

KAPLAN HECKER & FINK LLP

350 FIFTH AVENUE | SUITE 7110
NEW YORK, NEW YORK 10118
TEL (212) 763-0883 | FAX (212) 564-0883
WWW.KAPLANHECKER.COM

DIRECT DIAL 212.763.0885
DIRECT EMAIL jfink@kaplanhecker.com

November 1, 2019

VIA ECF

The Honorable Katherine Polk Failla
United States District Court
Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007

Re: VE v. Nine East 71st Street et al., No. 19-cv-07625 (S.D.N.Y.) (Nathan, J.);
Doe 1 et al. v. Jeffrey Epstein et al., No. 19-cv-07675 (S.D.N.Y) (Daniels, J.);
Doe v. Darren K. Indyke et al., No. 19-cv-07771 (S.D.N.Y.) (Castel, J.);
Doe v. Darren K. Indyke et al., No. 19-cv-07772 (S.D.N.Y.) (Carter, J.);
Doe v. Darren K. Indyke et al., No. 19-cv-07773 (S.D.N.Y.) (Ramos, J.);
Doe v. Indyke et. al., No. 19-cv-08673 (S.D.N.Y.) (Failla, J.).

Dear Judge Failla:

We represent Plaintiff Jane Doe in *Doe v. Indyke et. al.*, No. 19-cv-08673 a case against the estate of Jeffrey Epstein (“Epstein”). We write to request that the Court mark the six above-captioned actions as related and assigned to a single judge pursuant to Rule 13 of the Rules for the Division of Business Among District Judges in the Southern District (“Rule 13”).

Rule 13 permits the Court to designate cases as related when the interests of justice and efficiency will be served. Here, the interests of justice and efficiency will be served by designating the above-entitled actions as related because: (1) the actions concern the same or substantially similar parties and events; (2) there is substantial factual overlap; and (3) there would be substantial duplication of effort and expense for both the Court and the parties absent a determination of relatedness. *See Rule 13(a); see also Poindexter v. Cash Money Records*, No. 13-cv-5882, 2014 WL 1383781, at *2 (S.D.N.Y. Apr. 8, 2014).

More specifically, in each of these actions, plaintiffs bring claims against the Epstein estate relating to Epstein’s systemic abuse of vulnerable, young girls or women. While the facts vary slightly with respect to each plaintiff, the overall alleged pattern is the same in every case: Epstein lured the young women to his home, where he exploited and sexually assaulted them for his own sexual pleasure.

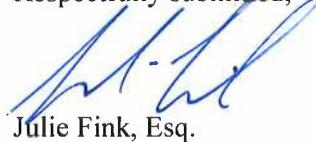
KAPLAN HECKER & FINK LLP

2

As a result, many of the issues related to pre-trial litigation in these actions will be the same, and the Court and the parties will benefit from the efficiency of having one judge consider and rule upon the discovery and other pre-trial issues that will inevitably arise. Indeed, the need for uniformity and consistency is arguably even more pronounced here given the complexity of issues surrounding Epstein's estate (being probated in St. Thomas) and concerns that plaintiffs have regarding document preservation. See Louise Boyle, *Exclusive: Executor of Jeffrey Epstein's Estate – Named in Lawsuit – Was Seen Removing a Bag of Items from the Pedophile's Mansion the Day After his Suicide. . . And After Millionaire had Admitted to Having "Damaging" Dirt on High-Powered House Guests*, DAILY MAIL (Oct. 7, 2019).

Thank you for your consideration of this request. We copy on this letter all the Southern District of New York Judges currently assigned to these cases, the Chief Judge of the Southern District, and counsel in the other related cases.

Respectfully submitted,



Julie Fink, Esq.

cc: Counsel of Record
The Honorable Alison J. Nathan
The Honorable George B. Daniels
The Honorable P. Kevin Castel
The Honorable Andrew L. Carter
The Honorable Edgardo Ramos
The Honorable Colleen McMahon
Arick W. Fudali, Esq.
Bradley James Edwards, Esq.
Brittany Henderson, Esq.
John Pottinger, Esq.