

**IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT
IN AND FOR LEE COUNTY, FLORIDA**

STATE OF FLORIDA,

vs.

Case Nos.: 17-CF-016197
17-CF-016201

DYLAN CHRISTOPHER FARLEY,

Defendant.

ORDER

This matter came before the Court on June 24, 2019 on the News-Press' Motion to Intervene to Oppose Motion to Close Drug Court Proceedings and to Seek Partial Vacating of Order Restricting Photography/Electronic Media and Publication of Photographs in Drug Court, filed on March 21, 2019 (the "Motion"). Having considered the Motion and incorporated memorandum of law, the Office of the Public Defender's response to the same, argument of the parties, controlling case law, and otherwise being fully advised in the premises, the Court hereby finds as follows:

The Motion is **GRANTED**. The News-Press has standing to intervene in this matter and the October 18, 2018 order that is the subject of the Motion is vacated.

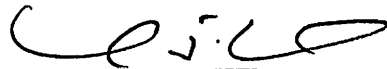
It is further **ORDERED AND ADJUDGED** that any future relief seeking to restrict use of electronic media that is governed by Rule 2.450 of the Florida Rules of Judicial Administration shall be done in accordance with the standards and procedures set forth in In Re Petition of Post-Newsweek Stations, Florida, Inc., 370 So. 2d 764 (Fla. 1979) and State v. Green, 395 So. 2d 532 (Fla. 1981).

The Court further notes that the previous order did not specifically address the issue of the News-Press wanting to address the Drug Court participants and explaining the benefits of its reporting during the Court session. The Court finds that there is clearly no right for the media to

participate in the proceedings and address the participants. The Court is confident that the presiding judges can handle any attempt to improperly address the participants on a case by case basis.

It is further **ORDERED AND ADJUDGED** that the Office of the Public Defender's Motion to Strike or Dismiss Motion to Intervene and Motion to Continue News-Press' Motion to Intervene, both filed on June 21, 2019, are **DENIED**.

DONE AND ORDERED at Fort Myers, Florida, this 9th day of July, 2019.



The Honorable Michael T. McHugh
Chief Judge of the Circuit Court

Copies to: All Counsel of Record