

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION**

**DREW ADAMS, a minor, by and through  
his next friend and mother, ERICA  
ADAMS KASPER,**

**Plaintiff,**

**Case No.: 3:17-cv-00739-TJC-JBT**

**v.**

**THE SCHOOL BOARD OF ST. JOHNS  
COUNTY, FLORIDA,**

**Defendant.**

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**DEFENDANT'S NOTICE OF FILING STIPULATION REGARDING HIPAA-  
PROTECTED INFORMATION**

Defendant, **THE SCHOOL BOARD OF ST. JOHNS COUNTY, FLORIDA**, by and through its undersigned counsel and pursuant to the Court's October 11, 2017, Order [Doc. 66], hereby gives notice of filing a copy of the Stipulation Regarding HIPAA-Protected Information executed by the parties on September 29, 2017. A copy of the Stipulation shall be filed as an exhibit to this Notice.

Dated this 12th day of October, 2017.

Respectfully submitted,

*/s/ Terry J. Harmon*

**TERRY J. HARMON**

*Trial Counsel*

Florida Bar Number: 0029001

tharmon@sniffenlaw.com

**MICHAEL P. SPELLMAN**

Florida Bar Number: 937975

mspellman@sniffenlaw.com

**ROBERT J. SNIFFEN**

Florida Bar Number: 000795

rsniffen@sniffenlaw.com

**KEVIN C. KOSTELNIK**

Florida Bar Number: 0118763

kkostelnik@sniffenlaw.com

**SNIFFEN & SPELLMAN, P.A.**

123 North Monroe Street

Tallahassee, Florida 32301

Telephone: (850) 205-1996

Facsimile: (850) 205-3004

*Counsel for St. Johns County School Board*

**CERTIFICATE OF SERVICE**

The undersigned certifies that on this 12th day of October, 2017, a true and correct copy of the foregoing was electronically filed in the U.S. District Court, Middle District of Florida, using the CM/ECF system which will send a notice of electronic filing to all counsel of record.

*/s/ Terry J. Harmon*

**TERRY J. HARMON**

**UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION**

DREW ADAMS, a minor, by and through his next  
friend and mother, ERICA ADAMS KASPER,

*Plaintiff,*

v.

THE SCHOOL BOARD OF ST. JOHNS  
COUNTY, FLORIDA,

*Defendant.*

No. 3:17-cv-00739-TJC-JBT

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**STIPULATION REGARDING HIPAA-PROTECTED INFORMATION**

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Pursuant to the *Health Insurance Portability and Accountability Act of 1996* (“HIPAA”), specifically 45 C.F.R. § 164.512(e)(1)(ii)(B) and § 164.512(e)(1)(v), the parties, through their undersigned counsel, shall abide by this Stipulation Regarding HIPAA-Protected Information (“Stipulation”) with respect to Plaintiff’s “protected health information” (“PHI”). In addition to the foregoing federal laws and regulations, this Stipulation is entered to ensure compliance with applicable state laws and regulations governing patient privacy and protecting healthcare information, including without limitation, Florida Statute §626.9651. The parties further agree as follows:

1. The parties will not disclose Plaintiff’s PHI for any purpose other than this litigation. To the extent that the parties desire to show any PHI to an expert retained in this

litigation, such party must show this Stipulation to such expert and have him/her sign on that he/she agrees to abide by the terms hereof.

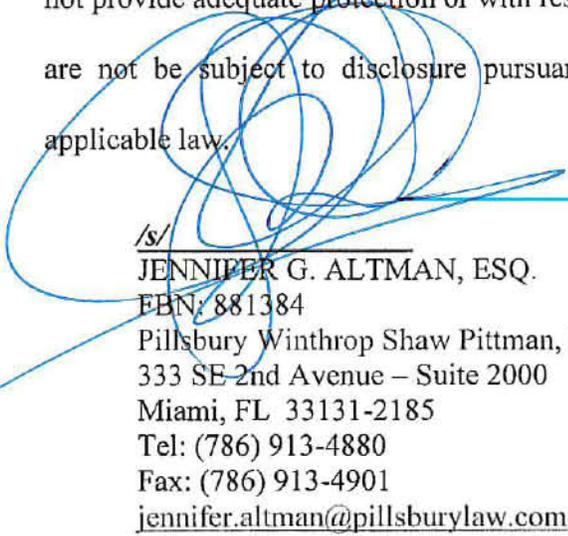
2. At the end of this litigation (which shall be defined as the point at which an order disposing of the entire case has been entered, or the time at which all proceedings hereunder have been completed, including any appeals), if any party to this Stipulation is in possession of Plaintiff's PHI (including all copies made), he/she/it/they shall destroy any and all copies of Plaintiff's PHI or return that information to the covered entity that provided the information and ensure that any third party expert likewise is directed to destroy any and all copies of Plaintiff's PHI.

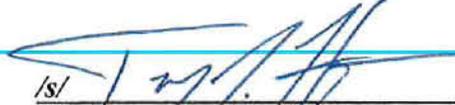
3. All parties, attorneys, employees, agents, and designees of the parties are hereby authorized through discovery to receive, subpoena and transmit PHI pertaining to Plaintiff to the extent that such information is reasonably calculated to lead to the discovery of admissible evidence provided that such parties, attorneys, employees, agents and designees abide by the terms of this Stipulation. Nothing in this Stipulation is intended to waive the parties' or any third parties' right to assert any objections that they may have to the discovery.

4. The parties and their attorneys shall be permitted to use Plaintiff's PHI solely for matters reasonably connected with this case. This includes, but is not limited to, disclosures to the Presiding Judge and the judge's support staff, the parties, their attorneys of record, the attorneys' firms (i.e., attorneys, support staff and consultants), the parties' insurers, experts, consultants, court reporters and copy services. The recipients of Plaintiff's PHI shall maintain it as confidential and are prohibited from using or disclosing same for any purpose other than this case,

5. With respect to documents containing PHI that are obtained, whether from the parties or any third party in accordance with Paragraph 3 herein, the parties agree to file any such documents under seal if they are used as an exhibit to a pleading or other filing in this proceeding.

6. Plaintiff and/or the School Board may seek additional protection from the disclosure and use of any documents and information for which they believe this Stipulation does not provide adequate protection or with respect to documents and information which they believe are not be subject to disclosure pursuant to applicable statutes, rules, regulations or other applicable law.

  
/s/  
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JENNIFER G. ALTMAN, ESQ.  
EBN: 881384  
Pillsbury Winthrop Shaw Pittman, LLP  
333 SE 2nd Avenue – Suite 2000  
Miami, FL 33131-2185  
Tel: (786) 913-4880  
Fax: (786) 913-4901  
[jennifer.altman@pillsburylaw.com](mailto:jennifer.altman@pillsburylaw.com)

  
/s/  
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TERRY J. HARMON, ESQ.  
FBN: 0029001  
Sniffen & Spellman, P.A.  
123 North Monroe Street  
Tallahassee, FL 32301  
Tel: (850) 205-1996  
Fax: (850) 205-3004  
[THarmon@sniffenlaw.com](mailto:THarmon@sniffenlaw.com)