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Page 1

IN THE CIRCUIT COURT OF THE 17TH JUDICIAL CIRCUIT

IN AND FOR BROWARD COUNTY, FLORIDA

CASE NO.: CACE 15-000072

BRADLEY J. EDWARDS, and

PAUL G. CASSELL,

Plaintiffs,

vs.

ALAN DERSHOWITZ,

Defendant.

TRANSCRIPT OF NON-PARTY VIRGINIA ROBERTS'
EMERGENCY MOTION TO SEAL

DATE TAKEN: December 18, 2015

TIME: 9:26 a.m - 9:45 a.m.

PLACE: Broward County Courthouse

201 Southeast 6th Street

Fort Lauderdale, Florida 33301

BEFORE: Thomas M. Lynch, IV, Circuit Court Judge

This cause came on to be heard at the time and place aforesaid, when and where the following proceedings were reported by:

Michele Cameron

Magna Legal Services

866-624-6221



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1	negotiations between the parties. It is
2	without question that these were settlement
3	conversations.
4	I appreciate what he is trying to refer
5	to, this later mediation with Judge
6	Streitfeld. There is a mediation that has
7	gone on in the last couple of weeks with
8	Judge Streitfeld. These were confidential
9	settlement negotiations that started in May
10	and went up to the present; so to say that
11	THE COURT: I agree with you. I think
12	they're confidential settlement discussions.
13	I'm going to grant the Motion to Seal.
14	MS. MCCAWLEY: Thank you, Your Honor.
15	MR. SAFRA: Well, Your Honor
16	THE COURT: Over the strong objection of
17	the Defendant.
18	MR. SAFRA: Can I, for the record
19	MS. MCCAWLEY: Thank you.
20	MR. SAFRA: at least also reserve
21	that for the relief that needs to be shown
22	irreparable harm, death, or manifest injury,
23	and it's our position that that hasn't been
24	shown in the requested relief.
25	THE COURT: You don't think confidential



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1	settlement agreements should be sealed? I
2	know you don't think they are confidential
3	settlement agreements
4	MR. SAFRA: Well
5	THE COURT: but if they are, which
6	I've made that finding, you don't think they
7	should be sealed?
8	MR. SAFRA: Well, you're making the
9	finding that they were confidential
10	settlement
11	THE COURT: I am.
12	MR. SAFRA: but that wasn't at issue
13	here, and they haven't even filed the
14	opposition, and we have our Motion in Limine;
15	so you're ruling upon that when
16	THE COURT: No. I'm just sealing these
17	because I think they should be sealed.
18	MR. SAFRA: Okay.
19	THE COURT: Although, you know
20	MR. SAFRA: Take your words for the
21	future.
22	THE COURT: everyone is aware of
23	MR. SAFRA: Understood.
24	THE COURT: Well, everyone. Whoever
25	read the New York Times is aware of the



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1	situation; so I will grant the motion.
2	MR. SAFRA: For clarity, the Motion in
3	Limine, when that gets scheduled, is your
4	finding that it's a settlement
5	communication
6	THE COURT: I'll listen to any argument
7	anyone has on any issue. We're not doing
8	that today.
9	MR. SAFRA: Just the seal.
10	THE COURT: I'm available for hearings
11	anytime after the 3rd of January.
12	MR. SAFRA: And can I state, so you
13	don't get a disagreement where we end up back
14	before the Court just because I'm aware
15	and I want to raise
16	MS. MCCAWLEY: Right.
17	MR. SAFRA: it and so that you have
18	an opportunity, it is our position or my
19	client's position that these meetings
20	occurred in New York and that the sealing
21	would apply to the public filings and in
22	Florida.
23	MS. MCCAWLEY: Your Honor, if the intent
24	here is to continue to spew the confidential
25	settlement negotiations and have
1	



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1	Mr. Dershowitz go to New York or other
2	locations to say these things again, I would
3	object to that. I think this Court needs to
4	be very stern in its response that these are
5	not appropriate to be disclosed.
6	THE COURT: Well, I think he is aware of
7	that.
8	MR. SAFRA: I'm aware, and I will convey
9	to my client. I think the Court's
10	jurisdiction is what is it, but I just wanted
11	to raise the issue and we will act in good
12	faith and, you know, do just like we did last
13	time, contact Mr. Boies to give opportunities
14	before anything happens.
15	MS. MCCAWLEY: Your Honor, I disagree
16	with that. I have no indication that
17	Mr. Boies was contacted about this in
18	advance.
19	THE COURT: Thanks. Nice to see you.
20	MS. MCCAWLEY: Thank you, Your Honor.
21	MR. SAFRA: Thank you, Your Honor. Have
22	a good weekend.
23	THE COURT: You, too.
24	MS. MCCAWLEY: I have a Proposed Order
25	with me. Do you want me to



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 1
 2
 3
                              CERTIFICATE
 5
     STATE OF FLORIDA
     COUNTY OF BROWARD
 7
               I, MICHELE CAMERON, Notary Public in and for
 8
      the State of Florida at Large, do hereby certify that
9
      the case of BRADLEY J. EDWARDS, and PAUL G. CASSELL
      are the Plaintiffs, and ALAN DERSHOWTIZ is the
10
11
      Defendant, was heard before the Honorabe Thomas M.
12
      Lynch, IV, as Judge, and that the foregoing pages,
13
      numbered 1 to 28, inclusive, constitute a true and
      correct transcription of the proceedings taken on
14
15
      December 18, 2015.
               WITNESS my hand and official seal in the City
16
17
      of Fort Lauderdale, County of Broward, State of
18
      Florida, this 18th day of December, 2015.
19
20
21
                                MICHELE CAMERON
22
                                Notary Public, State of
                                Florida at Large
23
                                My Commission Expires: 12-27-15
                                My Commission No.: EE152087
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