

capacity to execute a will or other document, and who decides when that point has been reached.

###

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From the South Florida Business Journal

<http://www.bizjournals.com/southflorida/print-edition/2010/10/22/rothstein.html>

SUBSCRIBER CONTENT: Oct 22, 2010, 6:00am EDT

A year after Rothstein, many questions unanswered

Paul Brinkmann

It's been a year since South Florida learned that Scott W. Rothstein was a Ponzi schemer and not just an eccentric, flashy attorney.

Rothstein's victims are just starting to recover: Charities still have gaping holes in their budgets, and law firms are still pecking over the carcass of his former law firm, **Rothstein Rosenfeldt Adler**, in bankruptcy court.

The Florida Bar found no cause to investigate 31 former RRA attorneys, and only three cases remain open.

Federal authorities moved relatively quickly to indict Rothstein on Dec. 1, after a period during which he helped them bring down reputed mafia members.

However, federal prosecutors have only indicted two people related to the scheme: Rothstein and his firm's COO, Debra Villegas.

Rude awakening

Like a fairy tale gone bad, Rothstein's rags-to-riches story proved to be an illusion noteworthy even by South Florida standards.

For four years, Rothstein grinned and glad-handed his way onto billboards and society pages. He threw money around like candy at a parade. He got a former judge, an ex-mayor and a felonious former sheriff to work for him.

But, quicker than his meteoric rise, Rothstein was suddenly gone one day – to Morocco. The money was gone, too, in a \$1.2 billion Ponzi scheme.

That was Oct. 27, 2009. He returned to Florida on Nov. 3.

For a month, Rothstein was seen in various spots around town, apparently oblivious, promising to pay people back.

The story trickled out about how lurid Rothstein was, including allegations of blackmailing

people to invest in his phony lawsuit settlements.

Finally, on Dec. 1, Rothstein was handcuffed and charged.

At the time, Daniel Auer, IRS special agent in charge, promised: "We will continue to move forward with this investigation, wherever it leads, and we will bring to justice those who defrauded the American public and members of our community out of their hard-earned money."

A year later, the government has taken its time in fulfilling that promise.

Rothstein told the *South Florida Sun-Sentinel* in November that Fort Lauderdale was "a town full of thieves."

Federal investigation

Rothstein was sentenced to 50 years in prison on June 9.

Authorities charged Villegas on April 27; she pleaded guilty and was sentenced Oct. 4 to 10 years.

Their sentencing judges, U.S. District Judges James I. Cohn and William Zloch, noted that Rothstein and Villegas would have further sentencing reductions if they continue cooperating with authorities.

John Gillies, FBI special agent in charge for Miami, summed up Villegas' crime with these words: "She chose greed over her integrity."

Cohn ruled Aug. 30 that about 300 victims were entitled to \$363 million in restitution, although only \$50 million to \$60 million is available. A select list of non-investor clients was made completely whole.

At the end of October, people close to the Rothstein investigations were predicting more arrests were imminent.

"For the first year, the government apparently wanted to move slowly," said William Scherer, an attorney representing investors in a \$150 million lawsuit. "It has seemed like five years' worth of news in one year."

Bankruptcy case

Rothstein's law partner, Stuart Rosenfeldt, tried to put the firm into a state court receivership the day after Halloween 2009. But, several Rothstein victims soon petitioned for a bankruptcy court filing.

In bankruptcy court, attorneys for trustee Herbert Stettin have sued dozens of people to recover money in civil claims.

Rothstein's biggest feeder, George Levin, agreed to settle claims against him by turning in assets valued at up to \$200 million. Auto dealership owner Ed Morse, another Rothstein chum, settled for \$30 million.

Stettin and attorneys in the RRA bankruptcy, including Miami-based Berger Singerman, often clashed with federal authorities over the firm's assets. Cohn has granted the bankruptcy estate custody of RRA's former bank accounts, but federal authorities marshaled other assets, including boats and houses.

Investor lawsuit

The Rothstein Investor lawsuit could be the largest such lawsuit in Broward County history at 2,200 pages, with more than two dozen plaintiffs and two dozen defendants.

The big targets are **TD Bank** and Gibraltar Private Bank & Trust, banks that handled Rothstein's money, but have denied knowing it was dirty. The investor lawsuit handled by Scherer is just starting to schedule depositions of key witnesses.

TD Bank's attorneys have sought more time to depose witnesses and ask questions of the plaintiffs. So far, Judge Jeffrey Streitfeld has declined to put limits on depositions.

On Oct. 20, the federal Office of Thrift Supervision slapped Gibraltar with a cease and desist order for weak money laundering controls. The bank has declined to comment on whether the order is related to the Rothstein scandal, but is operating under restrictions on how it accepts deposits and compensates officers.

Florida Bar takes little action

The Florida Bar has taken relatively little action in response to one of the biggest crises in its history.

Last November, Rothstein agreed to disbarment on consent.

Bar President Jesse Diner issued a statement at the time, saying the Rothstein scandal was "a terribly unfortunate and tragic situation, but it is also a rare circumstance in the legal profession."

At the time, Diner said the Bar would "continue to investigate any violations of its rules by other attorneys who may have been involved in this case."

The Bar originally opened investigations into 34 former RRA attorneys. At the end of June, it announced that 21 of those cases were closed. When asked by the *Business Journal* for an update on Oct. 19, the Bar said only three of those cases remain open: Rosenfeldt, Russell Adler and Steven Lippman. Rosenfeldt is also fighting a \$10 million claim in the bankruptcy case.

Where is Rothstein?

Few people know where Rothstein is, except that he is supposed to be in federal prison. His name does not come up in a public website search for prisoners' names because he is still cooperating with federal investigators. Rothstein professed remorse in court, but that had little effect on his sentence.

In a June 3 letter to Cohn, Rothstein wrote: "I do not really possess the words to adequately explain the magnitude of what I have done, why I did it, and the overwhelming remorse and self-loathing I feel about myself and the intense harm and pain I have inflicted upon innocent people."

Whether South Floridians have changed their reaction to Rothstein-type personalities in business remains to be seen.

"I think people are being more careful with flamboyant personalities, particularly charities and investors," Scherer said. "We saw that Rothstein could buy political good will and stature. But there have always been frauds, and there will always be."

pbrinkmann@bizjournals.com | (954) 949-7562

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Florida Bar looking at 35 former from Rothstein's firm

January 13, 2010 | By Amy Sherman and Jay Weaver, The Miami

The Florida Bar is investigating at least 35 former senior law firm headed by Scott Rothstein, who was disbarred before using the firm to run a \$1.2 billion investment racket.

The Bar confirmed to *The Miami Herald* on Wednesday that the former firm -- Rothstein Rosenfeldt Adler -- lied about and whether they stole any of it.

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Florida Bar

Rothstein is scheduled to plead guilty Jan. 27 to federal charges stemming from his massive Ponzi scheme, which funds.

Several of Rothstein's former partners have said they were law firm to sell bogus legal settlements to wealthy investors without mentioning names, have said that some of the law culpability."

The Florida Bar board of governors and its president, Jesse Rothstein in early November when word of the scandal broke, pursue the probe into the other lawyers.

"The Bar takes this issue very seriously," Diner, a Fort Lauderdale attorney actively investigating and will pursue remedies against any investigation didn't stop with Scott Rothstein.

"This is a terrible thing that has happened to the legal profession and the public to fully investigate this thing.

Diner said that Bar investigators will first determine whether made any false representations to the Bar when they certify annually certify such accounts, which are used to hold client memberships.

He also said Bar investigators will determine whether any misappropriated money from client trust accounts -- as Rothstein admitted doing when he agreed to be disbarred voluntarily.

Diner said the Bar, which plays the role of a regulatory body, punishment ranging from a public reprimand to suspension.

According to the federal criminal charges, Rothstein's law firm held at Toronto Dominion Bank in Broward County.

The Bar initially disclosed in November that it was investigating fall: name partners Stuart Rosenfeldt and Russell Adler, a general counsel David Boden.

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But additional attorneys have received letters from the Bar investigation, said Howard Greitzer, a Fort Lauderdale attorney.

Meanwhile, Rothstein appeared in federal court Wednesday who worked at his firm, has no conflicts of interest in representing his upcoming guilty plea cannot be appealed.

Prosecutors have said that Nurik is not under criminal inv

Sun Sentinel

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Latest Rothstein Updates

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22 former Scott Rothstein attorneys cleared by The Florida Bar

» Posted by Admin at 1:19 PM

By Peter Franceschina
Sun Sentinel

The Florida Bar has cleared 22 former attorneys who worked at the Rothstein Rosenfeldt Adler law firm of any wrongdoing during the time Ponzi schemer Scott Rothstein was running a massive \$1.4 billion fraud scheme.

The Bar recently sent out letters notifying the cleared attorneys that a grievance committee found no probable cause of any wrongdoing.

Fourteen other attorneys – including name partners Stuart Rosenfeldt and Russell Adler – remain under investigation, according to Bar spokeswoman Karen Kirksey. The cases involving those 14 attorneys have not yet been heard by the grievance committee.

The Bar is investigating whether any of the firm's top lawyers were involved in any trust account irregularities at the firm. Rothstein, 48, ran his fraud scheme using the now-bankrupt firm's trust accounts. Bankruptcy records show hundreds of millions of dollars flowing in and out of those accounts.

According to the Bar, the cleared lawyers are:

Steven L. Abrams
Shawn L. Birken
Harold S. Bofshever
Robert C. Buschel
Sara Coen-Giovanelli
Mark S. Fistos
Scott A. Goldstein
Julio E. Gonzalez Jr.
Frank Herrera
Steven R. Jaffe
Christina M. Kitterman
Seth Michael Lehrman
Arthur C. Neiwirth
Steven H. Osber

John Michael Ross
Adam J. Steinberg
Richard B. Storfer
Osvaldo F. Torres
Matthew D. Weissing
Johnny Williams Jr.
Tami R. Wolfe
Blandin J. Wright

The attorneys who have not yet had their cases heard, according to the Bar, are:

Russell Adler
William J. Berger
David J. Boden
Gary M. Farmer Jr.
Denis A. Kleinfeld
Carl H. Linder
Steven N. Lippman
Marc S. Nurik
Michael A. Pancier
Carlos J. Reyes
Stuart A. Rosenfeldt
Grant J. Smith
Barry J. Stone
Les Stracher

The Sun Sentinel obtained a copy of a Bar letter sent last week to one of the cleared attorneys. It is titled, "Notice of no probable cause and letter of advice to accused."

The letter says the attorney held himself out as a "partner" at Rothstein Rosenfeldt Adler when only Rothstein and Rosenfeldt held equity in the firm (they were 50 percent partners), but the Bar acknowledged that the practice is customary around the country.

The Bar apparently heard the cases first involving attorneys who were considered "partners," and those who have not had their cases heard yet were considered "shareholders."

It appears the Bar is also looking at whether some of the RRA attorneys were involved in campaign finance violations. Federal prosecutors alleged in their criminal charges against Rothstein that employees of the firm violated state and federal election law by being reimbursed for political contributions.

"The Bar also became aware of allegations that lawyers at RRA may have engaged in actions that constituted violations of campaign finance law," the letter says. "It was alleged that lawyers at RRA were instructed to make political campaign contributions that were then reimbursed to the lawyer from funds at RRA."

The lawyer who received the clearance letter "denied having knowledge of any trust account irregularities before the news accounts of Mr. Rothstein fleeing the United States and thereafter being prosecuted criminally. You denied that you were ever reimbursed for making campaign contributions or that you were ever asked to do so," according to the letter.

The letter goes on to caution the attorney about proper trust account procedures and to observe standards of professional conduct.

POSTED IN: Scott Rothstein (109)

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COMMENTS

Aw come on, isn't looking the other way a crime?

Posted by: i'm no lawyer | July 1, 2010 2:19 PM

Is anyone but me tired and disgusted at haveing to look at this crooks smiling face every time the Sun-Sentinel runs a story on him.

Posted by: Robert | July 1, 2010 2:30 PM

Free Russell!!

Posted by: docdecay | July 1, 2010 3:00 PM

What about the suspicious employess that worked there? I heard that Andrew Barnett was involved in this fiasco along with others.

Posted by: Steven | July 1, 2010 3:27 PM

What about the suspicious employess that worked there? I heard that Andrew Barnett was involved in this fiasco along with others.

Posted by: Steven | July 1, 2010 3:29 PM

Some damn fine lawyers (and former judges) are still in the soup, it looks like. My guess? The ones that didn't just hold themselves out as partners, but were actually partners, are still being investigated for Trust accounting violations. Too bad. But they were supposed to keep track of the accounts. Non-delegable duty, I'm afraid. It anint fair, given the custom of letting the major sharholders do all the accounting. Practice will change as a result.

Posted by: Wait-A-Minute | July 1, 2010 4:27 PM

And how many of these newly FL Bar cleansed attorneys laundered RRA money for political contributions to Charlie Crist, John McCain, et al?

Posted by: And What About | July 1, 2010 6:10 PM

Need a pic? Doesn't he have a mug-shot you could use?

I think the smug "I'm a Rock Star" before shot, is best.

Posted by: Cheese | July 1, 2010 6:44 PM

What a joke the Bar is you saps. Its a country club for lawyers. Do you really think they're going to revoke somebody's membership in the club for committing a crime? They're slapping each other on the back laughing at the farce they just pulled off...

Posted by: andrew learnmonth | July 1, 2010 9:25 PM

Not sure what all the fuss is about. 99 per cent of the firm had no clue about any wrongdoing and there was no reason to believe so.

Posted by: ron huckster | July 2, 2010 12:13 AM

Shawn Birken? Judge Birken's son? That clears up the mystery why an incompetent like Judge Birken's wife, Barbara McCarthy was appointed to the bench by Charlie.

Posted by: Stan | July 2, 2010 8:10 AM

What about Pedro Dijols??????

Posted by: Greg | July 2, 2010 8:35 AM

The bar giving press releases involving attorneys under investigation is their attempt to look like the knight riding in on his big horse to save the poor public from these cretins. Leave it to a group headed by Jesse Diner to be full of itself.

Posted by: Klat | July 2, 2010 8:36 AM

Isn't not getting back to clients about their case make clients wonder if the attorney they believe in are really innocent or guilty?

Posted by: LILLY | July 2, 2010 2:17 PM

The Florida Bar is a criminal enterprise. And no one can reign them in, so the best thing to do is ignore them until they go away.

Posted by: Dumbfounded | July 4, 2010 1:23 AM

Nice, So I wonder how much the Fla Bar was paid to clear these names. You can't tell me that they knew "NOTHING" about a major scheme that was happening in their very office. Unbelievable..

Posted by: Not surprised | July 18, 2010 11:51 AM

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Rothstein Rosenfeldt Adler
Attorneys at Law

Bradley J. Edwards
Direct Dial: 954-315-7266
bedwards@rra-law.com

July 22, 2009

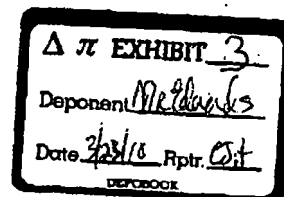
Via Facsimile:

305-931-0877 Adam D. Horowitz, Esquire
Stuart S. Mermelstein, Esquire
561-832-7137 Isidro Manuel Garcia, Esquire
305-931-0877 Jeffrey Marc Herman, Esquire
305-358-2382 Katherine Earthen Ezell, Esquire
Robert C. Josefsberg, Esquire
561-684-5707 Jack Hill, Esquire

Dear Counsel,

We have recently received Notice for Depositions from Adam Horowitz for several witnesses and the lever from Jack Hill indicating an intent to take others. We intend to Cross-Notice each deposition. Additionally, we intend to set the following other individuals for video deposition:

1. Donald Trump (West Palm Beach)
2. Glen Dubin (West Palm Beach)
3. Ghislain Maxwell (New York)
4. Sara Keller (New York)
5. Leslie Wexner (Ohio)
6. Bill Clinton (D.C.)
7. Paula-Heil-(New York)
8. Jean-Luc Bruhel (New York)



Reply To: Las Olas City Centre • 401 East Las Olas Boulevard • Suite 1850 • Fort Lauderdale, Florida 33301 Telephone: (954) 822-3455 • Fax: (954) 527-8563
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EXHIBIT M


#3

July 22, 2009

Page 2 of 3

We will choose dates that have not already been occupied by other depositions already set in this case. If you would like to be included in the scheduling of these depositions, please provide me with your scheduling secretaries' names and e-mail addresses. If any of you do not need to be consulted regarding the scheduling of these depositions, please advise me of that as well.

Very truly yours,
ROTHSTEIN ROSENFELDT ADLER



Bradley J. Edwards, Esquire
Partner
Fort the Firm
BJE/mgl

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pleased.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 08-CIV -MARRA/JOHNSON

JANE DOE,

Plaintiff,

vs.

JEFFREY EPSTEIN,

Defendant.

NOTICE OF TAKING VIDEO DEPOSITION

PLEASE TAKE NOTICE that the Plaintiff, JANE DOE, will take the deposition of
Leslie Wexler on Friday, August 14, 2009, at 11:00 a.m., at:

McGinnis & Associates
5701 North High Street
Suite 300
Worthington, OH 43085
(614) 431.1344

The deposition shall be conducted pursuant to the Florida Rules of Civil Procedure
and shall continue day to day, weekends and holidays excepted, until completed.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served
by U.S. Mail and email transmission this 28 day of July, 2009 to all those on the
attached Service List.

ROTHSTEIN ROSENFELDT ADLER

Attorneys for Plaintiff

401 East Las Olas Blvd., Suite 1650

Fort Lauderdale, Florida 33301

Tel: (954) 522-3456

Fax: (954) 527-8663

Email: bedwards@rra-law.com

By: 

BRAD EDWARDS, ESQ.

Florida Bar No.: 542075

cc: US Legal Support
Court Reporters

WE HEREBY CERTIFY that a copy of the foregoing was mailed this 28th day of July, 2009, to:

Via regular mail and fax to:

Robert D. Critton, Jr., Esquire
515 N. Flagler Drive, Suite 400
West Palm Beach, Florida 33401
561-488-6929 fax

rcrit@bclclaw.com

Via email to:

Jack Patrick Hill
jph@searcylaw.com

Isidro Manuel Garcia
isidrogarcia@bellsouth.net

Katherine Warthen Ezell
Kezell@podhurst.com

Michael James Pike
Mpike@bclclaw.com

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ahorowitz@sexabuseattorney.com

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Attorneys for Plaintiff
401 East Las Olas Blvd., Suite 1650
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Telephone (954) 522-3456
Telecopier (954) 527-8663

By: 

Bradley J. Edwards
Florida Bar No. 542075

bedwards@rra-law.com
William J. Berger
Florida Bar No. 197701
wberger@rra-law.com

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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 ACTION

To: Leslie H. Wexler, One Whitebarn Road, New Albany, Ohio 43054

☒ **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: McGinnis & Associates
5701 North High Street, Suite 300
Worthington, OH 43085

Date and Time:

08/14/2009 11:00 am

The deposition will be recorded by this method:

- ☐ **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:

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:

9/27/09

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)

, who issues or requests this subpoena, are:

Brad Edwards, Esq., ROTHSTEIN ROSENFELDT ADLER,
Attorneys for Plaintiff, 401 East Las Olas Blvd., Suite 1650, Fort Lauderdale, Florida 33301, bedwards@rra-law.com

(954) 522 3456

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

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

This subpoena for (name of individual and title, if any) _____
was received by me on (date) _____.

☐ I personally served the subpoena on the individual at (place) _____
on (date) _____; or

☐ I left the subpoena at the individual's residence or usual place of abode with (name) _____,
a person of suitable age and discretion who resides there,
on (date) _____, and mailed a copy to the individual's last known address; or

☐ I served the subpoena on (name of individual) _____, who is
designated by law to accept service of process on behalf of (name of organization) _____
on (date) _____; or

☐ I returned the subpoena unexecuted because _____; or

☐ Other (specify): _____

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also
tendered to the witness fees for one day's attendance, and the mileage allowed by law, in the amount of
\$ _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 08-CIV -MARRA/JOHNSON

JANE DOE,

Plaintiff,

vs.

JEFFREY EPSTEIN,

Defendant.

NOTICE OF TAKING VIDEOTAPED DEPOSITION

PLEASE TAKE NOTICE that the Plaintiff, JANE DOE, will take the deposition of
Ghislane Noelle Maxwell on Monday, August 17, 2009, at 11:00 a.m., at:

Esquire Court Reporters
One Penn Plaza
Suite 4715
New York, NY 10119

The deposition shall be conducted pursuant to the Florida Rules of Civil Procedure
and shall continue day to day, weekends and holidays excepted, until completed.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served
by U.S. Mail and email transmission this 28 day of July, 2009 to all those on the
attached Service List.

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ROTHSTEIN ROSENFELDT ADLER

Attorneys for Plaintiff

401 East Las Olas Blvd., Suite 1650

Fort Lauderdale, Florida 33301

Tel: (954) 522-3456

Fax: (954) 527-8663

Email: bedwards@rra-law.com

By: 

BRAD EDWARDS, ESQ.

Florida Bar No.: 542075

cc: US Legal Support
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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 ACTION

To: GHISLANE NOELLE MAXWELL, 116 E. 65 LLC, NEW YORK

☒ **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

One Penn Plaza, Suite 4715, New York, NY 10119

Date and Time:

08/17/2009 11:00 am

The deposition will be recorded by this method:

- ☐ **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:

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: 9/27/09

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)

, who issues or requests this subpoena, are:

Brad Edwards, Esq., ROTHSTEIN ROSENFELDT ADLER,

Attorneys for Plaintiff, 401 East Las Olas Blvd., Suite 1650, Fort Lauderdale, Florida 33301, bedwards@rra-law.com

(954) 522 3456

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

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

This subpoena for (name of individual and title, if any) _____
was received by me on (date) _____.

☐ I personally served the subpoena on the individual at (place) _____
_____ on (date) _____; or

☐ I left the subpoena at the individual's residence or usual place of abode with (name) _____
_____, a person of suitable age and discretion who resides there,
on (date) _____, and mailed a copy to the individual's last known address; or

☐ I served the subpoena on (name of individual) _____, who is
designated by law to accept service of process on behalf of (name of organization) _____
_____ on (date) _____; or

☐ I returned the subpoena unexecuted because _____; or

☐ Other (specify): _____

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also
tendered to the witness fees for one day's attendance, and the mileage allowed by law, in the amount of
\$ _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

plead

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 08-CIV -MARRA/JOHNSON

JANE DOE,

Plaintiff,

vs.

JEFFREY EPSTEIN,

Defendant.

NOTICE OF TAKING VIDEOTAPED DEPOSITION

PLEASE TAKE NOTICE that the Plaintiff, JANE DOE, will take the deposition of
Glenn Russell Dubin on **Tuesday, August 18, 2009, at 11:00 a.m., at**

**Esquire Court Reporters
One Penn Plaza
Suite 4715
New York, NY 10119**

The deposition shall be conducted pursuant to the Florida Rules of Civil Procedure and shall continue day to day, weekends and holidays excepted, until completed.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served by U.S. Mail and email transmission this 28 day of July, 2009 to all those on the attached Service List.

ROTHSTEIN ROSENFELDT ADLER

Attorneys for Plaintiff

401 East Las Olas Blvd., Suite 1650

Fort Lauderdale, Florida 33301

Tel: (954) 522-3456

Fax: (954) 527-8663

Email: bedwards@rra-law.com

By: 

BRAD EDWARDS, ESQ.

Florida Bar No.: 542075

cc: US Legal Support
Court Reporters

NOT A CERTIFIED COPY

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 ACTION

To: Glenn Russell Dublin, 1010 5th Avenue, Unit 10A, New York, NY 10028

☒ **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

One Penn Plaza, Suite 4715, New York, NY 10119

Date and Time:

08/18/2009 11:00 am

The deposition will be recorded by this method:

- ☐ **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:

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: 9/27/09

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)

, who issues or requests this subpoena, are:

Brad Edwards, Esq., ROTHSTEIN ROSENFELDT ADLER,

Attorneys for Plaintiff, 401 East Las Olas Blvd., Suite 1650, Fort Lauderdale, Florida 33301, bedwards@rra-law.com

(954) 522 3456

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

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

This subpoena for (name of individual and title, if any) _____
was received by me on (date) _____

☐ I personally served the subpoena on the individual at (place) _____
on (date) _____; or

☐ I left the subpoena at the individual's residence or usual place of abode with (name) _____
a person of suitable age and discretion who resides there,
on (date) _____, and mailed a copy to the individual's last known address; or

☐ I served the subpoena on (name of individual) _____, who is
designated by law to accept service of process on behalf of (name of organization) _____
on (date) _____; or

☐ I returned the subpoena unexecuted because _____; or

☐ Other (specify): _____

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also
tendered to the witness fees for one day's attendance, and the mileage allowed by law, in the amount of
\$ _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

plead

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 08-80893CIV -MARRA/JOHNSON

JANE DOE,

Plaintiff,

vs.

JEFFREY EPSTEIN,

Defendant.

Re-NOTICE OF TAKING VIDEOTAPED DEPOSITION

PLEASE TAKE NOTICE that the Plaintiff, JANE DOE, will take the deposition of
Donald Trump on, August 18, 2009, at 11:00 a.m., at:

**Esquire Court Reporters
One Penn Plaza
Suite 4715
New York, NY 10119**

The deposition shall be conducted pursuant to the Florida Rules of Civil Procedure
and shall continue day to day, weekends and holidays excepted, until completed.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served
by U.S. Mail and email transmission this 11th day of August, 2009 to all those on the
attached Service List.

ROTHSTEIN ROSENFELDT ADLER

Attorneys for Plaintiff

401 East Las Olas Blvd., Suite 1650

Fort Lauderdale, Florida 33301

Tel: (954) 522-3456

Fax: (954) 527-8663

Email: bedwards@rra-law.com

By: 

BRAD EDWARDS, ESQ.

Florida Bar No.: 542075

cc: Esquire Court Reports

NOT A CERTIFIED COPY

Service List

09-22785

Robert D. Critton, Jr., Esq.
BURMAN, CRITTON, ET AL.
515 North Flagler Drive, Suite 400
West Palm Beach, FL 33401

09-22785

Jay Howell & Assoc.,
644 Cesery Boulevard,
Suite 250,
Jacksonville, FL 32211

09-22785

Jack Alan Goldberger, Esq.,
Atterbury Goldberger et al.,
250 Australian Ave. South,
Suite 1400,
West Palm Beach, FL 33401.

09-22785

Paul G. Cassell, Esq.
382 South 1400 E
Room 101
Salt Lake City, UT 84112

09-22785

Jack Alan Goldberger, Esq.
Atterbury, Goldberger & Weiss, P.A.
250 Australian Avenue South
Suite 1400
West Palm Beach, FL33401-5012

09-22785
Atterbury, Goldberger & Weiss, P.A.
250 Australian Avenue South
Suite 1400
West Palm Beach, FL 33401-5012

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West Palm Beach, FL 33401-5012

09-22785
Atterbury, Goldberger & Weiss, P.A.
250 Australian Avenue South
Suite 1400
West Palm Beach, FL 33401-5012

8/11

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 08-CIV -MARRA/JOHNSON

JANE DOE,

Plaintiff,

vs.

JEFFREY EPSTEIN,

Defendant.

NOTICE OF TAKING VIDEOTAPED DEPOSITION

PLEASE TAKE NOTICE that the Plaintiff, JANE DOE, will take the deposition of
Nadia Marcinkova on Thursday, September 3, 2009, at 10:00 a.m., at:

Esquire Court Reporters
One Penn Plaza
Suite 4715
New York, NY 10119

The deposition shall be conducted pursuant to the Florida Rules of Civil Procedure
and shall continue day to day, weekends and holidays excepted, until completed.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served
by U.S. Mail and email transmission this 11th day of August, 2009 to all those on the
attached Service List.

ROTHSTEIN ROSENFELDT ADLER

Attorneys for Plaintiff

401 East Las Olas Blvd., Suite 1650

Fort Lauderdale, Florida 33301

Tel: (954) 522-3456

Fax: (954) 527-8663

Email: bedwards@rra-law.com

By:



BRAD EDWARDS, ESQ.

Florida Bar No.: 542075

cc: Esquire Court Reporters

NOT A CERTIFIED COPY

UNITED STATES DISTRICT COURT

for the

Southern District of Florida

JANE DOE

Plaintiff

v.

JEFFREY EPSTEIN

Defendant

Civil Action No. 08-90893CIV-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 ACTION

To: Nadia Marcinkova, 301 E. 66th Street, New York, NY

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, One Penn Plaza
Suite 4715, New York, NY

Date and Time:

09/03/2009 11:00 am

The deposition will be recorded by this method:

- ☐ **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:

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: _____

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) _____

, who issues or requests this subpoena, are:

Brad Edwards, Esq., Rothstein Rosenfeldt Adler, 401 E. Las Olas Blvd., Suite 1650, Fort Lauderdale, Florida 33301
Bedwards@rra-law.com. (954) 522 2346

Civil Action No. 08-90893CIV-MARRA/JOHNSO

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

This subpoena for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

☐ I personally served the subpoena on the individual at *(place)* _____
_____ on *(date)* _____; or

☐ I left the subpoena at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the subpoena on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

☐ I returned the subpoena unexecuted because _____; or

☐ Other *(specify)*:

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also
tendered to the witness fees for one day's attendance, and the mileage allowed by law, in the amount of
\$ _____.

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

Federal Rule of Civil Procedure 45 (c), (d), and (e) (Effective 12/1/07)

(c) Protecting a Person Subject to a Subpoena.

(1) Avoiding Undue Burden or Expense; Sanctions. A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The issuing court must enforce this duty and impose an appropriate sanction — which may include lost earnings and reasonable attorney's fees — on a party or attorney who fails to comply.

(2) Command to Produce Materials or Permit Inspection.

(A) Appearance Not Required. A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) Objections. A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing or sampling any or all of the materials or to inspecting the premises — or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

(i) At any time, on notice to the commanded person, the serving party may move the issuing court for an order compelling production or inspection.

(ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) Quashing or Modifying a Subpoena.

(A) When Required. On timely motion, the issuing court must quash or modify a subpoena that:

(i) fails to allow a reasonable time to comply;

(ii) requires a person who is neither a party nor a party's officer to travel more than 100 miles from where that person resides, is employed, or regularly transacts business in person — except that, subject to Rule 45(c)(3)(D)(ii), the person may be commanded to attend a trial by traveling from any such place within the state where the trial is held;

(iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or

(iv) subjects a person to undue burden.

(B) When Permitted. To protect a person subject to or affected by a subpoena, the issuing court may, on motion, quash or modify the subpoena if it requires:

(i) disclosing a trade secret or other confidential research, development, or commercial information;

(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party; or

(iii) a person who is neither a party nor a party's officer to incur substantial expense to travel more than 100 miles to attend trial.

(C) Specifying Conditions as an Alternative. In the circumstances described in Rule 45(c)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

(i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and

(ii) ensures that the subpoenaed person will be reasonably compensated.

(d) Duties in Responding to a Subpoena.

(1) Producing Documents or Electronically Stored Information. These procedures apply to producing documents or electronically stored information:

(A) Documents. A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) Form for Producing Electronically Stored Information Not Specified. If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) Electronically Stored Information Produced in Only One Form. The person responding need not produce the same electronically stored information in more than one form.

(D) Inaccessible Electronically Stored Information. The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) Claiming Privilege or Protection.

(A) Information Withheld. A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

(i) expressly make the claim; and

(ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) Information Produced. If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information to the court under seal for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

(e) Contempt. The issuing court may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena. A nonparty's failure to obey must be excused if the subpoena purports to require the nonparty to attend or produce at a place outside the limits of Rule 45(c)(3)(A)(ii).

8/11

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 08-CIV -MARRA/JOHNSON

JANE DOE,

Plaintiff,

vs.

JEFFREY EPSTEIN,

Defendant.

NOTICE OF TAKING VIDEOTAPED DEPOSITION

PLEASE TAKE NOTICE that the Plaintiff, JANE DOE, will take the deposition of
Mark Epstein on Monday, September 21, 2009, at 11:00 a.m., at:

Esquire Court Reporters
One Penn Plaza
Suite 4715
New York, NY 10119

The deposition shall be conducted pursuant to the Florida Rules of Civil Procedure
and shall continue day to day, weekends and holidays excepted, until completed.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served
by U.S. Mail and email transmission this 11 day of August, 2009 to all those on the
attached Service List.

ROTHSTEIN ROSENFELDT ADLER

Attorneys for Plaintiff

401 East Las Olas Blvd., Suite 1650

Fort Lauderdale, Florida 33301

Tel: (954) 522-3456

Fax: (954) 527-8663

Email: bedwards@rra-law.com

By: 

BRAD EDWARDS, ESQ.

Florida Bar No.: 542075

cc: Esquire Court Reporters

UNITED STATES DISTRICT COURT

for the

Southern District of Florida

JANE DOE

Plaintiff

v.

JEFFREY EPSTEIN

Defendant

Civil Action No. 08-90893CIV-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 ACTION

To: Mark Epstein, 301 E. 66th Street, New York, NY

☒ **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, One Penn Plaza
Suite 4715, New York, NY

Date and Time:

09/21/2009 11:00 am

The deposition will be recorded by this method:

- ☐ **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:

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:

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)

, who issues or requests this subpoena, are:
Brad Edwards, Esq., Rothstein Rosenfeldt Adler, 401 E. Las Olas Blvd., Suite 1650, Fort Lauderdale, Florida 33301
Bedwards@rra-law.com. (954) 522 2346

Civil Action No. 08-90893CIV-MARRA/JOHNSO

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

This subpoena for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

☐ I personally served the subpoena on the individual at *(place)* _____
on *(date)* _____; or

☐ I left the subpoena at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the subpoena on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
on *(date)* _____; or

☐ I returned the subpoena unexecuted because _____; or

☐ Other *(specify)*:

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also
tendered to the witness fees for one day's attendance, and the mileage allowed by law, in the amount of
\$ _____.

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

Federal Rule of Civil Procedure 45 (c), (d), and (e) (Effective 12/1/07)

(c) Protecting a Person Subject to a Subpoena.

(1) ***Avoiding Undue Burden or Expense; Sanctions.*** A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The issuing court must enforce this duty and impose an appropriate sanction — which may include lost earnings and reasonable attorney's fees — on a party or attorney who fails to comply.

(2) ***Command to Produce Materials or Permit Inspection.***

(A) ***Appearance Not Required.*** A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) ***Objections.*** A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing or sampling any or all of the materials or to inspecting the premises — or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

(i) At any time, on notice to the commanded person, the serving party may move the issuing court for an order compelling production or inspection.

(ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) ***Quashing or Modifying a Subpoena.***

(A) ***When Required.*** On timely motion, the issuing court must quash or modify a subpoena that:

(i) fails to allow a reasonable time to comply;

(ii) requires a person who is neither a party nor a party's officer to travel more than 100 miles from where that person resides, is employed, or regularly transacts business in person — except that, subject to Rule 45(c)(3)(B)(iii), the person may be commanded to attend a trial by traveling from any such place within the state where the trial is held;

(iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or

(iv) subjects a person to undue burden.

(B) ***When Permitted.*** To protect a person subject to or affected by a subpoena, the issuing court may, on motion, quash or modify the subpoena if it requires:

(i) disclosing a trade secret or other confidential research, development, or commercial information;

(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party; or

(iii) a person who is neither a party nor a party's officer to incur substantial expense to travel more than 100 miles to attend trial.

(C) ***Specifying Conditions as an Alternative.*** In the circumstances described in Rule 45(c)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

(i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and

(ii) ensures that the subpoenaed person will be reasonably compensated.

(d) Duties in Responding to a Subpoena.

(1) ***Producing Documents or Electronically Stored Information.*** These procedures apply to producing documents or electronically stored information:

(A) ***Documents.*** A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) ***Form for Producing Electronically Stored Information Not Specified.*** If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) ***Electronically Stored Information Produced in Only One Form.*** The person responding need not produce the same electronically stored information in more than one form.

(D) ***Inaccessible Electronically Stored Information.*** The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) ***Claiming Privilege or Protection.***

(A) ***Information Withheld.*** A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

(i) expressly make the claim; and

(ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) ***Information Produced.*** If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information to the court under seal for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

(e) ***Contempt.*** The issuing court may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena. A nonparty's failure to obey must be excused if the subpoena purports to require the nonparty to attend or produce at a place outside the limits of Rule 45(c)(3)(A)(ii).

8/11

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 08-CIV -MARRA/JOHNSON

JANE DOE,

Plaintiff,

vs.

JEFFREY EPSTEIN,

Defendant.

NOTICE OF TAKING VIDEOTAPED DEPOSITION

PLEASE TAKE NOTICE that the Plaintiff, JANE DOE, will take the deposition of
Jean Luc Bruhel on Tuesday, September 22, 2009, at 10:00 a.m., at:

Esquire Court Reporters
One Penn Plaza
Suite 4715
New York, NY 10119

The deposition shall be conducted pursuant to the Florida Rules of Civil Procedure
and shall continue day to day, weekends and holidays excepted, until completed.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served
by U.S. Mail and email transmission this 11th day of August, 2009 to all those on the
attached Service List.

ROTHSTEIN ROSENFELDT ADLER

Attorneys for Plaintiff

401 East Las Olas Blvd., Suite 1650

Fort Lauderdale, Florida 33301

Tel: (954) 522-3456

Fax: (954) 527-8663

Email: bedwards@rra-law.com

By: 

BRAD EDWARDS, ESQ.

Florida Bar No.: 542075

cc: Esquire Court Reporters

NOT A CERTIFIED COPY

UNITED STATES DISTRICT COURT

for the

Southern District of Florida

JANE DOE

Plaintiff

v.

JEFFREY EPSTEIN

Defendant

Civil Action No. 08-90893CIV-MARRAJJOHNSO

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

SUBPOENA TO TESTIFY AT A DEPOSITION
OR TO PRODUCE DOCUMENTS IN A CIVIL ACTION

To: Jean Luc Bruhel, 301 E. 66th Street, New York, NY

☒ **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, One Penn Plaza
Suite 4715, New York, NY

Date and Time:

09/22/2009 10:00 am

The deposition will be recorded by this method:

- ☐ **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:

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:

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)

, who issues or requests this subpoena, are:

Brad Edwards, Esq., Rothstein Rosenfeldt Adler, 401 E. Las Olas Blvd., Suite 1650, Fort Lauderdale, Florida 33301
Bedwards@rra-law.com. (954) 522 2346

Civil Action No. 08-90893CIV-MARRA/JOHNSO

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

This subpoena for *(name of individual and title, if any)* _____
was received by me on *(date)* _____

☐ I personally served the subpoena on the individual at *(place)* _____
on *(date)* _____; or

☐ I left the subpoena at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the subpoena on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
on *(date)* _____; or

☐ I returned the subpoena unexecuted because _____; or

☐ Other *(specify)*: _____

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also
tendered to the witness fees for one day's attendance, and the mileage allowed by law, in the amount of
\$ _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

Federal Rule of Civil Procedure 45 (c), (d), and (e) (Effective 12/1/07)

(c) Protecting a Person Subject to a Subpoena.

(1) *Avoiding Undue Burden or Expense; Sanctions.* A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The issuing court must enforce this duty and impose an appropriate sanction — which may include lost earnings and reasonable attorney's fees — on a party or attorney who fails to comply.

(2) Command to Produce Materials or Permit Inspection.

(A) *Appearance Not Required.* A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) *Objections.* A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing or sampling any or all of the materials or to inspecting the premises — or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

(i) At any time, on notice to the commanded person, the serving party may move the issuing court for an order compelling production or inspection.

(ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) Quashing or Modifying a Subpoena.

(A) *When Required.* On timely motion, the issuing court must quash or modify a subpoena that:

(i) fails to allow a reasonable time to comply;

(ii) requires a person who is neither a party nor a party's officer to travel more than 100 miles from where that person resides, is employed, or regularly transacts business in person — except that, subject to Rule 45(c)(3)(B)(iii), the person may be commanded to attend a trial by traveling from any such place within the state where the trial is held;

(iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or

(iv) subjects a person to undue burden.

(B) *When Permitted.* To protect a person subject to or affected by a subpoena, the issuing court may, on motion, quash or modify the subpoena if it requires:

(i) disclosing a trade secret or other confidential research, development, or commercial information;

(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party; or

(iii) a person who is neither a party nor a party's officer to incur substantial expense to travel more than 100 miles to attend trial.

(C) *Specifying Conditions as an Alternative.* In the circumstances described in Rule 45(c)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

(i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and

(ii) ensures that the subpoenaed person will be reasonably compensated.

(d) Duties in Responding to a Subpoena.

(1) *Producing Documents or Electronically Stored Information.* These procedures apply to producing documents or electronically stored information:

(A) *Documents.* A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) *Form for Producing Electronically Stored Information Not Specified.* If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) *Electronically Stored Information Produced in Only One Form.* The person responding need not produce the same electronically stored information in more than one form.

(D) *Inaccessible Electronically Stored Information.* The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) Claiming Privilege or Protection.

(A) *Information Withheld.* A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

(i) expressly make the claim; and

(ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) *Information Produced.* If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information to the court under seal for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

(e) *Contempt.* The issuing court may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena. A nonparty's failure to obey must be excused if the subpoena purports to require the nonparty to attend or produce at a place outside the limits of Rule 45(c)(3)(A)(ii).

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 08-CIV -MARRA/JOHNSON

JANE DOE,

Plaintiff,

vs.

JEFFREY EPSTEIN,

Defendant.

Re - NOTICE OF TAKING VIDEOTAPED DEPOSITION

PLEASE TAKE NOTICE that the Plaintiff, JANE DOE, will take the deposition of
Ghislane Noelle Maxwell on Wednesday, September 23, 2009, at 10:00 a.m., at:

Esquire Court Reporters
One Penn Plaza
Suite 4715
New York, NY 10119

The deposition shall be conducted pursuant to the Florida Rules of Civil Procedure
and shall continue day to day, weekends and holidays excepted, until completed.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served
by U.S. Mail and email transmission this 11th day of August, 2009 to all those on the
attached Service List.

ROTHSTEIN ROSENFELDT ADLER

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By: 

BRAD EDWARDS, ESQ.

Florida Bar No.: 542075

cc: Esquire Court Reporters

NOT A CERTIFIED COPY

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