

A LIMITED LIABILITY PARTNERSHIP

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May 21, 2009

**Sent by E-Mail and U.S. Mail**

Robert C. Josefsberg, Esq.  
Katherine Ezell, Esq.  
Podhurst Orseck, P.A.  
25 West Flagler Street, Suite 800  
Miami, FL 33130

Dear Bob:

As I advised you yesterday, I am responding to your April 17, 2009 letter. As I stated in my e-mail, I think your request is unnecessary. Despite what Roy may have said to you, my client has had no contact with any of your clients. To my knowledge, the only one who has "breached" any agreement regarding contact is your own client, [REDACTED] who, as I advised you in a letter last week, contacted Jack Goldberger's office, looking for her settlement check. Mr. Goldberger, of course, did not speak with her.

Lawyers who represent Mr. Epstein are well familiar with the Rules of Professional Conduct, including Rule 4-4.2. At the same time, I am certain you are equally familiar with that Rule. The Comment provides "Parties to a matter may communicate directly with each other...".

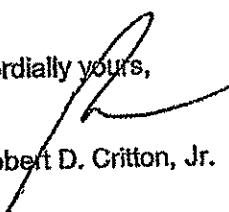
To my knowledge, neither Mr. Epstein nor any attorney or agent of those attorneys who represent Mr. Epstein, have contacted or attempted to contact your clients. Given that it is not Mr. Epstein's intention to have direct contact with your clients, it is unnecessary to respond point by point to statements attributed to my co-counsel.

**EXHIBIT 1**

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Rather than to be concerned about what my client is doing, I would ask that you advise your clients not to contact Mr. Epstein's lawyers directly. Neither I nor the attorneys who represent Mr. Epstein want to be put in a position where we are set up by any of your clients.

Cordially yours,

  
Robert D. Critton, Jr.

RDC/msc

cc: Roy Black, Esq.  
Jay Lefkowitz, Esq.  
J. Michael Burman, Esq.  
Jack Goldberger, Esq.

Josefsberg.011.doc