

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
Case No. 08-80736-Civ-Marra/Matthewman**

JANE DOE #1 AND JANE DOE #2,

Petitioners,

v.

UNITED STATES OF AMERICA,

Respondent.

**UNITED STATES' NOTICE OF PARTIAL COMPLIANCE
AND UNOPPOSED MOTION FOR EXTENSION OF TIME**

Pursuant to the Court's Order of July 6, 2015 (DE 330), the Respondent, United States of America, by and through the undersigned Assistant United States Attorney, hereby gives notice of its production of the following documents and seeks additional time to comply with the remainder of the Court's Order.

Notice of Partial Compliance

"Clean copies" of many of the documents that were withheld because of handwritten attorney notes or comments were previously produced. However, to avoid any concerns about production, the items designated below were produced in accordance with the Court's Order in redacted format.

Bates Range	Description	Notes
P-005060 thru P-005081	Correspondence and attorney notes	Letter at Bates Nos. P-005061 through P-005062 produced. Remaining items (typed attorney interview outline and attorney handwritten notes) withheld.
P-005584 thru P-005606	Correspondence and attorney documents	Correspondence at Bates Nos. P-005590 through P-005595 and P-005596 produced

Bates Range	Description	Notes
P-010526 thru P-010641	Attorney research file	Correspondence with opposing counsel at Bates Nos. P-010528 through P-010534, and P-010556 through P-010559 produced. Remaining research items and draft correspondence withheld.
P-011923 thru P-011966	Attorney research file	Correspondence from opposing counsel at Bates Nos. P-011924 through P-011946 redacted and produced. Victim names also redacted, other than petitioners' names and individual who publicly identified herself in court documents in <i>Doe v. Epstein</i> litigation. Remaining internal correspondence and notes withheld.
P-013293 thru P-013299	Mixed internal and external correspondence	Correspondence with opposing counsel produced. Remaining portion of document redacted.
P-013342 thru P-013350	Draft correspondence to Epstein counsel	Court has ordered production of "outside correspondence." This document was a draft that was not produced. If a final version was sent, it will be produced (if it has not yet been produced).
P-013351 thru P-013361	Correspondence from Epstein counsel with notes	Correspondence from Epstein counsel has been produced with handwritten notes redacted from letter and additional notes withheld. Victim names also redacted, other than petitioners' names and individual who publicly identified herself in court documents in <i>Doe v. Epstein</i> litigation.
P-013509 thru P-013514	Correspondence with Epstein counsel	Correspondence with Epstein counsel produced with internal correspondence redacted.
P-013838 thru P-013841	Correspondence from Jane Doe counsel with handwritten notes	Produced with attorney handwritten notes redacted. Please note that the Court describes this as correspondence from Epstein's counsel. This is correspondence from counsel for Petitioners.
P-013870 thru P-013871	Correspondence with Epstein counsel	Previously produced without internal correspondence. Reproduced in accordance with Court's order.
P-013877	Correspondence from Epstein counsel	Previously produced. Reproduced in accordance with Court's order
P-013880 thru P-013882	Correspondence from Epstein counsel with internal correspondence	Produced with internal correspondence redacted. Had previously been produced.
P-013905	Correspondence from Epstein counsel with internal correspondence	Produced with internal correspondence redacted. Had previously been produced.

Bates Range	Description	Notes
P-014206 thru P-014216	Correspondence with Epstein counsel with internal correspondence	Produced with internal correspondence redacted. Had previously been produced.
P-014217 thru P-014238	Correspondence with Epstein counsel with internal correspondence	Produced with internal correspondence redacted. Had previously been produced.
P-014252 thru P-014275	Correspondence with Epstein counsel with internal correspondence	Produced with internal correspondence redacted.
P-014311 thru P-014329	Correspondence with Epstein counsel with internal correspondence	Produced correspondence with Epstein counsel at P-014320 thru P-014321 with internal correspondence redacted. Had previously been produced.
P-014330 thru P-014337	Correspondence with Epstein counsel with internal correspondence	Produced with internal correspondence redacted. Had previously been produced.
P-014520	Correspondence with FBI agents	Produced pursuant to Court's order

The government notes that two of the items listed above contained the names of individuals identified through the course of the investigation. At this time, these names have been redacted, except for the names of the Petitioners and one individual who publicly identified herself in court documents in the *Doe v. Epstein* litigation. As explained below, the government believes that providing the names of individuals who have always asked to proceed as “Jane Does,” without their permission, would violate state and federal law.

Motion for Additional Time

With regard to two items in the Court's Order, the United States respectfully requests additional time to comply.

First, the Court has ordered the United States to produce to Petitioners a list of other identified victims and information related to other victims pursuant to a Protective Order (*see*

DE330 ref documents bearing Bates Nos. P003647-P003651; P003712; P005420; P011778-P011788; P012451-P012452; P-014551). The parties have not yet drafted a protective order. The United States also is in the process of attempting to determine the position of the other individuals whose names were provided to counsel for Jeffrey Epstein regarding the disclosure of their personal information to Petitioners' counsel. The government believes that disclosing this information without the consent of the named individuals would violate both state law and the CVRA. To avoid unnecessary litigation, the undersigned is attempting to determine whether any of the named individuals will consent to the disclosure of their names and whether the petitioners are already aware of some (or all) of the names.

Second, the Court has asked the United States to certify that certain documents were already produced. For example, where draft versions of certain letters were included on the privilege, the Court has asked the government to certify that final versions have been produced (*see, e.g.*, DE330 ref. documents bearing Bates Nos. P-012174 thru P-012176). When preparing the Second Supplemental Privilege Log, the undersigned realized that some emails had not been reviewed and produced due to a hard drive crash in 2008. Those emails have been recovered, but need to be reviewed for privilege and produced. On Wednesday, July 22, 2015, the undersigned has a brief due to the Eleventh Circuit in the matter of *United States v. Baston*, 14-14444-EE. The Eleventh Circuit previously granted an extension of time in *Baston* to allow the undersigned to finish the Second Supplemental Privilege Log. After the *Baston* brief is filed, the undersigned will be able to complete the review of the additional emails, and provide the certification that the Court has ordered. Accordingly, the government respectfully requests fourteen additional days to certify that all final versions of draft correspondence have been produced.

The undersigned has conferred with Brad Edwards, counsel for Petitioners in this matter,

who has stated that he has no objection to the granting of an additional fourteen days to certify that all final versions of draft correspondence have been produced. Mr. Edwards and the undersigned also are working to resolve the issue regarding production of the victim list without the need for court intervention.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on July 20, 2015, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. According to the Court's website, counsel for all parties are able to receive notice via the CM/ECF system. The documents referenced above were served on counsel for Petitioners via Federal Express.

s/A. Marie Villafaña
A. MARIE VILLAFANA
Assistant United States Attorney

SERVICE LIST

Jane Does 1 and 2 v. United States,
Case No. 08-80736-CIV-MARRA/MATTHEWMAN
United States District Court, Southern District of Florida

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