

1.

IN THE CIRCUIT COURT OF THE TENTH JUDICIAL CIRCUIT
IN AND FOR POLK COUNTY, FLORIDA

THE LAKELAND LEDGER PUBLISHING
CORPORATION and LYNN N. DUKE,

Plaintiffs,

vs.

CASE NO. GC-G-91-3803

THE SCHOOL BOARD OF POLK
COUNTY and SUPERINTENDENT
JOHN A. STEWART,

Defendants.

ORDER

On Monday, November 18, 1991, the Lakeland Ledger Publishing Corporation and Lynn N. Duke's (collectively the "Ledger") Petition for the Issuance of a Writ of Mandamus against Respondents the School Board of Polk County and John A. Stewart was heard. Under Chapter 119, Florida Statutes (1989), the Ledger seeks access to a map prepared by the United States Department of Justice which concerns the desegregation of Lakeland elementary schools. The map was received by school board employees. The Court has reviewed the Ledger's petition, heard arguments of counsel and is otherwise advised of the matter. The Court is convinced the petition is governed by Morris v. Whitehead, Case Nos. 91-00166 and 91-00170 (Fla. 2d DCA October 25 1991, on 1991 WESTLAW 21597); and Florida Sugar Cane League, Inc. v. Florida Department of Environmental Regulation, Case No. 91-2108 (Fla. 2d Cir. Ct. September 20, 1991). It is, therefore,

ORDERED and ADJUDGED that the Ledger's petition should be and is hereby GRANTED.

DONE AND ORDERED in chambers at Bartow, Polk County, Florida, this 21 day of November, 1991.



J. Tim Strickland
Circuit Court Judge

Copies furnished to:

✓ Carol Jean LoCicero, Esq.
C.A. Boswell, Jr., Esq.

TPA-4770

11-25-91