

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

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

JANE DOE NO. 2,

Plaintiff,

v.

JEFFREY EPSTEIN,

Defendant.

Related Cases:

08-80232, 08-80380, 08-80381, 08-80994,
08-80993, 08-80811, 08-80893, 09-80469,
09-80581, 09-80656, 09-80802, 09-81092.

**ORDER ON DEFENDANT'S, JEFFREY EPSTEIN, MOTION FOR SANCTIONS
AND TO COMPEL DEPOSITION OF JANE DOE NO. 4
AND MEMORANDUM IN SUPPORT THEREOF**

This matter came before the Court on Defendant's, JEFFREY EPSTEIN, Motion For Sanctions and to Compel Deposition of Jane Doe No. 4. Having considered Defendant's motion, it is HEREBY ORDERED and ADJUDGED that:

Defendant's motion is hereby GRANTED: Plaintiff shall pay sanctions in the amount of \$ _____ in costs and \$ _____ in fees directly to Burman, Critton, Luttier and Coleman within 10 days, and further directs that the Plaintiff make herself available for deposition no later than October ____, 2009 beginning at 9:30 a.m. at the same location. Mr. Epstein shall not be present in the building on the day of the deposition absent a court order on pending motions.

Jane Doe No. 4 v. Epstein
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DONE and ORDERED this ____ day of _____, 2009.

Kenneth A. Marra
United States District Judge

Courtesy Copies: Counsel of Record

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09-80591, 09-80656, 09-80802, 09-81092,

DECLARATION OF ADAM D. HOROWITZ

1. My name is Adam D. Horowitz. I am an attorney for Jane Doe No. 4.
2. The deposition of Jane Doe No. 4 was scheduled for September 16, 2009 at 1:00 p.m. at 350 Australian Ave. South, Suite 115, West Palm Beach, Florida. On the day before the deposition, the undersigned and counsel for Jeffrey Epstein entered into a written stipulation in which it was agreed that "Jeffrey Epstein will not attend tomorrow's deposition of Jane Doe No. 4 (in the absence of a court order permitting him to attend)." It was further agreed that Jeffrey Epstein may listen in to the deposition by telephone or view a videofeed of the deposition, but under no circumstances would he "be seen by our client."
3. While Jane Doe No. 4 and I were in the lobby of 350 Australian Ave South at approximately 1:00 p.m. for her deposition on September 16, 2009, we crossed paths with Jeffrey Epstein and someone who appeared to be his bodyguard. Jeffrey Epstein stopped

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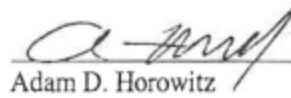
EFTA02729705

walking and began to stare at and intimidate Jane Doe No. 4. Jane Doe No. 4 was terrified, began crying and ran outside the building. Jeffrey Epstein smirked at her and walked away.

4. As a result of this incident, Jane Doe began crying uncontrollably and was unable to proceed with her deposition.

Under penalties of perjury I declare that I have read the foregoing Declaration and the facts stated in it are true.

Dated: September 17, 2009


Adam D. Horowitz

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SDNY_GM_00331997

Jeffrey J. Colbath
Circuit Court Judge
205 North Dixie Highway
West Palm Beach, FL 33401



016H26510904

\$00.440

10/05/2009

Mailed From 33401

US POSTAGE

Barbara Burns, Esq., State Attorney's Office
401 North Dixie Highway
West Palm Beach, FL 33401

33401\$4296 0021



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Wyetha Harris

From: Barbara Burns
Sent: Tuesday, February 16, 2010 2:34 PM
To: Wyetha Harris
Subject: RE: Jeffrey Epstein #W35755

Yes, all of the victims were included in the No Contact. Thanks!!!!

From: Wyetha Harris
Sent: Tuesday, February 16, 2010 2:31 PM
To: Barbara Burns
Subject: RE: Jeffrey Epstein #W35755

Per STAC there is only one in the 2008 case. Do you want me to send the two in the 2006 case?

From: Barbara Burns
Sent: Tuesday, February 16, 2010 2:24 PM
To: Wyetha Harris
Subject: RE: Jeffrey Epstein #W35755

Wy, there are three. We should only use initials and addresses. Thanks!!!

From: Wyetha Harris
Sent: Tuesday, February 16, 2010 2:09 PM
To: Barbara Burns
Subject: FW: Jeffrey Epstein #W35755

Barbara, do you want me to give her full name?

From: Elkins, Candice [mailto:elkins.candice@mail.dc.state.fl.us]
Sent: Tuesday, February 16, 2010 1:58 PM
To: Wyetha Harris
Subject: RE: Jeffrey Epstein #W35755

2008 case

From: Sloane, Carmen
Sent: Tuesday, February 16, 2010 1:56 PM
To: Elkins, Candice
Subject: FW: Jeffrey Epstein #W35755

Forward to you

From: Wyetha Harris [mailto:WHarris@sa15.state.fl.us]
Sent: Tuesday, February 16, 2010 10:56 AM
To: Sloane, Carmen
Subject: FW: Jeffrey Epstein #W35755

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The 2006 or 2008 case?

From: Barbara Burns
Sent: Monday, February 15, 2010 10:09 AM
To: Wyetha Harris
Subject: FW: Jeffrey Epstein #W35755

Could you please provide this info to Carmen. Thanks!!!

From: Sloane, Carmen [mailto:sloane.carmen@mail.dc.state.fl.us]
Sent: Thursday, February 04, 2010 11:21 AM
To: Barbara Burns
Cc: Sloane, Carmen
Subject: Jeffrey Epstein #W35755

Second Request

Hi,

Can you please email me the victim's addresses, I need to send them a No Contact letter from DOC.

Thanks,

Carmen

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are public records available to the public and media upon request. Your e-mail communications may therefore be subject to public disclosure.

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