

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

JANE DOE,

CASE NO. 08-CV-80893-CIV-MARRA/JOHNSON

Plaintiff,

Vs.

JEFFREY EPSTEIN, et al.

Defendant.

\_\_\_\_\_/

Related Cases:

08-80119, 08-80232, 08-80380, 08-80381,  
08-80994, 08-80811, 08-80893, 09-80469,  
09-80591, 09-80656, 09-80802, 09-81092

\_\_\_\_\_/

**PLAINTIFF JANE DOE'S MOTION FOR COURT ORDER RELEASING FBI  
RECORDS REGARDING JEFFREY EPSTEIN**

Plaintiff, Jane Doe, seeks a court order releasing FBI records about Jeffrey Epstein. Under the Privacy Act, 5 U.S.C. § 552a(b)(11), this Court is authorized to release these material. The FBI has advised Jane Doe that it will release the materials if this Court enters an appropriate order. Jane Doe seeks such an order.

A brief bit of background may be in order. As the Court is well aware, Jane Doe has filed a civil damage action against Jeffrey Epstein for sexual abuse he inflicted upon her when she was child. To prove her case, Jane Doe has been attempting to undertake discovery from Epstein, only to be rebuffed at almost every turn by Epstein's invocation of his Fifth Amendment privilege against self-incrimination. See, e.g., No.

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9:08-CV-80893, Motion to Compel Answers to Plaintiff's First Request for Production, Dkt. #97 (listing discovery requests blocked by Fifth Amendment invocations).

Because Epstein has been unwilling to answer questions, Jane Doe has been forced to search for other means of discovery. She understands, on information and belief, that the FBI gathered significant information about Epstein during the course of its criminal investigation of him for sexually abusing children. She seeks that information to help support her case against him. Accordingly, she has sent the attached subpoena to the FBI (Exhibit A).

Jane Doe understands that some of the information that the FBI has gathered might contain the names of other young girls whom Epstein sexually abused and who are relevant witnesses to Jane Doe's case. Jane Doe has no wish to make the names of these potential witnesses public and will instead not disseminate those names to anyone outside of the undersigned's law office. For purposes of this specific motion only, Jane Doe identifies two persons as immediate employees (or co-conspirators as labeled in the Non-Prosecution agreement) of Epstein: Sarah Kellen and Nadia Marcinkova. Both of these individuals have been directly and significantly involved in assisting Epstein abuse minor girls and therefore any related investigation into these individuals should also be made available. See Case No. 9:08-CV-80893, Civil RICO Case Statement, Dkt. #14, Attachment 1 (recounting Kellyn and Marcinkova's involvement in the scheme).

Because Jane Doe's request is narrowly circumscribed, it is clear that her interests in disclosure outweigh whatever limited privacy interests Jeffrey Epstein might

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have. Jane Doe needs the information to help prove her claims against Epstein. On the other hand, Epstein has no legitimate privacy interests in the records. The records simply chronicle the FBI's criminal investigation of Epstein for sexually abusing minor girls. Epstein has, in fact, entered a guilty plea to a related sex crime in a state criminal case. To further protect Epstein's privacy, Jane Doe has no objection to the materials being provided to counsel under a protective order, barring disclosure to any person other than attorneys and support staff working directly on the case. A proposed order to that effect is attached.

**CONCLUSION**

The Court should order release of FBI information about its criminal investigation of Jeffrey Epstein to Jane Doe and order a protective order limiting further disclosure of the materials.

DATED: March 10, 2010

Respectfully Submitted,

s/ Bradley J. Edwards  
Bradley J. Edwards  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on March 10, 2010, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all parties on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those parties who are not authorized to receive electronically filed Notices of Electronic Filing.

s/ Bradley J. Edwards  
Bradley J. Edwards

**SERVICE LIST**

**Jane Doe v. Jeffrey Epstein**  
**United States District Court, Southern District of Florida**

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# EXHIBIT A

AO 88A (Rev. 01/09) Subpoena to Testify at a Deposition or to Produce Documents in a Civil Action

## UNITED STATES DISTRICT COURT

for the

Southern District of Florida

Jane Doe

Plaintiff

v.

Jeffrey Epstein

Defendant

Civil Action No. 08-80893CIV-MARRA/JOHNSO

(If the action is pending in another district, state where:

SUBPOENA TO TESTIFY AT A DEPOSITION  
OR TO PRODUCE DOCUMENTS IN A CIVIL ACTIONTo: Records Custodian, Federal Bureau Investigators,  
C/O Kim Coulter, 16320 Northwest 2nd Avenue, North Miami Beach, FL 33169

☐ **Testimony:** **YOU ARE COMMANDED** to appear at the time, date, and place set forth below to testify at a deposition to be taken in this civil action. If you are an organization that is *not* a party in this case, you must designate one or more officers, directors, or managing agents, or designate other persons who consent to testify on your behalf about the following matters, or those set forth in an attachment:

Place: Esquire Court Reporters, 44 West Flager Street  
14th Floor, Miami, FL 33130

Date and Time:

11/09/2009 1:00 am

The deposition will be recorded by this method: Recorded

☒ **Production:** You, or your representatives, must also bring with you to the deposition the following documents, electronically stored information, or objects, and permit their inspection, copying, testing, or sampling of the material:

Provide any and all evidence involving the Jeffrey Epstein investigation obtained by the FBI or taken from the Palm Beach Police Department and the Palm Beach County Sheriffs Office to include all videos, compact discs, DVD's, photographs, documentary evidence and any other evidence that the FBI seized from the Palm Beach P.D. or in any way relating to any investigation of Jeffrey Epstein

The provisions of Fed. R. Civ. P. 45(c), relating to your protection as a person subject to a subpoena, and Rule 45 (d) and (e), relating to your duty to respond to this subpoena and the potential consequences of not doing so, are attached.

Date:

October 15, 2009

CLERK OF COURT

OR

Signature of Clerk or Deputy Clerk

Attorney's signature

The name, address, e-mail, and telephone number of the attorney representing (name of party)

Jane Doe

Seth Lehman

, who issues or requests this subpoena, are:  
Brad Edwards, Rothstein Rosenfeldt Adler, Suite 1650, 401 E. Las Olas Blvd. Fort Lauderdale, FL 33301.  
954 522 3456. Bedwards@RRA-law.com.