

Before the
Administrative Hearing Commission
State of Missouri



REPRODUCTIVE HEALTH SERVICES OF)
PLANNED PARENTHOOD OF THE ST.)
LOUIS REGION,)

Petitioner,)

v.)

DEPARTMENT OF HEALTH & SENIOR)
SERVICES,)

Respondent.)

No. 19-0879

ORDER

On June 24, 2019, Petitioner filed a complaint in which it asked to file under seal Respondent's Statement of Deficiencies and Petitioner's Plan of Correction, because the documents include protected health information of patients.

Pursuant to our June 25, 2019 order, Petitioner filed the records *in camera*. On June 26, 2019, Respondent filed its response to the Petitioner's request to seal. Concurrent with its response, Respondent filed, *in camera*, a redacted version of the Statement of Deficiencies issued by Respondent on June 13, 2019. The redacted version of the Statement of Deficiencies adequately addresses Petitioner's concerns and will be made publicly available.

We grant Petitioner's motion to seal, which is unopposed by Respondent. Section 610.021(14), RSMo 2016 allows us to close "[r]ecords which are protected from disclosure by law[.]" Federal Regulation 42 CFR 164.502(a) protects protected health information. The unredacted documents shall remain under seal.

Petitioner may, in turn, file a redacted Plan of Correction to be made publicly available that is similar to Respondent's redacted Statement of Deficiencies.

SO ORDERED on June 27, 2019.

SREENIVASA RAO DANDAMUDI
Commissioner