

United States District Court
Southern District of New York

[REDACTED]

Plaintiff,

Case No.: 15-cv-07433-RWS

v.

Ghislaine Maxwell,

Defendant.

_____ /

NOTICE OF SERVICE OF RULE 45 SUBPOENA UPON SHOPPER'S TRAVEL, INC.

PLEASE TAKE NOTICE THAT, pursuant to Rule 45 of the Federal Rules of Civil Procedure, Plaintiff, [REDACTED], hereby provides Notice of Service of Subpoena upon Shopper's Travel, Inc. A copy of the Subpoena is attached to this Notice.

Dated: April 27, 2016

By: /s/ Sigrid McCawley

Sigrid McCawley

(Admitted Pro Hac Vice)

Boies Schiller & Flexner LLP

[REDACTED]

Ft. Lauderdale, FL 33301

[REDACTED]

Ellen Brockman

Boies Schiller & Flexner LLP

[REDACTED]

New York, New York 10022

[REDACTED]

UNITED STATES DISTRICT COURT

for the

Southern District of New York

Plaintiff

v.

Ghislaine Maxwell

Defendant

)
)
) Civil Action No. 15-CV-07433-RWS
)
)

SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION

To: Records Custodian, Shopper's Travel, Inc., _____ New York, NY 10016 _____

(Name of person to whom this subpoena is directed)

☒ **Production:** **YOU ARE COMMANDED** to produce at the time, date, and place set forth below the following documents, electronically stored information, or objects, and to permit inspection, copying, testing, or sampling of the material: See Schedule A

Place: Boies, Schiller & Flexner LLP, _____

Date and Time:

05/17/2016 9:00 am

☐ **Inspection of Premises:** **YOU ARE COMMANDED** to permit entry onto the designated premises, land, or other property possessed or controlled by you at the time, date, and location set forth below, so that the requesting party may inspect, measure, survey, photograph, test, or sample the property or any designated object or operation on it.

Place:

Date and Time:

The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: 04/26/2016

CLERK OF COURT

OR

Signature of Clerk or Deputy Clerk


Attorney's signature

The name, address, e-mail address, and telephone number of the attorney representing (name of party) _____, who issues or requests this subpoena, are:

Sigrid S. McCawley, BSF, LLP, _____

Notice to the person who issues or requests this subpoena

A notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

EXHIBIT A

DEFINITIONS

Wherever they hereafter appear the following words and phrases have the following meanings:

1. "Agent" shall mean any agent, employee, officer, director, attorney, independent contractor or any other person acting, or purporting to act, at the discretion of or on behalf of another.

2. "Correspondence" or "communication" shall mean all written or verbal communications, by any and all methods, including without limitation, letters, memoranda, and/or electronic mail, by which information, in whatever form, is stored, transmitted or received; and, includes every manner or means of disclosure, transfer or exchange, and every disclosure, transfer or exchange of information whether orally or by document or otherwise, face-to-face, by telephone, telecopies, e-mail, text, modem transmission, computer generated message, mail, personal delivery or otherwise.

3. "Plaintiff" in the above captioned action shall mean the plaintiff [REDACTED] formerly known as [REDACTED]

4. "Defendant" in the above captioned action shall mean the defendant Ghislaine Maxwell and her employees, representatives or agents.

5. "Document" shall mean all written and graphic matter, however produced or reproduced, and each and every thing from which information can be processed, transcribed, transmitted, restored, recorded, or memorialized in any way, by any means, regardless of technology or form. It includes, without limitation, correspondence, memoranda, notes, notations, diaries, papers, books, accounts, newspaper and magazine articles, advertisements, photographs, videos, notebooks, ledgers, letters, telegrams, cables, telex messages, facsimiles, contracts, offers, agreements, reports, objects, tangible things, work papers, transcripts, minutes,

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reports and recordings of telephone or other conversations or communications, or of interviews or conferences, or of other meetings, occurrences or transactions, affidavits, statements, summaries, opinions, tests, experiments, analysis, evaluations, journals, balance sheets, income statements, statistical records, desk calendars, appointment books, lists, tabulations, sound recordings, data processing input or output, microfilms, checks, statements, receipts, summaries, computer printouts, computer programs, text messages, e-mails, information kept in computer hard drives, other computer drives of any kind, computer tape back-up, CD-ROM, other computer disks of any kind, teletypes, telecopies, invoices, worksheets, printed matter of every kind and description, graphic and oral records and representations of any kind, and electronic "writings" and "recordings" as set forth in the Federal Rules of Evidence, including but not limited to, originals or copies where originals are not available. Any document with any marks such as initials, comments or notations of any kind of not deemed to be identical with one without such marks and is produced as a separate document. Where there is any question about whether a tangible item otherwise described in these requests falls within the definition of "document" such tangible item shall be produced.

6. "Employee" includes a past or present officer, director, agent or servant, including any attorney (associate or partner) or paralegal.

7. "Including" means including without limitations.

8. "Jeffrey Epstein" includes Jeffrey Epstein and any entities owned or controlled by Jeffrey Epstein, any employee, agent, attorney, consultant, or representative of Jeffrey Epstein.

9. "Ghislaine Maxwell" includes Ghislaine Maxwell and any entities owned or controlled by Ghislaine Maxwell, any employee, agent, attorney, consultant, or representative of Ghislaine Maxwell.

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10. "Person(s)" includes natural persons, proprietorships, governmental agencies, corporations, partnerships, trusts, joint ventures, groups, associations, organizations or any other legal or business entity.

11. "You" or "Your" hereinafter means Shopper's Travel, Inc. and any employee, agent, attorney, consultant, related entities or other representative of Shopper's Travel, Inc.

INSTRUCTIONS

1. Production of documents and items requested herein shall be made at the offices of Boies, Schiller & Flexner LLP, 401 E. Las Olas Blvd., #1200, Fort Lauderdale, FL, 33301; 954-356-0011, no later than the 20 days set forth in the subpoena.

2. Unless indicated otherwise, the Relevant Period for this Request is from 1999 to the present. A Document should be considered to be within the relevant time frame if it refers or relates to communications, meetings or other events or documents that occurred or were created within that time frame, regardless of the date of creation of the responsive Document.

3. This Request calls for the production of all responsive Documents in your possession, custody or control without regard to the physical location of such documents.

4. If any Document requested was in your possession or control, but is no longer in its possession or control, state what disposition was made of said Document, the reason for such disposition, and the date of such disposition.

5. For the purposes of reading, interpreting, or construing the scope of these requests, the terms used shall be given their most expansive and inclusive interpretation. This includes, without limitation the following:

- a) Wherever appropriate herein, the singular form of a word shall be interpreted as plural and vice versa.
- b) "And" as well as "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope hereof any

information (as defined herein) which might otherwise be construed to be outside the scope of this discovery request.

- c) "Any" shall be understood to include and encompass "all" and vice versa.
- d) Wherever appropriate herein, the masculine form of a word shall be interpreted as feminine and vice versa.
- e) "Including" shall mean "including without limitation."

6. If you are unable to answer or respond fully to any document request, answer or respond to the extent possible and specify the reasons for your inability to answer or respond in full. If the recipient has no documents responsive to a particular Request, the recipient shall so state.

7. Unless instructed otherwise, each Request shall be construed independently and not by reference to any other Request for the purpose of limitation.

8. The words "relate," "relating," "relates," or any other derivative thereof, as used herein includes concerning, referring to, responding to, relating to, pertaining to, connected with, comprising, memorializing, evidencing, commenting on, regarding, discussing, showing, describing, reflecting, analyzing or constituting.

9. "Identify" means, with respect to any "person," or any reference to the "identity" of any "person," to provide the name, home address, telephone number, business name, business address, business telephone number and a description of each such person's connection with the events in question.

10. "Identify" means, with respect to any "document," or any reference to stating the "identification" of any "document," provide the title and date of each such document, the name and address of the party or parties responsible for the preparation of each such document, the name and address of the party who requested or required the preparation and on whose behalf it was prepared, the name and address of the recipient or recipients to each such document and the

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present location of any and all copies of each such document, and the names and addresses of all persons who have custody or control of each such document or copies thereof.

11. In producing Documents, if the original of any Document cannot be located, a copy shall be produced in lieu thereof, and shall be legible and bound or stapled in the same manner as the original.

12. Any copy of a Document that is not identical shall be considered a separate document.

13. If any requested Document cannot be produced in full, produce the Document to the extent possible, specifying each reason for your inability to produce the remainder of the Document stating whatever information, knowledge or belief which you have concerning the portion not produced.

14. If any Document requested was at any one time in existence but are no longer in existence, then so state, specifying for each Document (a) the type of document; (b) the types of information contained thereon; (c) the date upon which it ceased to exist; (d) the circumstances under which it ceased to exist; (e) the identity of all person having knowledge of the circumstances under which it ceased to exist; and (f) the identity of all persons having knowledge or who had knowledge of the contents thereof and each individual's address.

15. All Documents shall be produced in the same order as they are kept or maintained by you in the ordinary course of business.

16. You are requested to produce all drafts and notes, whether typed, handwritten or otherwise, made or prepared in connection with the requested Documents, whether or not used.

17. Documents attached to each other shall not be separated.

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18. Documents shall be produced in such fashion as to identify the department, branch or office in whose possession they were located and, where applicable, the natural person in whose possession they were found, and business address of each Document's custodian(s).

19. If any Document responsive to the request is withheld, in all or part, based upon any claim of privilege or protection, whether based on statute or otherwise, state separately for each Document, in addition to any other information requested: (a) the specific request which calls for the production; (b) the nature of the privilege claimed; (c) its date; (d) the name and address of each author; (e) the name and address of each of the addresses and/or individual to whom the Document was distributed, if any; (f) the title (or position) of its author; (g) type of tangible object, *e.g.*, letter, memorandum, telegram, chart, report, recording, disk, etc.; (h) its title and subject matter (without revealing the information as to which the privilege is claimed); (i) with sufficient specificity to permit the Court to make full determination as to whether the claim of privilege is valid, each and every fact or basis on which you claim such privilege; and (j) whether the document contained an attachment and to the extent you are claiming a privilege as to the attachment, a separate log entry addressing that privilege claim.

20. If any Document requested herein is withheld, in all or part, based on a claim that such Document constitutes attorney work product, provide all of the information described in Instruction No. 19 and also identify the litigation in connection with which the Document and the information it contains was obtained and/or prepared.

21. Plaintiff does not seek and does not require the production of multiple copies of identical Documents.

22. This Request is deemed to be continuing. If, after producing these Documents, you obtain or become aware of any further information, Documents, things, or information

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responsive to this Request, you are required to so state by supplementing your responses and producing such additional Documents to Plaintiff.

DOCUMENTS TO BE PRODUCED PURSUANT TO THIS SUBPOENA

1. Any and all travel related and/or supporting documentation from 1999 – present, whether in print or electronic form, including, but not limited to, domestic and/or international flights, reservations, names of passengers, booking information, ticket purchases or cancellations, boarding passes, seat assignments, copies of driver's license or any other form of personal identification including passport, notes relating to special travel requests and/or any other accommodations connected therewith (i.e. hotel, car rental or other transportation services) **relating to Jeffrey Epstein, Jeff Epstein, J. Epstein** whether booked by Epstein or through any agent acting on Epstein's behalf or any entity affiliated with or owned by Epstein.

2. Any and all travel related and/or supporting documentation from 1999 – present, whether in print or electronic form, including, but not limited to, domestic and/or international flights, reservations, names of passengers, booking information, ticket purchases or cancellations, boarding passes, seat assignments, copies of driver's license or any other form of personal identification including passport, notes relating to special travel requests and/or any other accommodations connected therewith (i.e. hotel, car rental or other transportation services) **relating to Ghislaine Maxwell** whether travel arrangement was booked by Maxwell or through any agent acting on Maxwell's behalf or any entity affiliated with or owned by Maxwell.

3. Any and all travel related and/or supporting documentation from 1999 – present, whether in print or electronic form, including, but not limited to, domestic and/or international flights, reservations, names of passengers, booking information, ticket purchases or cancellations, boarding passes, seat assignments, copies of driver's license or any other form of personal identification including passport, any document identifying the age of the passenger(s), notes relating to special travel requests and/or any other accommodations connected therewith (i.e. hotel, car rental or other transportation services) **facilitated or purchased by Jeffrey Epstein,**

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Jeff Epstein, J. Epstein on behalf of any other individual/passenger/traveler who was under the age of 18 at the time of travel reservation or travel date, whether itinerary was booked by Epstein or through any agent acting on Epstein's behalf or any entity affiliated with or owned by Epstein.

4. Any and all travel related and/or supporting documentation from 1999 – present, whether in print or electronic form, including, but not limited to, domestic and/or international flights, reservations, names of passengers, booking information, ticket purchases or cancellations, boarding passes, seat assignments, copies of driver's license or any other form of personal identification including passport, any document identifying the age of the passenger(s), notes relating to special travel requests and/or any other accommodations connected therewith (i.e. hotel, car rental or other transportation services) **facilitated or purchased by** Ghislaine Maxwell on behalf of any other individual/passenger/traveler who was under the age of 18 at the time of travel reservation or travel date, whether itinerary was booked by Maxwell or through any agent acting on Maxwell's behalf or any entity affiliated with or owned by Maxwell.