

Discovery Request to Edwards and Response

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

JEFFREY EPSTEIN

Plaintiff,

v.

SCOTT ROTHSTEIN,
individually,
BRADLEY J. EDWARDS,
individually, and L.M.,
individually,

Defendants.

Complex Litigation, Fla. R. Civ.
Pro.1201

Case No. 50 2009CA040800XXXXMB AG

PLAINTIFF'S NOTICE OF SERVING FIRST SET OF INTERROGATORIES
DIRECTED TO DEFENDANT BRADLEY J. EDWARDS

Plaintiff, Jeffrey Epstein, (hereinafter "Mr. Epstein"), by and through his undersigned attorneys hereby files this Notice of Serving First Set of Interrogatories Directed to Defendant Bradley J. Edwards (hereinafter "Edwards"), pursuant to Rule 1.340, Florida Rules of Civil Procedure, and request the Defendant to answer said interrogatories in writing within thirty (30) days from date of service hereof.

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 5th day of April, 2010:

MARC S. NURIK, ESQ.
Law Offices of Marc S. Nurik
One East Broward Boulevard
Suite 700
Fort Lauderdale, FL 33301
[REDACTED]

Gary M. Farmer, Jr., Esq.
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Epstein v. Rothstein, et al.
Page 2

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Attorneys for Defendant, L.M.

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Co-Counsel for Defendant Jeffrey Epstein

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West Palm Beach, FL 33401

[REDACTED] Fax
By: _____

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

c) Identify by date the exact amount of time (and specify how your time was spent) that has been diverted from your professional responsibilities.

2. (a) Identify all costs and/or fees you have incurred (to whom and under what circumstances) for the defense of the Epstein claim as set forth in paragraph 12 of your Counterclaim.

(b) State whether you have a written or oral fee agreement with Searcy Denney and the terms of same. Include amount of money paid to date and if you paid a retainer.

3. During the time you were associated with Rothstein, Rosenfeldt & Adler, P.A. ("RRA"), state the following:

a) Identify by person and date any person who performed any searches of trash at 358 El Brillo Way, Palm Beach, Florida which is alleged to be the home of Mr. Epstein which were authorized by you or which you learned had taken place, if not authorized by you. If not authorized by you, identify who did authorize it?

b) Identify all individuals at the RRA including but not limited to any one of its attorneys or investigators or anyone retained by or working for RRA or its attorneys or investigators who conducted wire taps or "bugging" on any telephones which purported to be from the home of Mr. Epstein. Include who authorized the wire taps and dates it took place.

c) Identify all individuals at the RRA including but not limited to any one of its attorneys or investigators or anyone retained by or working for RRA or its attorneys or investigators who conducted wire taps or

"bugging" on any telephones which are purported to be from the attorneys for Mr. Epstein including but not limited to: Roy Black, Alan Dershowitz or Jack Goldberger. Include who authorized the wire taps and dates it took place.

d) Identify all intercepted phone conversations authorized by RRA including but not limited to any one of its attorneys or investigators or anyone retained by or working for RRA or its attorneys or investigators and/or RRA investigators; identify the date, the source of the call, who conducted the intercepted telephone conversations and whether a tape and/or transcript exist of such conversations.

e) Identify all intercepted cell phone conversations authorized by RRA including but not limited to any one of its attorneys or investigators or anyone retained by or working for RRA or its attorneys or investigators and/or RRA investigators; identify the date, the source of the call, who conducted the intercepted cell phone conversations and whether a tape

and/or transcript exist of such conversations.

f) Identify all individuals at the RRA including but not limited to any one of its attorneys or investigators or anyone retained by or working for RRA or its attorneys or investigators who intercepted or acquired electronic mail (e-mails) to and from the home of Mr. Epstein. Include who authorized the interception and acquisition and dates it took place.

g) Identify all individuals at the RRA including but not limited to any one of its attorneys or investigators or anyone retained by or working for RRA or its attorneys or investigators who intercepted or acquired electronic mail (e-mails) to and from the attorneys for Mr. Epstein including but not limited to: Roy Black, Alan Dershowitz or Jack Goldberger. Include who authorized the interception and acquisition and dates it took place.

4. Identify the names and addresses of all individuals who will testify that a sexual assault took place on an airplane purportedly owned by Mr. Epstein or a Jeffrey Epstein entity at any time between 1998 and 2005. Additionally, identify any alleged celebrity, dignitary or international figure who purportedly was on board the airplane at the time of the alleged sexual assault.

5. Identify in detail the amount of all costs (including photocopies, telephone, fax, research, investigation, travel expenses, deposition related costs, expert costs, etc.) that were incurred by you in the representation of you and/or your law firm in representing Jane Doe, L.M. and [REDACTED], prior to joining RRA.

6. Identify in detail the amount of costs (including photocopies, telephone, fax, research, investigation, travel expenses, deposition related costs, expert costs, etc.) that were incurred by RRA in its representation of Jane Doe, L.M. and [REDACTED], during the time you were employed by RRA (or that is being

claimed by the trustee in bankruptcy for RRA). Segregate by each of your 3 clients.

7. In the attached transcript dated July 31, 2009, you stated to Judge Hafele with regard to the [REDACTED] and L.M. cases the following:

"What the evidence is really going to show is that Mr. Epstein – at least dating back as far as our investigation resources have permitted, back to 1997 or '98 – has every single day of his life, made an attempt to sexually abuse children.

We're not talking about five, we're not talking about 20, we're not talking about 100, we're not talking about 400, which I believe, is the number known to law enforcement, we are talking about thousands of children, and it is through a very intricate and complicated system that he devised where he has as many as 20 people working underneath him that he is paying well to schedule these appointments, to locate these girls."

(A) State all evidence to support this assertion including any individuals and/or documents which are the source of the information and identify by name and address who currently has that information.

(B) List the name and addresses of all females to whom you were referring in your representation to the court.

8. During the time you were employed/associated with RRA, state the names of all attorneys at the RRA firm with whom you discussed potential deponents or who participated in any decision to depose witnesses in the Jane Doe, L.M. or [REDACTED] cases.

9. During the time you were employed/associated with RRA, state the names of all paralegals or investigators at the RRA firm with whom you discussed potential deponents or who participated in any decision to depose witnesses in the Jane Doe, L.M. or [REDACTED] cases.

STATE OF FLORIDA)
) ss
COUNTY OF PALM BEACH)

SWORN TO AND SUBSCRIBED before me this ___ day of _____, 2010 by
_____, who is personally known to me or has produced the
following identification _____ which is current or has been issued
within the past five years and bears a serial or other identifying number.

Print Name

Signature

NOTARY PUBLIC - STATE OF FLORIDA
Commission Number:
My commission expires:
(Notarial Seal)

IN THE CIRCUIT COURT OF THE 15TH JUDICIAL CIRCUIT IN
AND FOR PALM BEACH COUNTY, FLORIDA

█,

Plaintiff,

vs.

Case No. 502008CA028058
XXXXMB AD

JEFFREY EPSTEIN,

Defendant.

PROCEEDINGS BEFORE THE
HONORABLE JUDGE DONALD W. HAFELE

July 31, 2009
8:30 █.

205 N. Dixie Highway
West Palm Beach, FL 33401

Jennifer DiLorenzo, court reporter



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IN THE CIRCUIT COURT OF THE 15TH JUDICIAL CIRCUIT IN
AND FOR PALM BEACH COUNTY, FLORIDA

E.W.,

Plaintiff,

vs. Case No. 502008CA028058
XXXXXX AD

JEFFREY EPSTEIN,

Defendant.

PROCEEDINGS BEFORE THE
HONORABLE JUDGE DONALD W. HAFELE

July 31, 2009
8:30 [REDACTED] - 9:05 [REDACTED]

205 N. Dixie Highway
West Palm Beach, FL 33401

Jennifer DiLorenzo, court reporter

3

1 Proceedings in the Matter of [REDACTED] vs. JEFFREY EPSTEIN.
2 July 31, 2009 8:30
3 THE COURT: Good morning, gentlemen.
4 We're here this morning on the Plaintiff's
5 motions to add punitive damages. Who will be
6 arguing on behalf of the Plaintiff?
7 MR. EDWARDS: Brad Edwards, Your Honor.
8 THE COURT: Alright, Mr. Edwards.
9 MR. EDWARDS: Do I need to go to the
10 podium or is right here fine?
11 THE COURT: Whichever you prefer.
12 MR. EDWARDS: Your Honor, with our motion
13 we filed - and, I believe, Your Honor has it -
14 the discovery that was submitted to Mr. Epstein,
15 which consists of Requests for Admissions,
16 Requests for Production, Interrogatories, as
17 well as Interrogatory responses under oath by my
18 client.
19 THE COURT: Do you have any cases that
20 speak to the presumption relative to the
21 Defendant exercising his Fifth and Sixth
22 Amendment rights during the deposition testimony
23 and/or during any other discovery?
24 MR. EDWARDS: Sure, Your Honor.
25 THE COURT: I know that Mr. Critton in his

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1 APPEARANCES OF COUNSEL
2
3 On behalf of the Plaintiff:
4 ROTHSTEIN, ROSENFELDT & ADLER
5 BY: WILLIAM J. BERGER, ESQ.,
6 Mizner Park Office Tower
7 Suite 675
8 225 NE Mizner Boulevard
9 Boca Raton, FL 33432
10 [REDACTED]
11
12 ROTHSTEIN, ROSENFELDT & ADLER
13 BY: BRADLEY J. EDWARDS, ESQ.,
14 401 East Las Olas Boulevard
15 Suite 1650
16 Fort Lauderdale, FL 33394
17 [REDACTED]
18
19 On behalf of the Defendant:
20 BURMAN, CRITTON, LUTTIER & COLEMAN
21 BY: ROBERT D. CRITTON, JR., ESQ.,
22 515 North Flagler Drive
23 Suite 400
24 West Palm Beach, FL 33401
25 [REDACTED]

4

1 reply memorandum indicated some conflict in
2 terms of the nature of the discussions of the
3 appellate courts relative to that issue.
4 MR. EDWARDS: May I approach?
5 THE COURT: Thank you.
6 MR. EDWARDS: I'm going to present the
7 case of Fraser vs. Security and investment out
8 of the Fourth DCA.
9 The pertinent part, it says: "Our
10 conclusion is consistent with the prevailing
11 rule that the Fifth Amendment does not forbid
12 adverse inferences against parties to civil
13 actions when they refuse to testify in response
14 to probative evidence offered against them: the
15 amendment 'does not preclude the inference where
16 the privilege is claimed by a party to a civil
17 cause."
18 It skips down and says: "Such a rule is
19 both logical and utilitarian. A party may not
20 trample upon the rights of others and then
21 escape the consequences by invoking a
22 constitutional privilege - at least not in a
23 civil setting."
24 The final paragraph on that page says:
25 "Nor are we persuaded that the fact of



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1 invocation of the privilege is irrelevant and
 2 immaterial." "In the case" -- Sorry, "Mr.
 3 Justice Brandeis... observed that 'Silence is
 4 often evidence of the most persuasive
 5 character.'"
 6 Clearly, this case, out of our district
 7 court, is an indication that adverse inferences
 8 may be drawn.
 9 Right now we are at a punitive damages
 10 stage. We are not at a stage where we are
 11 talking about the admissibility of evidence. We
 12 are --
 13 THE COURT: Speaking only of a proffer to
 14 establish punitive damages as required under
 15 768.721, correct?
 16 MR. EDWARDS: Exactly, and I was going to,
 17 for the record, read that part of 768.721: "In
 18 a civil action, there is a" --
 19 THE COURT: I think we can skip that.
 20 MR. EDWARDS: Okay.
 21 THE COURT: The statute speaks for itself
 22 and it's a part of the record today, so why
 23 don't you go ahead and proceed?
 24 MR. EDWARDS: The reasonable showing, by
 25 way of proffer, that there is an intentional

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1 misconduct or gross negligence on behalf of the
 2 Defendant.
 3 Intentional misconduct is defined as "the
 4 Defendant had actual knowledge of the wrong
 5 permissible conduct and the high probability
 6 that injury or damage to the claimant would
 7 result and, despite that knowledge,
 8 intentionally pursued that course of conduct
 9 resulting in injury or damage."
 10 In this case, we have intentional
 11 misconduct of the worse kind. This is a case
 12 that has been presented to the public through
 13 public relations people for the Defendant at
 14 times as "five or six bad under-aged prostitutes
 15 from a high school that, as one of their stops,
 16 wound up at Mr. Epstein's home," and that's not
 17 the case at all.
 18 What the evidence is really going to show
 19 is that Mr. Epstein - at least dating back as
 20 far as our investigation and resources have
 21 permitted, back to 1997 or '98 - has every
 22 single day of his life, made an attempt to
 23 sexually abuse children.
 24 We're not talking about five, we're not
 25 talking about 20, we're not talking about 100,

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1 we're not talking about 400, which, I believe,
 2 is the number known to law enforcement, we are
 3 talking about thousands of children, and it is
 4 through a very intricate and complicated system
 5 that he devised where he has as many as 20
 6 people working underneath him that he is paying
 7 well to schedule these appointments, to locate
 8 these girls.
 9 He particularly goes after a very
 10 vulnerable and impressionable age group that --
 11 THE COURT: To use the quotation, "the
 12 evidence will show the Defendant sought out
 13 underprivileged and economically disadvantaged
 14 minor females," and later go on to say,
 15 "influenced them away from the typical
 16 adolescent lifestyle as a result of his
 17 allegedly criminal acts."
 18 MR. EDWARDS: And that is exactly what
 19 he's done. The age group begins as young as
 20 12 years old and as old as 16 years old. There
 21 will be evidence that at 16 years old, many of
 22 the girls are told, "You're getting too old for
 23 me."
 24 He very clearly targets this specific age
 25 group and has a method to this; that is, "Get

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1 the girls inside the house and I will do the
 2 rest," and he creates this God-like aura for
 3 these girls and --
 4 THE COURT: Let's talk about - pardon me
 5 for interrupting you - let's talk about the
 6 precise claims that are being made here. You're
 7 dealing with [REDACTED] and L.M. - they're pseudonyms
 8 for purposes of this litigation. Why don't we
 9 speak to those two individuals at this juncture
 10 and how the punitive damage proffer is
 11 sufficient or insufficient relative to them
 12 individually, please?
 13 I understand the global allegations and I
 14 understand the allegedly wide scale situation
 15 that you're suggesting as you've alleged here,
 16 but I want to go now to the precise claims made
 17 by these two Plaintiffs who are in front of the
 18 Court today, and whether or not that proffer is
 19 sufficient to satisfy the case law, including
 20 the case that Mr. Critton cited, and that is:
 21 The Estate of Despain, D-E-S-P-A-I-N, vs. Avante
 22 Group, Inc., which is found at 900 So.2d. 637,
 23 and that was a Fifth District Court of Appeal
 24 case, decided in 2005.
 25 MR. EDWARDS: Yes, Your Honor, and that is



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1 the case that states: "a 'proffer' according to
 2 traditional notions of the term, connotes merely
 3 an 'offer' of evidence and neither the term
 4 standing alone nor the statute itself calls for
 5 an adjudication of the underlying veracity...is
 6 merely a representation of what evidence the
 7 defendant proposes to present."
 8 We can turn to the sworn Interrogatory
 9 answers, No. 8, wherein L.M. and, similarly,
 10 [REDACTED], in slightly different words, states: "I
 11 was touched, battered, and fondled by Defendant
 12 Jeffrey Epstein during the incidents described
 13 in the complaint. I observed the Defendant
 14 touch and fondle himself. I observed the
 15 Defendant ejaculate numerous times. I was made
 16 to touch the Defendant. I also observed sexual
 17 acts and had sexual acts perpetrated on me by
 18 Defendant Jeffrey Epstein. At various times I
 19 was unclothed, as was the Defendant and others.
 20 At all times material, I was a child under the
 21 age of 18 years old. The Defendant also used me
 22 to bring him other minor girls and he controlled
 23 and brainwashed me" --
 24 THE COURT: Just a second.
 25 (Telephone interruption.)

10

1 MR. EDWARDS: -- "and brainwashed me into
 2 believing this lifestyle was healthy and normal
 3 for a girl my age. I was a victim of various
 4 criminal acts and sexual exploitation. I was
 5 induced and coerced by Defendant into acts of
 6 prostitution."
 7 While we're on the coercion and
 8 prostitution, there is a specific --
 9 THE COURT: Before you move on, that's
 10 L.M.'s --
 11 MR. EDWARDS: Yes, Your Honor.
 12 THE COURT: -- Answer to Interrogatories?
 13 Why don't you read into the record [REDACTED]'s Answer
 14 to Interrogatories so the record is clear?
 15 MR. EDWARDS: I apologize, Your Honor.
 16 THE COURT: Take your time.
 17 MR. EDWARDS: Answer to Interrogatory No.
 18 8 for [REDACTED] indicates: "My injuries are
 19 emotional and psychological and are the direct
 20 result of Defendant Jeffrey Epstein's actions.
 21 I was touched, battered, and fondled by the
 22 Defendant during the incidents described in the
 23 complaints. I observed the Defendant touch and
 24 fondle himself. I observed the Defendant
 25 ejaculate numerous times. I was made to touch

11

1 the Defendant. I also observed sexual acts and
 2 had sexual acts perpetrated on me and was forced
 3 to perform on me, including oral sex and other
 4 activities. At various times I was unclothed,
 5 as was Defendant and others. At all times
 6 material, I was a child under the age of
 7 18 years. I was a victim of various criminal
 8 acts and sexual exploitation. I was induced and
 9 coerced by the Defendant into acts of
 10 prostitution."
 11 THE COURT: Thank you. You were going to
 12 speak to a legal point --
 13 MR. EDWARDS: Right.
 14 THE COURT: -- before I asked you to read
 15 into the record those Interrogatory answers. Go
 16 ahead.
 17 MR. EDWARDS: Where we left off was the
 18 coercion into prostitution. What makes these
 19 crimes so egregious is the fact that these girls
 20 that we're talking about were all beginning
 21 their grooming process with Mr. Epstein when
 22 they're 14 and 15 and 16 years old.
 23 There is a specific statute, which we have
 24 filed, and a cause of action under our
 25 complaint, that is under 796.09, Coercion, civil

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1 cause of action.
 2 Reading 796.09, Paragraph 1: "A person
 3 has a cause of action for compensatory and
 4 punitive damages" - this is in the statute -
 5 "against a person who coerced them into
 6 prostitution," and it goes on to define what
 7 coercion means, and it is exactly what happened
 8 in this case.
 9 This statute allows for punitive damages
 10 on a statutory level irrespective of the age of
 11 the person that is coerced into prostitution.
 12 THE COURT: And the coercion that you're
 13 talking about are the alleged acts as between
 14 these two Plaintiffs and Mr. Epstein as opposed
 15 to, I think, there's something in one of the
 16 Interrogatories that suggests that there may
 17 have been prostitution that followed, at least
 18 one of the Plaintiff's, involvement with Mr.
 19 Epstein, but you're speaking solely about the
 20 prostitution issues as it concerns the
 21 Plaintiffs here and Epstein; is that accurate?
 22 MR. EDWARDS: I believe, if I understand
 23 what you are saying, I mean, in terms of
 24 damages, if one of the Plaintiffs - and I can
 25 represent - if one of the Plaintiffs was led



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13

1 into a life of prostitution after being
 2 indoctrinated into this deviant lifestyle at an
 3 early age by Mr. Epstein - she was not a
 4 prostitute prior to that - and I relate that
 5 similar to kids of that age being brought over
 6 to somebody's house that is as powerful and
 7 wealthy as him and he has, let's say, cocaine on
 8 the table, and they do that for three years.
 9 They think it's fun at the time, but after that
 10 they have this addiction that continues on.
 11 This is something similar to what happened to
 12 one of the clients.
 13 But, yes, the coercion into prostitution
 14 is something that on a statutory level already
 15 allows for punitive damages, and that's
 16 irrespective of the age.
 17 THE COURT: Again, I'm trying to
 18 understand the factual basis. There's
 19 allegations that Mr. Epstein paid these young
 20 ladies \$200 to massage him and then subsequent
 21 thereto, there was some type of alleged sexual
 22 activity. Are you speaking to that specifically
 23 when you're talking about the statutory remedy
 24 or are you speaking about something distinct
 25 from that?

14

1 MR. EDWARDS: No, that's specifically what
 2 I am talking about --
 3 THE COURT: Okay.
 4 MR. EDWARDS: -- Mr. Epstein paying them
 5 and using their age, their economic - their lack
 6 of wealth - the fact that these are poor,
 7 disadvantaged children with very little parental
 8 guidance to his advantage to induce them into
 9 acts of prostitution.
 10 THE COURT: I'll give you two minutes to
 11 wrap up, please.
 12 MR. EDWARDS: Okay.
 13 Your Honor, while I know that we are
 14 focusing on [REDACTED] and L.M., there are certain
 15 defenses that have been made such as, "The girls
 16 were" - "we didn't know that they were over 18,
 17 otherwise we wouldn't have done this," where we
 18 are going to be able to show there are hundreds
 19 and hundreds and hundreds of girls and none of
 20 them were over the age of 18.
 21 Many of these girls, including my clients,
 22 told him that they were under the age of 18 and
 23 he continued to do this misconduct, which is
 24 exactly what the statute or what the punitive
 25 damages statute speaks to when it talks about

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1 intentional misconduct and/or gross negligence.
 2 I think the record is very clear at this
 3 point, especially after this proffer, that if
 4 any case is deservant of punitive damages being
 5 added, it's this one.
 6 THE COURT: Alright. Thank you. I'll
 7 give you a couple minutes to wrap up after Mr.
 8 Critton finishes his argument.
 9 MR. EDWARDS: Thank you, Your Honor.
 10 THE COURT: Thank you.
 11 MR. CRITTON: May it please the Court. As
 12 the Court knows, I represent Mr. Epstein in this
 13 matter.
 14 Your Honor, a couple of things to start -
 15 the case that Mr. Edwards cites deals with
 16 inferences, deals with inferences at trial time
 17 as distinct from inferences that, I believe, are
 18 sufficient to carry the day, so-to-speak, in the
 19 absence of other evidence with Mr. Epstein's
 20 claim of Fifth Amendment privilege. As well, we
 21 cited to the court cases - and I'll get to in
 22 just a minute - that specifically address that
 23 issue.
 24 Secondly, we're not here on - and I think
 25 the Court, I think, I kind of at least got the

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1 drift is we're not here on other claims - we're
 2 here on [REDACTED] and L.M.'s claim today to add
 3 punitive damages and, in fact, "Do they meet the
 4 standard under the applicable statute in this
 5 instance?"
 6 What I think is the most striking part
 7 about this - and while I believe that the
 8 evidence may be - their perception, the
 9 Plaintiffs' perception of the evidence - may be
 10 different than ourselves, but I think the
 11 evidence in this case will show, at least L.M.
 12 and [REDACTED], were prostitutes before they ever met
 13 Mr. Epstein, they remain prostitutes, and they
 14 are still prostitutes today.
 15 THE COURT: But is my role today one of
 16 weighing the evidence or one of determining
 17 whether or not there's a sufficient record in
 18 order to allow a punitive damage claim to stand?
 19 I mean, in one of the cases, I believe -
 20 it's the case of State of Wisconsin Investment
 21 Board vs. Plantation Square Associates, that's
 22 found at 761 F.Supp 1569 - Judge Hugler
 23 (phonetic) of the federal court provided an
 24 excellent discussion of the distinction between
 25 the proofs necessary to sustain a claim for



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1 punitive damages even at summary judgment, much
 2 less a trial, and compared that with the
 3 relatively lighter burden of simply making a
 4 proffer of record evidence to support a claim
 5 for punitive damages.
 6 MR. CRITTON: Right.
 7 THE COURT: Aren't we at that stage; that
 8 is, the latter stage right now?
 9 MR. CRITTON: Yes, and I very well
 10 understand the distinction and, I believe, I
 11 understand what the Court's role is in this
 12 particular instance in making that
 13 determination.
 14 A couple of the issues though, in
 15 particular - with a camera here today, for some
 16 unknown reason, showing up at this hearing - is
 17 there were references to drugs, alcohol, other
 18 instances that are not applicable to this case.
 19 There's no pleadings on that particular issue,
 20 and I'm concerned about that, is that there's an
 21 attempt to jack this up in the media, as I said,
 22 with the camera here today, for no other
 23 hearing. It's ridiculous under the
 24 circumstances, and to make all of these wild
 25 allegations against Mr. Epstein for which there

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1 is absolutely no evidentiary proof nor was that
 2 submitted here in support of their proffer, I
 3 did want to address at that.
 4 So let me get to the heart of the issue.
 5 I think the most distinguishing part of this
 6 particular case that's different; that is, L.M.
 7 and [REDACTED], is the fact that L.M. gave a sworn
 8 statement to the FBI in this instance.
 9 Again, there's a strong distinction. She
 10 gave a sworn statement back in '05 or in '06.
 11 She had - L.M. did - she had an attorney, Mr.
 12 Eisenberg, it was before she had a civil lawyer
 13 who's seeking millions of dollars under these
 14 circumstances, and the testimony of L.M. at that
 15 time was very significant and it flies directly
 16 in the face of her "sworn testimony" or her
 17 "sworn interrogatories."
 18 The Court had Mr. Edwards read in L.M.'s
 19 answer and [REDACTED]'s answer to their
 20 Interrogatories as to what allegedly occurred
 21 with Mr. Epstein and, "Oh, surprise," they were
 22 almost verbatim, word for word, as to what
 23 allegedly happened.
 24 But at the time of her sworn statement to
 25 the FBI, L.M. said on 4/24/07 - again, it was an

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1 FBI agent and a U.S. attorney that was there at
 2 the time - and she talked about going over to
 3 Mr. Epstein's house. She said, "I had a fake
 4 ID." She was told to make certain that she was
 5 18. She told Mr. Epstein she was 18, and she
 6 said it was her understanding that all of the
 7 other girls that she brought for this horrific
 8 experience - she continued to bring other girls
 9 and go herself on a number of occasions.
 10 She said that she, herself -- On Page 8,
 11 it asks, "Did she ever call you?" - and I assume
 12 that was someone else - and she goes, "No. I
 13 gave Jeffrey my number and, I said, you know, if
 14 you want me to give you a massage again,
 15 basically I'm more than anxious to come."
 16 On Page 9, L.M. says, "I willingly took" -
 17 "so I willingly, the first time, took off my top
 18 when I gave him the massage and nothing more
 19 than that."
 20 She goes on to say in her testimony at
 21 Page 10, her sworn statement, "I said, I told
 22 Jeffrey, 'I heard that you like massages
 23 topless.'"
 24 "And he said 'Like, yeah.' He said, 'But
 25 you don't have to do anything that you don't

20

1 feel comfortable with."
 2 "And I said, 'Okay,' but I willingly took
 3 it off" - this is L.M. at the time. This is her
 4 sworn testimony.
 5 At Page 17, the police officer or the FBI
 6 agent says, "and when he turned over then did he
 7 touch you at all or was he just" -- Her answer
 8 was, "No, I did not touch him, he did not touch
 9 me. He didn't even want..." and I assume to
 10 "touch you."
 11 She goes on to say, "He didn't want me to
 12 touch him and he didn't touch me."
 13 She goes on and on in this statement,
 14 L.M., in the statement and she says, "We had
 15 fun."
 16 "It was positive," on Page 18.
 17 On Page 19, "You know, I would wear
 18 panties. Willingly one time, because we were
 19 making jokes and everything, and willingly one
 20 time, I had, yes, I was totally nude, but I was
 21 fine with that."
 22 She talks about within the statement the
 23 other girls that she brought over. Again, she's
 24 testified or she gives the Interrogatory answer
 25 that this was outrageous to her, but, yet she



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1 brought other girls to experience this. She
 2 says - now that she has a civil lawyer seeking
 3 money damages - now "it's a bad experience."
 4 Now all of a sudden, "He touched me, he did
 5 these things to me."
 6 She references - at least, on Page 29 of
 7 the statement, Judge - there's a "W" that's
 8 referenced. "W" I would represent to be [REDACTED] in
 9 the [REDACTED] complaint, and I think we established
 10 that when Mr. Berger and I were arguing a prior
 11 motion to you. So she talks about [REDACTED] on Page
 12 29.
 13 That's when she starts saying, she says,
 14 "EW" - "she," meaning [REDACTED], "was my baby's
 15 father's girlfriend at the time."
 16 Then on Page 30, "How old was [REDACTED]?"
 17 "She was 17."
 18 Alright, so you have 12, 13, 14, 15, 16.
 19 You have L.M. saying "W" was 17 at the time.
 20 "And what happened when 'W' came over?"
 21 She said the same thing, "She went a few
 22 times."
 23 On Page 31, L.M. testified under oath to
 24 the FBI and the United States attorney, "None of
 25 my girls ever had a problem. And they'd call

22

1 me. They begged me, you know, for us to go to
 2 Jeffrey's house because they loved Jeffrey.
 3 Jeffrey is a respectful man, he really is. I
 4 mean, he all thought we were of age, always,
 5 that's what's so sad about it."
 6 And she goes on, Page 36, and the FBI says
 7 to her, "Now, when you were working for him, you
 8 were going over to Jeffrey's house to give him
 9 massages, did you have a boyfriend?"
 10 "Yeah."
 11 "And how did your boyfriend feel about
 12 it?"
 13 "He was" -- L.M. says, "He was a jealous
 14 little boy, but he didn't care, 'Bring home the
 15 bacon,'" and the statement goes on and on, Your
 16 Honor. I know you've had an opportunity read it
 17 before and I reference again today.
 18 There's clearly a distinction conflict
 19 between L.M., now that she has a civil lawyer
 20 and she wants money, versus at the time that she
 21 didn't want money and she gave a statement under
 22 oath to the FBI and the United States attorney's
 23 office.
 24 I recognize the Court's role in this. I
 25 recognize the standard. I recognize that both

23

1 L.M. and [REDACTED] in their Answers to
 2 Interrogatories have made all sorts of, what we
 3 believe in part, are baseless or in large part
 4 baseless allegations, but we also have sworn
 5 testimony of L.M. on this instance.
 6 We don't have it of [REDACTED], but we have L.M.
 7 testifying about her own experience under oath:
 8 That it was positive; that he never used force,
 9 that she willingly did a number of times
 10 including giving topless massages; that Mr.
 11 Epstein never touched her; that she never
 12 touched him inappropriately, all she did was
 13 basically give him massages; that [REDACTED], in this
 14 instance, as well as all the other girls that
 15 she took, she spoke with them afterwards, they
 16 begged to go back to Mr. Epstein's home, and
 17 none of them, not one of them ever complained.
 18 So there's a large chasm between what is
 19 now being asserted in Answers to Interrogatories
 20 and mere allegations in the complaint between
 21 what the sworn testimony, at least L.M., was
 22 under the circumstances, as it relates to
 23 herself and what she was told by [REDACTED] and other
 24 girls.
 25 Thank you, Your Honor.

24

1 THE COURT: Thank you.
 2 Mr. Edwards, I'll give you a couple
 3 minutes here.
 4 MR. EDWARDS: Your Honor, I want to
 5 address the statement that was made by L.M. to
 6 the FBI and how that even came about. This is a
 7 girl who, at the time of the statement, was
 8 fairly unaware of the investigation against Mr.
 9 Epstein, who is now, as we know, a convicted sex
 10 offender.
 11 An attorney showed up to her house, paid
 12 for by Mr. Epstein, to represent her despite -
 13 and told her that, "For your role, you could
 14 possibly be implicated in some wrongdoing."
 15 MR. CRITTON: Your Honor, just --
 16 MR. EDWARDS: He represent --
 17 MR. CRITTON: -- note my objection. This
 18 is complete hearsay here. He was aware of what
 19 was filed. He didn't file any affidavits for
 20 his client in opposition. I would object to any
 21 of this,
 22 THE COURT: Alright. I don't want to get
 23 into any of the details. I don't think it's
 24 necessary at this juncture, which probably leads
 25 me to my question to you; that is: Is the



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1 weighing of evidence appropriate at this
 2 juncture?
 3 MR. EDWARDS: No, Your Honor, I don't
 4 believe that's the standard at this stage
 5 anyway, and I don't think that Mr. Critton
 6 believes that either.
 7 Just so the record's clear, we had nothing
 8 to do with the video camera being here, although
 9 that was implied. I don't know who did. I
 10 don't know if it was Mr. Critton, but it wasn't
 11 me.
 12 THE COURT: Dan is always welcome here.
 13 MR. EDWARDS: It's perfectly fine, but I
 14 don't like that being on the record, that it
 15 looks like I did it when I didn't.
 16 THE COURT: I understand. We have a
 17 record here. The official record is being taken
 18 down by our fine court reporter, so.
 19 MR. EDWARDS: Either way, sounds like what
 20 we just heard, that the reason that punitive
 21 should not be allowed here is because these
 22 14-year-old girls did this willingly.
 23 We know that they're 14 years old, Mr.
 24 Critton knows they were 14, 15 year olds. There
 25 were message pads and scheduling books in

26

1 Epstein's possession indicating the dates, which
 2 would show how old those girls were, and that's
 3 evidence that will be presented in this case.
 4 There are serious statutes to protect
 5 these kids from this kind of conduct, and these
 6 second and third degree felonies were committed
 7 repeatedly against them, and this is a case
 8 where, at least in a civil case, punitive
 9 damages are warranted, Your Honor.
 10 Thank you, Your Honor.
 11 THE COURT: Thank you both. I'm going to
 12 grant the motion. In conformance with and
 13 following the Despain case, the Court indicates,
 14 in following the analysis of Judge Hugler - and,
 15 by the way, that analysis of Judge Hugler is
 16 commented upon on a supportive basis by several
 17 appellate courts - and in the Despain case under
 18 headnote 7 and 8 on Page 642 it states: "a
 19 'proffer' according to traditional notions of
 20 the term, connotes merely an 'offer' of evidence
 21 and neither the term standing alone nor the
 22 statute itself calls for an adjudication of the
 23 underlying veracity of that which is submitted,
 24 much less for countervailing evidentiary
 25 submissions."

27

1 The Court finds that, while I appreciate
 2 Mr. Critton's argument and while I appreciate
 3 his submission, that essentially at this stage,
 4 respectfully, he is, at this point, presenting
 5 countervailing evidentiary submissions.
 6 The Court further goes on in paraphrasing
 7 and then directly quoting Judge Hugler:
 8 "Therefore a proffer is merely a representation
 9 of what evidence the defendant proposes to
 10 present and is not actual evidence." Actually,
 11 that's a quote from Grim vs. State, 841 So.2d.
 12 455, 462, and that, I believe, is a Florida
 13 Supreme Court case, even though the citation
 14 itself is not complete.
 15 It goes on to say importantly - and that
 16 is in the Despain case - "A reasonable showing
 17 by evidence in the record would typically
 18 include depositions, interrogatories, and
 19 requests for admissions that have been filed
 20 with the court. Hence, an evidentiary hearing
 21 where witnesses testify and evidence is offered
 22 and scrutinized under the pertinent evidentiary
 23 rules, as in a trial, is neither contemplated
 24 nor mandated by the statute in order to
 25 determine whether a reasonable basis has been

28

1 established to plead punitive damages," and I'll
 2 admit this citation from the Fifth District
 3 Court of Appeal, but, again, that is cited in
 4 Despain.
 5 Likewise, in Strasser vs. Yalamanchi, 677
 6 So.2d. 22, which is a Florida Fourth District
 7 Court of Appeal case from 1996, which is one of
 8 the paradigm cases on the proffering of punitive
 9 damage evidence, that states that "there was
 10 reasonable basis for recovery of punitive
 11 damages" can be demonstrated by either a
 12 presentation of supporting evidence already in
 13 the record or by a proffer of the evidence to
 14 come.
 15 I find that a combination of the Answers
 16 to Interrogatories - I will take into account,
 17 though, give little weight to the Fifth
 18 Amendment arguments of Plaintiffs - but
 19 certainly the Answers to Interrogatories on
 20 behalf of both of these individual Plaintiffs in
 21 this Court's view, and particularly in
 22 conjunction with the Coercion statute relative
 23 to prostitution, 796.09, would form a reasonable
 24 basis to establish at least a claim for punitive
 25 damages, recognizing that, again, the courts



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1 have made clear that the proffer and the burden
 2 on the moving party is much less than at summary
 3 judgment or at trial, so I will allow the
 4 amendments to proceed and, therefore, we do have
 5 an amended complaint, so how much time will you
 6 need, Mr. Critton, to respond?
 7 MR. CRITTON: I just wrote to Mr. Berger
 8 20 days I would like for both of them, if that's
 9 agreeable with the Court.
 10 THE COURT: Fine with me, as long as it's
 11 fine with the Plaintiffs.
 12 MR. BERGER: Yes, Your Honor. I drafted
 13 an order and just showed it to Mr. Critton. It
 14 just says: "Granted for reasons stated on the
 15 record. Plaintiff may file an amended complaint
 16 to allege a count for battery" - which is also
 17 part of our motion, which was unopposed - "and
 18 punitive damages. The defense shall have 20
 19 days to respond."
 20 THE COURT: I believe you already filed
 21 the proposed amended complaint.
 22 MR. EDWARDS: Yes, Your Honor. I filed it
 23 with the motion.
 24 MR. BERGER: I'll correct that.
 25 THE COURT: You can indicate in there --

30

1 MR. CRITTON: Deemed filed.
 2 THE COURT: -- "the amended complaint
 3 shall be deemed filed as of the date of this
 4 order from today."
 5 MR. BERGER: We'll draft it out there and
 6 present it to the bailiff.
 7 THE COURT: Not a problem. Thank you very
 8 much. Gentlemen, thank you for your arguments
 9 and your submissions and have a good rest of the
 10 week.
 11 MR. CRITTON: If they get it typed I'll
 12 take a copy.
 13 (The hearing concluded at 9:05 [REDACTED].)
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31

1 CERTIFICATE
 2
 3 STATE OF FLORIDA)
 4 COUNTY OF BROWARD)
 5
 6
 7 I, JENNIFER D. DILORENZO, Shorthand
 8 Reporter, certify that I was authorized to and did
 9 stenographically report the foregoing proceedings and
 10 that the transcript is a true and complete record of
 11 my stenographic notes.
 12
 13 Dated this 5th day of August, 2009.
 14
 15
 16
 17
 18
 19 JENNIFER D. DILORENZO,
 20 COURT REPORTER
 21
 22
 23
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 25

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Edwards' Response

Denney

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

CASE NO.: 502009CA040800XXXXMBAG

JEFFREY EPSTEIN,

Plaintiff,

vs.

SCOTT ROTHSTEIN, individually,
BRADLEY J. EDWARDS, individually,
and L.M., individually,

Defendant.

NOTICE OF SERVICE OF DEFENDANT EDWARDS'S ANSWERS TO
PLAINTIFF'S FIRST INTERROGATORIES

Defendant, Bradley Edwards hereby files his Notice of Service of Defendant's
Answers to Plaintiff's First Interrogatories propounded on April 5, 2010.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been
furnished via ^{FAX AND} U.S. Mail to all counsel on the attached list on May 11th, 2010.

Jack Scarola
Searcy Denney Scarola Barnhart & Shipley, P.A.
Attorneys for Defendant, Bradley Edwards
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West Palm Beach, Florida 33409
Phone: (561) 686-6300
Fax: (561) 383-9451

By:

[Handwritten Signature]

Jack Scarola

Florida Bar No.: 169440

Case No.: 502009CA040800XXXXMBAG
Defendant's Answers to Interrogatories

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Counsel for Scott Rothstein

ANSWERS TO INTERROGATORIES

1. As to paragraph 12 of your Counterclaim, state the following in detail:

a) Identify specifically all damages which you claim you have suffered to your reputation. Include in your response, how your reputation has been damaged, to whom (person or entity) your reputation has been damaged, any loss of income which you claim as a result of the current lawsuit against you and how you calculate that loss.

ANSWER:

I have spent more than 50 hours of time defending this action against me. The lawsuit against me was made public and makes serious allegations that I have personally committed criminal acts that involve dishonesty. I have been asked about this lawsuit by a number of people on multiple of occasions. Current clients have inquired and prospective clients have been and continue to be placed on notice of these false allegations.

b) Identify in detail how the lawsuit filed against you has interfered in any professional relationships. Identify in your answer all professional relationships which have in any way been negatively impacted or lost or compromised as a result of this lawsuit. Identify the name and address of the individual and/or entity with whom you have the professional relationship, how it has been affected and identify any monetary damage which you sustained.

ANSWER:

Not yet completely determined at this time.

c) Identify by date the exact amount of time (and specify how your time was spent) that has been diverted from your professional responsibilities.

ANSWER:

Not yet completely determined at this time.

2. (a) Identify all costs and/or fees you have incurred (to whom and under what circumstances) for the defense of the Epstein claim as set forth in paragraph 12 of your Counterclaim.

ANSWER:

Not yet completely determined at this time.

(b) State whether you have a written or oral fee agreement with Searcy Denney and the terms of same. Include amount of money paid to date and if you paid a retainer.

ANSWER:

Written.

3. During the time you were associated with Rothstein, Rosenfeldt & Adler, P.A. ("RRA"), state the following:

a) Identify by person and date any person who performed any searches of trash at 358 El Brillo Way, Palm Beach, Florida which is alleged to be the home of Mr. Epstein which were authorized by you or which you learned had taken place, if not authorized by you. If not authorized by you, identify who did authorize it?

ANSWER:

Nobody.

b) Identify all individuals at the RRA including but not limited to any one of its attorneys or investigators or anyone retained by or working for RRA or its attorneys or investigators who conducted wire taps or "bugging" on any telephones which purported to be from the home of Mr. Epstein. Include who authorized the wire taps and dates it took place.

ANSWER:

Nobody.

c) Identify all individuals at the RRA including but not limited to any one of its attorneys or investigators or anyone retained by or working for RRA or its attorneys or investigators who conducted wire taps or

"bugging" on any telephones which are purported to be from the attorneys for Mr. Epstein including but not limited to: Roy Black, Alan Dershowitz or Jack Goldberger. Include who authorized the wire taps and dates it took place.

ANSWER:

Nobody.

d) Identify all intercepted phone conversations authorized by RRA including but not limited to any one of its attorneys or investigators or anyone retained by or working for RRA or its attorneys or investigators and/or RRA investigators; identify the date, the source of the call, who conducted the intercepted telephone conversations and whether a tape and/or transcript exist of such conversations.

ANSWER:

Nobody

e) Identify all intercepted cell phone conversations authorized by RRA including but not limited to any one of its attorneys or investigators or anyone retained by or working for RRA or its attorneys or investigators and/or RRA investigators; identify the date, the source of the call, who conducted the intercepted cell phone conversations and whether a tape and/or transcript exist of such conversations.

ANSWER:

Nobody

f) Identify all individuals at the RRA including but not limited to any one of its attorneys or investigators or anyone retained by or working for RRA or its attorneys or investigators who intercepted or acquired electronic mail (e-mails) to and from the home of Mr. Epstein. Include who authorized the interception and acquisition and dates it took place.

ANSWER:

Nobody

g) Identify all individuals at the RRA including but not limited to any one of its attorneys or investigators or anyone retained by or working for RRA or its attorneys or investigators who intercepted or acquired electronic mail (e-mails) to and from the attorneys for Mr. Epstein including but not limited to: Roy Black, Alan Dershowitz or Jack Goldberger. Include who authorized the interception and acquisition and dates it took place.

ANSWER:

Nobody

4. Identify the names and addresses of all individuals who will testify that a sexual assault took place on an airplane purportedly owned by Mr. Epstein or a Jeffrey Epstein entity at any time between 1998 and 2005. Additionally, identify any alleged celebrity, dignitary or international figure who purportedly was on board the airplane at the time of the alleged sexual assault.

RESPONSE:

Objection, relevance, not reasonably calculated to lead to the discovery of admissible evidence, and is protected by the work product privilege.

5. Identify in detail the amount of all costs (including photocopies, telephone, fax, research, investigation, travel expenses, deposition related costs, expert costs, etc.) that were incurred by you in the representation of you and/or your law firm in representing Jane Doe, L.M. and [REDACTED] prior to joining RRA.

RESPONSE:

Objection, relevance, not reasonably calculated to lead to the discovery of admissible evidence, and is protected by the work product privilege.

6. Identify in detail the amount of costs (including photocopies, telephone, fax, research, investigation, travel expenses, deposition related costs, expert costs, etc.) that were incurred by RRA in its representation of Jane Doe, L.M. and [REDACTED] during the time you were employed by RRA (or that is being claimed by the trustee in bankruptcy for RRA). Segregate by each of your 3 clients.

RESPONSE:

Objection, relevance, not reasonably calculated to lead to the discovery of admissible evidence, and is protected by the work product privilege.

7. In the attached transcript dated July 31, 2009, you stated to Judge Hafele with regard to the [REDACTED] and L.M. cases the following:

"What the evidence is really going to show is that Mr. Epstein – at least dating back as far as our investigation resources have permitted, back to 1997 or '98 – has every single day of his life, made an attempt to sexually abuse children.

We're not talking about five, we're not talking about 20, we're not talking about 100, we're not talking about 400, which I believe, is the number known to law enforcement, we are talking about thousands of children, and it is through a very intricate and complicated system that he devised where he has as many as 20 people working underneath him that he is paying well to schedule these appointments, to locate these girls."

(A) State all evidence to support this assertion including any individuals and/or documents which are the source of the information and identify by name and address who currently has that information.

(B) List the name and addresses of all females to whom you were referring in your representation to the court.

RESPONSE:

Objection, relevance, work product privilege and attorney client privilege.

8. During the time you were employed/associated with RRA, state the names of all attorneys at the RRA firm with whom you discussed potential deponents or who participated in any decision to depose witnesses in the Jane Doe, L.M. or [REDACTED] cases.

RESPONSE:

Objection, work product privilege and attorney client privilege.

9. During the time you were employed/associated with RRA, state the names of all paralegals or investigators at the RRA firm with whom you discussed potential deponents or who participated in any decision to depose witnesses in the Jane Doe, L.M. or [REDACTED] cases.

RESPONSE:

Objection, work product privilege and attorney client privilege.

Discovery Request to Edwards

(Response will be provided as soon as we locate it.)

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

JEFFREY EPSTEIN

Plaintiff,

v.

SCOTT ROTHSTEIN, individually,
BRADLEY J. EDWARDS,
individually, and L.M., individually,

Defendants.

Complex Litigation, Fla. R. Civ.
Pro.1201

Case No. 50 2009CA040800XXXXMB
AG

EPSTEIN'S REQUEST TO PRODUCE TO EDWARDS

Defendant, JEFFREY EPSTEIN ("Epstein"), pursuant to Fla. R. Civ. P. 1.350, requests that Defendant, BRADLEY J. EDWARDS ("Edwards"), produce or make available for inspection documents responsive to the requests below within thirty (30) days from the date of service:

DEFINITIONS AND INSTRUCTIONS

A. "Document" means 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, including the **originals** and all non-identical copies, whether different from the original by reason of any notation made on such copy or otherwise, including, but not limited to, correspondence, memoranda, notes, messages, letters, purchase orders, telegrams, teletype, telefax bulletins, e-mails, electronic data, meetings, reports, or other communications, interoffice and intra-office telephone calls, diaries, chronological data, minutes, books, reports, charts, ledgers, invoices, worksheets, receipts, returns, trade information regarding fabric, carpets, samples

etc..., computer printouts, prospectuses, financial statements, schedules, affidavits, contracts, cancelled checks, transcripts, statistics, surveys, magazine or newspaper articles, releases (and any and all drafts, alterations and modifications, changes and amendments of any of the foregoing), graphs or aural records or representations of any kind, including, without limitation, photographs, charts, graphs, microfiche, microfilm, video tape, recordings, motion pictures and electronic, mechanical or electric recordings or representations of any kind (including, without limitation, tapes, cassettes, discs and recordings), and including the file and file cover.

The term "Document" also means any and all computer records, data, files, directories, electronic mail, and information of whatever kind whether printed out or stored on or retrievable from floppy diskette, compact diskette, magnetic tape, optical or magnetic-optical disk, computer memory, hard drive, zip drive, jaz drive, orb drive, microdisk, external memory stick, software, or any other fixed or removable storage media, including without limitation, all back-up copies, dormant or remnant files, and any and all miscellaneous files and/or file fragments, regardless of the media on which they reside and regardless of whether the data consists in an active file, deleted file, or file fragment.

B. "Communications" means any oral or written statement, dialogue, colloquialism, discussion, conversation or agreement.

C. "Plaintiff" means **L.M. (*L.M. v. Jeffrey Epstein, Palm Beach County Case #502008CA028051XXXXMB*), [REDACTED]. ([REDACTED] v. Jeffrey Epstein, Palm Beach County Case #502008CA028058XXXXMB), Jane Doe (*Jane Doe v. Jeffrey Epstein, United States District Court Case #08-civ-80893-Marra/Johnson*), and any other person who is or was represented by Rothstein Rosenfeldt & Adler that has not**

yet filed an action against Jeffrey Epstein, and any employee, agent or attorney for any plaintiff and/or any other person acting for or on behalf of any plaintiff, or under her authority and control.

D. "RRA" means Rothstein Rosenfeldt & Adler, P.A.

E. "Money" means any tangible thing of value.

F. "Costs" include, but are not limited to, court costs, filing fees, Sheriff's service and any other necessary service of legal papers or notices or subpoenas, court reporters' charges, long distance telephone charges, postage, courier services or Federal Express or UPS, investigative costs, investigative bills, photocopies, faxes, Westlaw computerized research, travel expenses, and witness fees and expert witness fees and costs.

G. "Trustee" means Herbert Stettin as bankruptcy trustee for RRA.

REQUEST FOR PRODUCTION¹

1. For the time period from March 1, 2009 to present, any and all documents between, or on behalf of RRA, its employees or agents or clients, and any third party regarding a purported settlement of any litigation between Jeffrey Epstein and a RRA client or Plaintiff, or the financing of any litigation between Jeffrey Epstein and a RRA client or Plaintiff, (whether existing clients or fabricated clients), including but not limited to:

- a. Documents indicating that litigation with Jeffrey Epstein has been settled;
- b. Soliciting or receiving money in return for settlement funds allegedly paid or to be paid by Jeffrey Epstein;
- c. Soliciting money to help finance ongoing litigation against Jeffrey Epstein;
- d. Soliciting money to be given to, or used on behalf of, the Plaintiffs in litigation against Jeffrey Epstein;
- e. Communication between third party investors or potential investors and the Plaintiffs or their attorneys involved in litigation against

¹ Due to the potential volume of documents involved, the parties and the Court should consider appointment of a special master and/or an in camera inspection to address any objections, claims of privilege and generally manage the production of documents.

- Jeffrey Epstein;
- f. Payments made by RRA to or on behalf of any Plaintiff.

2. Any and all fee agreements that exist or have existed between the following:

- a. Any Plaintiff and Bradley J. Edwards or any entity with which he has been associated;
- b. Any Plaintiff and the law firm RRA.

3. All emails, data, correspondence, memos, or similar documents between Bradley J. Edwards, Scott W. Rothstein, William Berger and Russell Adler and/or any attorney or representative of RRA and any investor or third party (person or entity) regarding Jeffrey Epstein or which mentions Jeffrey Epstein (including Mike Fisten, Kenneth Jenne, Patrick Roberts or Rick (Rich) Fandrey).

4. All emails, data, correspondence, memos, or similar documents between Bradley J. Edwards, Scott W. Rothstein, and/or any attorney or representative of RRA regarding Jeffrey Epstein or which mentions Jeffrey Epstein (including Mike Fisten, Kenneth Jenne, Patrick Roberts or Rick (Rich) Fandrey).

5. All agreements or documents of any nature which were provided to or received from an investor or potential investor relating to any case (real or fabricated) involving Jeffrey Epstein and any of the following:

- a. Scott W. Rothstein
- b. Bradley J. Edwards
- c. RRA
- e. any entity formed by RRA or Bradley J. Edwards or Scott W. Rothstein to create investment opportunities for third party investors to invest in any plaintiff's case against Jeffrey Epstein

6. All fee sharing agreements between Bradley J. Edwards, RRA, or Scott W. Rothstein and/or any other attorney or investor relating to any aspect of any Plaintiff's case.

7. All documents made available to any investor or potential investor by Bradley J. Edwards, RRA, Scott W. Rothstein or any of Scott W. Rothstein's entities to solicit "investors" for any case involving Jeffrey Epstein.

8. All document reflecting the names and addresses of all individuals or entities who invested or purported to invest in any aspect of any case against Jeffrey Epstein.

9. All documents evidencing the Costs and payment of any bill or Costs in each Plaintiff's case against Jeffrey Epstein, and the source(s) for said payments of any Costs.

10. All documents received by you or your current firm wherein the Trustee of RRA has asserted a lien for attorney's fees or Costs arising out of work done and Costs incurred related to the Plaintiffs' cases during the time Plaintiffs' were represented by RRA.

11. All documents and tangible things retrieved from the trash at 358 El Brillo Way, Palm Beach, Florida which is alleged to be the home of Jeffrey Epstein.

12. All conversations recorded from any telephones which purported to be that of Jeffrey Epstein that are contained in any media (audio tapes, CDs, DVDs, zip drives, hard drives or any other electronic format and any written transcriptions).

13. All conversations recorded from any telephones which purported to be from Jeffrey Epstein's attorneys including Roy Black, Alan Dershowitz or Jack Goldberger, that are contained in any media (audio tapes, CDs, DVDs, zip drives, hard drives or any other electronic format and any written transcriptions).

14. All intercepted phone conversations authorized by RRA including but not limited to any one of its attorneys or investigators or anyone retained by or working for RRA related to Jeffrey Epstein that are saved or stored in any media (audio tapes, CDs, DVDs, zip drives, hard drives or any other electronic format and any written transcriptions).

15. All intercepted or acquired electronic mail (e-mails) to or from Jeffrey Epstein authorized by RRA including but not limited to any one of its attorneys or investigators or anyone retained by or working for RRA.

16. All intercepted or acquired electronic mail (e-mails) to and from the attorneys for Jeffrey Epstein including but not limited to: Roy Black, Alan Dershowitz or Jack Goldberger, authorized by RRA including but not limited to any one of its attorneys or investigators or anyone retained by or working for RRA.

17. All documents supporting the contention that a sexual assault took place on an airplane purportedly owned by Jeffrey Epstein or a Jeffrey Epstein entity at any time between 1998 and 2005.

18. All documents related to the amount of all Costs that were incurred by you in the representation of you and/or your law firm in representing Jane Doe, L.M. and [REDACTED]. prior to joining RRA.

19. All documents setting forth to the amount of Costs were incurred by RRA in its representation of Jane Doe, L.M. and [REDACTED]. during the time you were employed by RRA (or that is being claimed by the Trustee).

20. In the attached transcript dated July 31, 2009, you stated to Judge Hafele with regard to the [REDACTED]. and L.M. cases the following:

"What the evidence is really going to show is that Mr. Epstein – at least dating back as far as our investigation resources have permitted, back to 1997 or '98 – has every single day of his life, made an attempt to sexually abuse children.

We're not talking about five, we're not talking about 20, we're not talking about 100, we're not talking about 400, which I believe, is the number known to law enforcement, we are talking about thousands of children, and it is through a very intricate and complicated system that he devised where he has as many as 20 people working underneath him that he is paying well to schedule these appointments, to locate these girls."

(A) Provide all documents to support this assertion including any documents which are the source of the information.

21. All documents related to or mentioning potential deponents in the Jane Doe, L.M. or [REDACTED] cases.

22. All documents that support your claim of damages in your counterclaim in this case.

23. The written fee agreement with the Searcy Denney firm for their representation of you in this case.

24. All emails exchanged between you (or anyone of your behalf) and one or more of the following individuals wherein Epstein, a Palm Beach billionaire or a similar reference was mentioned:

- a. Scott Rothstein
- b. Russell Adler
- c. William Berger
- d. Michael Fisten
- e. Kenneth Jenne
- f. David Boden
- g. Deborah Villegas
- h. Andrew Barnett
- i. Patrick Roberts
- j. Richard (Rick) Fandrey
- k. Christina Kitterman.

25. A copy of your RRA business card.

26. Any employment agreements, letter agreements or memos given to you by RRA or a representative or agent of RRA describing your compensation and benefits at RRA.

27. All documents and communications from Herbert Stettin, as bankruptcy Trustee for RRA, asserting liens against recoveries in:

- a. L.M. v. Epstein, Case No. 502008CA028051XXXXMB
- b. [REDACTED] v. Epstein, Case No. 502008CA028058XXXXMB
- c. Jane Doe v. Epstein, Case No. 08-CV-80119-MARRA/JOHNSON

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 12th day of April, 2010:

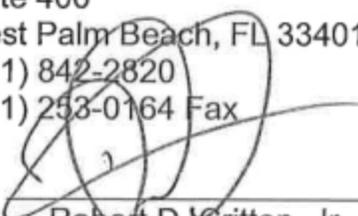
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