

# THE FLORIDA BAR

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June 24, 2009

Chief Judge David Gersten  
Third District Court of Appeal  
2001 S.W. 117<sup>th</sup> Avenue  
Miami, FL. 33175-1716

**FILED**

**JUN 26 2009**

MARY CAY BLANKS  
CLERK, DISTRICT COURT OF  
APPEAL, THIRD DISTRICT

Dear Chief Judge Gersten:

This is a public records request, under Chapter 119, Florida Statutes, to view briefs that have been filed in Case No. 3D08-3044, *DCF v. in re: Adoption of X.X.G. and N.R.G.*

I understand that it is necessary to redact the names and other personal identifying information to comply with confidentiality requirements of the minor children and that a reasonable amount of time to do so will be required.

I am interested in the legal arguments pro and con in the case, as it is a constitutional challenge to Florida's unique ban on gay adoption, an issue of national newsworthiness.

Also, The Florida Bar's Family Law Section has filed a brief, a matter that was unsuccessfully challenged in the Florida Supreme Court.

For these reasons, The Florida Bar News is interested in reading the legal briefs in the case, as well as any order from the court that will follow.

Thank you in advance for your timely consideration of this request.

Sincerely,

  
Jan Pudlow

Senior Editor

Florida Bar News

cc: Mary Cay Blanks, clerk of court

IN THE DISTRICT COURT OF APPEAL  
OF FLORIDA  
THIRD DISTRICT  
JANUARY TERM, A.D. 2009  
JULY 13, 2009

DEPT. OF CHILDREN AND  
FAMILIES,  
Appellant(s)/Petitioner(s),

CASE NO.: 3D08-3044

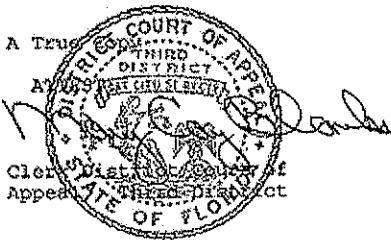
vs.

IN RE: MATTER OF ADOPTION  
OF: X.X.G., AND N.R.G.,  
Appellee(s)/Respondent(s).

LOWER  
TRIBUNAL NO. 06-33881

The court advises the parties that on June 26, 2009 the Chief Judge received a public records request for the briefs in this appeal, submitted by The Florida Bar News. A copy of the request is attached.

Within ten (10) days the parties shall advise the court whether there is any objection under sections 63.162 or 39.0132(3), (4), Florida Statutes (2008), or Florida Rule of Appellate Procedure 9.146(f). COPE, SHEPHERD and SALTER, JJ., concur.



cc:  
Chelsea Boehme Rice  
Elizabeth Mitchell  
Brian Raum  
Joseph H. Lang, Jr.  
Talbot D'Alemberte  
Benjamin W. Bull

Nathalie F.P. Gilfoyle  
Paolo Annino  
William M. Hohengarten  
Hillary S. Kambour  
Scott D. Makar  
Leslie Cooper  
Elliot H. Scherker  
Charles M. Auslander  
Hilarie Bass  
Ricardo Gonzalez  
Jessica Allen  
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Robert F. Rosenwald, Jr.  
Mathew D. Staver  
Brigid F. Cech Samole  
Timothy D. Osterhaus  
Charles B. Upton, I I  
Sylvia H. Walbolt  
Shelbi D. Day  
Robin L. Rosenberg  
Stephen R. Senn  
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Byron J. Babione  
Karl Johansson  
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H. Collins Forman, Jr.  
Rebecca O' Dell Townsend  
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Timothy H. Crutchfield  
Cynthia L. Greene  
Lauri Waldman Ross  
Roberta Stanley  
Robert F. Kohlman  
Valerie J. Martin  
Jan Pudlow

lp

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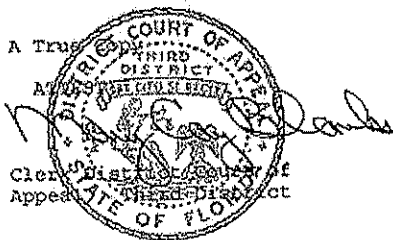
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Amicus, Perry W. Hodges, Jr. Esquire's motion to take  
judicial notice is granted as stated in the motion.  
miscellaneous order.

Movant, Wire Media Group LLC d/b/a Wire Magazine's,  
motion to permit media access to redacted briefing is granted as  
stated in the motion.

Upon consideration, the appellant's unopposed motion  
to extend time to serve reply brief is granted in part. The  
reply brief shall be filed on or before August 10, 2009, with no  
further extensions allowed.

COPE, SHEPHERD and SALTER, JJ., concur.



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