

IN THE CIRCUIT COURT OF THE
15th 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

RE-NOTICE OF TAKING DEPOSITION DUCES TECUM

PLEASE TAKE NOTICE that the undersigned attorney or an attorney of the firm will take the deposition of:

Name: A.J. Discala

Date and Time: Thursday, March 10, 2011 at 10:00 a.m.

Place: Dewey & LeBouef
1301 Avenues of the Americas
NY, NY 10010
(212) 259-8000

Upon oral examination before TSG Reporting, Notary Public, or any other notary public or officer authorized by law to take depositions in the State of New York. The oral examination will continue from day to day until completed. This deposition is being taken for the purposes of discovery, for the use at trial, or for such other purposes as are permitted under the rules of the Court.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was mailed this 23 day of February, 2011 to Jack Scarola, Searcy Denney Scarola Barnhart & Shipley, Attorneys for Bradley J. Edwards, 2139 Palm Beach Lakes Boulevard, West Palm Beach, FL 33409 and Marc S. Nurik, Law Offices of Marc S. Nurik, Attorneys for Scott Rothstein, One E. Broward Blvd., Ste 700, Fort Lauderdale, FL 33301.

Respectfully submitted,



Joseph L. Ackerman, Jr.
Fla. Bar No. 235954

FOWLER WHITE BURNETT P.A.
Espirito Santo Plaza, 14th Floor
1395 Brickell Avenue
Miami, Florida 33131-3302
Telephone: (305) 789-9200
Facsimile: (305) 789-9201

cc: TSG Reporting
747 3rd Avenue, 10th Floor
NY, NY 10017

SCHEDEULE "A"

1. Any and all documents including but not limited to correspondence and emails by/between you and any of the following attorneys, employees or agents of the former Rothstein law firm regarding investment opportunities in any claim or litigation against Jeffrey Epstein:
 - a) Scott Rothstein
 - b) Russell Adler
 - c) William Berger
 - d) Bradley Edwards
 - e) Michael Fisten
 - f) Kenneth Jenne
 - g) David Boden
 - h) Deborah Villegas
 - i) Andrew Barnett
 - j) Patrick Roberts
 - k) Richard (Rick) Fandrey
 - l) Christina Kitterman
2. Any and all contracts and/or agreements, including all drafts and final versions, which were provided to you by any of the following attorneys, employees or agents of the former Rothstein law firm relating to any potential investment in any claim or litigation against Jeffrey Epstein.
 - a) Scott Rothstein
 - b) Russell Adler
 - c) William Berger
 - d) Bradley Edwards
 - e) Michael Fisten
 - f) Kenneth Jenne
 - g) David Boden
 - h) Deborah Villegas
 - i) Andrew Barnett
 - j) Patrick Roberts
 - k) Richard (Rick) Fandrey
 - l) Christina Kitterman
3. Any and all written notes regarding any meetings you were in attendance with any of the following attorneys, employees or agents of the former Rothstein law firm regarding any potential investment in any claim or litigation against Jeffrey Epstein.
 - a) Scott Rothstein
 - b) Russell Adler
 - c) William Berger
 - d) Bradley Edwards

- e) Michael Fisten
- f) Kenneth Jenne
- g) David Boden
- h) Deborah Villegas
- i) Andrew Barnett
- j) Patrick Roberts
- k) Richard (Rick) Fandrey
- l) Christina Kitterman

4. Any and all documents given to you by any of the following attorneys, employees or agents of the former Rothstein law firm regarding any potential investment in any claim or litigation against Jeffrey Epstein

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

At an Ex-Parte Motion Office at the Supreme Court of the State of New York, held in and for the County of New York at the Courthouse thereof, located at 60 Centre Street, New York, New York 10007, on the 26th day of *January* 2011.

PRESENT: **CAROL E. HUFF**
HON.

LSK&D #: 574-0133 / 1670111
SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

In the Matter of the Application of JEFFREY EPSTEIN, for the issuance of Subpoena for A.J. DiSCALA, to be used in an action entitled JEFFREY EPSTEIN v. SCOTT ROTHSTEIN, Individually, BRADLEY J. EDWARDS, Individually and L. M., individually, now pending in the Circuit Court of the 15th Judicial Circuit, In and for Palm Beach County, Florida

JAN 26 2011
NEW YORK
COUNTY CLERK'S OFFICE
Index No.: 100532/11

ORDER PURSUANT TO
CPLR § 3102(e)

UPON the reading and filing of the petition of Alison Pighi, Esq. dated January 26, 2011, and the Commission issued by Circuit Judge David F. Crow of the Circuit Court of the 15th Judicial Circuit, In and for Palm Beach County, Florida, dated January 3, 2011, authorizing the out-of-state deposition of A. J. DiScala;

NOW, upon the application of Alison Pighi, Esq., dated January 26, 2011, attorney for the petitioner, JEFFREY EPSTEIN, it is hereby,

ORDERED, that the A.J. DiScala, is directed to appear and testify as follows:

- A.J. DiScala, is directed to appear to testify on February 22, 2011, at 11:00 a.m. at the law offices of Lester Schwab Katz & Dwyer, LLP, 120 Broadway, 38th Floor, New York, New York 10271, before

videographer, Robert Horgan of Diamond Reporting and Legal Video, 16 Court Street, Brooklyn, New York 11241, Telephone No. (718) 624-7200, and/or such other dates, times or places to which the same be noticed or continued; further, pursuant to the Subpoena.

ORDERED, that the personal service of a copy of this Order, together with the Subpoena, upon A.J. DiScala, 303 Park Avenue South, #1401, New York, New York 10010, and service of a copy of the Order and Subpoena by mail or fax on attorneys for all parties in the pending action on or before the 1st day of February, 2011, shall be deemed good and sufficient service.

ENTER:

J.S.C.


CAROL E. HUFF

NOT A CERTIFIED COPY
FILED
JAN 26 2011
NEW YORK
COUNTY CLERK'S OFFICE

LSK&D #: 574-0133 / 1570165

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

In the Matter of the Application of JEFFREY EPSTEIN, for the issuance of Subpoena for A.J. DiSCALA, to be used in an action entitled JEFFREY EPSTEIN v. SCOTT ROTHSTEIN, individually, BRADLEY J. EDWARDS, Individually and L. M. individually, now pending in the Circuit Court of the 15th Judicial Circuit, in and for Palm Beach County, Florida

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Index No.: 100532/11

SUBPOENA

TO: A. J. DiScala
303 Park Avenue South
#1401
New York, New York 10010

WE COMMAND YOU, that all business and excuses being laid aside, you appear at the law offices of Lester Schwab Katz & Dwyer, LLP, 120 Broadway, 38th Floor, New York, New York 10271, on February 22, 2011 at 11:00 a.m., and at any recessed or adjourned date, before videographer, Robert Horgan of Diamond Reporting and Legal Video, 16 Court Street, Brooklyn, New York 11241, Telephone No. (718) 624-7200, to give evidence and testimony on the part of the plaintiff, JEFFREY EPSTEIN relating to the action entitled JEFFREY EPSTEIN v. SCOTT ROTHSTEIN, Individually, BRADLEY J. EDWARDS, Individually, and L.M. Individually, Case No. 50-2009CA040800XXXXMB AG, now pending in the 15th Judicial District in and for Palm Beach County, Florida.

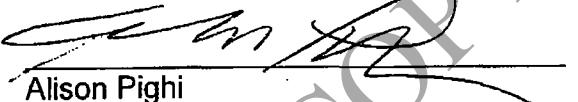
Failure to comply with this Subpoena is punishable as a contempt of Court and shall make you liable to the person on whose behalf this subpoena was issued for a

penalty not to exceed fifty dollars and all damages sustained by reason of your failure to comply.

Dated: New York, New York
 January 28, 2011

Yours, etc.

LESTER SCHWAB KATZ & DWYER, LLP



Alison Pighi
Attorneys for Petitioner
JEFFREY EPSTEIN
120 Broadway
New York, New York 10271
(212) 341-4267