

## **WHAT YOU NEED TO KNOW**

ATTORNEY DENNIS ALFONSO IS THE PASCO CLERK OF COURT, PAULA O'NEIL'S GOVERNMENT ATTORNEY AND JUST BECAUSE HE STATED CASE LAW OR OTHER LAWS IN HIS MOTION REALLY MEANS NOTHING. I SAY THAT BECAUSE I FILED A LAWSUIT AGAINST PAULA O'NEIL TO TRY AND HOLD HER ACCOUNTABLE FOR WRONGFUL ACTIONS, WHICH INCLUDED EXPLOITING MY DAUGHTER'S SEXUAL ABUSE CASE TO HELP HER WIN RE-ELECTION IN 2012, AND ALFONSO STATED IRRELEVANT CASE LAW AND OTHER LAWS THAT HAD NOTHING TO DO WITH THE CASE.

FURTHERMORE, ALFONSO AND HIS LAW FIRM STATED LIES IN MOTIONS AND PLEADINGS IN THE LAWSUIT SO NOTHING HE SAYS CAN BE RELIED UPON AS TRUE.

IF PHILLIP O'NEIL'S DUI CRIMINAL RECORD WAS SUPPOSED TO BE CONFIDENTIAL, THEN WHY WOULDN'T IT HAVE BEEN SEALED LONG BEFORE NOW? I, ROBERTA CUTTING, WENT IN TO VIEW PHILLIP O'NEIL'S DUI RECORD ON JUNE 21, 2016 AND PAULA O'NEIL IMMEDIATELY HAD IT PUT UNDER JUDICIAL REVIEW TO SEAL, NOT ONLY HER SON'S DUI RECORD, BUT ALL OF HIS RECORDS WERE PUT UNDER JUDICIAL REVIEW.

FURTHERMORE, PHILLIP O'NEIL WAS NOT A POLICE OFFICER AT THE PASCO SHERIFF'S OFFICE. HE WAS AN ACCOUNTANT, WHICH DID NOT PUT HIM IN DANGER AND SO, THEREFORE, PHILLIP O'NEIL'S CRIMINAL RECORD OR ANY OF HIS OTHER RECORDS HAD NO BUSINESS BEING SEALED IN THE FIRST PLACE.

JUDGE DEBRA ROBERTS SEALED THE RECORD AND WAS THE SAME JUDGE ON THE DUI. ROBERTS IGNORED MY MOTIONS AND RULED IN FAVOR OF HER BUDDY, THE ELECTED PASCO CLERK OF COURT, PAULA O'NEIL.

PAULA O'NEIL'S HUSBAND, DECLAN MANSFIELD, REPRESENTED PHILLIP O'NEIL ON THE DUI IN 2013 AS HE WAS AN ATTORNEY AT THAT TIME, BUT IN DEC. 2015, GOVERNOR RICK SCOTT LITERALLY APPOINTED MANSFIELD AS JUDGE IN THE SAME COURT AND COUNTY WHERE O'NEIL IS THE ELECTED CLERK OF COURT.

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT  
IN AND FOR PASCO COUNTY, FLORIDA  
CRIMINAL TRAFFIC DIVISION  
CASE NO: 13A0P8MIETWS

In re: Motion for access to  
Confidential records by:

ROBERTA CUTTING,

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**RESPONSE TO PETITIONER'S "MOTION TO STOP SEALING RECORDS"**

COMES NOW, the undersigned counsel, on behalf of an affected party as defined by 2.420(a)(5), Fla. R.Jud. Admin., and files this response to request for access to confidential information contained in a court file and states as follows:

1. Petitioner seeks access to records which are exempt from public record pursuant to Florida Rule of Judicial Administration 2.420( c)(7), which provides in pertinent part as follows:

(4) "Confidential," as applied to information contained within a record of the judicial branch, means that such information is exempt from the public right of access under article I, section 24(a) of the Florida Constitution and may be released only to the persons or organizations designated by law, statute, or court order. As applied to information contained within a court record, the term "exempt" means that such information is confidential. Confidential information includes information that is confidential under this rule or under a court order entered pursuant to this rule. To the extent reasonably practicable, restriction of access to confidential information shall be implemented in a manner that does not restrict access to any portion of the record that is not confidential....

(7) All records made confidential under the Florida and United States Constitutions and Florida and federal law.

2. In pertinent part, 119.071(4)(d), Fla. Stat. identifies specific information which is to be recognized as exempt from article I, section 24(a) of the Florida Constitution, and provides:

2. a. (1) The home addresses, telephone numbers, social security numbers, dates of birth, and photographs of active or former sworn or civilian law enforcement personnel, including correctional and correctional probation officers, personnel of the Department of Children and Families whose duties include the investigation of

abuse, neglect, exploitation, fraud, theft, or other criminal activities, personnel of the Department of Health whose duties are to support the investigation of child abuse or neglect, and personnel of the Department of Revenue or local governments whose responsibilities include revenue collection and enforcement or child support enforcement, the home addresses, telephone numbers, social security numbers, photographs, dates of birth, and places of employment of the spouses and children of such personnel; and the names and locations of schools and day care facilities attended by the children of such personnel are exempt from s. 119.07(1).

(II) The names of the spouses and children of active or former sworn or civilian law enforcement personnel and the other specified agency personnel identified in sub-sub-subparagraph (I) are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution....

....

f. The home addresses, telephone numbers, dates of birth, and photographs of current or former human resource, labor relations, or employee relations directors, assistant directors, managers, or assistant managers of any local government agency or water management district whose duties include hiring and firing employees, labor contract negotiation, administration, or other personnel-related duties, the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of such personnel, and the names and locations of schools and day care facilities attended by the children of such personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

3. The affected party qualifies for the statutory protections identified above, and information contained within the file requested by Petition is exempt and confidential from public access.

**WHEREFORE**, the affected party seeks that the privacy of qualifying confidential and exempt information contained in court file records of the affected party be maintained, and the Petitioner be permitted access to information contained in court files to the extent authorized by law.

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true copy of the foregoing has been served by regular U.S. Mail delivery upon Petitioner, Roberta Cutting, 39346 Rusbe Drive, Zephyrhills, Florida 33540 and by email to Roberta\_cutting@yahoo.com, this 28<sup>th</sup> day of June 2016

**MCCLAIN, ALFONSO & MEEKER, P.A.**

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Counsel for the Movant

s/ *Dennis J. Alfonso*

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DENNIS J. ALFONSO, Esquire

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