

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

Case No. 08-80736-Civ-Marra/Johnson

JANE DOE #1 and JANE DOE #2

v.

UNITED STATES
_____ /

JANE DOE #1 AND JANE DOE #2'S PROTECTIVE MOTION TO COMPEL

COME NOW Jane Doe #1 and Jane Doe #2 (also referred to as "the victims"), by and through undersigned counsel, to file this protective motion to compel.

For the reasons explain in the victims' Response to the Government's Motion to Stay Discovery, the victims move this Court to order the Government to comply with their discovery requests. In particular, after the Court denies the Government's motion to dismiss, the Court should then order the Government to produce within 14 days:

- (1) The Government's initial disclosures pursuant to Fed. R. Civ. P. 26(a)(1);¹
- (2) Answers to all of the victims' requests for admission;
- (3) All documents, correspondence, and other information that the Government distributed to persons or entities outside of the federal Government or received from persons or entities outside of the federal government;² and

¹ The victims made their initial disclosures to the Government more than seven months ago.

² The Government cannot plausible raise any kind of "privilege" argument to non-confidential materials shared with persons or entities outside of the federal government.

(4) All documents, correspondence, and other information covered by the victims' discovery request that is not subject to a claim of privilege.

The Court should also direct that, with respect to all documents, correspondence, and other information for which the Government is asserting privilege, within those 14 days the Government should provide a "privilege log" consistent with Local Rule 26.1(g), including a description each document that is consistent with Local Rule 26.1(g)(3)(B). The privilege log should include the type of document, general subject matter of the document, date of the document, and author and addressee of the document or correspondence.

CONCLUSION

The Court should enter an order compelling the Government to comply with to comply with the victims' discovery requests within 14 days.

DATED: December 5, 2011

Respectfully Submitted,

s/ Bradley J. Edwards
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CERTIFICATE OF SERVICE

The foregoing document was served on December 5, 2011, on the following using the Court's CM/ECF system:

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