

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT
IN AND FOR SEMINOLE COUNTY, FLORIDA

ERICK PORTUGUEZ,

Plaintiff,

CASE NO.: 2023CA000541

v.

MITSUBISHI POWER AMERICAS, INC.,
and LA FIDUCIARIA, S.A.,

Defendants.

**ORDER GRANTING MOTION TO
DETERMINE CONFIDENTIALITY OF COURT RECORDS
TO HAVE MITSUBISHI'S CROSS-MOTION FOR SUMMARY JUDGMENT AND
OPPOSITION TO PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT
WITH SUPPORTING MEMORANDUM OF LAW FILED UNDER SEAL**

THIS MATTER is before the Court on the Motion to Determine Confidentiality of Court Records to Have Supplemental Brief Filed Under Seal, filed on June 13, 2025 (the "Motion to Seal"), pursuant to Rule 2.420(c)(9) of the Florida Rules of Judicial Administration, seeking an order determining the confidentiality of the following information relative to this civil action case:

_____ the party's name on the progress docket.

 X particular documents within the court file, specifically: Mitsubishi's Cross-Motion for Summary Judgment and Opposition to Plaintiff's Motion for Partial Summary Judgment with Supporting Memorandum of Law.

_____ the entire court file and the progress docket.

Having considered the arguments of the parties, legal authority, and otherwise being fully advised, the Court **GRANTS** the Motion to Seal as follows:

1. Confidentiality of the information is required to protect the following interest(s):

_____ a. Preventing a serious and imminent threat to the fair, impartial, and orderly administration of justice, specifically _____.

 X b. Highly Confidential & Proprietary Business Information.

_____ c. A compelling government interest, specifically _____.

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Certified Copy - Grant Maloy
Clerk of the Circuit Court and Comptroller
Seminole County, Florida



Seminole County Clerk of the Circuit Court and Comptroller
eCertified at 07/14/2025 11:21:16 -04:00
eCertified Id: 9DE5-D7GB-F18N
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- _____ d. Obtaining evidence to determine the legal issues in a case.
- _____ e. Avoiding substantial injury to innocent third parties, specifically _____.
- _____ f. Avoiding substantial injury to a party by the disclosure of matters protected by a common law or privacy right not generally inherent in this type of proceeding, specifically _____.
- _____ g. Complying with established public policy set forth in the Florida or United States Constitution or statutes or Florida rules or case law, specifically _____.

2. The Court further finds that no less restrictive measure is available to protect this/these interest(s), and that the degree, duration, and manner of confidentiality ordered herein are no broader than necessary to protect the interest(s).

IT IS HEREBY ORDERED:

The Clerk of the Circuit Court is hereby directed to treat as confidential immediately the following materials related to this matter and to keep such materials from public access:

- _____ 1. The party's name on the progress docket. On the public progress docket, the Clerk of the Circuit Court shall substitute the following for the party's name: _____. Further, the Clerk shall ensure that the party's name is redacted from all public materials in the file and that the final judgment is recorded in a manner that does not reveal the identity of the party. However, the progress docket and the file shall otherwise remain available to the public.
- ___X___ 2. The following documents within the court file: Mitsubishi's Cross-Motion for Summary Judgment and Opposition to Plaintiff's Motion for Partial Summary Judgment with Supporting Memorandum of Law.
- _____ 3. The entire court file. However, the progress docket shall remain open to the public subject to any substitution of a party's name set forth above.
- _____ 4. The entire court file and the progress docket. The progress docket shall not be available on any public information system. However, the case number shall remain public.

It is further **ORDERED** that any materials treated as confidential pursuant to this Order may be disclosed only as follows:

- 1. to any judge of this Circuit for case-related reasons;
- 2. to the Chief Judge or his or her designee;



3. to authorized government agencies.
4. to the following specific individuals: _____;

or

5. by further order of the Court.

It is further **ORDERED** that, within 10 days of the date of this Order, the Clerk shall post a copy of this Order in a prominent public location at the Seminole County Courthouse and the clerk's website for a period of 30 days to provide public notice.

It is further **ORDERED** that the Clerk is hereby authorized to open any materials determined to be confidential 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 treated as confidential immediately upon completion of the filing.

DONE AND ORDERED in Chambers in Seminole County, Florida, on this Friday, July 11, 2025.

59-2023-CA-000541 07/11/2025 09:43:31 AM



Donna Goerner, Circuit Judge
59-2023-CA-000541 07/11/2025 09:43:31 AM

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing ORDER GRANTING MOTION TO DETERMINE CONFIDENTIALITY OF COURT RECORDS TO HAVE MITSUBISHI'S CROSS-MOTION FOR SUMMARY JUDGMENT AND OPPOSITION TO PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT WITH SUPPORTING MEMORANDUM OF LAW FILED UNDER SEAL was provided by e-service on this Friday, July 11, 2025 to:

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