

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

Case No. 9:08-80736-Civ-Marra/Johnson

JANE DOE #1 and JANE DOE #2

v.

UNITED STATES

**UNOPPOSED MOTION OF JANE DOE NOS. 1, 2, 3, AND 4
TO FILE AN OVERLENGTH REPLY IN SUPPORT OF THEIR
MOTION FOR JOINDER IN ACTION**

COME NOW Jane Doe No. 1 and Jane Doe No. 2, joined by Jane Doe No. 3 and Jane Doe No. 4 (collectively “the victims”),¹ by and through undersigned counsel, to file this unopposed motion for leave to file a reply not to exceed 18 pages in support of their Motion For Joinder in this action.

As the Court is aware, on January 2, 2015, Jane Doe No. 3 and Jane Doe No. 4 filed a (corrected) Motion Pursuant to Rule 21 for Joinder in Act (DE 280), seeking to join this CVRA case. On January 20, 2015, the Government filed a thirteen page response in opposition to that motion (DE 290), attaching three exhibits totaling 38 pages. The Government’s motion advanced several novel and complicated arguments about why joinder was not proper, including

¹ Jane Doe No. 3 and Jane Doe No. 4 (the “new” victims) currently have pending before the Court a (corrected) Motion Pursuant to Rule 21 for Joinder in Action (DE 280). As indicated in their motion for joinder, the new victims simply intend to join pleadings filed by the old victims. Accordingly, all four victims join in this motion, since it relates to a single pleading that all four wish to file together.

issues of first impression regarding the existence of an implied statute of limitations in the CVRA as well as application of a statute of limitations contained in 28 U.S.C. § 2401(a).

On January 30, 2015, the Government gave notice that it was filing an additional exhibit (DE 304) – a declaration of FBI Special Agent Slater.

The victims now seek leave to file a reply to all these materials not exceeding 18 pages in length. The victims require additional space to advance their arguments, because they need to discuss the legislative history of the CVRA, a tolling provision found in the 28 U.S.C. § 2401(a) for a person who is “beyond the seas” when her claim accrues, and the relevance of an extended statute of limitations added by Congress for sex offenses against children. It is not possible to adequately address all these complicated issues in a ten-page reply.

The Government’s position on the motion is unopposed.

Accordingly, the Court should allow the four victims to file a single reply supporting their motion for joinder in response to materials filed by the Government not to exceed 18 pages in length. A proposed order to that effect is attached to this pleading.

DATED: February 4, 2015

Respectfully Submitted,

/s/ Bradley J. Edwards

Bradley J. Edwards
FARMER, JAFFE, WEISSING,
EDWARDS, FISTOS & LEHRMAN, P.L.
425 North Andrews Avenue, Suite 2
Fort Lauderdale, Florida 33301
Telephone (954) 524-2820
Facsimile (954) 524-2822
E-mail: brad@pathtojustice.com

And

Paul G. Cassell
Pro Hac Vice
S.J. Quinney College of Law at the
University of Utah*
332 S. 1400 E.
Salt Lake City, UT 84112
Telephone: 801-585-5202
Facsimile: 801-585-6833
E-Mail: cassellp@law.utah.edu

Attorneys for Jane Doe #1 and Jane Doe #2

* This daytime business address is provided for identification and correspondence purposes only and is not intended to imply institutional endorsement by the University of Utah

CERTIFICATE OF SERVICE

I certify that the foregoing document was served on February 4, 2015, on the following
using the Court's CM/ECF system:

Dexter Lee
A. Marie Villafaña
500 S. Australian Ave., Suite 400
West Palm Beach, FL 33401
(561) 820-8711
Fax: (561) 820-8777
E-mail: Dexter.Lee@usdoj.gov
E-mail: ann.marie.c.villafana@usdoj.gov

Attorneys for the Government

Thomas Scott
thomas.scott@csklegal.com
COLE, SCOTT & KISSANE, P.A.
Dadeland Centre II
9150 South Dadeland Boulevard, Suite 1400
Miami, Florida 33156
Telephone: (305) 350-5300
Facsimile: (305) 373-2294

-and-

Kendall Coffey
kcoffey@coffeyburlington.com
Gabriel Groisman
ggroisman@coffeyburlington.com
Benjamin H. Brodsky
bbrodsky@coffeyburlington.com
COFFEY BURLINGTON, P.L.
2601 South Bayshore Drive, PH 1
Miami, Florida 33133
Telephone: (305) 858-2900
Facsimile: (305) 858-5261

Attorneys for Alan Dershowitz

/s/ Bradley J. Edwards