

From: Michael J. Pike
To: [REDACTED]; Jessica Cadwell
Date: Thursday, November 19, 2009 12:09:08 PM
Attachments: CONTINUE TRIAL and Adjust Scheduling, Discovery Deadlines (11-17-09).doc

Brad:

Here is the revised motion.

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 08-CIV- 80893 – MARRA/JOHNSON

JANE DOE,

Plaintiff,

v.

JEFFREY EPSTEIN,

Defendant.

**Plaintiff And Defendant's Joint Motion To Continue Trial And To Adjust
Scheduling/Discovery Deadlines
And Memorandum In Support Thereof**

Plaintiff, Jane Doe, and Defendant, Jeffrey Epstein, (hereinafter "Epstein"), by and through their undersigned attorneys, hereby moves this court for an order continuing the trial and rescheduling current discovery and scheduling deadlines and as grounds set forth, states:

1. The above-styled matter is currently scheduled for the docket beginning February 22, 2010. A copy of the scheduling order signed by this court is attached as **Exhibit A** hereto.

2. Mr. Edwards was associated with the Rothstein, Rosenfeldt and Adler, P.A. ("RRA"). With the implosion of the firm and it being under receivership and now in bankruptcy, the principal attorney for Jane Doe, Bradley J. Edwards, has very limited access to files, internet, pleadings, correspondence, etc. Mr. Edwards is not certain of any particular schedule nor is he in a position to schedule any discovery because he has no access to calendars, pleadings, etc.

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3. Even considering the newly presented issues concerning RRA and Mr. Edwards having limited access to his files, it is clear that despite counsel's efforts in the past, discovery has proceeded slowly, depositions and IMEs have been subjected to extensive motion practice, and their remain pending discovery disputes and an outstanding Motion to Dismiss that has not yet been ruled on by the court. As such, discovery cannot be completed by the current deadline which is November 28, 2009.

4. Mr. Edwards is currently acquiring office space, equipment, telephones, etc. for the operation of a new law office. He has advised the undersigned counsel that he is attempting to do that, but as of this date, he has no files, no office, no secretary and therefore has great difficulty scheduling appointments, depositions, hearings, etc.

5. The undersigned and Mr. Edwards have conferred, and agreed to represent to this court the following modified schedule:

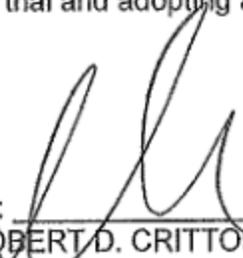
- a. Trial Date: May 2010;
- b. Discovery Cutoff: April 2010;
- c. Substantive Pretrial Motions: March 2010;
- d. Mediation Cutoff: March 2010;
- e. Date to Disclose Expert and Exchange Expert Reports: April 2010; and
- f. Proposed Pretrial conference: March 2010.

6. The remaining deadlines and any revisions to the above deadlines will be accounted for by the court in its new trial order.

7. As the court observed in DE 414, this Court has before it a motion to continue the scheduling deadlines in this case (DE 361), which will be moot considering the filing of the instant motion.

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WHEREFORE, the Defendant joined by the Plaintiff, Jane Doe, move this court for an order granting the continuance of the trial and adopting a new scheduling order.


By: _____
ROBERT D. CRITTON, JR., ESQ.
Florida Bar No. 224162
[REDACTED]
MICHAEL J. PIKE, ESQ.
Florida Bar #617296
[REDACTED]

Certificate of Service

I HEREBY CERTIFY that a true copy of the foregoing was electronically filed with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record identified on the following service list in the manner specified via transmission of Notices of Electronic Filing generated by CM/ECF on this 19th day of November, 2009:

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Respectfully submitted,

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(Co-counsel for Defendant Jeffrey Epstein)