

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 08-CV-80119-MARRA/JOHNSON

JANE DOE NO.2,

Plaintiff,

-vs-

JEFFREY EPSTEIN,

Defendant.

Related cases:

08-80232, 08-08380, 08-80381, 08-80994,
08-80993, 08-80811, 08-80893, 09-80469,
09-80591, 09-80656, 09-80802, 09-81092

DEPOSITION OF JANE DOE #4

Wednesday, September 16, 2009
1:03 - 1:08 p.m.

250 Australian Avenue South
Suite 115
West Palm Beach, Florida 33401

Reported By:
Cynthia Hopkins, RPR, FPR
Notary Public, State of Florida
Prose Court Reporting

EXHIBIT 8

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<p>1 APPEARANCES:</p> <p>2 On behalf of the Plaintiff:</p> <p>3 ADAM D. HOROWITZ, ESQUIRE</p> <p>4 MERMELSTEIN & HOROWITZ, P.A.</p> <p>5 18205 Biscayne Boulevard</p> <p>6 Suite 2218</p> <p>7 Miami, Florida 33160</p> <p>8 Phone: 305.931.2200</p> <p>9 On behalf of the Defendant:</p> <p>10 ROBERT D. CRITTON, JR., ESQUIRE</p> <p>11 MARK T. LUTTIER, ESQUIRE</p> <p>12 BURMAN, CRITTON, LUTTIER & COLEMAN, LLP</p> <p>13 303 Banyan Boulevard</p> <p>14 Suite 400</p> <p>15 West Palm Beach, Florida 33401</p> <p>16 Phone: 561.842.2820</p> <p>17 On behalf of Jeffrey Epstein:</p> <p>18 JACK ALAN GOLDBERGER, ESQUIRE</p> <p>19 ATTERBURY, GOLDBERGER & WEISS, P.A.</p> <p>20 250 Australian Avenue South</p> <p>21 Suite 1400</p> <p>22 West Palm Beach, Florida 33401-5012</p> <p>23 Phone: 561.659.8300</p> <p>24 On behalf of LM and EW:</p> <p>25 WILLIAM J. BERGER, ESQUIRE</p> <p>ROTHSTEIN, ROSENFELDT, ADLER</p> <p>401 East Las Olas Boulevard</p> <p>Suite 1650</p> <p>Fort Lauderdale, Florida 33301</p> <p>Phone: 954.522.3456</p> <p>On behalf of CMA:</p> <p>JACK P. HILL, ESQUIRE</p> <p>SEARCY, DENNEY, SCAROLA,</p> <p>BARNHART & SHIPLEY, P.A.</p> <p>2139 Palm Beach Lakes Boulevard</p> <p>West Palm Beach, Florida 33409</p>	<p>1 PROCEEDINGS</p> <p>2 ---</p> <p>3 MR. HOROWITZ: Adam Horowitz, counsel for</p> <p>4 Plaintiff, Jane Doe 4.</p> <p>5 MR. CRITTON: Cindy, what time is it?</p> <p>6 THE COURT REPORTER: It is 1:03.</p> <p>7 MR. BERGER: William J. Berger for LM and</p> <p>8 EW.</p> <p>9 MR. HILL: Jack Hill for CMA.</p> <p>10 MR. LANGINO: Adam Langino from</p> <p>11 Leopold Kuvin on behalf of BB.</p> <p>12 MR. LUTTIER: Mark Luttier on behalf of</p> <p>13 Burman, Critton, Luttier & Coleman for the</p> <p>14 Defendant.</p> <p>15 MR. CRITTON: Robert Critton on behalf of</p> <p>16 Defendant, Jeffrey Epstein.</p> <p>17 MR. HOROWITZ: This is Adam Horowitz.</p> <p>18 We're canceling today's deposition. Before</p> <p>19 appearing here today, we had a stipulation with</p> <p>20 Defense counsel that Mr. Jeffrey Epstein, the</p> <p>21 Defendant, would not be here. He would not</p> <p>22 cross paths with our client.</p> <p>23 And immediately as we were approaching the</p> <p>24 deposition room, he made face-to-face contact</p> <p>25 with our client. He was just feet away from</p>
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<p>1 APPEARANCES CONTINUED...</p> <p>2</p> <p>3 On behalf of BB:</p> <p>4 ADAM J. LANGINO, ESQUIRE</p> <p>5 LEOPOLD KUVIN</p> <p>6 2925 PGA Boulevard</p> <p>7 Suite 200</p> <p>8 Palm Beach Gardens, Florida 33410</p> <p>9 Phone: 561.515.1400</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p>1 her and intimidated her, and for that reason</p> <p>2 we're not going forward.</p> <p>3 MR. CRITTON: I didn't see any contact</p> <p>4 because I, obviously, was not out there. We</p> <p>5 started at about -- when you came in it was</p> <p>6 approximately 1:03. Mr. Epstein has an office</p> <p>7 here at the Florida Science Foundation. Had</p> <p>8 you been here at 1:00, your paths never would</p> <p>9 have crossed because Mr. Epstein was leaving</p> <p>10 the building. I instructed him to leave the</p> <p>11 building so that he would not be here.</p> <p>12 He was going to appear by way of Skype so</p> <p>13 that he could be on a video camera so that he</p> <p>14 could see this.</p> <p>15 (Mr. Goldberger entered the room.)</p> <p>16 MR. CRITTON: Had you been here on time,</p> <p>17 and not faulting, I am just saying had you been</p> <p>18 here on time at 1:00, as everyone else seemed</p> <p>19 to be here at least get here before you did,</p> <p>20 Adam, you and your client, your paths never</p> <p>21 would have crossed.</p> <p>22 I directed Mr. Epstein to leave the</p> <p>23 building so he would not be here so that there</p> <p>24 would be no way that your paths could have</p> <p>25 crossed. It was neither my intent nor was it</p>

2 (Pages 2 to 5)

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1 my client's intent specifically, because I also
2 advised him that he was not to cross paths, not
3 to have any contact with your client, and
4 certainly by our agreement not to be here today
5 for the deposition.

6 MR. HOROWITZ: And at approximately 1:00
7 is exactly when my client crossed paths with
8 Jeffrey Epstein. And not only did he cross
9 paths but he proceeded to stare her down just
10 feet away from her. For that reason she became
11 an emotional wreck and cannot proceed with the
12 deposition. She's simply not in an emotional
13 state to do so.

14 And in addition Mr. Epstein violated the
15 agreement between counsel that he would not
16 cross paths or come into contact with our
17 client. And it will be also for the criminal
18 court judge to decide whether he has violated a
19 no-contact order. I have nothing else to say.

20 MR. CRITTON: Again I instructed
21 Mr. Epstein to leave the building so absolutely
22 no contact could occur between he and
23 Mr. Horowitz and his client nor anyone else.
24 Until the court, until either Judge Marra or
25 Judge Johnson ruled on the issue as to whether


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CERTIFICATE

STATE OF FLORIDA
COUNTY OF PALM BEACH

I, Cynthia Hopkins, Registered Professional
Reporter and Florida Professional Reporter, State of
Florida at large, certify that I was authorized to
and did stenographically report the foregoing
proceedings and that the transcript is a true and
complete record of my stenographic notes.

Dated this 16th day of September, 2009.

Cynthia J. Hopkins
Cynthia Hopkins, RPR, 

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1 or not he could appear at the depositions of
2 not only Jane Doe 4 but any other individuals,
3 so you do what you need to do.

4 MR. HOROWITZ: Off the record.
5 (The Deposition was concluded.)
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