

**IN THE CIRCUIT COURT OF THE FOURTH JUDICIAL CIRCUIT,
IN AND FOR DUVAL COUNTY, FLORIDA**

CASE NO.: 2022-CA-003330
DIVISION: CV-H

BAPTIST HEALTH SYSTEM, INC. a
Florida non-profit corporation,

Plaintiff,

v.

STRYKER CORPORATION, a Michigan
corporation; HOWMEDICA OSTEONICS
CORP., a New Jersey corporation;
STRYKER SALES, LLC, a Michigan limited
liability company f/k/a STRYKER SALES
CORPORATION d/b/a STRYKER
CRANIOMAXILLOFACIAL; STRYKER
EMPLOYMENT COMPANY, LLC, a
Michigan limited liability company; SCOTT
WELLER, an individual; and LAKEISHA
LAWRENCE RENCHER, an individual,

Defendants.

STRYKER SALES, LLC, a Michigan limited
liability company f/k/a STRYKER SALES
CORPORATION d/b/a STRYKER
CRANIOMAXILLOFACIAL;
HOWMEDICA OSTEONICS CORP., a New
Jersey corporation; and STRYKER
EMPLOYMENT COMPANY, LLC, a
Michigan limited liability company,

Counterclaim Plaintiffs,

v.

BAPTIST HEALTH SYSTEM, INC. a
Florida non-profit corporation,

Counterclaim Defendant,

and

COASTAL COMMUNITY HEALTH, INC.,
a Florida non-profit corporation,

Additional Counterclaim Defendant.

**AGREED ORDER GRANTING UNOPPOSED MOTION TO DETERMINE
CONFIDENTIALITY OF COURT RECORDS REFERENCED IN: (1)
STRYKER DEFENDANTS' RESPONSE IN OPPOSITION TO BAPTIST HEALTH
SYSTEM, INC.'S MOTION TO COMPEL DEPOSITION TESTIMONY OF
CORPORATE REPRESENTATIVE, KEVIN FOLAN; AND (2) STRYKER
DEFENDANTS' RESPONSE IN OPPOSITION TO BAPTIST HEALTH SYSTEM, INC.'S
MOTION TO COMPEL DOCUMENT PRODUCTION**

This cause came before the Court on the Defendants', Stryker Sales, LLC, Howmedica Osteonics Corp., and Stryker Employment Company, LLC (collectively, the "Stryker Defendants") Unopposed Motion to Determine the Confidentiality of Court Records Referenced in their: (1) Response In Opposition to Baptist Health Systems, Inc.'s Motion to Compel Deposition Testimony of Corporate Representative, Kevin Folan ("Response to Motion to Compel Deposition Testimony"); and (2) Response in Opposition to Baptist Health System, Inc.'s Motion to Compel Document Production ("Response to Motion to Compel Document Production"), both filed on June 17, 2026, and the Court, having reviewed the unopposed motion, hereby **ORDERS and ADJUDGES** as follows:

1. The Motion is **GRANTED**.
2. The Court hereby directs the Clerk of Court, that the following Exhibits shall be

kept confidential and restricted from public access:

(a) As to the Response to Motion to Compel Deposition Testimony

- **EX. F:** Stryker Sales' Answer to Interrogatory No. 8, Baptist Health's First Set of Interrogatories;

- **EX. H:** Stryker Sales' Supplemental Answer to Interrogatory No. 15, Baptist Health's First Set of Interrogatories; and
- **EX. J:** Stryker Defendants' Document Production Pertaining to Evan MacLeod STRBHS00010782-STRBHS00010788.

(b) As to the Response to Compel Document Production

- **EX. 9:** Stryker Defendants' Document Production Pertaining to Evan MacLeod STRBHS00010782-STRBHS00010788;
- **EX. 12:** Affidavit of Carol Fox;
- **EX. 13:** Deposition Exhibit 41;
- **EX. 14:** Deposition Exhibit 57;
- **EX. 15:** Stryker Sales' Answers to Interrogatory Number 8, Baptist Health's First Set of Interrogatories; and
- **EX. 16:** Stryker Sales' Supplemental Answers to Interrogatory No. 15, Baptist Health's First Set of Interrogatories.

3. In accordance with Rule 2.420(e)(4), the Court makes the following determinations:


- a. This case is a civil action related to allegations of fraudulent sales of medical devices.
- b. The grounds for keeping this information confidential is that the Parties have identified the information as confidential pursuant to the Protective Order and HIPAA Qualified Protective Order regarding disclosure of confidential materials, [**Doc. 65**] and [**Doc. 68**].
- c. No party names are determined to be confidential.
- d. No progress docket or similar records to document activity in the case is determined to be confidential.
- e. The particular information determined to be confidential is the information in **EX. F; EX. H; EX. J; EX. 9; EX. 12; EX. 13; EX. 14; EX. 15; AND EX. 16** specified in Paragraph 2 of this Order, which relates to information that qualifies for protection under the Protective Order and HIPAA Qualified Protective Order regarding disclosure of confidential materials, [**Doc. 65**] and [**Doc. 68**].

- f. The identification of the persons permitted to view this confidential information filed with the Court, are the Court, court staff, and the Parties.
- g. The Court finds that the (i) degree, duration, and manner of confidentiality ordered by the Court are no broader than necessary to protect the interests set forth in Rule of Judicial Administration 2.420(c), and (ii) no less restrictive measures are available to protect the interests set forth in subdivision (c).
- h. The Clerk of Court is directed to publish this order in accordance with Rule of Judicial Administration 2.420(e)(5).

DONE AND ORDERED in Jacksonville, Duval County, Florida on

Wednesday, June 24, 2026.

16-2022-CA-003330-XXXX-MA 06/24/2026 09:35:29 AM



G.L. FELTEL JR., CIRCUIT JUDGE

Gilbert Feltel, Judge
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CRANIOMAXILLOFACIAL;
HOWMEDICA OSTEONICS CORP., a New
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Florida non-profit corporation,

Counterclaim Defendant,

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COASTAL COMMUNITY HEALTH, INC.,
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Additional Counterclaim Defendant.

**AGREED ORDER GRANTING UNOPPOSED MOTION TO DETERMINE
CONFIDENTIALITY OF COURT RECORDS REFERENCED IN STRYKER
DEFENDANTS' SUPPLEMENT OF MOTION TO COMPEL BAPTIST HEALTH
SYSTEM, INC. TO PRODUCE DOCUMENTS AND TESTIMONY THAT BAPTIST
HEALTH HAS ERRONEOUSLY CLAIMED ARE PROTECTED BY THE
ACCOUNTANT-CLIENT PRIVILEGE**

This cause came before the Court on the Defendants', Stryker Sales, LLC, Howmedica Osteonics Corp., and Stryker Employment Company, LLC (collectively, the "Stryker Defendants") Unopposed Motion to Determine the Confidentiality of Court Records Referenced in their Motion to Compel Baptist Health Systems, Inc. to Produce Documents and Testimony that Baptist Health has Erroneously Claimed are Protected by the Accountant-Client Privilege, filed on June 18, 2026, and the Court, having reviewed the unopposed motion, hereby **ORDERS and ADJUDGES** as follows:

1. The Motion is **GRANTED**.

2. The Court hereby directs the Clerk of Court, that the following Exhibits shall be kept confidential and restricted from public access:

- **EX. B:** February 2022 Report of Edward Buttner;
- **EX. D:** BAPTIST_007674-BAPTIST_007679;
- **EX. E:** Depo. Ex. 534;
- 3. **EX. I:** Baptist Health System, Inc.'s Supplemental Privilege Log;
- 4. **EX. J:** Deposition of Edward Buttner;
- 5. **EX. L:** April 2026 Report of Russell Manns;

6. **EX. M:** Deposition of Russell Manns; and
 7. **EX. N:** April 2026 Report of Edwad Buttner.
3. In accordance with Rule 2.420(e)(4), the Court makes the following determinations:
- a. This case is a civil action related to allegations of fraudulent sales of medical devices.
 - b. The grounds for keeping this information confidential is that the Parties have identified the information as confidential pursuant to the Protective Order and HIPAA Qualified Protective Order regarding disclosure of confidential materials, [**Doc. 65**] and [**Doc. 68**].
 - c. No party names are determined to be confidential.
 - d. No progress docket or similar records to document activity in the case is determined to be confidential.
 - e. The particular information determined to be confidential is the information in **EX. B; EX. D; EX. E; EX. I; EX. J; EX. L; EX. M; AND EX. N** specified in Paragraph 2 of this Order, which relates to information that qualifies for protection under the Protective Order and HIPAA Qualified Protective Order regarding disclosure of confidential materials, [**Doc. 65**] and [**Doc. 68**].
 - f. The identification of the persons permitted to view this confidential information filed with the Court, are the Court, court staff, and the Parties.
 - g. The Court finds that the (i) degree, duration, and manner of confidentiality ordered by the Court are no broader than necessary to protect the interests set forth in Rule of Judicial Administration 2.420(c), and (ii) no less restrictive measures are available to protect the interests set forth in subdivision (c).
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G.L. FELTEL JR., CIRCUIT JUDGE

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