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1 UNITED STATES DISTRICT COURT
2 SOUTHERN DISTRICT OF FLORIDA

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

4 JANE DOE NO. 2,

5 Plaintiff,

6 -vs- VOLUME I OF III

7 JEFFREY EPSTEIN,

8 Defendant.

9 Related cases:

10 08-80232, 08-08380, 08-80381, 08-80994,
11 08-80993, 08-80811, 08-80893, 09-80469,
12 09-80591, 09-80656, 09-80802, 09-81092

13 VIDEO-CONFERENCED AND VIDEOTAPED DEPOSITION OF
14 JANE DOE NO. 4

15 Tuesday, October 27, 2009

16 11:11 - 6:05 p.m.

17 250 Australian Avenue South
18 Suite 115
19 West Palm Beach, Florida 33401

20 Reported By:

21 Cynthia Hopkins, RPR, FPR
22 Notary Public, State of Florida
23 Prose Court Reporting

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1 APPEARANCES:

2 On behalf of the Plaintiff, L.M. and E.W.:
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4 ROTHSTEIN, ROSENFELDT, ADLER
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8 Phone: 954.522.3456

9 On behalf of Jane Does 1 through 8:

10 ADAM D. HOROWITZ, ESQUIRE
11 STUART S. MERMELSTEIN, ESQUIRE

"EXHIBIT
B"

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13 On behalf of C.M.A.:
14 RICHARD HORACE WILLITS, ESQUIRE
RICHARD H. WILLITS, P.A.
15 2290 10th Avenue North
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16 Lake Worth, Florida 33461
Phone: 561.582.7600
17 (Via Telephone)
18 On behalf of the Defendant, Jeffrey Epstein:
19 ROBERT D. CRITTON, JR., ESQUIRE
MARK T. LUTTIER, ESQUIRE
20 BURMAN, CRITTON, LUTTIER & COLEMAN, LLP
303 Banyan Boulevard
21 Suite 400
West Palm Beach, Florida 33401
22 Phone: 561.842.2820
23
24 ALSO PRESENT: Jeffrey Epstein, via video conference
Jeff Abbott, Videographer
25 Visual Evidence, Incorporated
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2 I N D E X
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4 WITNESS: - - - DIRECT CROSS REDIRECT RECROSS
5 JANE DOE NO. 4
6 BY MR. LUTTIER 4
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10 E X H I B I T S
11 - - -
12
13 EXHIBIT DESCRIPTION PAGE
14 DEFENDANT'S EX. 1 Proposal for Settlement 72
15 DEFENDANT'S EX. 2 Answers to Interrogatories 232
16 DEFENDANT'S EX. 3 Petition for Injunction 348
17 DEFENDANT'S EX. 4 Handwritten Note 384
18 DEFENDANT'S EX. 5 Psychological/Social History 394
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1 PROCEEDINGS
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3 Deposition taken before Cynthia Hopkins,
4 Registered Professional Reporter and Florida
5 Professional Reporter, and Notary Public in and for
6 the State of Florida at Large, in the above cause.
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8 THE VIDEOGRAPHER: This is the 27th day of
9 October, 2009. The time is 11:11 a.m. This is
10 the videotape deposition of Jane Doe No. 4 in
11 the matter of Jane Doe No. 4 versus Epstein.

12 This deposition is being held at 250 South
13 Australian Avenue, West Palm Beach, Florida.

14 My name is Jeff Abbott. I am the
15 videographer representing Visual Evidence,
16 Incorporated.

17 Will the attorneys please announce their
18 appearances for the record.

19 MR. HOROWITZ: Sure. Adam Horowitz,
20 counsel for Plaintiff, Jane Doe No. 4.

21 MR. LUTTIER: Mark Luttier, counsel for
22 Jeff Epstein.

23 MR. CRITTON: Robert Critton on behalf of
24 Mr. Epstein.

25 MR. HOROWITZ: Let me just do a --

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1 MR. WILLITS: Rick Willits on behalf of
2 Carolyn Andriano.

3 MR. HOROWITZ: Let me just note a brief
4 objection. Per the letter that we have written
5 to you, we intend to object and instruct our
6 client not to answer to the extent there are
7 questions whose answers will implicate Rule
8 412. The issue of Rule 412 is, is before the
9 court in a pending motion, and before the depo
10 was set, we fully briefed the issue before the
11 court and have noted our intent to object to
12 questions which implicate that question -- that
13 rule.

14 MR. CRITTON: 412 deals with the --

15 MR. HOROWITZ: Sexual, sexual history.

16 MR. CRITTON: -- sexual history, and our,
17 we briefed it --

18 MR. HOROWITZ: We briefed it.

19 MR. CRITTON: -- on both sides, and our
20 position is, is Judge Johnson was pretty clear
21 in her order with regard to CME and with regard
22 to this medical exam that was done by Dr. Hall
23 in the Carolyn Andriano case as to why it's
24 relevant, and why it's material and why it's
25 important. We understand your position, don't

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1 agree with it, and we'll proceed.

2 MR. LUTTIER: Ready?

3 THE COURT REPORTER: Yes.

4 MR. LUTTIER: Please state your name. Oh,
5 you have to swear her in.

6 Thereupon,

7 (JANE DOE NO. 4)

8 Having been first duly sworn or affirmed, was
9 examined and testified as follows:

10 THE WITNESS: Yes.

11 DIRECT EXAMINATION

12 BY MR. LUTTIER:

13 Q. What is your name, ma'am?

14 A. Jane Doe No. 4.

15 Q. And how do you spell your middle name?

16 A. (Witness spells middle name.)

17 Q. And your last name is -- (Mr. Luttier
18 spelled the witness's last name.)

19 A. Yes.

20 Q. Okay. Jane Doe No. 4, when were you born?

21 A. June 6, 1987.

22 MR. WILLITS: I can barely hear the
23 witness. Can we get it a little closer to her?

24 MR. HOROWITZ: Yes.

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1 BY MR. LUTTIER:

2 Q. Have you ever been known by any other
3 name?

4 A. No.

5 Q. Have you ever been deposed before?

6 A. Deposed?

7 Q. That is have your deposition taken as
8 we're doing today.

9 A. No.

10 Q. Have you ever given anybody any kind of
11 statement under oath before?

12 A. The police reports, you mean?

13 Q. Could be, yeah.

14 A. Yeah.

15 Q. All right. Do you know what the
16 significance of an oath is?

17 A. Yeah, where you tell the truth.

18 Q. Okay. You understand you are under oath
19 today?

20 A. Yes.

21 Q. Do you know what the significance of
22 violating an oath is?

23 A. (Witness shakes head.)

24 Q. Like, if you don't tell the truth when
25 you're under oath, do you know --

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1 A. Yeah, you're in trouble.

2 Q. Okay. You know that's against the law to
3 do that?