

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

JEFFREY EPSTEIN

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

Plaintiff,

Case No. 50 2009CA040800XXXXMB AG

v.

SCOTT ROTHSTEIN, individually,
BRADLEY J. EDWARDS,
individually, and L.M., individually,

Defendants.

MOTION FOR ORDER TO TAKE SCOTT ROTHSTEIN'S DEPOSITION

Plaintiff, JEFFREY EPSTEIN, by and through undersigned counsel, hereby files his Motion for Order to take the deposition of Defendant, SCOTT ROTHSTEIN (herein after "ROTHSTEIN") and states as grounds the following:

1. Plaintiff is seeking to take the deposition of SCOTT ROTHSTEIN in the above-styled litigation.
2. ROTHSTEIN is a party to this matter and therefore, Plaintiff is entitled to take his deposition in accordance with Rule 1.310 of the Florida Rules of Civil Procedures.
3. To the knowledge of the Plaintiff, ROTHSTEIN is currently incarcerated within the U.S. Department of Justice Federal Bureau of Prisons and in protective custody.
4. The Federal Bureau of Prisons requires an Order entered by this Court to allow Plaintiff to take the deposition of ROTHSTEIN at the location where he is currently incarcerated.
5. Plaintiff believes that ROTHSTEIN has specific information that is crucial to the prosecution of his case.

WHEREFORE, Plaintiff respectfully requests this Court enter an Order granting Plaintiff's

2011 JAN 18 PM 2:29
FILED
SHARON R. BOCK, CLERK
PALM BEACH COUNTY, FLA.
CIRCUIT COURT
NOTICE CERTIFIED

Epstein v Rothstein and Edwards
Case No. 50 2009 CA 040800XXXXMBAG
Epstein's M/for Order to Take Scott Rothstein's Deposition

Motion for Order to Take SCOTT ROTHSTEIN's deposition in accordance with Rule 1.310 of the Florida Rules of Civil Procedure.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was mailed this 14th 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,

Sandra J. Tart
for Joseph L. Ackerman, Jr.
Fla. Bar No. 235954

FOWLER WHITE BURNETT P.A.
901 Phillips Point, West Tower
777 South Flagler Drive
West Palm Beach, FL 33401
Telephone: (561) 802-9044
Facsimile: (561) 802-9976