

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 08-CV-80232-MARRA/JOHNSON

JANE DOE NO. 3,

Plaintiff,

vs.

JEFFREY EPSTEIN,

Defendant.

**PLAINTIFF'S MOTION FOR ENTRY
OF DEFAULT AGAINST DEFENDANT**

Plaintiff, Jane Doe No. 3, by and through her undersigned counsel, and pursuant to the Federal Rule of Civil Procedure 55(a) and S.D. Fla. L.R. 7.1, hereby files this Motion for Entry of Default Against Defendant, and states as follows:

1. On May 7, 2008, Defendant Jeffrey Epstein was served with a Summons and Complaint in this case. A copy of the Affidavit of Service is attached hereto as Exhibit "A".
2. Pursuant to Federal Rule of Civil Procedure 12(a)(1), Defendant was required to answer or otherwise serve a response to the Complaint on or before May 27, 2008.
3. To date, Defendant has neither answered the Complaint, filed a response of any kind, nor requested an enlargement of time. Moreover, no attorney has entered an appearance on behalf of the Defendant.
4. The Defendant, Jeffrey Epstein is not on active duty in the armed forces of the United States. See Exhibit "B".
5. Accordingly, pursuant to Federal Rule of Civil Procedure 55(a), Plaintiff applies to this Honorable Court for the entry of default judgment against the Defendant.

WHEREFORE, Plaintiff, JANE DOE NO. 3, respectfully requests this Court to grant this motion in favor of Plaintiff and enter a default against Defendant, JEFFREY EPSTEIN.

Dated: May 29, 2008.

Respectfully submitted,

By: s/ Adam D. Horowitz.

Jeffrey M. Herman (FL Bar No. 521647)

jherman@hermanlaw.com

Stuart S. Mermelstein (FL Bar No. 947245)

ssm@hermanlaw.com

Adam D. Horowitz (FL Bar No. 376980)

ahorowitz@hermanlaw.com

HERMAN & MERMELSTEIN, P.A.

Attorneys for Plaintiffs Jane Doe

18205 Biscayne Blvd., Suite 2218

Miami, Florida 33160

Tel: 305-931-2200

Fax: 305-931-0877

CERTIFICATE OF SERVICE

I hereby certify that on May 29, 2008, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day to all parties on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those parties who are not authorized to receive electronically Notices of Electronic Filing.

/s/ Adam D. Horowitz.

SERVICE LIST
DOE vs. JEFFREY EPSTEIN
CASE NO.: 08-CV-80232-MARRA/JOHNSON
United States District Court, Southern District of Florida

Jeffrey Epstein (Via Regular Mail)
9 East 71st Street
New York, NY 10021

/s/ Adam D. Horowitz