

IN THE CIRCUIT COURT OF THE  
FIFTEENTH JUDICIAL CIRCUIT, IN AND  
FOR PALM BEACH COUNTY, FLORIDA

CASE NO.: 502009CA040800XXXXMBAG

JEFFREY EPSTEIN,

Plaintiff(s),

vs.

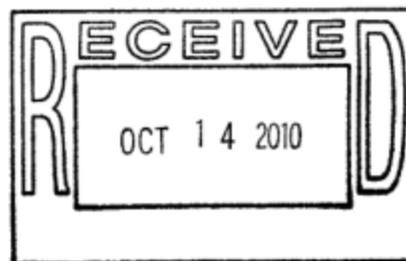
SCOTT ROTHSTEIN, individually,  
BRADLEY J. EDWARDS, individually, and  
█, individually,

Defendant(s).

**MOTION TO COMPEL OR ALTERNATIVELY  
TO STRIKE PLAINTIFF'S CLAIM FOR DAMAGES**

Defendant, Bradley J. Edwards, moves this Honorable Court to compel the Plaintiff to respond to the attached Request to Produce over the objections raised by the Plaintiff or alternatively, to strike the Plaintiff's claim for damages and in support would show that Plaintiff's response to Defendant's Request to Produce denies the Defendant access to basic information essential to enable the Defendant to prepare his defense against the Plaintiff's claim for damages. To the extent the Plaintiff's objections are not well-founded, they must be overruled and production must be compelled. To the extent the objections may be well-founded, the "sword/shield doctrine" precludes the Plaintiff from continuing to seek affirmative relief while maintaining his assertions of privilege.

WHEREFORE, Defendant requests this Honorable Court to grant his Motion to Compel or Alternatively to Strike Plaintiff's Claim for Damages.

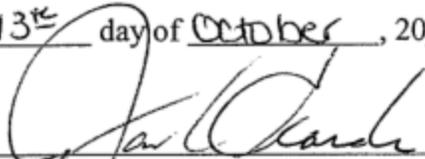


Case No.: 502009CA040800XXXXMBAG  
Motion to Compel or Alternatively to Strike  
Plaintiff's Claim for Damages

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by

FAX AND

U.S. Mail to all Counsel on the attached list, this 13<sup>th</sup> day of October, 2010.

  
\_\_\_\_\_  
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Searcy Denney Scarola Barnhart  
& Shipley, P.A.  
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Fax: (561) 383-9451  
Attorney for Defendant, Bradley J. Edwards

Case No.: 502009CA040800XXXXMBAG  
Motion to Compel or Alternatively to Strike  
Plaintiff's Claim for Damages

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COUNSEL LIST

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[REDACTED]

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Attorneys for Scott Rothstein

IN THE CIRCUIT COURT OF THE  
FIFTEENTH JUDICIAL CIRCUIT, IN AND  
FOR PALM BEACH COUNTY, FLORIDA

Case No. 50 2009CA040800XXXXMB AG

JEFFREY EPSTEIN

Plaintiff,

v.

SCOTT ROTHSTEIN, individually,  
BRADLEY J. EDWARDS,  
individually, and [REDACTED], individually,

Defendants.

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**EPSTEIN'S RESPONSE TO EDWARDS' REQUEST TO PRODUCE**

Plaintiff, JEFFREY EPSTEIN ("Epstein"), pursuant to Fla. R. Civ. P. 1.350, submits his response to the March 18, 2010 Request to Produce served by Defendant, BRADLEY J. EDWARDS ("Edwards"), and states:

1. All documents upon which the Plaintiff does or may rely in support of his claim for damages against the Defendants, including but not limited to:
  - a. All agreements with attorneys, the payment of whose services are alleged as an element of damages;
  - b. All invoices for attorney services and costs alleged as an element of damages;
  - c. All time records reflecting services rendered, the payment for which is alleged as an element of damages;
  - d. Every cancelled check, receipt, ledger entry, and other document of whatever kind or description reflecting, referencing, evidencing, or relating to every

expenditure by you or on your behalf which expenditure is alleged as an element of damages.

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**RESPONSE:**

Objection: this request seeks documents and information protected by the attorney/client privilege and work product privilege, as well as documents that are irrelevant and/or duplicative of other requests. As to subsections (a) and (d), Epstein objects as the information is confidential and protected by attorney/client privilege, and also asserts his Fifth Amendment privilege. However, Epstein will be producing invoices in redacted form which contain substantially the same information requested in subsections (a) and (d). In addition, subsection (d) is unduly burdensome as it would require Epstein to cull through thousands of documents to determine which, if any, documents are responsive. Epstein also asserts his U.S. constitutional privileges under the Fifth, Sixth, and Fourteenth Amendments as guaranteed by the United States Constitution. Drawing an adverse inference under these circumstances would unconstitutionally burden my exercise of my constitutional rights, would be unreasonable, and would therefore violate the Constitution. Epstein asserts his Fifth Amendment privilege against self-incrimination. See DeLisi v. Bankers Ins. Company, 436 So.2d 1099 (Fla. 4<sup>th</sup> DCA 1983); Malloy v. Hogan, 84 S.Ct. 1489, 1495 (1964)(the Fifth Amendment's Self-Incrimination Clause applies to the states through the Due Process Clause of the Fourteenth Amendment - "[i]t would be incongruous to have different standards determine the validity of a claim of privilege based on the same feared prosecution, depending on whether the claim was asserted in state or federal court."). Without waiving the foregoing objections, Epstein will produce responsive

documents in redacted form pursuant to the Agreed Order entered on May 21, 2010.

The undersigned will produce additional documents the week of May 31, 2010.

2. Any and all prescriptions for correctives lenses issued to you within the past five (5) years.

**RESPONSE:**

Documents responsive to this request have already been produced to Edwards.

**Certificate of Service**

I HEREBY CERTIFY that a true copy of the foregoing was sent by fax and U.S. Mail to the following addressees on this 26<sup>th</sup> day of May, 2010:

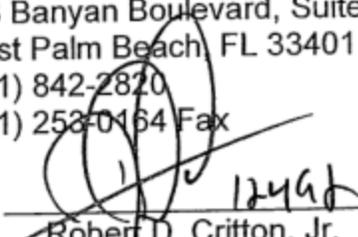
Gary M. Farmer, Jr., Esq.  
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954-524-2820  
954-524-2822 – fax  
Attorneys for Defendant, [REDACTED].

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Atterbury Goldberger & Weiss, [REDACTED].  
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Fax: 561-835-8691  
Co-Counsel for Defendant Jeffrey Epstein

Jack Scarola, Esq.  
Searcy Denney Scarola Barnhart &  
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Attorneys for Defendant Edwards

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By:   
Robert D. Critton, Jr.  
for Florida Bar #224162  
Michael J. Pike  
Florida Bar #617296  
(Counsel for Defendant Jeffrey Epstein)

LAW OFFICES OF  
 BURMAN, CRITTON, LUTTIER & COLEMAN, LLP  
 515 NORTH FLAGLER DRIVE  
 SUITE 400  
 WEST PALM BEACH, FLORIDA 33401

October 03, 2008



## INVOICE

Matter ID: 2008-029  
 Client ID: 3371  
 EPSTEIN, JEFFREY

Invoice # 29091  
 Federal ID # 59-2827481

**For Professional Services Rendered:**

Date	Initials	Description	Hours	Amount
09/02/2008	RDC	Plaintiff's Unopposed Motion for Enlargement to [REDACTED]	0.10 hr	\$50.00
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
09/02/2008	MJP	Meeting with [REDACTED] re: RICO	0.30 hr	\$90.00
09/03/2008	RDC	Telephone conference with [REDACTED] research re: RICO	4.50 hr	\$2,250.00
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
09/03/2008	MJP	Research and analysis of case law regarding RICO, meeting with [REDACTED]	3.30 hr	\$990.00
09/04/2008	RDC	Continued research re: RICO and Motions	2.80 hr	\$1,400.00
09/04/2008	RHB	Conference(s) with RDC re: RICO issues	0.40 hr	\$120.00
09/04/2008	RHB	Legal research re: elements, proximate cause, predicate acts, direct injury	2.10 hr	\$630.00
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
09/08/2008	RHB	Legal research re: Florida RICO civil remedies for criminal practices	3.50 hr	\$1,050.00
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
09/09/2008	RHB	Review case law, statutes, treatise material on Chap. 772, Fla. Statute and Fed. RICO	1.60 hr	\$480.00
09/09/2008	RHB	Draft memo summarizing law re: predicate acts, burden of proof, prox. cause	2.40 hr	\$720.00







For Professional Services Rendered:

The table contains multiple columns of data, but the content is almost entirely obscured by heavy black redaction bars. Only a few faint characters are visible within the redacted areas, such as '5' and '6'.



**INVOICE SUMMARY**

<u>Producer</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
RDC	\$0.00	[REDACTED]	[REDACTED]
RDC	\$500.00	[REDACTED]	[REDACTED]
RHB	\$0.00	[REDACTED]	[REDACTED]
RHB	\$300.00	[REDACTED]	[REDACTED]
BM	\$125.00	[REDACTED]	[REDACTED]
MJP	\$0.00	[REDACTED]	[REDACTED]
MJP	\$300.00	[REDACTED]	[REDACTED]

For Professional Services: [REDACTED] Hours [REDACTED]  
For Disbursements Incurred: [REDACTED]  
New Charges this Invoice: [REDACTED]

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Previous Balance: [REDACTED]  
Less Payment and Credits Received: [REDACTED]  
Outstanding Balance: [REDACTED]  
Plus New Charges this Invoice: [REDACTED]  
Total Due: [REDACTED]

Balance in Trust: [REDACTED]  
Balance in Retainer: [REDACTED]

















For Professional Services:  
For Disbursements Incurred:  
New Charges this Invoice:

[REDACTED]  
[REDACTED]  
[REDACTED]

Previous Balance:  
Less Payment and Credits Received:

[REDACTED]  
[REDACTED]

Outstanding Balance:  
Plus New Charges this Invoice:

[REDACTED]  
[REDACTED]

Total Due:

[REDACTED]

Balance in Trust:  
Balance in Retainer:

[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]















For Professional Services Rendered:

The table contains approximately 10 columns of redacted text. The first two columns on the left are the widest, followed by a large central column, and then two columns on the right. The redactions are represented by solid black bars of varying lengths and thicknesses, completely obscuring the underlying text.







For Disbursements Incurred:

The table contains multiple columns and rows of data, but the content is almost entirely obscured by heavy black redaction bars. Only a few faint characters are visible within the redacted areas, including the letter 'E' in the lower right quadrant of the table.

For Disbursements Incurred:

A large rectangular area of the page is completely redacted with black ink, obscuring all text and data that would otherwise be present in the table or list of disbursements.

Total Disbursements Incurred:

**INVOICE SUMMARY**

<u>Producer</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
JMB	\$500.00	[REDACTED]	[REDACTED]
RDC	\$0.00	[REDACTED]	[REDACTED]
RDC	\$500.00	[REDACTED]	[REDACTED]
RHB	\$0.00	[REDACTED]	[REDACTED]
RHB	\$300.00	[REDACTED]	[REDACTED]
BM	\$125.00	[REDACTED]	[REDACTED]
MJP	\$300.00	[REDACTED]	[REDACTED]
LG	\$50.00	[REDACTED]	[REDACTED]

For Professional Services: [REDACTED] Hours  
For Disbursements Incurred: [REDACTED]

Applied From Trust: [REDACTED]  
Applied From Retainer: [REDACTED]

New Charges this Invoice: [REDACTED]

Previous Balance: [REDACTED]  
Less Payment and Credits Received: [REDACTED]  
Outstanding Balance: [REDACTED]  
Plus New Charges this Invoice: [REDACTED]

[REDACTED]

Total Due: [REDACTED]

Balance in Trust: [REDACTED]  
Balance in Retainer: [REDACTED]







































**INVOICE SUMMARY**

<u>Producer</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
JMB	\$0.00	[REDACTED]	[REDACTED]
JMB	\$500.00	[REDACTED]	[REDACTED]
RDC	\$0.00	[REDACTED]	[REDACTED]
RDC	\$500.00	[REDACTED]	[REDACTED]
RHB	\$300.00	[REDACTED]	[REDACTED]
MTL	\$500.00	[REDACTED]	[REDACTED]
BM	\$125.00	[REDACTED]	[REDACTED]
HMR	\$300.00	[REDACTED]	[REDACTED]
MJP	\$300.00	[REDACTED]	[REDACTED]
ASB	\$125.00	[REDACTED]	[REDACTED]
LG	\$50.00	[REDACTED]	[REDACTED]
JC	\$125.00	[REDACTED]	[REDACTED]
DR	-\$0.00	[REDACTED]	[REDACTED]
DR	\$250.00	[REDACTED]	[REDACTED]

For Professional Services: [REDACTED] hours  
For Disbursements Incurred: [REDACTED]  
New Charges this Invoice: [REDACTED]

Previous Balance: [REDACTED]  
Less Payment and Credits Received: [REDACTED]  
Outstanding Balance: [REDACTED]  
Plus New Charges this Invoice: [REDACTED]  
Total Due: [REDACTED]  
Balance in Trust: [REDACTED]  
Balance in Retainer: [REDACTED]





































**INVOICE SUMMARY**

<u>Producer</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
COU	\$10.00	[REDACTED]	[REDACTED]
JMB	\$0.00	[REDACTED]	[REDACTED]
JMB	\$500.00	[REDACTED]	[REDACTED]
RDC	\$0.00	[REDACTED]	[REDACTED]
RDC	\$500.00	[REDACTED]	[REDACTED]
RHB	\$0.00	[REDACTED]	[REDACTED]
RHB	\$300.00	[REDACTED]	[REDACTED]
MTL	\$500.00	[REDACTED]	[REDACTED]
BM	\$125.00	[REDACTED]	[REDACTED]
MJP	\$0.00	[REDACTED]	[REDACTED]
MJP	\$300.00	[REDACTED]	[REDACTED]
ASB	\$125.00	[REDACTED]	[REDACTED]
LG	\$60.00	[REDACTED]	[REDACTED]
JC	\$125.00	[REDACTED]	[REDACTED]
DY	\$0.00	[REDACTED]	[REDACTED]
DY	\$250.00	[REDACTED]	[REDACTED]

For Professional Services: [REDACTED] hours [REDACTED]  
 For Disbursements Incurred: [REDACTED]  
 New Charges this Invoice: [REDACTED]

Previous Balance: [REDACTED]  
 Less Payment and Credits Received: [REDACTED]  
 Outstanding Balance: [REDACTED]  
 Plus New Charges this Invoice: [REDACTED]  
 Total Due: [REDACTED]  
 Balance in Trust: [REDACTED]  
 Balance in Retainer: [REDACTED]

[REDACTED]