

JUL 28 2008
STEVEN M. LARIMORE
CLERK U.S. DIST CT
S.D. OF FLA. MIAMI

Sealed

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

JANE DOE NO. 2,

CASE NO.: 08-80119-CIV-KAM-LRJ

vs.

JEFFREY EPSTEIN.

/

JANE DOE NO. 3,

CASE NO.: 08-80232-CIV-KAM-LRJ

vs.

JEFFREY EPSTEIN.

/

JANE DOE NO. 4,

CASE NO.: 08-80380-CIV-KAM-LRJ

vs.

JEFFREY EPSTEIN.

/

JANE DOE NO. 5,

CASE NO.: 08-80381-CIV-KAM-LRJ

vs.

JEFFREY EPSTEIN.

/

FILED UNDER SEAL

DEFENDANT'S MOTION TO FILE UNDER SEAL

Lewis Tein PL
MICHAEL S. ALTMAN

3059 GRAND AVENUE, SUITE 340, COCONUT GROVE, FLORIDA 33133

B/S

Pursuant to Rule 5.4 of the Local Rules of the United States District Court for the Southern District of Florida, defendant Jeffrey Epstein hereby moves to file his reply to plaintiffs' responses to his motions for stay, as well as this motion, under seal, stating as follows:

1. In his reply to plaintiffs' responses to his motions for stay, defendant Jeffrey Epstein refers to a confidential agreement between the United States Attorney's Office for the Southern District of Florida and Jeffrey Epstein.
2. The information contained in the confidential agreement is material to this Court's consideration of defendant's reply to plaintiffs' responses to his motions for stay.
3. To avoid disclosure of confidential material, defendant requests leave to file his reply to plaintiffs' responses to his motions for stay, and this motion, under seal.
4. We recognize that this Court has previously unsealed documents referring to this same agreement. We mean in no way to disregard that order, but seek merely to comply with the confidentiality clause in that agreement for this new and independent filing, in an abundance of caution, until directed otherwise by the Court.

WHEREFORE, defendant Jeffrey Epstein respectfully requests leave to file this motion and his reply to plaintiffs' responses to his motions for stay, under seal.

Respectfully submitted,

LEWIS TEIN, P.L.
3059 Grand Avenue, Suite 340
Coconut Grove, Florida 33133
Tel: 305 442 1101
Fax: 305 442 6744

By:


GUY A. LEWIS
Fla. Bar No. 623740
lewis@lewistein.com
MICHAEL R. TEIN
Fla. Bar No. 993522
tein@lewistein.com

ATTERBURY, GOLDBERGER & WEISS, P.A.
250 Australian Avenue South, Suite 1400
West Palm Beach, Florida 33401
Tel. 561 659 8300
Fax. 561 835 8691

By: Jack A. Goldberger
Fla. Bar No. 262013
jgoldberger@agwpa.com

CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 7.1

Undersigned counsel has conferred in good faith with counsel for the plaintiff, who opposes the relief requested in this motion.


Michael R. Tein

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing document is being served this day, July 28, 2008, on counsel of record identified on the service list by U.S. Mail.


Michael R. Tein

Service List

Jeffrey M. Herman, Esq.
Stuart S. Mermelstein, Esq.
Adam D. Horowitz, Esq.
Herman & Mermelstein, P.A.
18205 Biscayne Blvd, Suite 2218
Miami, Florida 33160
Fax: 305 931 0877