

FIRST DISTRICT COURT OF APPEAL
STATE OF FLORIDA

No. 1D22-334

FLORIDA DEPARTMENT OF
HEALTH and DR. JOSEPH
LADAPO, in his official capacity
as State Surgeon General and
State Health Officer of the
Florida Department of Health,

Petitioners,

v.

CARLOS GUILLERMO SMITH and
FLORIDA CENTER FOR
GOVERNMENT ACCOUNTABILITY,
INC.,

Respondents,

and

THE ASSOCIATED PRESS, THE
FIRST AMENDMENT FOUNDATION,
GANNETT CO., INC., THE
MCCLATCHY COMPANY, LLC
d/b/a THE MIAMI HERALD, THE
NEW YORK TIMES COMPANY,
SCRIPPS MEDIA, INC., SUN-
SENTINEL COMPANY, LLC, TIMES
PUBLISHING CO. and WP
COMPANY, LLC,

Intervenor Respondents.

Petition for Writ of Certiorari—Original Jurisdiction.

October 12, 2022

PER CURIAM.

The Florida Department of Health and State Surgeon General seek certiorari review of an order denying their motion for a protective order as to the deposition of a corporate representative in a public records lawsuit. Because the petition does not demonstrate that the order would result in irreparable harm to the petitioners, the petition is DISMISSED. *See Univ. of Fla. Bd. of Trs. v. Carmody*, 331 So. 3d 236, 237 (Fla. 1st DCA 2021) (conditioning certiorari jurisdiction upon a showing of irreparable harm which cannot be corrected on direct appeal).

RAY, OSTERHAUS, and NORDBY, JJ., concur.

Not final until disposition of any timely and authorized motion under Fla. R. App. P. 9.330 or 9.331.

Erik M. Figlio, Ruth E. Vafek, and Alexandra E. Akre, of Ausley McMullen, Tallahassee, for Petitioners.

Andrea Flynn Mogensen, of Law Office of Andrea Flynn Mogensen, Sarasota; Victor L. Chapman and R. Steven Ruta, of Barrett, Chapman & Ruta, P.A., Orlando, for Respondents.

Mark R. Caramanica, Carol Jean LoCicero, and Linda R. Norbut, of Thomas & LoCicero PL, Tampa, for Intervenor Respondents.