

IN THE CIRCUIT COURT OF THE FIFTEENTH
JUDICIAL CIRCUIT IN AND FOR PALM
BEACH COUNTY, FLORIDA

CASE NO.: 50-2019-CA-0144681-AG

CA FLORIDA HOLDINGS, LLC
Publisher of *THE PALM BEACH POST*,

Plaintiff

vs.

DAVE ARONBERG, as State Attorney
of Palm Beach, County, Florida; SHARON
BOCK, as Clerk and Comptroller of
Palm Beach County, Florida,

Defendants.

THE MCCLATCHY COMPANY, LLC'S MOTION TO INTERVENE

The McClatchy Company, LLC ("McClatchy"), publisher of *The Miami Herald*, moves to intervene in this action for the limited purpose of obtaining, pursuant to §905.27, Florida Statutes, access to grand jury materials relating to Jeffrey Epstein. The grounds for this motion are:

1. McClatchy publishes *The Miami Herald*. The reporting of McClatchy's professional journalists, especially Julie Brown, have been central and instrumental in exposing Jeffrey Epstein's sexual abuse and trafficking of minors. *The Miami Herald*'s first articles regarding Mr. Epstein were published in November 2018.

2. Through an initial and amended complaint, and then the prosecution of an appeal, Plaintiff has sought to obtain through this action grand jury materials relating to Mr. Epstein.

3. By Agreed Order dated February 28, 2024, the Court permitted the Associated Press to intervene in this action, writing that "[t]he Associated Press is hereby permitted to

intervene in this matter and shall be granted access to any grand jury materials the Court orders to be disclosed.”

4. Yesterday, on February 29, 2024, this Court entered an order ruling that under the law, as it existed on that date, releasing the grand jury materials would not further justice and, on that basis, the Court would not order the release of the materials. However, the Court noted that the governing law will change on July 1, 2024, and the Court granted the parties leave to file a motion for reconsideration once the law changes.

5. Through this Motion, McClatchy seeks to intervene in this action for the limited purpose of obtaining access to any grand jury materials that, upon motion for reconsideration, the Court orders to be disclosed. As the publisher of a newspaper of general circulation, McClatchy has standing to intervene for the purpose of opposing closure of records and seeking to obtain access to records. *See, e.g., Barron v. Florida Freedom Newspapers, Inc.*, 531 So.2d 113, 118 (Fla. 1988); *Miami Herald Publishing Co. v. Lewis*, 426 So.2d 1, 4 (Fla. 1983).

WHEREFORE, McClatchy respectfully requests the entry of an Order permitting it to intervene in this action for the limited purpose of obtaining access to the grand jury materials related to Mr. Epstein.

Respectfully submitted,

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Attorneys for The McClatchy Company, LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I filed this document on March 1, 2024 using Florida's e-filing portal, which will serve a copy on all counsel of record.

By: /s/ Scott D. Ponce

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