

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

Case No. 08-80736-Civ- [REDACTED]

JANE DOE #1 and JANE DOE #2

v.

UNITED STATES
_____ /

**JANE DOE #1 AND JANE DOE #2'S UNOPPOSED MOTION FOR FILING
OVERLENGTH STATEMENT OF FACTS IN SUPPORT OF THEIR MOTION FOR
FINDING OF VIOLATIONS OF THE CRIME VICTIMS' RIGHTS ACT**

COME NOW Jane Doe #1 and Jane Doe #2 (also referred to as "the victims"), by and through undersigned counsel, to move for permission to file an overlength statement of facts in support of their soon-to-be-filed motion asking for a finding from this Court that the victims' rights under the Crime Victims Rights Act (CVRA) have been repeatedly violated by the U.S. Attorney's Office. The motion for permission to file is unopposed.

As the Court is aware, the victims and the Government have been engaged in extensive discussions in an effort to resolve this case, or at least narrow the factual issues in dispute. On March 15, 2011, however, the victims received a letter from the U.S. Attorney's Office rejecting the victims' proposal for narrowing the dispute. The letter also indicated that the U.S. Attorney's Office would not be stipulating to *any* proposed facts offered by the victims.

The victims are now finalizing a comprehensive motion (in the nature of a summary judgment motion) that would ask this Court to find that the U.S. Attorney's Office has violated

their rights under the CVRA. The factual predicate for the victims' argument is extensive and includes many e-mails documenting discussions between the U.S. Attorney's Office and defense counsel regarding whether to notify victims of events in the case and how to prevent disclosure of the existence of the non-prosecution agreement signed by the parties. The facts surrounding the concealment of the non-prosecution agreement extend over nearly one year, from roughly September 2007 through July 2008. A full recitation of the facts will take approximately 18 pages, which exceeds the 10-page limit for a summary judgment motion specified in Local Rule 7.5(c)(1).

Because the U.S. Attorney's Office has refused to stipulate to any of the victims' facts, the victims are uncertain as to which facts may ultimately end up in dispute. Accordingly, the victims are reluctant to attempt to further shorten their factual accounting at this time.

The victims currently hope to file their motion on Monday, March 21, 2011, along with several other associated pleadings.

The Government does not oppose this motion. A proposed order is attached along with this motion.

WHEREFORE, the victims ask this Court for permission to file an overlength statement of facts totaling approximately 18 pages in support of their motion for finding violations of the Crime Victims' Rights Act.

DATED: March 18, 2011

Respectfully Submitted,

s/ Bradley J. Edwards

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CERTIFICATE OF SERVICE

The foregoing document was served on March 18, 2011, on the following using the Court's

CM/ECF system:

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