

IN THE CIRCUIT COURT, SEVENTH
JUDICIAL CIRCUIT, IN AND FOR
VOLUSIA COUNTY, FLORIDA
CASE NO. 2021 303222 CFDB
DIVISION 40

STATE OF FLORIDA,

v.

NICOLE M. JACKSON,

Defendant.

FILED
23 JAN 27 PM 3:19
CLERK OF THE COURT
& CITY COURT VOLUSIA CITY FL
CC13

ORDER TO SEAL RECORDS

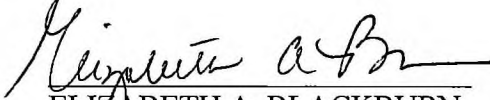
THIS CAUSE having come before the Court at an Ex Parte Nelson hearing held on January 27, 2023, wherein the Defendant was present with her counsel, and the Court being duly advised in the premises, the Court finds:

1. The Court previously entered a Sua Sponte Order sealing a portion of the Defendant's Motion for Reconsideration to Dismiss Defense Counsel and Request a Full Nelson Hearing (Exhibits A, D and E).
2. At the beginning of the Nelson hearing, the Court made findings that the instant proceeding has garnered "extraordinary media interest" and world-wide attention. The Court finds that closure of the Nelson hearing proceeding and the record pertaining thereto, is necessary to protect the due process rights of the Defendant to a fair trial. See Miami Herald Publishing Co. v. Lewis 426 So.2d 1(Fla. 1982)
3. There are no less restrictive means available to protect the Defendant's right to a fair trial.
4. Closure of the record, related to the Nelson hearing, together with closure of the proceedings on the Nelson hearing only, would be effective in protecting the rights of the Defendant without being overly broad.
5. The oral findings announced on the record before the Court closed the Nelson hearing proceedings are incorporated by reference herein.

It is therefore,

ORDERED and ADJUDGED that the Clerk is hereby directed that the Ex Parte Nelson hearing proceeding, including, but not limited to, the transcript and record of said proceeding, is to be kept under seal and shall not be opened unless authorized by court order.

29TH DONE AND ORDERED in Chambers at DeLand, Volusia County, Florida this
day of JANUARY, 2023.


ELIZABETH A. BLACKBURN
CIRCUIT JUDGE

Copies to:

Office of the State Attorney
Office of the Public Defender
Clerk of Court – Volusia County