

**From:** "[REDACTED], [REDACTED] [REDACTED] (USAFLS)" <[REDACTED]>

**To:** "[REDACTED], [REDACTED] (USAFLS)" <[REDACTED]>

**Subject:** RE: CVRA case - meeting in July

**Date:** Fri, 22 Oct 2010 17:05:55 +0000

**Importance:** Normal

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I agree with everything you have written. As far as an update, I would probably just say that the investigation is continuing but we cannot share further.

A. [REDACTED] *Villafaña*  
Assistant U.S. Attorney  
500 S. Australian Ave, Suite 400  
West Palm Beach, FL 33401  
[REDACTED]  
Fax [REDACTED]

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**From:** [REDACTED], [REDACTED] (USAFLS)  
**Sent:** Friday, October 22, 2010 1:02 PM  
**To:** [REDACTED], [REDACTED] [REDACTED] (USAFLS)  
**Subject:** FW: CVRA case - meeting in July

[REDACTED],

Here is the latest from the plaintiffs. I don't believe we can provide any update on what is going on in the "new" Epstein case, unless the CVRA provides a right to be given status reports to a crime victim. Insofar as the rest of the e-mail, I'm going to respond to Judge Cassell by advising him that: (1) the government will agree to facts presented by plaintiffs if we agree that they are correct; (2) if plaintiffs can base a summary judgment motion based on that set of agreed facts, then the government will respond to plaintiffs' motion. However, we will not agree to an evidentiary hearing for disputed facts.

I will tell him the government intends to file a motion to dismiss for lack of prosecution and failure to state a claim, insofar as the right to consultation claim.

[REDACTED]

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**From:** Paul Cassell [mailto:[REDACTED]]  
**Sent:** Friday, October 22, 2010 12:50 PM  
**To:** [REDACTED], [REDACTED] (USAFLS)  
**Cc:** Brad Edwards  
**Subject:** RE: CVRA case - meeting in July

Hi [REDACTED]

Still waiting to hear from you on what the current status is regarding the next criminal prosecution of Epstein. Whatsup?

Also, regarding our pleading we are preparing to file, Brad reminds me of the great importance both you and we place on not "tipping off" Epstein to anything. Accordingly, we are thinking of taking out the paragraph in our pleading regarding the meeting we had with the FBI agents in July 2010. The main reason for that paragraph was to show that we have been proceeding diligently in moving this case along, including having a meeting with the FBI and waiting to hear back from them. Perhaps you would agree that that we have been proceeding diligently, in which case it would be not be necessary for us to include such a paragraph.

Another option would be for us to file that paragraph under seal with the court, although that creates the possibility of some sort of unsealing (and or motion to unseal) that could be complicated.

I'm around all day if you want to chat. [REDACTED]. I hope to be able to send you a proposed statement of facts for you and [REDACTED] to review later today. Paul

Paul G. Cassell  
Ronald N. Boyce Presidential Professor of Criminal Law  
S.J. Quinney College of Law at the University of Utah  
332 South 1400 East, Room 101  
Salt Lake City, UT 84112-0730

Voice: [REDACTED]

Fax: [REDACTED]

Email: [REDACTED]

<http://www.law.utah.edu/profiles/default.asp?PersonID=57&name=Cassell,Paul>

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**From:** [REDACTED], [REDACTED] (USAFLS) [mailto:[REDACTED]]

**Sent:** Tuesday, October 12, 2010 3:02 PM

**To:** Paul Cassell

**Cc:** Brad Edwards

**Subject:** RE: CVRA case

Judge Cassell,

Please feel free to call me [REDACTED]. We don't have any problem with agreeing that a factual assertion is correct if we agree that is what occurred. However, the government does not agree that it violated the CVRA, or that plaintiffs are entitled to any relief.

I will be at the National Advocacy Center in Columbia, South Carolina, from October 17-21. I will have access to my e-mails but it may be difficult for me to respond quickly to what you send to me. Also, in determining whether your statement of facts is correct, I will need to consult with my colleague [REDACTED] [REDACTED], who handled the Epstein matter.

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**From:** Paul Cassell [mailto:[REDACTED]]

**Sent:** Tuesday, October 12, 2010 3:47 PM

**To:** [REDACTED], [REDACTED] (USAFLS)

**Cc:** Brad Edwards

**Subject:** CVRA case

Hi [REDACTED] (if I may),

I believe we have communicated electronically before. As you probably know, I am co-counsel with Brad Edwards on the CVRA case concerning the Epstein (non) prosecution.

You will have seen Judge Marra's order today asking for us to explain the current situation on the CVRA case by October 23. By October 23, we plan to file a motion asking the court to declare that there were violations of the CVRA. We will be doing that on the basis of a set of fact in the case, of course.

I am writing to see if you would be interested in working with us on a stipulated set of facts? We will be in a position to give you a set of facts early to middle of next week. Would you be able to look at them quickly and let us know which facts are not dispute?

Thanks in advance for your cooperation on narrowing the factual issues in this case and any idea for helping the case to progress smoothly.

Sincerely,

Paul Cassell  
Counsel for Jane Does

Paul G. Cassell  
Ronald N. Boyce Presidential Professor of Criminal Law  
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<http://www.law.utah.edu/profiles/default.asp?PersonID=57&name=Cassell,Paul>

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