

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

JANE DOE,  
Plaintiff,  
v.  
DARREN K. INDYKE  
KAHN, in their capacity  
ESTATE OF JEFFREY  
GHISLAINE MAXWE  
Defendant

Case No. 1:20-cv-00484

## **COMPLAINT FOR DAMAGES**

## **DEMAND FOR JURY TRIAL**

Plaintiff Jane Doe ("Doe" or "Plaintiff") alleges as follows:

## **INTRODUCTION**

1. This case arises out of years of sexual abuse and exploitation of a young girl by notorious pedophile and convicted sex offender Jeffrey Epstein ("Epstein"). It all started in 1994 when 13-year-old Jane Doe met Epstein and Defendant Ghislaine Maxwell ("Maxwell") at a summer camp in Michigan. Jane Doe was their first known victim and was subsequently abused by Epstein and Maxwell for years as a young girl, suffering unimaginable physical and psychological trauma and distress. Despite that, Jane Doe has persevered and survived to tell her story, to hold her perpetrators accountable and to seek justice for the atrocities committed against her.

22        2. Throughout his life, Epstein systematically perpetrated acts of molestation,  
23 exploitation, assault and rape on hundreds of young girls. Epstein's system of abuse was  
24 facilitated in large part by his co-conspirator and accomplice, Maxwell, who helped supply him  
25 with a steady stream of young and vulnerable girls—many of whom were fatherless, like Jane  
26 Doe, and came from struggling families.

1       3. This system, which took years to develop, all started with them exploiting and  
2 abusing Jane Doe who they used as a guinea pig to refine their criminal enterprise and widen their  
3 network of additional sexual abuse victims.

## **THE PARTIES**

5       4. Plaintiff Jane Doe is a citizen of the State of California. At all times relevant to this  
6 suit, Doe was a minor child living in Florida and New York and who was sexually abused while  
7 she was a minor by Defendants in New York.

8 5. Defendant Ghislaine Maxwell is domiciled in the State of New York.

9       6.      Defendant Darren K. Indyke is sued in his capacity as an appointed executor of the  
10 Estate of Jeffrey E. Epstein.

11       7.     Defendant Richard D. Kahn is sued in his capacity as an appointed executor of the  
12 Estate of Jeffrey E. Epstein.

## **JURISDICTION AND VENUE**

14 8. Plaintiff is domiciled in California.

15       9.      Jeffrey Epstein was a citizen of the United States domiciled in the U.S. Virgin  
16 Islands at the time of his death. As the legal representatives of the Estate of Jeffrey E. Epstein,  
17 Darren K. Indyke and Richard D. Kahn are deemed citizens of the U.S. Virgin Islands. The matter  
18 in controversy exceeds the sum of \$75,000, and therefore jurisdiction in this Court is proper. 28  
19 U.S.C. § 1332(c)(2).

20 10. Ghislaine Maxwell is domiciled in New York.

21        11. A substantial part of the events giving rise to these causes of action occurred in the  
22 Southern District of New York, thus venue in this district is proper. 28 U.S.C. § 1391(b)(2).

**JURY DEMAND**

24 12. Plaintiff hereby demands a trial by jury on all of her claims in this action.

## **FACTUAL ALLEGATIONS**

#### Epstein and Maxwell's Abuse of Doe

27        13. In the summer of 1994, Jane Doe met Jeffrey Epstein and Ghislaine Maxwell at  
28 Interlochen Arts Camp in Michigan when she was only 13-years-old. Doe was there as a student

1 in the voice program. Doe was sitting alone on a bench between classes when Epstein and  
2 Maxwell approached her. Epstein bragged to her about being a patron of the arts and giving  
3 scholarships to talented young artists like Doe. Epstein and Maxwell probed her at length about  
4 her background, family situation and where she lived. As Doe got up to leave, Epstein requested  
5 her mother's phone number back in Florida. She was alarmed by his request, but also feared that  
6 she could not refuse the older man's request so she complied and provided him with the phone  
7 number.

8 14. Several weeks later, once Doe had returned from Michigan to Florida, Epstein  
9 called Doe's home. Epstein first spoke with Doe's mother about how he mentors young kids and  
10 provides scholarships for the arts. He requested to speak to Doe and invited her and her mother to  
11 his mansion in Palm Beach. He sent a driver across town to pick them up.

12 15. Over the course of the next several months, Epstein and Maxwell attempted to  
13 groom and mentor 13-year-old Jan Doe. Epstein gave himself the name of Doe's "godfather"  
14 while Maxwell acted like an older sister to her. They took her to movies, went shopping with her  
15 and lounged around Epstein's estate with her. Epstein and Maxwell then started to make sexual  
16 references when they were with her. For instance, Maxwell told Doe that having sex with ex-  
17 boyfriends was easy because once you slept with them "*they've been grandfathered in and you*  
18 *could go back and fuck them whenever you wanted.*" Epstein also started to slowly display his  
19 pedophilic ways when shopping with Doe and Maxwell. Instead of Doe picking out clothes she  
20 wanted to wear, Epstein insisted that she pick out and wear little children's cotton underwear.  
21 Also, after nearly every visit with Epstein and Maxwell, Epstein sent Doe home with two or three  
22 one-hundred-dollar bills to give her mother since "*she's having a hard time and struggling as a*  
23 *widow.*"

24 16. While these visits made Doe extremely uncomfortable, Epstein and Maxwell made  
25 her feel she could not refuse them. During this time, Epstein started to pay for voice lessons for  
26 Doe and insisted that Doe could not advance her career in any way without him. When Doe  
27 expressed hesitation about spending time with Epstein and Maxwell or acquiescing to their  
28 desires, Epstein and Maxwell would threaten Doe, and scold her for being "*ungrateful*".

1       17. During one of Doe's encounters with Epstein, he took her to Mar-a-Lago where he  
2 introduced her to its owner, Donald J. Trump. Introducing 14-year-old Doe to Donald J. Trump,  
3 Epstein elbowed Trump playfully asking him, referring to Doe, "*This is a good one, right?*"  
4 Trump smiled and nodded in agreement. They both chuckled and Doe felt uncomfortable, but, at  
5 the time, was too young to understand why.

6       18. Towards the end of 1994, Epstein invited Doe into his pool house, where he  
7 grabbed her, put her on his lap and started masturbating. Epstein told her that was what to expect  
8 from photographers who were soon going to be take modeling pictures of her. However, when  
9 Doe was ultimately photographed by these professional photographers, they did no such thing.

10      19. Over the next few years, the sexual abuse escalated. On a regular basis, Epstein  
11 would digitally penetrate Doe, force Doe to perform sexual acts on him and apply vibrators on  
12 different parts of Doe's body. The abuse occurred at Epstein's home in Palm Beach, Florida,  
13 Epstein's townhouse on 9 East 71st Street in New York City, and Epstein's ranch in New Mexico.  
14 When travelling to these places, Doe often flew with Epstein and Maxwell in Epstein's private jet.

15      20. In 1996, when Doe was 16-years-old, Epstein moved Doe to New York City. At  
16 first, Epstein put Doe up in his apartment on 65th Street and 2nd Avenue. After a few months,  
17 Epstein co-signed the lease for Doe and Doe's mother for an apartment. Additionally, Epstein paid  
18 her tuition at a private high school in Manhattan as well.

19      21. Once Epstein had secured Doe in New York and made her and her family  
20 completely dependent on him financially (including, for the roof over their heads), Epstein's abuse  
21 of Doe continued to escalate.

22      22. In 1997, while at Epstein's townhouse on 9 East 71st Street in the City of New  
23 York, Epstein asked 17-year-old Doe if she had a boyfriend. Doe replied that she did not. Epstein  
24 responded that when she did have a boyfriend she would want the sex to be "*good*" and that she  
25 should "*get it over with already*," meaning lose her virginity. Despite Doe's resistance, Epstein  
26 then pushed Doe down onto her stomach and raped her. From that point forward for several years  
27 in New York, Epstein raped Doe on multiple occasions.

28

1           23. During Doe's time in New York, Maxwell also regularly facilitated Epstein's abuse  
2 of Doe and was frequently present when it occurred.

3           24. In 1999, Doe moved to Los Angeles to start a career. Upon moving to Los Angeles  
4 and being physically away from Epstein and Maxwell, Doe finally felt like she could escape  
5 Epstein's abuse and stopped returning his frequent calls where he would threaten and berate her for  
6 not appreciating him.

7           25. Despite Doe's physical escape from Epstein and Maxwell, the years of abuse and  
8 exploitation perpetrated against her by them cause her immeasurable pain and suffering every day.

9           **Epstein's Death and Will**

10          26. In July 2019, Epstein was indicted by the United States Attorney's Office for the  
11 Southern District of New York.

12          27. On August 10, 2019, Epstein was found dead in his jail cell at the Metropolitan  
13 Correctional Center, where he was being held pending trial. Upon information and belief, New  
14 York City's medical examiner concluded Epstein died by suicide.

15          28. On August 15, 2019, Epstein's last will and testament (the "Will") was filed in the  
16 Probate Division of the Superior Court of the Virgin Islands.

17          29. The Will indicated that it was executed by Epstein on August 8, 2019 at the  
18 Metropolitan Correctional Center. The Will was accompanied by affidavits from Darren K.  
19 Indyke and Richard D. Kahn attesting to their "Oath of Willingness to Serve as Executor and  
20 Appointment of Local Counsel." Mr. Indyke and Mr. Kahn also filed a Petition for Probate and for  
21 Letters Testamentary in the Superior Court of the Virgin Islands.

22          30. The Will's first article directs Epstein's executors "to pay from my estate all  
23 expenses of my last illness, my funeral and burial expenses, the administration expenses of my  
24 estate and all of my debts duly proven and allowed against my estate." The Will further directs  
25 that "after the payments and distributions provided in Article FIRST," Epstein "give[s] all of my  
26 property, real and personal, wherever situated...to the then acting Trustees of The 1953 Trust."

27

28

1       31. On August 26, 2019, Defendant Darren K. Indyke filed a Certificate of Trust with  
2 the Superior Court for the Virgin Islands, confirming that he and Defendant Richard D. Kahn are  
3 the two Trustees of The 1953 Trust.

4       32. On September 6, 2019, Magistrate Judge Carolyn P. Hermon-Percell of the  
5 Superior Court of the Virgin Islands ordered that Epstein's will be admitted to probate and  
6 authorized Mr. Indyke and Mr. Kahn to administer the estate.

**FIRST CAUSE OF ACTION**

9       33. Plaintiff incorporates by reference all preceding paragraphs and re-alleges them as  
10 if set forth fully herein.

11       34. On numerous occasions over several years, Epstein, with Maxwell's assistance,  
12 made violent sexual demands on Plaintiff while placing his hands on her body in a position of  
13 dominance and control and while touching Plaintiff in violent and invasive ways.

14        35.     These demands, often made when young Plaintiff was alone with Epstein or with  
15 only Epstein and Maxwell, were intended to frighten Plaintiff into submitting to his sexual  
16 demands and placed Plaintiff in apprehension of harm.

17       36. This conduct caused Plaintiff serious and persistent harm and contributed to  
18 injuries that Plaintiff continues to suffer.

19       37. This cause of action is timely under the Child Victims Act, N.Y. C.P.L.R. § 214-g  
20 (McKinney 2019), because it arises out of conduct perpetrated against Plaintiff when she was  
21 under the age of 18 that constitutes a sexual offense as defined in Article One Hundred Thirty of  
22 the New York Penal Law (“Article 130”). See N.Y. P.L. § 130.52; N.Y. P.L. § 130.55.

**SECOND CAUSE OF ACTION**

**(Sexual Battery)**

25       38. Plaintiff incorporates by reference all preceding paragraphs and re-alleges them as  
26 if set forth fully herein.

27 39. On numerous occasions over several years, Epstein raped Doe.

1           40. On numerous occasions over several years, Epstein digitally penetrated Doe with  
2 his fingers, tongue and foreign objects.

3       41. On numerous occasions over several years, Epstein made otherwise unwanted,  
4 unlawful, harmful, and offensive physical contact with Plaintiff's body.

5           42. This conduct caused Plaintiff serious and persistent harm and contributed to  
6 injuries that Plaintiff continues to suffer.

7       43.     This cause of action is timely under the Child Victims Act, N.Y. C.P.L.R. § 214-g  
8 (McKinney 2019), because it arises out of conduct perpetrated against Plaintiff when she was  
9 under the age of 18 that constitutes a sexual offense as defined in Article One Hundred Thirty of  
10 the New York Penal Law (“Article 130”). See N.Y. P.L. § 130.52; N.Y. P.L. § 130.55.

### **THIRD CAUSE OF ACTION**

#### **(Intentional Infliction of Emotional Distress)**

13           44. Plaintiff incorporates by reference all preceding paragraphs and re-alleges them as  
14 if set forth fully herein.

15       45. Epstein and Maxwell's campaign of sexual abuse against a teenaged Plaintiff was  
16 extreme and outrageous conduct that shocks the conscience.

17       46. Epstein and Maxwell's serial sexual assaults, committed during the course of a  
18 methodical plan of recruitment, enticement, and attack, inflicted severe pain and anguish upon  
19 Plaintiff.

20       47. Epstein and Maxwell directed this conduct at Plaintiff and knew that it would cause  
21 severe and lasting emotional distress. Indeed, the conduct caused Plaintiff severe and lasting  
22 emotional distress and serious injuries to her mental health.

23       48. This cause of action is timely under the Child Victims Act, N.Y. C.P.L.R. § 214-g  
24 (McKinney 2019), because it arises out of conduct perpetrated against Plaintiff when she was  
25 under the age of 18 that constitutes a sexual offense as defined in Article One Hundred Thirty of  
26 the New York Penal Law (“Article 130”). See N.Y. P.L. § 130.52; N.Y. P.L. § 130.55.

## **FOURTH CAUSE OF ACTION**

#### **(Negligent Infliction of Emotional Distress)**

1           49. Plaintiff incorporates by reference all preceding paragraphs and re-alleges them as  
2 if set forth fully herein.

3       50. Epstein and Maxwell coaxed Plaintiff, then a teenaged girl, into Epstein's home for  
4 a period of several years. They worked hard to groom her. Once under their supervision and  
5 influence, Epstein and Maxwell proceeded methodically to sexually abuse Plaintiff.

6       51. Epstein and Maxwell's conduct was extreme and outrageous, breached a duty owed  
7 directly to Plaintiff, endangered her physical safety, and caused severe and lasting emotional  
8 distress and serious injuries to Plaintiff's mental health.

9       52.     This cause of action is timely under the Child Victims Act, N.Y. C.P.L.R. § 214-g  
10 (McKinney 2019), because it arises out of conduct perpetrated against Plaintiff when she was  
11 under the age of 18 that constitutes a sexual offense as defined in Article One Hundred Thirty of  
12 the New York Penal Law (“Article 130”). See N.Y. P.L. § 130.52; N.Y. P.L. § 130.55.

## **FIFTH CAUSE OF ACTION**

#### **(False Imprisonment)**

15       53. Plaintiff incorporates by reference all preceding paragraphs and re-alleges them as  
16 if set forth fully herein.

17       54. Defendants, in perpetrating the above-described non-consensual sexual assaults,  
18 did, by use of threat and/or physical force, willfully and intentionally confine, detain, imprison  
19 and/or restrain Plaintiff without lawful authority to do so, against her will, and without her  
20 consent.

55. Plaintiff was aware of, and suffered the extreme effects of, the Defendants' unlawful confinement.

23 56. As a consequence of Defendants' false imprisonment of Plaintiff, she sustained  
24 conscious pain and suffering, Plaintiff's health was impaired, Plaintiff suffered great mental  
25 distress, shock, fright and humiliation, and Plaintiff's reputation and character were injured.

26       57. As a consequence of the conduct of Defendants, Plaintiff has incurred severe  
27 psychological trauma and damage, has suffered great humiliation, loss of esteem, mental anguish  
28 and suffering.

1       58. This cause of action is timely under the Child Victims Act, N.Y. C.P.L.R. § 214-g  
2 (McKinney 2019), because it arises out of conduct perpetrated against Plaintiff when she was  
3 under the age of 18 that constitutes a sexual offense as defined in Article One Hundred Thirty of  
4 the New York Penal Law (“Article 130”). See N.Y. P.L. § 130.52; N.Y. P.L. § 130.55.

## **PRAYER FOR RELIEF**

6 WHEREFORE, Plaintiff Jane Doe prays for this Court to:

7        59. Issue a judgment declaring that Defendant ESTATE OF JEFFREY E. EPSTEIN by  
8 and through its executors, DARREN K. INDYKE and RICHARD D. KAHN, as legal  
9 representatives of the Estate of Jeffrey E. Epstein, and Defendant GHISLAINE MAXWELL are  
10 liable for the violations of law alleged in this case;

11 60. Award actual, compensatory, statutory, consequential and punitive damages;

12 61. Award pre-judgment and post-judgment interest at the highest rate allowed by law;

13 | and

14 62. Grant such further relief as this Court may deem just and proper.

Respectfully submitted,

R. Olaus

Dated: January 16, 2020

Kevin Boyle (admission pending)  
Robert Glassman (admission pending)  
Nathan Werksman (admission pending)

PANISH SHEA & BOYLE LLP  
11111 Santa Monica Blvd., Suite 700  
Los Angeles, CA 90025  
Telephone: (310) 477-1700  
Facsimile: (310) 477-1699  
[boyle@psblaw.com](mailto:boyle@psblaw.com)  
[glassman@psblaw.com](mailto:glassman@psblaw.com)  
[werksman@psblaw.com](mailto:werksman@psblaw.com)

/s/ Benedict P. Morelli

Benedict P. Morelli

David T. Sirotkin

Sara A. Mahoney

MORELLI LAW FIRM PLLC

1                           777 Third Avenue, 31<sup>st</sup> Floor  
2                           New York, NY 10017  
3                           Telephone: (212) 751-9800  
4                           Facsimile: (212) 751-0046  
5                           bmorelli@morellilaw.com  
6                           dsirotkin@morellilaw.com  
7                           smahoney@morellilaw.com

8  
9  
10  
11                          *Attorneys for Plaintiff*  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

PANISH SHEA & BOYLE LLP  
11111 Santa Monica Boulevard, Suite 700  
Los Angeles, California 90025  
310.477.1700 phone • 310.477.1699 fax