

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 08-CV-80119-MARRA/JOHNSON

JANE DOE NO. 2,

Plaintiff,

vs.

JEFFREY EPSTEIN,

Defendant.

Related Cases:

08-80232, 08-80380, 08-80381, 08-80994,
08-80993, 08-80811, 08-80893, 09-80469,
09-80591, 09-80656, 09-80802, 09-81092,

**SECOND REQUEST FOR PRODUCTION
TO DEFENDANT JEFFREY EPSTEIN**

Plaintiffs, JANE DOE Nos. 2-8, by and through undersigned counsel, and pursuant to Federal Rules of Civil Procedure Rule 34, requests Defendant, JEFFREY EPSTEIN, produce all of the following items in the Defendant's care, custody, control, or possession, to Mermelstein & Horowitz, P.A., within thirty (30) days after the service of this Request.

Definitions and Instructions

a. The word "document" shall mean any written or graphic matter or other means of preserving thought or expression, and all tangible things from which information can be processed or transcribed, and all visual depictions or images of any thing or person, including, but not limited to correspondence, memoranda, notes, messages, letters, telegrams, teletype messages, bulletins, diaries, chronological data, minutes, books, reports, charts, ledgers, invoices,

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worksheets, receipts, computer printouts, schedules, affidavits, contracts, transcripts, surveys, graphic representations of any kind, photographs, graphs, microfilm, videotapes, tape recordings, motion pictures or other films. "Document" shall be deemed to include the original and any draft thereof, and any copy of an original or a draft which differs in any respect from such original or draft. For any items containing child pornography, provide notice of contents to Plaintiff before producing the responsive item

b. The word "person" shall be deemed to mean any natural person or any legal entity including but not limited to the corporation, partnership, and or unincorporated association, and any officer, director, employee, agent personal representative or other person acting or purporting to act on its behalf.

c. The words "identity" or "identify", when used with reference to a natural person, call for the following information:

i) His or her full name, profession, address, and telephone number, or, if such present information is unknown, provide the last known identifying same;

ii) The full name and address of each of his or her employers; and

iii) His or her present position and his or her position at the time of the act to which the Interrogatory answer relates.

d. The words "identity" or "identify", when used with reference to any entity other than a natural person, call for the full name of the entity, the type of entity (department, agency, corporation, partnership, etc.), and the address and telephone number of its principal place of business or operations, its principal business or other activity and its relationship, if any, to the parties to this litigation. If such entity no longer maintains an address, is engaged in business or other activity or bears any relationship to a party to this litigation, state his last known address, activity and/or relationship, and the date(s) thereof.

e. The words "identity" or "identify", when used with reference to a document or a communication, call for the following information:

i. Its nature (i.e., letter, telegram, memorandum, chart, report, canceled check, etc.), date, the signatory, the recipient, and the name and address of each;

ii The identity of each person who signed the document or of each person who participated in the making of the communication;

ii The title or heading of the document or communication, if any.

f. The words "Defendant", "you" or "your" refers to Defendant, Jeffrey Epstein, and any agent, representative, employee or person acting or purporting to act on his behalf, and any corporation, partnership or limited liability company in which Jeffrey Epstein is an officer, director, or has a controlling interest, and all subsidiaries and affiliates of such entities.

g. The names "Jane Doe No. 2," "Jane Doe No. 3," "Jane Doe No. 4," "Jane Doe No. 5," "Jane Doe No. 6," "Jane Doe No. 7," and "Jane Doe No. 8" shall mean the individuals who are Plaintiffs in these cases, whose names have been provided to Defendant.

h. The time frame of these requests is January 1, 2001 to present, unless otherwise stated.

REQUEST TO PRODUCE

1. All documents referring or relating to Plaintiff Jane Doe No. 6, including without limitation, web pages, social networking site pages, police reports, employment records, school records, medical records, correspondence, videotapes and audiotapes.

2. All documents referring or relating to Plaintiff Jane Doe No. 7, including without limitation, web pages, social networking site pages, police reports, employment records, school records, medical records, correspondence, videotapes and audiotapes.

3. All documents referring or relating to Plaintiff Jane Doe No. 8, including without limitation, web pages, social networking site pages, police reports, employment records, school records, medical records, correspondence, videotapes and audiotapes.

4. All documents referring or relating to Jane Doe No. 2 that Defendant Epstein may use or intends to use for impeachment purposes.

5. All documents referring or relating to Jane Doe No. 3 that Defendant Epstein may use or intends to use for impeachment purposes.

6. All documents referring or relating to Jane Doe No. 4 that Defendant Epstein may use or intends to use for impeachment purposes.

7. All documents referring or relating to Jane Doe No. 5 that Defendant Epstein may use or intends to use for impeachment purposes.

8. All documents referring or relating to Jane Doe No. 6 that Defendant Epstein may use or intends to use for impeachment purposes.

9. All documents referring or relating to Jane Doe No. 7 that Defendant Epstein may use or intends to use for impeachment purposes.

10. All documents referring or relating to Jane Doe No. 8 that Defendant Epstein may use or intends to use for impeachment purposes.

Dated: February 19, 2010.

Respectfully submitted,

MERMELSTEIN & HOROWITZ, P.A.
Attorneys for Plaintiffs Jane Doe Nos. 2-8
18205 Biscayne Blvd., Suite 2218
Miami, Florida 33160
Tel: [REDACTED]
Fax: [REDACTED]

By: 

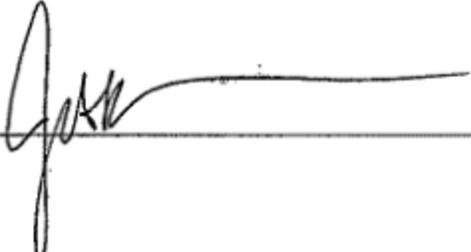
Stuart S. Mermelstein (FL Bar No. 947245)
[REDACTED]
Adam D. Horowitz (FL Bar No. 376980)
[REDACTED]
Jessica D. Arbour (FL Bar No. 67885)
[REDACTED]

CERTIFICATE OF SERVICE

I hereby certify that on February 19, 2010, a true and correct copy of the foregoing document was served via facsimile and U.S. Mail to:

Jack Alan Goldberger, Esq.
250 Australian Avenue South
Suite 1400
West Palm Beach, FL 33401

Robert D. Critton, Esq.
Burman, Critton, Luttier & Coleman
303 Banyan Boulevard
Suite 400
West Palm Beach, FL 33401



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**PLAINTIFF'S REQUEST FOR PRODUCTION
RELATING TO EXPERT WITNESSES OF DEFENDANT**

Plaintiffs, JANE DOE NOS. 2-8, by and through their undersigned counsel, hereby request that Defendant produce the following documents to the office of Mermelstein & Horowitz, P.A., 18205 Biscayne Boulevard, Suite 2218, Miami, FL 33160:

DEFINITIONS AND INSTRUCTIONS

1. All documents produced pursuant to this Request are to be produced as they are kept in the usual course of business or shall be organized and labeled (without permanently marking the item produced) so as to correspond with the categories of each numbered request hereof.

2. Each draft, final document, original, reproduction, and each signed and unsigned document and every additional copy of such document where such copy contains any

Mermelstein & Horowitz, P. A.

www.sexabuseattorney.com

*By fax 2/16/18
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cc - JE, DJ
RDC, m...*

commentary, note, notation or any change whatsoever that does not appear on the original or on the copy of the one document produced shall be deemed and considered to constitute a separate document.

3. As used herein, the singular shall always include the plural, and the present tense shall always include the past tense.

4. All references to any Person (as defined below) includes his/her/its employees, agents, servants, subsidiaries, parent company, affiliated company and any other person or entity or Representative (as defined below) acting or purporting to act on behalf or under his/her/its control.

5. "You", "Your" refers to the Person (as defined below) to whom this request is addressed, including his/her/its employees, agents, servants, subsidiaries, parent company, affiliated company, and other persons acting or purporting to act on your behalf, including your representative.

6. "Person" means any natural individual in any capacity whatsoever or any entity or organization, including divisions, departments, and other units herein, and shall include, but not be limited to, public or private corporations, partnerships, joint ventures, voluntary or unincorporated associations, organizations, proprietorships, trust, estates, governmental agencies, commissions, bureaus, or departments, and the agents, servants and employees of same.

7. As used herein, "and" as well as "or" shall be construed disjunctively and conjunctively in order to bring within the scope of this request all responses which might otherwise be construed to be outside its scope.

8. "Document" shall mean letters, correspondence, memoranda, notes, opinions, work papers, charts, reports, ledgers, drawings, plans, specifications, schematics, blueprints,

block diagrams, contracts or photographs, and shall include but shall not be limited to, any written, printed, typed or other graphic matter of any kind or nature, all mechanical, magnetic, and electronic sound recordings or transcripts thereof; any microfilm, microfiche, or other reproductions, and any data, information or statistics contained within any data storage modules, tapes, discs or other memory devices or other information retrieval storage systems (including computer-generated reports and printouts) in the possession and/or control of you and/or your counsel or agents, or known by you to exist. It shall also mean all drafts and/or copies of documents by whatever means made.

9. The terms "evidencing", "related", "relating", "reflecting", "in relation to" shall mean referring to and, or having any relationship with whatsoever, or regarding or pertaining to, or comprising, or indicating, or constituting evidence of, in whole or in part.

10. The term "agreement" shall mean all agreements, contracts, undertakings or other arrangements, whether oral, written, non-final, enforceable superseded or modified by subsequent agreements.

11. The term "communication" means any oral or written statement, dialogue, colloquy, discussion, or conversation, and also means any transfer of thoughts or ideas between persons by means of documents and includes any transfer of data from one location to another by electronic or similar means.

12. The term "representative" means any and all agents, employees, servants, officers, directors, attorneys, or other persons acting or purporting to act on behalf of the person in question.

13. The term "control" means in your possession custody or control or under your direction, and includes in the possession, custody or control of those under the direction of you

or your employees, subordinates, counsel, accountant, consultant, expert, parent or affiliated corporation, and any person purporting to act on your behalf.

14. The term "statement" shall mean a written statement, signed or otherwise adopted or approved by the person making it, or a stenographic, mechanical, electrical, or other recording, or a transcription thereof, which is substantially a verbatim recital or an oral statement by the person making it and contemporaneously recorded.

15. Privilege. If any document would be required to be produced in response to any request except for the fact that a privilege against production is claimed, set forth for each document:

- a. its date, title of document (e.g., letter), and length;
- b. its writer, preparer, sender, and addressee or copies;
- c. a general description of its subject matter;
- d. the exact grounds on which the objection to production is based;
- e. the identity of all persons, in addition to those identified as required by section (b), supra, known to you who have seen or had access to the document; and
- f. identify the person now in possession of the document.

16. If any document requested herein was at one time in existence and under your possession, custody or control but has been lost, discarded or destroyed or has been removed from your possession, custody or control, with respect to each such document:

- a. identify and describe such document by date, title and type of document;
- b. state when each such document was most recently in the possession or subject of your control and what disposition was made of such document,

including an identification of the person, if any presently in possession or control of such document;

c. state when such document was transferred or destroyed, identify the person who transferred or destroyed such document and the persons who authorized or directed that the document be transferred or destroyed or having knowledge of its transfer or destruction and state the reason such document was transferred or destroyed; and

d. identify all persons having knowledge of the contents thereof.

DOCUMENT REQUEST

1. All documents that Defendant or his attorneys have sent, transmitted, or provided to each expert retained by or on behalf of the Defendants that reference or relate to Jane Doe No.

2.

2. All documents that Defendant or his attorneys have sent, transmitted, or provided to each expert retained by or on behalf of the Defendants that reference or relate to Jane Doe No.

3.

3. All documents that Defendant or his attorneys have sent, transmitted, or provided to each expert retained by or on behalf of the Defendants that reference or relate to Jane Doe No.

4.

4. All documents that Defendant or his attorneys have sent, transmitted, or provided to each expert retained by or on behalf of the Defendants that reference or relate to Jane Doe No.

5.

5. All documents that Defendant or his attorneys have sent, transmitted, or provided to each expert retained by or on behalf of the Defendants that reference or relate to Jane Doe No.

6.

6. All documents that Defendant or his attorneys have sent, transmitted, or provided to each expert retained by or on behalf of the Defendants that reference or relate to Jane Doe No.

7.

7. All documents that Defendant or his attorneys have sent, transmitted, or provided to each expert retained by or on behalf of the Defendants that reference or relate to Jane Doe No.

8.

8. All correspondence between the Defendant's expert and the Defendant's attorneys related to or referring to the subject matter of this lawsuit including, but not limited to letters, memos, summaries and emails.

9. All documents that Defendant or any of his attorneys has received from each expert retained by or on behalf of the Defendant that reference or relate to the subject lawsuits of Jane Doe Nos. 2-8.

10. All videos, DVDs, and other electronic recordings that Defendant, his attorneys, or his investigators have provided to each expert retained by or on behalf of the Defendants referring or relating to Jane Doe No. 2.

11. All videos, DVDs, and other electronic recordings that Defendant, his attorneys, or his investigators have provided to each expert retained by or on behalf of the Defendant referring or relating to Jane Doe No. 3.

12. All videos, DVDs, and other electronic recordings that Defendant, his attorneys, or his investigators have provided to each expert retained by or on behalf of the Defendant referring or relating to Jane Doe No. 4.

13. All videos, DVDs, and other electronic recordings that Defendant, his attorneys, or his investigators have provided to each expert retained by or on behalf of the Defendant referring or relating to Jane Doe No. 5.

14. All videos, DVDs, and other electronic recordings that Defendant, his attorneys, or his investigators have provided to each expert retained by or on behalf of the Defendant referring or relating to Jane Doe No. 6.

15. All videos, DVDs, and other electronic recordings that Defendant, his attorneys, or his investigators have provided to each expert retained by or on behalf of the Defendant referring or relating to Jane Doe No. 7.

16. All videos, DVDs, and other electronic recordings that Defendant, his attorneys, or his investigators have provided to each expert retained by or on behalf of the Defendant referring or relating to Jane Doe No. 8.

17. All other documents and materials referring or relating to Jane Doe Nos. 2-8 reviewed or relied upon by each expert retained by or on behalf of the Defendant.

Respectfully submitted,

MERMELSTEIN & HOROWITZ, P.A.

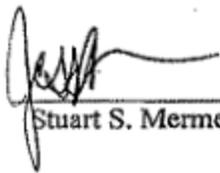
Attorneys for Plaintiff

18705 Biscayne Boulevard, Suite 2218

Miami, Florida 33160

Telephone: [REDACTED]

Facsimile : [REDACTED]

By: 

Stuart S. Mermelstein

Florida Bar No. 947245

Adam D. Horowitz
Florida Bar No. 376980

Jessica D. Arbour
Florida Bar No. 67885

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been sent via facsimile and U.S. Mail on February 16th, 2010 to the following:

Robert D. Critton, Jr, Esq.
Burman, Critton, Luttier & Coleman
303 Banyan Boulevard
Suite 400
West Palm Beach, FL 33401

Phone
Fax

(Co-Counsel for Defendant Jeffrey Epstein)

Jack Alan Goldberger, Esq.
Atterbury Goldberger & Weiss, P.A.
250 Australian Avenue South
Suite 1400
West Palm Beach, FL 33401-5012

Fax:

Co-Counsel for Defendant Jeffrey Epstein