
Appellant / Petitioner(s),		Appellee / Respondent(s)

**BY ORDER OF THE COURT:**

Appellee's motion to determine confidentiality of appellate case file, filed April 25, 2017, is granted, and the clerk is directed to maintain the file in this cause under seal as set forth below. The information required by Florida Rule of Judicial Administration 2.420(e)(3) is as follows:

(A) This case is an appeal of a final order determining a Medicaid recipient's entitlement to Medicaid-paid services;

(B) Federal and state law restrict the disclosure of information concerning Medicaid applicants and recipients to purposes directly connected with the administration of the Medicaid State plan. 42 U.S.C. § 1396a(a)(7)(A)(i); 42 C.F.R. §§ 431.300-431.306; § 414.295(1)(b), (1)(c), (1)(e), Fla. Stat.; Fla. Admin. Code R. 65A-1.204(2), (3). This information is also exempt from disclosure under Florida's public record law. § 414.295 (1)(b), (1)(c), Fla. Stat.;

(C) The name of the appellant is subject to confidentiality provisions. 42 C.F.R. § 431.305(a), (b)(l); 42 C.F.R. § 431.306(c), (e); § 414.295 (1)(b), (1)(c), (1)(e), Fla. Stat. The appellant shall be referred to as "H.V.";

(D) The progress docket is not confidential, so long as it does not contain any personal information that would identify the appellant;

(E) Particular information that is determined to be confidential includes the following: names; addresses; social security numbers; medical services provided; social and economic conditions

and circumstances; agency evaluation of personal information; medical data, including diagnosis and past history of disease or disability; any information received for verifying income eligibility and amount of medical assistance payments; any information received in connection with the identification of legally liable third party resources; social security numbers; Medicaid recipient numbers; any other personal identifying information. 42 C.F.R. § 431.305; § 414.295(1)(b), Fla. Stat.; Fla. Admin. Code R. 65A-1.204(3).

(F) Persons who are permitted to view confidential information in this case include the parties and their attorneys only;

(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 the court is directed to publish this 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); and to provide a copy of this order to the clerk of the lower tribunal, with directions that the lower tribunal clerk is to seal the records identified in the order in accordance with Rule 2.420(g)(4).

**I HEREBY CERTIFY** that the foregoing is (a true copy of) the original court order.

Served:

Tracy Cooper George, C. G. C.  
Richard J. Shoop, Clerk

Amanda E. Heystek

Stuart Williams, G.C.

am

  
\_\_\_\_\_  
JON S. WHEELER, CLERK

