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IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT IN AND FOR BROWARD COUNTY, FLORIDA

CASE NO.: CACE 15-000072

BRADLEY J. EDWARDS and PAUL G. CASSELL,

Plaintiffs / Counterclaim Defendants,

٧.

ALAN M. DERSHOWITZ,

Defendant / Counterclaim Plaintiff.

ORDER ON DEFENDANT/COUNTERCLAIM PLAINTIFF'S MOTION TO COMPEL PLAINTIFF'S PRODUCTION OF DOCUMENTS AND MOTION FOR FINDING OF WAIVER BASED ON PLAINTIFF'S FAILURE TO PROVIDE A PRIVILEGE LOG

THIS CAUSE having come before the Court on Defendant/Counter Claim Plaintiff's Motion to Compel Plaintiff's Production of Documents and Defendant/Counter Claim Plaintiff's Motion for Finding of Waiver Based on Plaintiff's Failure to Provide a Privilege Log, and the Court having heard argument, reviewed the pleadings and exhibits and being otherwise fully advised in the premises, it is hereby,

ORDERED AND ADJUGED that

Defendant/Counterclaim Plaintiff's Motion to Compel Plaintiff's Production of
Documents and complete responses to interrogatories is hereby denied. Pre March 2014
communication are protected by the work product privilege and the witness has not waived the
communications that were protected by the attorney-client privilege. Also, there was no waiver
by the Plaintiff's by filing suit.

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 Defendant's Motion for a finding of waiver based on Plaintiff's failure to provide a privilege log is hereby denied. However, the court orders Plaintiff's to provide an itemized

privilege log within 30 days.

DONE AND ORDERED in Broward County, Florida this ____ day of November, 2015.

THOMAS M. LYNCH, IV

HONORABLE THOMAS LYNCH

Circuit Court Judge OFY

Copies furnished to: All Counsel of Record