



**U.S. Department of Justice**

*United States Attorney  
Southern District of New York*

*The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007*

January 28, 2021

**BY ECF & ELECTRONIC MAIL**

The Honorable Alison J. Nathan  
United States District Court  
Southern District of New York  
United States Courthouse  
40 Foley Square  
New York, New York 10007

**Re: *United States v. Ghislaine Maxwell*, 20 Cr. 330 (AJN)**

Dear Judge Nathan:

The Government respectfully submits this letter in response to the Court's order dated January 26, 2021 providing the Government with an opportunity to respond to the defendant's proposed redactions to its pre-trial motions filed on January 25, 2021. The Government notes at the outset that the defendant has not proposed any redactions to certain motions filed on the docket. (Motions 5, 8, 9, & 12; Dkts. 119-126). The Government agrees that no redactions are necessary as to these particular motions. The Government agrees with the defendant's proposed redactions to the motions for the following reasons:

- The proposed redactions to the defendant's motion to dismiss for breach of the non-prosecution agreement (Motion 1) and the motion to suppress under the Fourth and Fifth Amendments (Motion 11) are narrowly tailored to protect the integrity of the Government's ongoing investigation. *See, e.g., Douglas Oil Co. v. Petrol Stops Northwest*, 441 U.S. 211, 218 n.9 (1979) ("Since the 17th century, grand jury proceedings have been closed to the public; and records of such proceedings have been kept from the public eye. The rule of grand jury secrecy . . . is an integral part of our criminal justice system.").
- The proposed redactions to the defendant's motion to dismiss Counts One through Four of the Superseding Indictment as time-barred (Motion 2) and her motion to strike surplusage from the Superseding Indictment (Motion 6) protect the privacy interest of a victim-witness.
- The proposed redactions to the motion to dismiss Counts Five and Six (Motion 4) refer to documents designated by the Government as "Confidential" within the meaning of the Protective Order in this case (*see* Protective Order ¶ 15 (Dkt. 36)), and relate to third-party privacy interests or materials that remain sealed in the civil proceeding.

