

IN THE CIRCUIT COURT OF THE 15th JUDICIAL CIRCUIT  
IN AND FOR PALM BEACH COUNTY, FLORIDA

CIVIL DIVISION  
CASE NO. 502009CA040800XXXXMBAG  
Judge David F. Crow

JEFFREY EPSTEIN,

Plaintiff,

v.

SCOTT ROTHSTEIN, individually,  
BRADLEY J. EDWARDS, individually,

Defendants.

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**RE-NOTICE OF HEARING- UMC**

**PLEASE TAKE NOTICE** that the undersigned has set down for hearing before the Honorable David F. Crow, one of the Judges of the above-styled Court, in the Palm Beach County Courthouse, 205 North Dixie Highway, Courtroom 9C, West Palm Beach, Florida on Tuesday, February 15, 2011 at 8:45 a.m., the following:

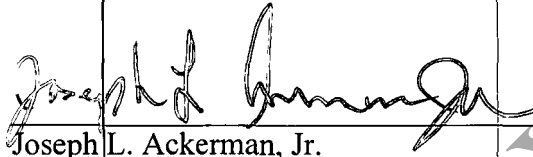
**PLAINTIFF'S MOTION TO AMEND COMPLAINT**

I hereby certify that I have made a good faith attempt to resolve this matter prior to my noticing this motion for hearing.

**PLEASE GOVERN YOURSELVES ACCORDINGLY.**

In accordance with the Americans With Disabilities Act of 1990, persons needing a special accommodation to participate in this proceeding should contact Barry Blacey, ADA Coordinator for the Courts of Palm Beach County, 205 N. Dixie Highway, West Palm Beach, Florida 33401, Telephone Number (561) 355-4796, no later than seven days prior to the proceeding.

I HEREBY CERTIFY that a true and correct copy of the foregoing was sent via Email and mailed this 1<sup>st</sup> day of February, 2011 to: Marc S. Nurik, Esq., One East Broward Boulevard, Suite 700, Fort Lauderdale, FL 33301, and Jack Scarola, Esquire, Searcy, Denney & Scarola, P.A., 2139 Palm Beach Lakes Boulevard, P.O. Drawer 3626, West Palm Beach, FL 33409.



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

FOWLER WHITE BURNETT, P.A.  
901 Phillips Point West  
777 South Flagler Drive  
West Palm Beach, Florida 33401  
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IN THE CIRCUIT COURT OF THE FIFTEENTH  
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

**PLAINTIFF, JEFFREY EPSTEIN'S**  
**MOTION TO AMEND COMPLAINT**

Plaintiff, Jeffrey Epstein, ("Plaintiff or Epstein"), by and through undersigned counsel, and pursuant to the Florida Rules of Civil Procedure, files this Motion to Amend the Complaint in part for the reasons set forth below:

1. On or about December 7, 2009, the Plaintiff filed his action in this matter.
2. It is the essence of the Plaintiff's action that the Defendants used actual lawsuits against Epstein or fabricated others to market investments to third parties for a return of investment on the Epstein cases.
3. Is not the intention or position of the Plaintiff to put into issue whether or not the actions alleged against Epstein by various plaintiffs are true or not. Instead, the essence of the complaint is to focus on the alleged misconduct of filing legal motions and other actions in pursuit of civil litigation unrelated to the merits or value of the cases brought against the Plaintiff. More specifically, *See* the allegations contained on page 2 of the complaint, paragraphs 10, 21, 25, 26, 31-41.

Epstein v Rothstein, et al.  
Case No. 502009CA040800XXXXMBAG  
Plaintiff's Motion to Amend Complaint

4. While the Plaintiff believes his complaint is clear, in an abundance of caution so as to remove any doubt as to whether the Plaintiff has put into issue his alleged responsibility for the claims brought against him, the Plaintiff moves to amend his complaint to eliminate the following paragraphs:

- A. 42(e);
- B. 42(h);
- C. 46;
- D. 51;
- E. 52;
- F. 67(c);

5. The Plaintiff respectfully submits that additional amendments will be necessary once the records subpoenaed from the trustee have been received and depositions occur relating to those records. However, this amendment is requested at this time for the purpose of clearing up any alleged misapprehension, that the Plaintiff has placed in issue his alleged actual liability in the cases brought against him by Rothstein, Rosenfeldt & Adler.

6. The undersigned counsel certifies that this motion is made in good faith and not for the purpose of delay.

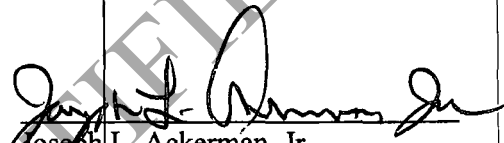
7. The undersigned counsel certifies that he has and will continue to attempt to resolve this matter without the need of a hearing.

Epstein v Rothstein, et al.  
Case No. 502009CA040800XXXXMBAG  
Plaintiff's Motion to Amend Complaint

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing was faxed and mailed this 5 day of January, 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.  
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*Attorneys for Plaintiff*

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