

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF FLORIDA
TALLAHASSEE DIVISION

AUGUST DEKKER, et al.,

Plaintiffs,

v.

Case No. 4:22-cv-00325-RH-MAF

JASON WEIDA, et al.,

Defendants.

CONSENT MOTION TO SEAL TRIAL EXHIBITS

Pursuant to 5.5 of the Local Rules of the Northern District of Florida and paragraph 11 of the Stipulated Confidentiality Agreement and Protective Order (“Protective Order”) (Doc. 77), Plaintiffs respectfully request that the Court grant them leave to file under seal certain trial exhibits identified in their Fed. R. Civ. P. 26(a)(3) disclosures. Specifically, Plaintiffs seek to file under seal the following trial exhibits:

EXHIBIT	BATES NO.	DESCRIPTION
Pls’ Trial Ex. 232	PLAINTIFFS000818 thru PLAINTIFFS000838	Medical records of August Dekker
Pls’ Trial Ex. 234	PLAINTIFFS000168 thru PLAINTIFFS000182	Medical records of Brit Rothstein
Pls’ Trial Ex. 234A	PLAINTIFFS000839 thru PLAINTIFFS000998	Medical records of Brit Rothstein
Pls’ Trial Ex. 235	PLAINTIFFS000041 thru PLAINTIFFS000167	Medical records of K.F.

EXHIBIT	BATES NO.	DESCRIPTION
Pls' Trial Ex. 235A	PLAINTIFFS000200 thru PLAINTIFFS000647	Medical records of K.F.
Pls' Trial Ex. 236	PLAINTIFFS000001 thru PLAINTIFFS000040	Medical records of S.D.
Pls' Trial Ex. 236A	PLAINTIFFS000183 thru PLAINTIFFS000199	Medical records of S.D.
Pls' Trial Ex. 236B	PLAINTIFFS000648 thru PLAINTIFFS000817	Medical records of S.D.
Pls' Trial Ex. 236C	PLAINTIFFS000999 thru PLAINTIFFS001005	Medical records of S.D.
Pls' Trial Ex. 237	Def 001562290	Dekker medical records
Pls' Trial Ex. 237A	Def 001557555	Dekker medical records
Pls' Trial Ex. 299	Def_000288753	Email communication between AHCA and Magellan regarding coverage of GnRH to treat gender dysphoria

Each of the above-listed exhibits have been marked “Confidential” pursuant to paragraphs 3 and 4 of the Protective Order. Exhibits 232 through 237A have been so marked because they consist of Plaintiffs’ medical records, which contain sensitive and personal medical information. Exhibit 299 similarly contains patient-identifying information with respect to medical treatment. Accordingly, Plaintiffs request leave to file each of the above-listed exhibits under seal.

Pursuant to Local Rule 5.5(D), Plaintiffs have not filed redacted versions of exhibits 232 through 237A, because it is not feasible as a person could either infer the substance and import of the information that called for sealing the original, or

the redacted version would otherwise include so little information that publicly filing it would serve no purpose. A redacted version of Exhibit 299 is attached hereto, and a redacted version will also be filed along with Plaintiffs' Notice of Filing Trial Exhibits, per this Court's November 15, 2022 Scheduling Order (Doc. 67.)

After leave of Court is granted to file under seal, the Plaintiffs will transmit unredacted copies of the exhibits to the Court.

CERTIFICATE OF CONFERENCE PURSUANT TO LOCAL RULE 7.1(B)

Pursuant to 7.1(B) of the Local Rules of the Northern District of Florida, the undersigned certifies that counsel for Plaintiffs have conferred with counsel representing Defendant and they have consented to the requested relief.

Dated: April 27, 2023

Respectfully Submitted,

/s/William C. Miller

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CERTIFICATE OF SERVICE

I hereby certify that on this 27th day of April, 2023, a true copy of the foregoing has been filed with the Court utilizing its CM/ECF system, which will transmit a notice of electronic filing to counsel of record for all parties in this matter registered with the Court for this purpose.

/s/ William C. Miller
William C. Miller

Attorney for Plaintiffs