

RETURN OF NON-SERVICE

State of FLORIDA

County of PALM BEACH

CIRCUIT Court

Case Number: 50 2009 CA 040800 XXXX MB AG Court Date: 5/17/2011 10:00 am

Plaintiff:

JEFFREY EPSTEIN,

vs.

Defendant:

**SCOTT ROTHSTEIN, INDIVIDUALLY, AND BRADLEY J. EDWARDS,
INDIVIDUALLY,**

For:

Lilly Ann Sanchez
FOWLER WHITE BURNETT, P.A.
1395 Brickell Ave.
14th Floor
Miami, FL 33131

Received by Gissen & Zawyer Process Service, Inc. on the 28th day of April, 2011 at 4:23 pm to be served on **MS. CONCHITA SARNOFF, 430 GRAND BAY DR, KEY BISCAYNE, FL 33149**

I, JOSE GARCELL, do hereby affirm that on the **3rd day of May, 2011 at 11:26 am**, I:

NON SERVED THE SUBPOENA DUCES TECUM FOR DEPOSITION FOR THE REASON THAT AFTER CAREFUL INQUIRY AND DILIGENT ATTEMPT I FAILED TO FIND INFORMATION TO ALLOW FURTHER SEARCH.

Additional Information pertaining to this Service:

THE SUBJECT NO LONGER LIVES AT THE PROVIDED ADDRESS OF 430 GRAND BAY DR, KEY BISCAYNE, FL 33149. AS PER SECURITY THE SUBJECT MOVED OUT OF UNIT 705 ABOUT 1 MONTH AGO. NO FURTHER INFORMATION AVAILABLE. SERVICE OF PROCESS WAS DISCONTINUED AT THE CLIENT'S REQUEST.

I certify that I am over the age of 18, have no interest in the above action, and am a Certified Process Server or an Appointed Process Server in good standing in the judicial circuit in which the process was served. Under Penalty of Perjury I declare that I have read the foregoing Return of Service and that the facts stated in it are true and correct. Notary not required pursuant to F.S. 92.525.


JOSE GARCELL
Process Server #1172

Gissen & Zawyer Process Service, Inc.
1550 Biscayne Blvd
Suite 200
Miami, FL 33132
(305) 371-4664
Our Job Serial Number: ZPS-2011013597
Ref: 80743

SEARCHED, INDEXED, CLERK
PALM BEACH COUNTY, FL
CIRCUIT CIVIL 4

FILED

11 MAY 17 PM 2:32

**SAME DAY
RUSH**

13597
IN THE CIRCUIT COURT OF THE
FIFTEENTH JUDICIAL CIRCUIT IN AND
FOR PALM BEACH COUNTY, FLORIDA

JEFFREY EPSTEIN,
Plaintiff,
v.

Complex Litigation, Fla. R. Civ. Pro.1201
Case No. 50 2009 CA 040800XXXXMB AG

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

SUBPOENA DUCES TECUM FOR DEPOSITION

THE STATE OF FLORIDA:

TO: Ms. Conchita Sarnoff
430 Grand Bay Dr.
Key Biscayne FL 33149

YOU ARE COMMANDED to appear before a person authorized by law to take depositions at the law offices of Fowler White Burnett, P.A., 1395 Brickell Ave., 14th Floor, Miami, FL 33131 on the **17th day of May, 2011, at 10:00 a.m.**, for the taking of your deposition in this action and to have with you at that time and place the following:

See Attached Schedule "A"

If you fail to appear, you may be in contempt of court.

You are subpoenaed to appear by the following attorney, and unless excused from this subpoena by this attorney or the court, you shall respond to this subpoena as directed.

Dated on May 22, 2011.


Roy Black
Lilly Ann Sanchez

For the Court

Roy Black
Black Srebnick Kornspan & Stumpf, P A
Attorneys for Plaintiff Jeffrey Epstein
201 S Biscayne Blvd Ste. 1300
Miami, Florida 33131
Telephone: (305) 371-6421
Fax: (305) 358-2006
Florida Bar No. 126088

Lilly Ann Sanchez
Fowler White Burnett, P.A.
Attorneys for Plaintiff Jeffrey Epstein
FOWLER WHITE BURNETT P.A.
Espirito Santo Plaza
1395 Brickell Ave.
14th Floor
Miami, FL 33131
Telephone: (305) 789-9200
Fax: (305) 728-7579
Florida Bar No. 195677

SCHEDULE "A"

I. Definitions

1. "Document" as used herein means any document known to you and every such document which can be located or discovered by your reasonably diligent efforts and any original or copy of such in your custody, possession or control, including, but not limited to:

any printed (whether typed or written by hand), recorded, taped, electronic (e.g., e-mails and text messages), graphic, or other tangible matter from any source, however produced or reproduced, whether in draft or otherwise, whether sent or received or neither, including the original and any copies which contain markings or notations,

all attachments, amendments and addenda of any and all writings,

all correspondence, notes, notations, recordings or other memorials of any type of face to face or telephone conversations and interviews, meetings or conferences (including, but not limited to, telephone bills and long distance charge slips), letters, telegrams, facsimiles, cables, papers, newsletters, memoranda, inter-office communications, releases, agreements, contracts, books, pamphlets, minutes of meetings, reports, analyses, evaluations, statements, diaries, calendars, desk pads, appointment books, stenographer's notebooks, transcripts, worksheets, journals, summaries, lists, tabulations, digests, newspapers, periodical or magazine materials, and any material underlying, supporting or used in the preparation of any documents or record whatsoever.

2. "Written communications" means any Documents evidencing communications between you and another person or persons of any kind, including but not limited to e-mails and text messages, transcripts and notes.

3. "Referring to," "reflecting," "regarding," "supporting," "evidencing" or "relating to" means in any way directly or indirectly, concerning, disclosing, describing, confirming, or representing.

4. "And" and "or" shall be construed in the disjunctive or conjunctive as necessary in order to bring within the scope of each request all documents which might otherwise be construed to be outside its scope.

5. "Epstein" refers to Jeffrey Epstein, the Plaintiff in the captioned lawsuit.

6. "Sarnoff, "you" or "yours" refers to Conchita Sarnoff.

7. "Edwards" means Bradley J. Edwards, a defendant in the captioned lawsuit.

8. "Rothstein" means Scott W. Rothstein, a defendant in the captioned lawsuit.

9. "RRA" means the law firm of Rothstein Rosenfeldt & Adler, P.A., and any of its past or present employees, independent contractors, attorneys, partners, shareholders, investigators, agents or other representatives and persons purporting to be affiliated with such law firm.

10. "Searcy Denny" means the law firm of Searcy, Denney, Scarola, Barnhart & Shipley, P.A. and any of its past or present employees, independent contractors, attorneys, partners, shareholders, investigators, agents or other representatives of or persons purporting to be affiliated with such law firm.

11. "Farmer Jaffe" means the law firm of Farmer, Jaffe, Weissing, Edwards, Fistos & Lehrman, P.L., and any of its past or present employees, independent contractors, attorneys, partners, shareholders, investigators, agents or other representatives of or persons purporting to be affiliated with such law firm.

12. "Person" means any individual natural person, partnership, association, firm (including law firms), corporation, organization, trust, and any of his/her or its agents, employees, assigns or representatives.

13. Unless otherwise stated, the time frame for this Subpoena covers matters and Documents from January 1, 2008, through the present.

II. Documents Requested

1. Any and all Documents reflecting or memorializing communications for the purpose of writing a book, whether such communications be oral or written, between you and Edwards, Rothstein or any past or present employees, independent contractors, attorneys, partners, shareholders, agents or other representatives of or persons purporting to be affiliated with RRA, including without limitation, Mike Fisten, Ken Jenne, Wayne Black, Patrick Roberts, Patrick Diaz, Rick Fandry, Cara Holmes, William Berger, Russell Adler and Mark Nurik, or any other representatives of or persons purporting to be affiliated with RRA or representing themselves to have knowledge of RRA's cases against Epstein at any time, regarding any pending or contemplated litigation, past or settled litigation, investigations, surveillance, incidents of misconduct or claims in any way involving or alleged to involve Epstein.

2. Any and all Documents reflecting or memorializing communications for the purpose of writing a book, whether such communications be oral or written, between you and Edwards or any past or present employees, independent contractors, attorneys, partners, shareholders, agents or other representatives of or persons purporting to be affiliated with Farmer Jaffe regarding any pending or contemplated litigation, past or settled litigation, investigations, surveillance, incidents of misconduct or claims in any way involving or alleged to involve Epstein.

3. Any and all Documents reflecting or memorializing communications for the purpose of writing a book, whether such communications be oral or written, between you and any of the following persons regarding any pending or contemplated litigation, past or settled litigation, investigations, surveillance, incidents of misconduct or claims in any way involving or alleged to involve Epstein:

- A. Paul Cassell;
- B. Spencer Kuvin;
- C. Stuart Mermelstein;
- D. any past or present employees, independent contractors, attorneys, partners, shareholders, agents or other representatives of or persons purporting to be affiliated with Searcy Denney, including without limitation John (Jack) Scarola; and
- E. any other attorneys who disclosed to you that they represent or represented in the past clients who have or had had claims against Epstein.

4. Any and all Documents reflecting or memorializing communications for the purpose of writing a book, whether such communications be oral or written, between you and any of the following persons regarding any pending or contemplated litigation, past or settled litigation, investigations, surveillance, incidents of misconduct or claims in any way involving or alleged to involve Epstein, including investments in actual or purported settlements of claims involving or alleged to involve Epstein:

- A. A.J. Discala; and
- B. any persons who claim to have invested directly or indirectly with Rothstein, including, without limitation, those who invested in Razorback Funding, LLC or D3 Capital Club, LLC.

5. Any and all Documents that you received for the purpose of writing a book from any of the persons (including law firms) identified in items ## 1-4 above.

6. Any and all Documents that you sent, delivered or transmitted for the purpose of writing a book to any of the persons (including law firms) identified in items ## 1-4 above.

7. Any and all Documents reflecting or memorializing communications for any purpose other than writing a book, whether such communications be oral or written, between you and Edwards, Rothstein or any past or present employees, independent contractors, attorneys, partners, shareholders, agents or other representatives of or persons purporting to be affiliated with RRA, including without limitation, Mike Fisten, Ken Jenne, Wayne Black, Patrick Roberts, Patrick Diaz, Rick Fandry, Cara Holmes, William Berger, Russell Adler and Mark Nurik, or any other representatives of or persons purporting to be affiliated with RRA or representing

themselves to have knowledge of RRA's cases against Epstein at any time, regarding any pending or contemplated litigation, past or settled litigation, investigations, surveillance, incidents of misconduct or claims in any way involving or alleged to involve Epstein.

8. Any and all Documents reflecting or memorializing communications for any purpose other than writing a book, whether such communications be oral or written, between you and Edwards or any past or present employees, independent contractors, attorneys, partners, shareholders, agents or other representatives of or persons purporting to be affiliated with Farmer Jaffe regarding any pending or contemplated litigation, past or settled litigation, investigations, surveillance, incidents of misconduct or claims in any way involving or alleged to involve Epstein.

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- A. Paul Cassell;
- B. Spencer Kuvin;
- C. Stuart Mermelstein;
- D. any past or present employees, independent contractors, attorneys, partners, shareholders, agents or other representatives of or persons purporting to be affiliated with Searcy Denney, including without limitation John (Jack) Scarola; and
- E. any other attorneys who disclosed to you that they represent or represented in the past clients who had claims against Epstein.

10. Any and all Documents reflecting or memorializing communications for any purpose other than writing a book, whether such communications be oral or written, between you and any of the following persons regarding any pending or contemplated litigation, past or settled litigation, investigations, surveillance, incidents of misconduct or claims in any way involving or alleged to involve Epstein, including investments in actual or purported settlements of claims involving or alleged to involve Epstein:

- A. A.J. Discala; and
- B. any persons who claim to have invested with Rothstein, including, without limitation, those who invested in Razorback Funding, LLC or D3 Capital Club, LLC.

11. Any and all Documents that you received for any purpose other than writing a book from any of the persons (including law firms) identified in items ## 7-10 above.

12. Any and all Documents that you sent, delivered or transmitted for any purpose other than writing a book to any of the persons (including law firms) identified in items ## 7-10 above.

13. Any and all Documents relating to, reflecting or memorializing the substance of interviews about Epstein you conducted with, or research, information or materials about Epstein you obtained from, any person purporting to be affiliated with RRA or representing themselves to have knowledge of RRA's cases against Epstein, for the purpose of writing a book.

14. Any and all Documents relating to, reflecting or memorializing the substance of interviews about Epstein you conducted with, or research, information or materials about Epstein you obtained from, any person purporting to be affiliated with RRA or representing themselves to have knowledge of RRA's cases against Epstein, for any purpose other than writing a book.

IN THE CIRCUIT COURT OF THE
FIFTEENTH JUDICIAL CIRCUIT IN AND
FOR PALM BEACH COUNTY, FLORIDAJEFFREY EPSTEIN,
Plaintiff,
v.

Complex Litigation, Fla. R. Civ. Pro.1201

Case No. 50 2009 CA 040800XXXXMB AG

SCOTT ROTHSTEIN, individually, and
BRADLEY J. EDWARDS,
individually,
Defendants.162
13597
SAME DAY
RUSH**SUBPOENA DUCES TECUM FOR DEPOSITION**

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TO: Ms. Conchita Sunoss
430 Grand Bay Dr.
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Dated on April 28 2011.Roy Black
Lilly Ann Sanchez

For the Court

Roy Black
Black Srebnick Kornspan & Stumpf, P A
Attorneys for Plaintiff Jeffrey Epstein
201 S Biscayne Blvd Ste. 1300
Miami, Florida 33131
Telephone: (305) 371-6421
Fax: (305) 358-2006
Florida Bar No. 126088

Lilly Ann Sanchez
Fowler White Burnett, P.A.
Attorneys for Plaintiff Jeffrey Epstein
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A. Paul Cassell;

B. Spencer Kuvin;

C. Stuart Mermelstein;

D. any past or present employees, independent contractors, attorneys, partners, shareholders, agents or other representatives of or persons purporting to be affiliated with Scarcey Denney, including without limitation John (Jack) Scarola; and

E. any other attorneys who disclosed to you that they represent or represented in the past clients who had claims against Epstein.

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04/28/2011 THU 14:42 FAX 3057899201 Fowler White Burnett

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Case

13597

IN THE CIRCUIT COURT OF THE
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FOR PALM BEACH COUNTY, FLORIDAJEFFREY EPSTEIN,
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Complex Litigation, Fla. R. Civ. Pro. 1201

Case No. SU 2009 CA 040800XXXXMB AG

SAME DAY
RUSHSUBPOENA DUCES TECUM FOR DEPOSITION

THE STATE OF FLORIDA:

TO: Ms. Conchita Surnoff
430 Grand Bay Dr.
Key Biscayne FL 33149

DNLH

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Dated on April 28 2011.Roy Black
Lilly Ann Sanchez

For the Court

Grand 1329
365 2712

306

Roy Black
Black Srebnick Kornspan & Stumpf, P.A.
Attorneys for Plaintiff Jeffrey Epstein
201 S Biscayne Blvd Ste. 1300
Miami, Florida 33131
Telephone: (305) 371-6421
Fax: (305) 358-2006
Florida Bar No. 126088

Lilly Ann Sanchez
Fowler White Burnett, P.A.
Attorneys for Plaintiff Jeffrey Epstein
FOWLER WHITE BURNETT P.A.
Espiritu Santo Plaza
1395 Brickell Ave.
14th Floor
Miami, FL 33131
Telephone: (305) 789-9200
Fax: (305) 728-7579
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04/28/2011 THU 14:42 FAX 3057899201 Fowler White Burnett

04/008

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7. "Edwards" means Bradley J. Edwards, a defendant in the captioned lawsuit.

8. "Rothstein" means Scott W. Rothstein, a defendant in the captioned lawsuit.

04/28/2011 THU 14:43 FAX 3057899201 Fowler White Burnett

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9. "RRA" means the law firm of Rothstein Rosenfeld & Adler, P.A. and any of its past or present employees, independent contractors, attorneys, partners, shareholders, investigators, agents or other representatives and persons purporting to be affiliated with such law firm.

10. "Searcy Denney" means the law firm of Searcy, Denney, Scarola, Burnham & Shipley, P.A. and any of its past or present employees, independent contractors, attorneys, partners, shareholders, investigators, agents or other representatives of or persons purporting to be affiliated with such law firm.

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- A. Paul Cusell;
- B. Spencer Kuvin;
- C. Stuart Mermelstein;

D. any past or present employees, independent contractors, attorneys, partners, shareholders, agents or other representatives of or persons purporting to be affiliated with Searcy Denney, including without limitation John (Jack) Scarola; and

E. any other attorneys who disclosed to you that they represent or represented in the past clients who have or had had claims against Epstein.

4. Any and all Documents reflecting or memorializing communications for the purpose of writing a book, whether such communications be oral or written, between you and any of the following persons regarding any pending or contemplated litigation, past or settled litigation, investigations, surveillance, incidents of misconduct or claims in any way involving or alleged to involve Epstein, including investments in actual or purported settlements of claims involving or alleged to involve Epstein:

- A. A.J. Discala; and
- B. any persons who claim to have invested directly or indirectly with Rothstein, including, without limitation, those who invested in Razorback Funding, LLC or D3 Capital Club, LLC.

5. Any and all Documents that you received for the purpose of writing a book from any of the persons (including law firms) identified in items ## 1-4 above.

6. Any and all Documents that you sent, delivered or transmitted for the purpose of writing a book to any of the persons (including law firms) identified in items ## 1-4 above.

7. Any and all Documents reflecting or memorializing communications for any purpose other than writing a book, whether such communications be oral or written, between you and Edwards, Rothstein or any past or present employees, independent contractors, attorneys, partners, shareholders, agents or other representatives of or persons purporting to be affiliated with RRA, including without limitation, Mike Fiston, Ken Jenne, Wayne Black, Patrick Roberts, Patrick Diaz, Rick Fandry, Cara Holmes, William Berger, Russell Adler and Mark Nurik, or any other representatives of or persons purporting to be affiliated with RRA or representing

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themselves to have knowledge of RRA's cases against Epstein at any time, regarding any pending or contemplated litigation, past or settled litigation, investigations, surveillance, incidents of misconduct or claims in any way involving or alleged to involve Epstein.

8. Any and all Documents reflecting or memorializing communications for any purpose other than writing a book, whether such communications be oral or written, between you and Edwards or any past or present employees, independent contractors, attorneys, partners, shareholders, agents or other representatives of or persons purporting to be affiliated with Farmer Jaffe regarding any pending or contemplated litigation, past or settled litigation, investigations, surveillance, incidents of misconduct or claims in any way involving or alleged to involve Epstein.

9. Any and all Documents reflecting or memorializing communications for any purpose other than writing a book, whether such communications be oral or written, between you and any of the following persons regarding any pending or contemplated litigation, past or settled litigation, investigations, surveillance, incidents of misconduct or claims in any way involving or alleged to involve Epstein:

- A. Paul Cassell;
- B. Spencer Kuvitt;
- C. Stuart Mermelstein;
- D. any past or present employees, independent contractors, attorneys, partners, shareholders, agents or other representatives of or persons purporting to be affiliated with Scarcy Denney, including without limitation John (Jack) Scarola; and
- E. any other attorneys who disclosed to you that they represent or represented in the past clients who had claims against Epstein.

10. Any and all Documents reflecting or memorializing communications for any purpose other than writing a book, whether such communications be oral or written, between you and any of the following persons regarding any pending or contemplated litigation, past or settled litigation, investigations, surveillance, incidents of misconduct or claims in any way involving or alleged to involve Epstein, including investments in actual or purported settlements of claims involving or alleged to involve Epstein:

- A. A.J. DiSalvo; and
- B. any persons who claim to have invested with Rothstein, including, without limitation, those who invested in Razorback Funding, LLC or D3 Capital Club, LLC.

11. Any and all Documents that you received for any purpose other than writing a book from any of the persons (including law firms) identified in items ## 7-10 above.

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12. Any and all Documents that you sent, delivered or transmitted for any purpose other than writing a book to any of the persons (including law firms) identified in items ## 7-10 above.

13. Any and all Documents relating to, reflecting or memorializing the substance of interviews about Epstein you conducted with, or research, information or materials about Epstein you obtained from, any person purporting to be affiliated with RRA or representing themselves to have knowledge of RRA's cases against Epstein, for the purpose of writing a book.

14. Any and all Documents relating to, reflecting or memorializing the substance of interviews about Epstein you conducted with, or research, information or materials about Epstein you obtained from, any person purporting to be affiliated with RRA or representing themselves to have knowledge of RRA's cases against Epstein, for any purpose other than writing a book.

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