

EXHIBIT 5 PART 2

1 Amendment privilege, that you sexually abused Jane Doe 3
2 when she was a child?

3 MR. PIKE: Form, speculation, calls for a legal
4 conclusion.

5 THE WITNESS: The Supreme Court has said that
6 the Fifth Amendment should be used by people who
7 are innocent, Mr. Horowitz. That's one of the
8 benefits of the Fifth Amendment. My counsel has
9 advised me I cannot answer your questions here
10 today, though I'd like to. I'm sure this -- these
11 sort of embarrassing questions posed for the jury
12 where your partner has been disbarred since filing
13 this claim, or Mr. Edwards' partner who sits in
14 jail probably for the rest of his life for crafting
15 cases of a sexual nature to fleece people for -- of
16 money, just money, money, money. His firm is
17 bankrupt. So, yes, I'd like to answer these
18 questions, and all your questions here today, but
19 unfortunately, on advice of counsel, I cannot.

20 BY MR. HOROWITZ:

21 Q Sir, are you asserting your Fifth, Sixth and
22 Fourteenth Amendment privileges because you're
23 innocent? Is that what you're telling us?

24 MR. PIKE: Form.

25 THE WITNESS: I would like to answer every one

1 like to answer every question you've posed here today
2 about you -- about these girls you say came to my
3 house. However, on advice of counsel, I cannot answer
4 that question today. I have to assert, on the advice --
5 my Sixth Amendment, Fifth Amendment and Fourteenth
6 Amendment Rights.

7 I'd like to answer that question about Jane Doe
8 4, and I believe she was represented by your partner,
9 Jeffrey Herman, who after representing her was disbarred
10 by the Florida Bar Association.

11 Mr. Rothstein -- or Mr. Edwards' partner,
12 Mr. Rothstein, who sits in jail accused by the Florida
13 U.S. Attorney of running a criminal enterprise in
14 Mr. Edwards' firm, fabricating malicious cases to fleece
15 investors out of millions of dollars, fabricating cases
16 of a sexual nature, I would like to answer every one of
17 your questions here today. However, on advice of
18 counsel, I cannot do so.

19 MR. HOROWITZ: Did you want that break now?

20 THE WITNESS: Yes, please.

21 MR. PIKE: No, actually before we take a
22 break --

23 MR. HOROWITZ: Okay.

24 MR. PIKE: -- my understanding was, is that you
25 wanted to take a break around 12:30 or 12:45 for

1 of your questions posed by you, your partner, Mr.
2 Herman, who's been disbarred by the Florida Bar
3 after filing this claim, Mr. Edwards' partner who
4 sits in jail, his firm accused by the U.S. Attorney
5 -- accused by the U.S. Attorney of being a criminal
6 enterprise, for fleecing South Florida investors
7 out of millions of dollars by crafting, malicious,
8 fabricated cases of a sexual nature against people
9 -- other people -- me and others, I would like to
10 answer each and every one of your questions.
11 However today, on advice of counsel, I cannot
12 answer any of your questions that may be relevant
13 to this lawsuit.

14 BY MR. HOROWITZ:

15 Q Sir, you know I also represent Jane Doe Number
16 4, do you understand that?

17 MR. PIKE: Form.

18 THE WITNESS: Yes.

19 BY MR. HOROWITZ:

20 Q Okay. Isn't it true, sir, that a girl named
21 Jane Doe 4 came to your Palm Beach home on multiple
22 occasions between 2003 and 2005?

23 A Could we take a break? Is that it?

24 Q I would like you to answer that question.

25 A Sorry. I'd like to answer that question. I'd

1 lunch. It is 12:35 right now. If you want to keep
2 going for another 10 minutes, we'll go for another
3 10 minutes, or if you want to just break now for 30
4 minutes, go grab something to eat, and then come
5 back.

6 MR. HOROWITZ: Yeah. I mean, this line of
7 questioning is going to be more than 10 minutes, so
8 I would suggest we take our break now.

9 MR. PIKE: You want to take lunch right now?

10 MR. HOROWITZ: Yeah.

11 MR. PIKE: Okay.

12 THE WITNESS: All right. Thank you.

13 THE VIDEOGRAPHER: Time off the record 12:30.
14 (Thereupon, a lunch break was taken.)

15 THE VIDEOGRAPHER: Time on the record 1:11.
16 This is Tape 3.

17 BY MR. HOROWITZ:

18 Q Mr. Epstein, did you pay H.R. \$200 to bring a
19 girl named Jane Doe 4 to your home so that you could
20 engage Jane Doe 4 in sexual activity?

21 MR. PIKE: Form.

22 THE WITNESS: Mr. Horowitz, I'd like to answer
23 that. I am going to have to answer that question,
24 as I've answered most of your questions here today,
25 which is upon advice of counsel, I am going to have

1 to assert my Sixth Amendment, Fourteenth Amendment
2 and Fifth Amendment Right, though I'd like to
3 answer that question.

4 I'd also like to correct some of the -- a
5 previous statement I made regarding your partner
6 that he had been disbarred. I understand he wasn't
7 disbarred, but he was simply suspended for improper
8 behavior, suspended by the Florida Bar. So I would
9 like to make the correction that he's not totally
10 disbarred, but he's no longer practicing for the
11 time being. So -- but on advice of counsel, at
12 least with respect to this question, or any
13 question that may be relevant to this lawsuit, my
14 counsel has told me I must assert those rights.

15 BY MR. HOROWITZ:

16 Q Okay. And if I'm hearing you correct, your
17 testimony that Mr. Herman was disbarred is -- was
18 erroneous; is that right?

19 MR. PIKE: Form.

20 THE WITNESS: My testimony that your partner
21 who filed these lawsuits was disbarred seems to be
22 incorrect. He was -- according to what I was told,
23 he has only been disbarred for his greatly improper
24 behavior, but -- and so he -- one day he will, in
25 fact, be practicing law again in South Florida --

1 Q Mr. Epstein, at any time before May 2005, did
2 you receive a phone call from H.R. that she was bringing
3 Jane Doe 4 to your home so that Jane Doe 4 could give
4 you a massage?

5 MR. PIKE: Form.

6 THE WITNESS: I'd like to answer that question,
7 but unfortunately, I am going to have to answer
8 that question as I've answered most of your
9 questions here today, Mr. Horowitz, which is upon
10 advice of counsel, they've told me I cannot answer
11 your questions no matter how much I want to. They
12 told me I have to assert my Sixth Amendment, Fifth
13 Amendment and Fourteenth Amendment Rights.

14 Though you're currently suspended -- I keep
15 saying "disbarred," but I'm not a lawyer, so I
16 don't really understand the difference between
17 disbarred and suspended -- he seems to be only
18 suspended by the Florida Bar, I -- I cannot answer
19 that question today upon advice of counsel.

20 BY MR. HOROWITZ:

21 Q Okay. Sir, at any time before May 2005, did
22 you instruct S.K. to place a telephone call to H.R., so
23 that H.R. could arrange for Jane Doe 4 to come to your
24 home for sexual activity with you?

25 MR. PIKE: Form.

1 MR. HOROWITZ: Okay.

2 THE WITNESS: -- unlike Mr. Edwards' partner
3 who currently sits in jail for perpetrating one of
4 the largest frauds in South Florida's history.

5 BY MR. HOROWITZ:

6 Q Okay. I'm glad we got that squared away.

7 Did you pay Jane Doe 4 to bring other minor
8 girls to your home for your own sexual gratification?

9 MR. PIKE: Form.

10 THE WITNESS: That question I believe would --
11 is -- is -- I would like to answer that question.
12 Unfortunately, my counsel has advised me that I
13 cannot answer any questions today that may become
14 relevant to any of your lawsuits filed by you and
15 your currently suspended partner, suspended by the
16 Florida Bar, or answer questions relevant to Mr.
17 Edwards who is sitting on your right, his firm's
18 partner who's sitting in jail for fabricating cases
19 of a sexual nature against people like me and
20 others.

21 I'd like to answer -- as you might imagine, I'd
22 like to answer these questions, but I risk losing
23 my counsel if you do so, so I must accept their
24 advice today.

25 BY MR. HOROWITZ:

1 THE WITNESS: I'd like to answer that
2 question. I'd like to answer every specific --
3 every question you've asked me here today, but I am
4 going to have to respond as I've done with most of
5 your questions here today, Mr. Horowitz, which is
6 that upon advice of counsel, I am going to have to
7 assert my Sixth Amendment Rights, my Fourteenth
8 Amendment Rights and my Fifth Amendment Rights.
9 Though I'd like to answer the question, though I'm
10 sure the jury will understand your partner has been
11 suspended from practicing law in the State of
12 Florida, Mr. Edwards' partner is in jail for
13 fabricating cases of a sexual nature, so, though
14 I'd like to answer that question as your other
15 questions today with specificity, my counsel has
16 advised me that if I do so, I risk losing their
17 representation, so I must decline to answer.

18 BY MR. HOROWITZ:

19 Q Did you inform S.K. that the massage Jane Doe 4
20 was to give you would be sexual in nature?

21 MR. PIKE: Form.

22 THE WITNESS: I'd like to answer that question,
23 just like I'd like to answer each and every one of
24 your questions here today, Mr. Horowitz.

25 Unfortunately, my counsel has advised me I cannot

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1 answer any questions that may become relevant to
 2 this lawsuit, or any of the lawsuits filed by you,
 3 or your partner that's been suspended by the
 4 Florida Bar from practicing law in the State of
 5 Florida after he's had conferences, held public
 6 conferences accusing me of things, of Mr. Edwards'
 7 partner who sits in jail probably for the rest of
 8 his life for fabricating cases against people like
 9 me and others. So, though I'd like to answer that
 10 question, I'm going to have to answer that question
 11 as I've answered most of your questions here today,
 12 which is upon advice of counsel, I must refrain
 13 from answering.
 14 BY MR. HOROWITZ:
 15 Q Did you either observe or overhear S.K.
 16 speaking with H.R. making arrangements for Jane Doe 4 to
 17 come to your home for sexual activity?
 18 MR. PIKE: Form.
 19 THE WITNESS: I'd like to answer that
 20 question. I'd really like to answer that
 21 question. However, today, my counsel has advised
 22 me that I cannot. And they've advised me I must
 23 assert my rights under the Sixth Amendment,
 24 Fourteenth Amendment and Fifth Amendment of the
 25 U.S. constitution. So, though I'd like to answer

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1 questions posed by you, your partner that's been
 2 suspended by the Florida Bar after filing these
 3 types of cases, cases against me, Mr. Edwards who
 4 sits next to you, his partner in jail for filing
 5 cases, fabricating cases of a sexually charged
 6 nature against me and others. The U.S. Attorney
 7 has accused his firm, his former firm, the firm he
 8 left now because the firm went bankrupt, for being
 9 a criminal enterprise, perpetrated one of the
 10 largest frauds in South Florida's history, fleecing
 11 investors out of millions and millions of dollars.
 12 I'd like to answer each and every one of your
 13 questions, but my counsel has advised me today that
 14 I cannot.
 15 BY MR. HOROWITZ:
 16 Q Prior to May 2005 didn't you instruct Jane Doe
 17 4 to place phone calls to you on your home phone in
 18 order to schedule visits to your home?
 19 MR. PIKE: Form.
 20 THE WITNESS: I'd like to answer each one of
 21 your questions here today, Mr. Horowitz, that
 22 question specifically. However, my counsel has
 23 advised me that today I cannot, and he advised me I
 24 must assert my Sixth Amendment Rights, my
 25 Fourteenth Amendment Rights and my Fifth Amendment

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1 Rights. So, though I'd would like to answer
 2 questions posed by you, your partner who has been
 3 suspended by the Florida Bar, Mr. Edwards' partner,
 4 Scott Rothstein, that many people have read about,
 5 has perpetrated the largest fraud in Florida
 6 history, specifically for fabricating such cases of
 7 a sexual nature, fabricating malicious cases in
 8 order to get money, money, money from people here
 9 in South Florida. I'd like to answer each and
 10 every one of your questions, however, upon advice
 11 of my counsel, they've advised me today I cannot do
 12 so.
 13 BY MR. HOROWITZ:
 14 Q Prior to May 2005 did you ever observe S.K.
 15 speaking with Jane Doe 4 by telephone to arrange for
 16 Jane Doe 4 to come to your home so that Jane Doe 4 could
 17 give you a massage?
 18 THE WITNESS: May I -- excuse me, may I have a
 19 moment with my attorney?
 20 MR. HOROWITZ: Yes.
 21 THE VIDEOGRAPHER: Time off the record 1:20.
 22 (Thereupon, a short break was taken.)
 23 THE VIDEOGRAPHER: Time on the record 1:23.
 24 BY MR. HOROWITZ:
 25 Q Mr. Epstein, you had a moment to speak with

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1 counsel. Do you need me to repeat that question to
 2 refresh your recollection?
 3 A Yes, please.
 4 Q Prior to May 2005 did you ever observe S.K.
 5 speaking with Jane Doe 4 by telephone to arrange for
 6 Jane Doe 4 to come to your home to give you a massage?
 7 A I would like to answer that question -- I
 8 assume this is the Jane Doe 4 who in her testimony wrote
 9 a note to me that said "for a good time, call Jane Doe
 10 4." I assume that's the same Jane Doe 4.
 11 Unfortunately, I'd like to answer all your questions
 12 with specificity today, Mr. Horowitz. However, on
 13 advice of counsel, I cannot.
 14 Q "Good time" --
 15 A Excuse me?
 16 Q Continue, please.
 17 A So, therefore, the -- and I represent -- I
 18 understand you represent Jane Doe 4. I understand your
 19 partner that's been suspended by the Florida Bar who
 20 represented Jane Doe 4 in this case -- I'd like to
 21 answer each one of your questions with respect to Jane
 22 Doe 4. However, I cannot based on advice of counsel,
 23 and I must assert at their request my Sixth Amendment,
 24 Fifth Amendment and Fourteenth Amendment Rights under
 25 the U.S. Constitution.

1 Q When is it that you believe Jane Doe 4 wrote
 2 you the message you just referred to?
 3 MR. PIKE: Form.
 4 THE WITNESS: You know, I'd like to answer all
 5 those questions with respect to the note that she
 6 testified to that she wrote saying "for a good time
 7 call Jane Doe 4." However, on advice of counsel, I
 8 cannot answer any questions that may be relevant to
 9 this lawsuit. I'd like to answer each one of your
 10 questions, but as I've done with most of your other
 11 questions here today, or those to be posed by
 12 Mr. Edwards whose partner sits in jail probably for
 13 the rest of his life to try to get money from
 14 residents of South Florida, and the biggest fraud
 15 in South Florida's history, called by the U.S.
 16 attorney a criminal -- the firm is called a
 17 criminal enterprise, and I'd like -- so I'd surely
 18 like to answer your question, Mr. Horowitz,
 19 regarding Jane Doe 4, and -- however, on advice of
 20 counsel at least today, I cannot.
 21 BY MR. HOROWITZ:
 22 Q Sir, you said that Jane Doe 4 testified that
 23 she had written a note to you. Is -- was that truthful
 24 testimony? You acknowledged that she did write such a
 25 note?

1 MR. PIKE: Form.
 2 THE WITNESS: Mr. Horowitz, I'd like to answer
 3 each and every one of your questions. However, on
 4 the advice of counsel, I can't answer any of your
 5 questions with respect to the note that she
 6 testified she wrote. I can't answer any questions
 7 separate from -- that may be relevant to your
 8 lawsuit. I can't answer any questions posed by
 9 you, the attorney sitting next to you whose partner
 10 sits in jail, your former partner suspended or --
 11 for improper behavior after filing this lawsuit,
 12 and suspended by the Florida Bar. I'd like to
 13 answer every question you ask. However today,
 14 Mr. Horowitz, I cannot because my counsel is
 15 telling me if I -- if I do, I risk losing their
 16 representation.
 17 BY MR. HOROWITZ:
 18 Q You've read the deposition transcript of Jane
 19 Doe 4; is that correct?
 20 MR. PIKE: Form.
 21 THE WITNESS: You know, again, Mr. Horowitz, I
 22 would like to answer every one of your questions;
 23 however, my counsel has told me I cannot. They
 24 told me I must assert my Fifth Amendment, Sixth
 25 Amendment and Fourteenth Amendment Rights under the

1 U.S. Constitution. So in response to that
 2 question, as in response to most of your other
 3 questions here today, no matter how much I would
 4 like to answer those questions, answer those
 5 questions specifically with respect to Jane Doe 4
 6 and the -- your former partner -- wait -- as a
 7 current partner, you won't tell me -- but your
 8 partner who brought the lawsuit who the Florida Bar
 9 suspended for improper behavior, Mr. Edwards'
 10 partner who sits in jail for fabricating cases,
 11 stealing millions of dollars from unsuspecting
 12 Florida investors, I'd like to answer every one of
 13 your questions. However, my counsel told me today
 14 that I cannot answer any questions that may be
 15 relevant to the lawsuit.
 16 BY MR. HOROWITZ:
 17 Q Prior to May 2005 did you instruct S.K. to get
 18 Jane Doe 4's phone number, so that S.K. could
 19 communicate with Jane Doe 4 to schedule Jane Doe 4 for
 20 massages with you?
 21 MR. PIKE: Form.
 22 THE WITNESS: I'd like to answer that
 23 question. I would like to answer your other
 24 questions posed here today. However, my -- on
 25 advice of counsel, they've instructed me that I

1 must assert my Sixth Amendment, Fourteenth
 2 Amendment and Fifth Amendment Rights. So then my
 3 -- I would like to answer questions posed by you.
 4 I know your partner could not be here since he was
 5 suspended by the Florida Bar after filing these
 6 cases, after holding press conferences he was
 7 suspended by the Florida Bar. Mr. Edwards, who
 8 sits on your right, his partner is sitting in jail,
 9 I'd like to answer every one of your questions.
 10 However, my counsel said at least today, I cannot.
 11 So I must accept their advice or risk losing their
 12 representation.
 13 BY MR. HOROWITZ:
 14 Q Did S.K. tell you that she confirmed by
 15 telephone that Jane Doe 4 would be coming to your home
 16 at a specific time to give you a massage?
 17 MR. PIKE: Form.
 18 THE WITNESS: Again. I'm sorry, could you
 19 repeat the question?
 20 BY MR. HOROWITZ:
 21 Q Did S.K. tell you that she had confirmed by
 22 telephone with Jane Doe 4 that Jane Doe 4 would be
 23 coming to your home at a particular time to receive a
 24 massage?
 25 MR. PIKE: Form.

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1 THE WITNESS: I assume when you say "Jane Doe
 2 4," this is Jane Doe 4, a girl who testified that
 3 she wrote a note to me that said "for a good time,
 4 call Jane Doe 4." I assume that's the same Jane
 5 Doe 4. I'd like to answer all questions about Jane
 6 Doe 4, her notes, anything that she said. However,
 7 my attorneys told me I cannot, and they advised me
 8 I must assert my rights under the Sixth Amendment,
 9 Fourteenth Amendment and Fifth Amendment, though
 10 your partner who filed the lawsuit was suspended by
 11 the Florida Bar after filing the lawsuit, holding
 12 press conferences. Mr. Edwards' partner sits in
 13 jail for fabricating cases of a sexual nature
 14 against me and others. So, though I would like to
 15 answer those questions, as you might imagine,
 16 Mr. Horowitz, is I'd like to answer --
 17 unfortunately, as I've had to answer most of your
 18 questions here today, I cannot under advice of
 19 counsel.
 20 BY MR. HOROWITZ:
 21 Q Was it your intent during the course of Jane
 22 Doe 4's visits to your home that you would persuade,
 23 induce or entice her to engage in sexual activity with
 24 you?
 25 MR. PIKE: Form.

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1 THE WITNESS: Well, I assume this the Jane Doe
 2 4 who wrote a note to me, according to her
 3 testimony that said, "for a good time, call Jane
 4 Doe 4." I assume that's the same Jane Doe 4 you're
 5 referring to.
 6 Unfortunately, your partner couldn't be here
 7 referring to it because he's been suspended by the
 8 Florida Bar after filing Jane Doe 4's case.
 9 Mr. Edwards' partner can't be here because he's
 10 in jail for filing cases of a malicious nature, of
 11 sexual cases, fabricated cases. The U.S. Attorney
 12 Has referred to the entire firm as a criminal
 13 enterprise, a criminal enterprise of the large --
 14 purporting to have the largest fraud in South
 15 Florida's history. So, though I would like to
 16 answer each one of your questions, on advice of
 17 Counsel today, I cannot.
 18 BY MR. HOROWITZ:
 19 Q During the course of Jane Doe 4's visits to
 20 your home, did you in fact persuade, induce or entice
 21 her to engage in sexual activity with you?
 22 A I'd very much like to answer each one of your
 23 questions here today, Mr. Horowitz. However, as I've
 24 done for mostly all of your other questions, on advice
 25 of counsel, they've told me I cannot answer those

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1 questions. I'd love to answer the questions directly to
 2 you.
 3 I'd like to answer the questions to your
 4 partner, Jeffrey Herman. Jeffrey Herman who was --
 5 after he filed this Jane Doe 4 case against me -- was
 6 suspended by the Florida Bar for improper behavior, or
 7 Mr. Edwards' partner who sits in jail. I much prefer to
 8 be talking to them. However, I cannot answer questions
 9 to you, and on advice of counsel, I must assert my
 10 rights, or risk losing their representation.
 11 BY MR. HOROWITZ:
 12 Q You knew that Jane Doe 4 was younger than 18
 13 when she came to your home in 2003 and 2004, correct?
 14 MR. PIKE: Form.
 15 THE WITNESS: I'd like to answer that
 16 question. I'd like to answer each and every one of
 17 your questions. However, on advice of counsel,
 18 they've instructed me that I cannot answer any
 19 questions that may be relevant to any of your
 20 lawsuits brought by either you, your partner that's
 21 been suspended by the Florida Bar for improper
 22 behavior, Mr. Edwards, who sits to your right,
 23 whose partner sits in jail for bringing fabricated
 24 cases of a sexual nature against people like me and
 25 others, called -- his firm called a criminal

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1 enterprise by the U.S. attorney for stealing
 2 millions of dollars from South Florida residents.
 3 I'd like to answer every one of your questions.
 4 However, today, under advice of counsel, I cannot.
 5 BY MR. HOROWITZ:
 6 Q Jane Doe 4 told you that she attended Royal
 7 Palm Beach High School when she was in your home; is
 8 that right?
 9 MR. PIKE: Form.
 10 THE WITNESS: I'd like to answer that
 11 question. I'd like to answer every question you've
 12 asked me here today. However, upon advice of
 13 counsel at least today, I cannot, according to
 14 their advice, answer any questions that may be
 15 relevant to this lawsuit -- excuse me -- I would
 16 prefer to have had your partner, Jeffrey Herman,
 17 who -- who I actually believe filed the suit, but
 18 he's been disbarred in the interim -- I'm sorry,
 19 not disbarred. He's been suspended. I'm not
 20 really sure what the difference is, but he's been
 21 suspended from practicing law, while Mr. Edwards'
 22 partner sits in jail for fabricating cases of a
 23 sexual nature against people like me and others.
 24 So, though I would like to answer that question, as
 25 you probably understand, on the advice of counsel

1 today, I cannot.
 2 BY MR. HOROWITZ:
 3 Q Isn't it true, sir, that on multiple occasions
 4 Jane Doe 4 discussed her activities at Royal Palm Beach
 5 High School with you?
 6 MR. PIKE: Form.
 7 THE WITNESS: Again?
 8 BY MR. HOROWITZ:
 9 Q Isn't it true, sir, that on multiple occasions
 10 Jane Doe 4 discussed her activities at Royal Palm Beach
 11 High School with you?
 12 MR. PIKE: Form.
 13 THE WITNESS: Royal Palm Beach High School with
 14 me?
 15 MR. HOROWITZ: Yes.
 16 THE WITNESS: I don't understand the question.
 17 BY MR. HOROWITZ:
 18 Q Okay. You know, in your mind, who Jane Doe 4
 19 is, correct?
 20 MR. PIKE: Form.
 21 THE WITNESS: Jane Doe 4 is the one girl you
 22 told -- I believe was the one who testified that
 23 she wrote a note to me that said "for a good time,
 24 call Jane Doe 4." Is that the Jane Doe 4 -- you
 25 can't testify, I'm sorry. Yes, I believe that's

1 BY MR. HOROWITZ:
 2 Q Jane Doe 4 told you she could not travel with
 3 you over -- overseas because she was not yet 18; isn't
 4 that true?
 5 MR. PIKE: Form.
 6 THE WITNESS: I'd like to answer that
 7 question. I'd like to answer every one of your
 8 questions. However, my attorneys today have
 9 instructed me, at least for today, I can't answer
 10 any questions that may become relevant to your --
 11 one of your lawsuits brought by your firm and at --
 12 your partner that's been suspended by the Florida
 13 Bar.
 14 BY MR. HOROWITZ:
 15 Q Between 2003 and May 2005, were you ever nude
 16 in front of Jane Doe 4?
 17 MR. PIKE: Form.
 18 THE WITNESS: I would like to answer that
 19 question. I'd like to answer every one of your
 20 questions here today. However, my attorneys, who
 21 have advised me, that I cannot answer any questions
 22 that may be relevant to this or any of your other
 23 lawsuits brought by you and your partner that was
 24 suspended from the practice of the law in Florida,
 25 so I must respectfully decline.

1 correct.
 2 BY MR. HOROWITZ:
 3 Q Is it your testimony that Jane Doe 4 did not
 4 write such a note after a massage at your house?
 5 MR. PIKE: Form.
 6 THE WITNESS: Which question would you like me
 7 to answer, the first one or --
 8 MR. HOROWITZ: The one I just asked.
 9 THE WITNESS: I'd like to answer every question
 10 with respect to everything with respect to Jane Doe
 11 4, every single thing. However, my attorneys today
 12 told me that I cannot, and they instructed me to
 13 assert the Sixth Amendment, Fourteenth and Fifth
 14 Amendment.
 15 BY MR. HOROWITZ:
 16 Q Isn't it true that Jane Doe 4 regularly
 17 discussed with you her activities at Royal Palm Beach
 18 High School?
 19 MR. PIKE: Form.
 20 THE WITNESS: My attorneys told me that, though
 21 I'd like to answer that question, as I'd like to
 22 answer all your other questions, I have to answer
 23 it the same way I've answered the others, which is
 24 asserting my Sixth Amendment, Fourteenth Amendment
 25 and Fifth Amendment Rights.

1 BY MR. HOROWITZ:
 2 Q Between 2003 and May 2005, did you ever
 3 instruct Jane Doe 4 to remove her clothing?
 4 MR. PIKE: Form.
 5 THE WITNESS: Again, I would like to answer
 6 every one of your questions, every one, every
 7 specific one, but my attorneys have advised me that
 8 today at least, I cannot answer any questions
 9 relevant, or may be relevant to your lawsuit.
 10 They've instructed me that I must assert my Sixth
 11 Amendment, Fourteenth Amendment and Fifth Amendmen
 12 Rights. So, though I'd like to answer the
 13 question, Mr. Horowitz, I cannot do so.
 14 BY MR. HOROWITZ:
 15 Q Between 2003 and May 2005, did you instruct
 16 Jane Doe 4 to pinch your nipples --
 17 MR. PIKE: Form.
 18 BY MR. HOROWITZ:
 19 Q -- and rub your chest?
 20 MR. PIKE: Same objection.
 21 THE WITNESS: Is it -- is it one or the other?
 22 MR. HOROWITZ: It's both.
 23 THE WITNESS: I see. No. I would --
 24 BY MR. HOROWITZ:
 25 Q No you did not, sir?

1 A I said -- I'm sorry, I couldn't hear.
 2 Q I thought you said "no" to my question?
 3 A No. I'll -- I'll tell when my -- I said no.
 4 I'd like to answer that question. I'd like to answer
 5 every one of your questions. I'd like to answer each
 6 and every one. However, my counsel today told me I
 7 cannot. They told me I have to assert my Sixth
 8 Amendment, Fourteenth and Fifth Amendment Rights. And
 9 if I didn't, and if I chose to answer the question, I
 10 would risk losing their representation. So at least for
 11 today, I have to assert those rights.
 12 BY MR. HOROWITZ:
 13 Q Prior to June of 2005, did you ask Jane Doe 4
 14 questions about her sexual experience and preferences?
 15 MR. PIKE: Form.
 16 THE WITNESS: I would be happy to answer that
 17 question, if I could. My attorneys have told me I
 18 can't. They've instructed me that I have to assert
 19 my Sixth Amendment, Fourteenth Amendment and Fifth
 20 Amendment Rights. I would like to answer the
 21 question. However, they told me that if I do, I
 22 risk losing their representation.
 23 BY MR. HOROWITZ:
 24 Q Prior to June 2005 did you touch Jane Doe 4's
 25 breasts?

1 BY MR. HOROWITZ:
 2 Q Prior to June 2005 did you perform oral sex on
 3 Jane Doe 4?
 4 MR. PIKE: Form.
 5 A I'd like to answer that question. I'd very
 6 much like to answer that question, but I cannot today,
 7 because on advice of my counsel, they have told me that
 8 I must assert my Sixth Amendment, Fourteenth Amendment
 9 and Fifth Amendment Rights. And if I chose to answer,
 10 if I did answer that question, I risk losing their
 11 representation, so at least for that -- for today, I
 12 must respectfully decline, sir.
 13 BY MR. HOROWITZ:
 14 Q Prior to June 2005 did you place your mouth on
 15 Jane Doe 4's genitals?
 16 MR. PIKE: Form.
 17 THE WITNESS: You know, I'd like to answer that
 18 question. I would have preferred that either your
 19 partner, who was here, would have been here, the
 20 one who filed the lawsuit, who is suspended by the
 21 Florida Bar, or Mr. Edwards' partner, Scott
 22 Rothstein, who sits in jail, was to be here. I
 23 would prefer to respond to them. However, today, I
 24 cannot answer those questions based on advice of
 25 counsel, so I must respectfully decline.

1 MR. PIKE: Form.
 2 THE WITNESS: I'd like to answer that
 3 question. I'd like to answer all your other
 4 questions here today. However, my counsel has told
 5 me, at least today, I cannot. I have -- they've
 6 instructed me to assert my Fourteenth Amendment, my
 7 Sixth Amendment and my Fifth Amendment Right. And
 8 they told me that if I chose to answer, I would
 9 risk losing their representation, so therefore, I
 10 must respectfully decline to answer them.
 11 BY MR. HOROWITZ:
 12 Q Prior to June 2005 did you rub Jane Doe 4's
 13 vagina?
 14 MR. PIKE: Form.
 15 THE WITNESS: I would like to answer that
 16 question with specificity. However, my attorneys
 17 have told me at least today that I must
 18 respectfully decline and assert my Fifth Amendment,
 19 Sixth Amendment and Fourteenth Amendment Right. I
 20 would have preferred that your partner, who after
 21 he filed the lawsuit, was suspended by the Florida
 22 Bar for improper practice, or Mr. Edwards' partner,
 23 who sits in jail, to have been here to at least ask
 24 some of the questions, but my attorneys have told
 25 me I cannot answer those questions today, sir.

1 BY MR. HOROWITZ:
 2 Q Prior to June 2005 did you place a vibrator on
 3 Jane Doe 4's genitals?
 4 MR. PIKE: Form.
 5 THE WITNESS: I'd like to answer that
 6 question. I'd like to answer every question you've
 7 asked here today. I'd like to respond to you -- to
 8 your partner who's been suspended. I apologize,
 9 before I said he was disbarred, but -- for improper
 10 behavior after filing this lawsuit. On advice of
 11 counsel, they've instructed me that I must assert
 12 my Fourteenth Amendment, Fifth Amendment and Sixth
 13 Amendment Rights to any question that may become
 14 relevant to this lawsuit or risk losing their
 15 representation, therefore, I would have to
 16 respectfully, respectfully decline.
 17 BY MR. HOROWITZ:
 18 Q Prior to June 2005 did you give lingerie to
 19 Jane Doe 4 to wear for you?
 20 MR. PIKE: Form.
 21 THE WITNESS: I would like to answer that
 22 question. I would like to answer all your
 23 questions. However, I am going to have to respond
 24 to that question, as I responded to all your other
 25 questions here today, Mr. Horowitz, which is on

1 advice of counsel, they've instructed me I must
2 assert my Sixth Amendment, Fourteenth Amendment and
3 Fifth Amendment Rights. And if I chose to answer,
4 which I prefer to do, that question, I risk losing
5 their representation.

6 BY MR. HOROWITZ:

7 Q Prior to June 2005 was Jane Doe 4 ever nude in
8 front of you at your request?

9 A I'd like to answer that question. I'd very
10 much like to answer that question. However, my
11 attorneys have counseled me that I cannot answer that
12 question or any question today that may be relevant to
13 one of the lawsuits that you've brought, or your partner
14 who has brought -- your partner who is suspended from
15 practice in Florida. So, though I would like to answer
16 the question, Mr. Horowitz, today under the advice of
17 counsel, I cannot.

18 Q Prior to June 2005 did you coerce Jane Doe 4
19 into putting her hands on your penis?

20 A Again, I'm sorry?

21 Q If -- if -- if -- if your attorney passing you
22 notes is -- is causing you to be distracted from
23 listening to my questions, I am -- I am going to ask
24 that you not do it.

25 A I -- I understand.

1 As you are well aware we have hyper-technical
2 Constitutional privileges at issue here. If I
3 choose to communicate with my client regarding
4 those privileges, I will communicate with him. If
5 you'd like me to take breaks, I will do so. But
6 once again, we're here to answer your questions,
7 and I would like to just move forward.

8 BY MR. HOROWITZ:

9 Q Prior to June 2005 did you coerce Jane Doe 4
10 into putting her hands on your penis?

11 MR. PIKE: Form.

12 THE WITNESS: I'd like to answer that
13 question. I cannot answer that question on advice
14 of counsel, but I'd like to answer that question.
15 My counsel has advised me that I must assert my
16 Sixth Amendment, Fifth Amendment and Fourteenth
17 Amendment Rights. And if I choose to answer that
18 question, I risk waiving those rights, and risk
19 losing their representation.

20 BY MR. HOROWITZ:

21 Q Prior to June 2005 did you insert your fingers
22 into Jane Doe 4's vagina?

23 MR. PIKE: Form.

24 THE WITNESS: I'd like to answer that question
25 about Jane Doe 4, and all the other girls you've

1 MR. PIKE: Fine.

2 THE WITNESS: It was just the fact -- it wasn't
3 that. It was, in fact, I had put my glasses on.

4 BY MR. HOROWITZ:

5 Q Your glasses were preventing you from hearing
6 me?

7 A Yes.

8 MR. PIKE: First of all, you're not going to
9 tell me how to communicate with my client. I'm
10 trying not to take a break again, so that, you
11 know, we don't -- we can keep going forward. If
12 you'd like me to take a break, I can take another
13 break right now.

14 MR. HOROWITZ: Well, I'm not here to tell you
15 how to do your job, but the Rules of Civil
16 Procedure do, and what they say -- let me finish --
17 is that "if you interrupt an examination to
18 communicate with your clients, you can be
19 sanctioned for it."

20 MR. PIKE: Okay. Well, first of all,
21 Mr. Horowitz, I didn't interrupt any examination.
22 You interrupted the examination. I didn't say a
23 word. So, let's just go ahead and proceed
24 forward. The witness asked you to repeat the
25 question, okay?

1 mentioned today. However, my counsel has told me I
2 cannot answer any questions that may be relevant to
3 the lawsuit. I'd like to answer that question
4 directly to you, Mr. Edwards. Mr. Edwards'
5 partner, unfortunately, is in jail, so I can't talk
6 to him directly. Your partner has been suspended
7 after filing a lawsuit against me. But, though I'd
8 like to answer those questions, I risk losing their
9 representation and waiving those rights, if I do
10 so.

11 BY MR. HOROWITZ:

12 Q Prior to June 2005 did you masturbate in front
13 of Jane Doe 4?

14 MR. PIKE: Form.

15 THE WITNESS: I'd like to answer that
16 question. I'd like to answer all your other
17 questions posed here today; however, I cannot do so
18 on the advice of counsel. And they told me that if
19 I do answer the questions, I may waive those
20 rights, or risk losing their representation.

21 BY MR. HOROWITZ:

22 Q Prior to June 2005 did you ejaculate in front
23 of Jane Doe 4?

24 MR. PIKE: Form.

25 THE WITNESS: I would like to answer that

1 question about Jane Doe 4, the girl who wrote "for
2 a good time, call" -- I -- from her testimony, "for
3 a good time, call Jane Doe 4" or "call Jane Doe
4 4." I'm not actually sure. You maybe could clue
5 me in. However, my counsel has told me today that
6 I -- I must assert my Sixth Amendment, Fourteenth
7 Amendment and Fifth Amendment Rights as provided by
8 the U.S. constitution. And, though I would like to
9 answer each and every one of your questions, I
10 cannot do so. I risk waive -- risk losing or
11 waiving those rights and losing their
12 representation.

13 BY MR. HOROWITZ:

14 Q Did Jane Doe 4 come to your Palm Beach home on
15 multiple occasions between 2003 and May 2005 to give you
16 massages during which you engaged her in sexual
17 activity?

18 MR. PIKE: Form.

19 THE WITNESS: I'd like to answer each and every
20 one of your questions posed here today. I would
21 like to answer that question, and all the other
22 questions you've asked about Jane Doe 4. However,
23 upon advice of my counsel, they've instructed me to
24 assert my Fourteenth Amendment Rights, my Sixth
25 Amendment Rights and my Fifth Amendment Rights as

1 okay that you were touching her breasts and genitals
2 while she was still a child?

3 MR. PIKE: Form.

4 THE WITNESS: I'd like to answer that
5 question. I'd like to answer every question you've
6 asked here today, every question. However, my
7 counsel has instructed me at least today, I cannot
8 answer those questions, and they've instructed me
9 that I must assert my Fourteenth Amendment, Sixth
10 Amendment and Fifth Amendment Rights as provided by
11 the Constitution. And by not doing so, I may waive
12 those rights or risk losing their representation.

13 BY MR. HOROWITZ:

14 Q Prior to June 2005 did you instruct S.K. to
15 communicate with Jane Doe 4 by telephone to schedule
16 Jane Doe 4 to come to your Palm Beach home for sexual
17 activity?

18 MR. PIKE: Form.

19 THE WITNESS: I'd like to answer that
20 question. I'd like to answer all your questions.
21 I wish your partner that had been suspended from
22 practice after he filed Jane Doe 4's lawsuit, or
23 Mr. Edwards' who's -- who sits next to you, whose
24 partner sits in jail, I would like nothing more
25 than to answer these questions today, but upon

1 provided by the constitution. So, though I'd like
2 to answer, I don't. I've been instructed that I
3 risk waiving those rights and losing their
4 representation.

5 BY MR. HOROWITZ:

6 Q Prior to May of 2005 did you pay Jane Doe 4
7 \$200 after having had sexual contact with her?

8 MR. PIKE: Form.

9 THE WITNESS: Again?

10 BY MR. HOROWITZ:

11 Q Prior to May 2005 did you ever pay Jane Doe 4
12 \$200 after having had sexual contact with her?

13 MR. PIKE: Form.

14 THE WITNESS: I'd like to answer that
15 question. I'd like to answer every one of your
16 questions posed here today. However, according to
17 my counsel, he's asked me to assert my rights under
18 the Fourteenth Amendment, the Sixth Amendment, the
19 Fifth Amendment of the U.S. Constitution, and he's
20 instructed me that no matter how much I'd like to
21 answer these questions, that if I do so, I may
22 waive those rights and risk losing his
23 representation.

24 BY MR. HOROWITZ:

25 Q Did you try to persuade Jane Doe 4 that it was

1 advice of my counsel, they've told me that I must
2 assert my Fourteenth Amendment Rights, my Sixth
3 Amendment Rights and my Fifth Amendment Rights.
4 And by not doing so, I may waive those rights or
5 risk losing their representation. Adam, may I take
6 a quick five minutes?

7 MR. HOROWITZ: Sure.

8 THE VIDEOGRAPHER: Time off the record 1:50.
9 (Thereupon, a short break was taken.)

10 THE VIDEOGRAPHER: Time on the record 2:00.

11 BY MR. HOROWITZ:

12 Q Prior to June 2005 you instructed Jane Doe 4 to
13 call you at your Palm Beach home to confirm the specific
14 dates and times you wanted her to come over for sexual
15 activity, correct?

16 MR. PIKE: Form.

17 THE WITNESS: I'd like to answer that
18 question. I'd like to answer every question you've
19 asked me here today, but I'm going to have to
20 respond the same way I've responded to most of your
21 questions, Mr. Horowitz, which is on advice of
22 counsel, I'm going to have to assert the Sixth
23 Amendment, Fourteenth Amendment and Fifth Amendment
24 Rights. Though I'd like to answer that question,
25 as all your other questions, I'm informed that if I

1 do so, I risk waiving those rights and losing my
 2 representation.
 3 BY MR. HOROWITZ:
 4 Q Did you instruct Jane Doe 4 to lie to police
 5 investigators during their 2005 investigation into your
 6 criminal activities?
 7 MR. PIKE: Form.
 8 THE WITNESS: Did I instruct Jane Doe 4 to
 9 lie?
 10 MR. HOROWITZ: That's my question, yes.
 11 THE WITNESS: I'd like to answer that
 12 question. I'd like to answer every one of your
 13 questions here today. I'd like to answer questions
 14 of -- unfortunately, the -- I guess your partner
 15 that filed this lawsuit was suspended by the
 16 Florida Bar. I'd like to answer. However, my
 17 counsel has advised me at least today that I must
 18 assert my rights under the Fourteenth Amendment,
 19 Sixth Amendment and Fifth Amendment. And if I
 20 choose to answer that question, which I prefer to
 21 do, I risk losing their representation and waiving
 22 those rights, so I must respectfully decline.
 23 Sorry, Mr. Horowitz.
 24 BY MR. HOROWITZ:
 25 Q Are you suggesting that you have some

1 that --
 2 A Yeah.
 3 Q -- his suspension had anything to do with you
 4 or the lawsuits against you?
 5 MR. PIKE: Form.
 6 THE WITNESS: I'd like to answer that question,
 7 but my counsel has advised me I cannot today. I
 8 must assert the Fourteenth Amendment, Sixth
 9 Amendment and Fifth Amendment Rights, though
 10 obviously, I'd like to answer that question.
 11 BY MR. HOROWITZ:
 12 Q Did you instruct S.K. to tell Jane Doe 4 to lie
 13 to police investigators during their 2005 investigation
 14 into your criminal activity?
 15 MR. PIKE: Form.
 16 THE WITNESS: I'd very much like to answer that
 17 question. I'd very much like to answer all your
 18 questions here today, but as I've done with most of
 19 those questions, on advice of my counsel -- it's
 20 been a long day so far -- I am going to have to
 21 refrain from answering, at least today, to any
 22 questions that may be relevant to any of your
 23 lawsuits brought by you, your suspended partner,
 24 Mr. Edwards and his partner who's in jail. So,
 25 though I'd like to answer those questions, I risk

1 information that Jeffrey Herman was suspended from the
 2 practice of law because he made false statements in a
 3 lawsuit against you?
 4 MR. PIKE: Form.
 5 THE WITNESS: Jeffrey Herman was your partner.
 6 Are you asking me why he was suspended? I'm sorry,
 7 are you asking me --
 8 BY MR. HOROWITZ:
 9 Q I'm asking you why --
 10 THE REPORTER: Wait a second.
 11 THE WITNESS: Sorry. Are you asking why your
 12 partner was suspended from the practice of law in
 13 South Florida?
 14 BY MR. HOROWITZ:
 15 Q I'm asking you whether you have any information
 16 or you're suggesting here today that his suspension of
 17 practice of law had anything to do with you or the
 18 lawsuits against you?
 19 MR. PIKE: Form.
 20 THE WITNESS: Am I suggesting that his
 21 disbarment -- I'm sorry -- his suspension or -- I'm
 22 sorry -- can you do it again? Was he disbarred or
 23 suspended?
 24 BY MR. HOROWITZ:
 25 Q Are you suggesting today in your testimony

1 losing or waiving my rights and my counsel's
 2 representation, so I must respectfully decline
 3 today.
 4 BY MR. HOROWITZ:
 5 Q Did you instruct J.B. to rent a car for Jane
 6 Doe 4?
 7 MR. PIKE: Form.
 8 THE WITNESS: I'd like to answer that question
 9 -- Jane Doe 4 -- have we moved from a different
 10 person, I'm sorry?
 11 MR. HOROWITZ: We're on Jane Doe 4.
 12 THE WITNESS: Okay. I'd like to answer that
 13 question. I'd like to answer every one of your
 14 questions. However, my counsel has advised me, at
 15 least today, that I cannot do so. I must assert my
 16 Fourteenth Amendment, Fifth Amendment and Sixth
 17 Amendment Rights.
 18 BY MR. HOROWITZ:
 19 Q Did you intend for Jane Doe 4 to use the car
 20 that you rented for her, for her to come to your home to
 21 give you sexual massages?
 22 MR. PIKE: Form.
 23 THE WITNESS: Did I intend a car that was
 24 rented for Jane Doe 4 -- could you do the question
 25 again?

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1 BY MR. HOROWITZ:
 2 Q Sure. Did you intend for Jane Doe 4 to use the
 3 car you rented for her to come to your home to give you
 4 sexual massages?
 5 MR. PIKE: Form.
 6 THE WITNESS: You said I rented a car?
 7 MR. HOROWITZ: I'm just asking the questions.
 8 My --
 9 THE WITNESS: I'm sorry, you have to ask the
 10 question again.
 11 BY MR. HOROWITZ:
 12 Q Sure. Previously I asked you if you rented a
 13 car, and you asserted the Fifth --
 14 A I don't believe you did.
 15 Q Okay. All right. Did you --
 16 A You asked me if I instructed somebody --
 17 Q That's right. You're correct. The car that
 18 you instructed J.B. to rent for Jane Doe 4. I'm talking
 19 about that -- that vehicle, okay? Did you intend for
 20 Jane Doe 4 to use that car to come to your home and give
 21 you sexual massages?
 22 MR. PIKE: Form.
 23 THE WITNESS: I'd like to answer that
 24 question. I'd like to answer every question about
 25 Jane Doe 4 that you asked me here today. My

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1 counsel has advised me that I may not. And they've
 2 instructed me that I am to assert my Fourteenth
 3 Amendment, Sixth Amendment, Fifth Amendment
 4 Rights. And, though I'd like to answer each one of
 5 your questions, my counsel has advised me that if I
 6 choose to do so, which is my preference, I risk
 7 waiving those rights and/or losing their
 8 representation.
 9 BY MR. HOROWITZ:
 10 Q Isn't it true that you and Jane Doe 4 watched a
 11 videotape of Jane Doe 4 and her boyfriend having sexual
 12 intercourse?
 13 MR. PIKE: Form.
 14 THE WITNESS: Can you describe this videotape
 15 to me?
 16 BY MR. HOROWITZ:
 17 Q Would that refresh your recollection?
 18 A I don't know. Would you want to tell me about
 19 it?
 20 Q My question for you is: Isn't it true that you
 21 and Jane Doe 4 watched a videotape of Jane Doe 4 and her
 22 boyfriend having intercourse? Does that refresh your
 23 recollection?
 24 MR. PIKE: Same objection, form.
 25 THE WITNESS: I'd like to answer that question

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1 -- a videotape of her and her boyfriend having sex?
 2 MR. HOROWITZ: Yes.
 3 THE WITNESS: Okay. I'd like to answer that
 4 question, but my counsel has instructed me that I
 5 must assert my Fourteenth Amendment, Sixth
 6 Amendment and Fifth Amendment Rights. And, though
 7 it's obvious I'd like to answer that question, my
 8 attorneys have counseled me that I -- by doing so,
 9 I waive those rights, or risk losing their
 10 representation.
 11 May I get some -- a cup? Is this yours?
 12 MR. HOROWITZ: No.
 13 THE WITNESS: Okay.
 14 MR. HOROWITZ: It's mine.
 15 BY MR. HOROWITZ:
 16 Q Sir, you don't deny that you sexually abused
 17 Jane Doe 4, do you?
 18 MR. PIKE: Form, argumentative.
 19 THE WITNESS: I'd like to answer that question
 20 very much so. However, my counsel has advised me
 21 today that I must assert -- at least today, I must
 22 assert Sixth Amendment, Fourteenth Amendment and
 23 Fifth Amendment Rights. And by choosing to answer,
 24 I may waive those rights or risk losing their
 25 representation.

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1 So, though your partner after he filed that
 2 Jane Doe 4 lawsuit was suspended from the practice
 3 of law by the Florida Bar, or some of these other
 4 cases brought by Mr. Edwards' firm who is sitting
 5 next to you, whose partner sits in jail for
 6 bringing cases of a sexual nature, accusing people
 7 fallaciously, maliciously, simply to get money, I'd
 8 like to answer each one of your questions, but
 9 today, unfortunately, I must respectfully decline.
 10 BY MR. HOROWITZ:
 11 Q Sir, are you asserting your Fifth Amendment,
 12 Sixth Amendment and Fourteenth Amendment Rights to
 13 protect your innocence, or conceal your guilt?
 14 MR. PIKE: Form. I'm going to instruct him not
 15 to answer that question.
 16 BY MR. HOROWITZ:
 17 Q Is there any reason that the jury should not
 18 infer that you did in fact have sexual contact with Jane
 19 Doe 4 when she was a child, given that you've asserted
 20 the Fifth Amendment?
 21 MR. PIKE: Form.
 22 THE WITNESS: The Fifth Amendment has been used
 23 many times to protect the innocent, especially
 24 people who've been falsely accused by people like
 25 your -- Mr. Edwards' partner, Scott Rothstein, who

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1 sits in jail accused by the U.S. Attorney of
 2 running the biggest fraudulent scheme in South
 3 Florida's history, stealing millions of dollars
 4 from South Florida residents. The U.S. Attorney
 5 called his enterprise a criminal -- his firm,
 6 Mr. Edwards' firm, sitting next to you -- another
 7 one of the lawsuits, a criminal enterprise.
 8 I'd like to answer that question very
 9 specifically. However, my attorneys have counseled
 10 me that today I may not, and I may risk losing my
 11 rights, my waiver -- excuse me - my rights, and
 12 risk losing my representation, if I choose to
 13 answer that question.
 14 BY MR. HOROWITZ:
 15 Q Okay. I don't want to know why other people
 16 assert the Fifth Amendment. I want to know why you're
 17 asserting it. Are you asserting it because you're an
 18 innocent man, or because you're a guilty man?
 19 MR. PIKE: Form.
 20 THE WITNESS: I'd love to answer that
 21 question. However, my attorneys have counseled me
 22 that I cannot and must assert my rights under the
 23 Sixth Amendment, Fourteenth and Fifth, even to that
 24 question. Though I would be more than happy to
 25 answer it, my attorneys have counseled me that by

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1 doing so, I may waive those rights and risk losing
 2 their representation.
 3 BY MR. HOROWITZ:
 4 Q Okay. Sir, I'm going to ask you a few
 5 questions about a young woman named Jane Doe 5.
 6 A Yes. Okay.
 7 Q First name is Jane Doe 5.
 8 MR. PIKE: You said her last name was Jane Doe
 9 5?
 10 MR. HOROWITZ: Yes.
 11 BY MR. HOROWITZ:
 12 Q So you know her as Jane Doe 5?
 13 MR. PIKE: Form, mischaracterizes the witness'
 14 testimony, move to strike. Let's not play with
 15 words.
 16 BY MR. HOROWITZ:
 17 Q Do you recognize her name as A.G. or Jane Doe
 18 5?
 19 A I don't recognize her name.
 20 Q Okay. Well, for the moment I would like you to
 21 hold on to that name, so -- because I'll be asking you a
 22 series of questions about it, okay?
 23 A Okay.
 24 Q Isn't it true that a girl named Jane Doe 5 came
 25 to your Palm Beach estate in approximately 2001 or

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1 2002?
 2 MR. PIKE: Form.
 3 THE WITNESS: I'd like to answer that question
 4 with respect to Miss Jane Doe 5.
 5 Q I asked you the right -- I know you did write
 6 it down.
 7 A I know. But how did you pronounce it?
 8 Q Jane Doe 5.
 9 A Okay. However, my attorneys have counseled me
 10 that at least today I cannot answer questions that may
 11 become relevant to any of your lawsuits that you have
 12 filed with respect to these girls, or your partner filed
 13 before he became suspended by the Florida Bar for
 14 improper behavior.
 15 So, though I'd like to answer that question,
 16 Mr. Horowitz, as I would like to answer every one of
 17 your questions, at least today, I am going to have to
 18 assert the rights dictated to me by my counsel, either
 19 the Sixth Amendment, Fourteenth and -- or Fifth
 20 Amendment, or all of the above.
 21 I mean, I would like to answer each and every
 22 one of your questions. If I do so, I'm told that I risk
 23 waiving those rights, or losing their representation.
 24 BY MR. HOROWITZ:
 25 Q All right.

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1 A Excuse me.
 2 Q In either 2001 or 2002, did S.K. inform you
 3 that she had received a telephone call in which she was
 4 referred to an underage girl named Jane Doe 5 who would
 5 be willing to come to your home and give you a massage
 6 for money?
 7 MR. PIKE: Form.
 8 THE WITNESS: I'd like to answer that question,
 9 as I'd like to answer mostly every one of your
 10 questions here today. These questions, my
 11 attorneys have counseled me, I cannot answer today
 12 because -- as they may be relevant to the lawsuit.
 13 They have instructed me that I must assert my
 14 Sixth Amendment, Fourteenth Amendment and Fifth
 15 Amendment Rights, though I'd very much like to
 16 answer that question.
 17 BY MR. HOROWITZ:
 18 Q Did S.K. inform you that she was provided with
 19 Jane Doe 5's telephone number?
 20 MR. PIKE: Form.
 21 THE WITNESS: Again?
 22 BY MR. HOROWITZ:
 23 Q Did S.K. inform you that she was provided with
 24 Jane Doe 5's telephone number?
 25 A "Provided with" -- I -- I don't understand the

1 question.
 2 MR. PIKE: Form to that. And I know you're
 3 going to ask it again.
 4 THE WITNESS: Yes, he is.
 5 BY MR. HOROWITZ:
 6 Q Did -- I'll try and ask it as fundamentally as
 7 I can.
 8 A Okay.
 9 Q Did S.K. inform you that she had Jane Doe 5's
 10 telephone number?
 11 A I'd like to answer that question. I've been
 12 have -- I'd like to answer every question you've asked
 13 here today. However, on advice of counsel, they've
 14 instructed me that I cannot answer that question today
 15 because it may be relevant to one of your lawsuits filed
 16 by either you, Mr. Edwards -- Mr. Edwards' partner who
 17 sits in jail, your partner who's been suspended from the
 18 Florida Bar.
 19 So, though I'd like to answer that question, at
 20 least today, my counsel said I risk waiving those rights
 21 under the Sixth, Fourteenth and Fifth, or risk losing
 22 their representation.
 23 Q Did you instruct S.K. to call Jane Doe 5 to
 24 come to your home and give you a massage in 2001 or
 25 2002?

1 Amendment rights.
 2 And if I choose not to do so, I risk waiving
 3 those rights, or losing their representation. So,
 4 though I'd like to answer that question, I cannot.
 5 BY MR. HOROWITZ:
 6 Q Did you observe S.K. speaking with Jane Doe 5
 7 on the telephone to arrange for Jane Doe 5 to come to
 8 your home for a massage?
 9 MR. PIKE: Form.
 10 THE WITNESS: I'd like to answer each one of
 11 your questions, Mr. Horowitz, each and every one
 12 that you've posed here today, but I am going to
 13 have to answer that question, as I've answered most
 14 of your other questions here today, which is my
 15 counsel has advised me, at least today, at least
 16 today, that I cannot answer those questions and
 17 must assert my Fourteenth Amendment Rights, Sixth
 18 Amendment Rights and Fifth Amendment Rights or --
 19 BY MR. HOROWITZ:
 20 Q Did --
 21 A I'm sorry.
 22 Q I'm sorry, go ahead.
 23 A -- or risk waiving those rights, or losing
 24 their representation.
 25 Q Did S.K. tell you that she had confirmed by

1 MR. PIKE: Form.
 2 THE WITNESS: This is the same Jane Doe 5 --
 3 whatever her name is?
 4 MR. HOROWITZ: Yes, keep that same person in
 5 your head.
 6 THE WITNESS: It's a little bit tough. I'd
 7 like to answer that question. I'd like to answer
 8 all your questions. However, today, my counsel has
 9 advised me that I cannot answer any questions that
 10 may be relevant to the lawsuit, and they've
 11 instructed me that I must assert my Fourteenth,
 12 Fifth and Sixth Amendment Rights.
 13 And by answering those questions, that I choose
 14 -- that prefer to do so today, they've instructed
 15 me that I may waive those rights, or risk losing
 16 their representation.
 17 BY MR. HOROWITZ:
 18 Q Did you inform S.K. that the massage Jane Doe 5
 19 was to give you would be sexual in nature?
 20 MR. PIKE: Form.
 21 THE WITNESS: I'd like to answer each and every
 22 one of your questions. My counsel has advised me
 23 -- my counsel has advised me that I cannot today,
 24 and they've instructed me that I should assert my
 25 Fourteenth Amendment, Sixth Amendment and Fifth

1 telephone that Jane Doe 5 would be at your home at a
 2 specific time to give you a massage?
 3 MR. PIKE: Form.
 4 THE WITNESS: I'd like to answer that
 5 question. I'd like to answer every one of your
 6 questions posed here today, Mr. Horowitz. However,
 7 on advice of counsel, they've instructed me that I
 8 must assert my Fifth Amendment, Sixth Amendment and
 9 Fourteenth Amendment Right.
 10 BY MR. HOROWITZ:
 11 Q Was it your intent during the course of Jane
 12 Doe 5's visit to your home in either 2001 or 2002, that
 13 you would persuade, induce or entice her to engage in
 14 sexual activity?
 15 MR. PIKE: Form.
 16 THE WITNESS: It would give me great pleasure
 17 to be able to answer that question to you, as it --
 18 as all the other questions you've asked about these
 19 girls here today. My counsel has told me that I
 20 cannot answer those questions that may be relevant
 21 to any of the lawsuits brought by you, your partner
 22 that's been suspended or disbarred -- I'm not
 23 really sure what the difference is -- or
 24 Mr. Edwards' partner who sits in a Florida jail for
 25 fleecing people out of millions of dollars by

1 crafting cases of a sexual nature against people
 2 like me and others, and those are -- though I'd
 3 like to answer those questions, my counsel has
 4 advised me, at least today, that I cannot.
 5 BY MR. HOROWITZ:
 6 Q During the course of Jane Doe 5's visit to your
 7 home in 2001 or 2002, did you, in fact, persuade, induce
 8 or entice her to engage in sexual activity with you?
 9 MR. PIKE: Form.
 10 THE WITNESS: Though I'd like to answer that
 11 question, as well as every other question you've
 12 asked me here today, I am going to respond in a
 13 similar fashion, which is my counsel, at least
 14 today, has told me I may not, may not respond, and
 15 must assert my rights under the Fourteenth, Sixth
 16 and Fifth Amendment.
 17 Though I'd like to respond to each question, my
 18 counsel has told me that if I choose to do so, I
 19 risk waiving those rights and losing their
 20 representation.
 21 BY MR. HOROWITZ:
 22 Q Did you pay for Jane Doe 5 to take a taxi to
 23 your home in either 2001 or 2002?
 24 MR. PIKE: Form.
 25 THE WITNESS: I'd like to answer each question

1 Florida.
 2 I'd like to answer every question you've asked
 3 me here today, Mr. Horowitz, but my counsel has
 4 instructed me that I may not.
 5 BY MR. HOROWITZ:
 6 Q When Jane Doe 5 came to your home in either
 7 2001 or 2002, she appeared to you to be under the age of
 8 18; isn't that right?
 9 MR. PIKE: Form.
 10 THE WITNESS: I'd like to answer all your
 11 questions. I'd like to answer each and every one
 12 of your questions. However, my counsel has
 13 instructed me that I may not answer any questions
 14 that may be relevant to this lawsuit, or any of
 15 your lawsuits brought by your firm, your suspended
 16 partner or Mr. Edwards' firm, his partner who sits
 17 in jail -- excuse me.
 18 So, though I'd like to answer those questions,
 19 I was told that -- by my counsel that if I choose
 20 to do so, I risk waive -- risk waiving my right and
 21 risk losing their representation.
 22 BY MR. HOROWITZ:
 23 Q During Jane Doe 5's visit to your home in 2001
 24 and 2002, she told you she attended Wellington High
 25 School; isn't that right?

1 you've asked me here today. However, on advice of
 2 counsel, they've asked -- they've instructed me to
 3 assert my Fifth Amendment, Sixth Amendment and
 4 Fourteenth Amendment Rights under the U.S.
 5 Constitution.
 6 Though I'd like to answer each question, I have
 7 to respond, unfortunately, the same way I've
 8 responded to mostly every one of your questions
 9 here today, and assert those rights on counsel's
 10 advice, or risk waiving those rights and losing
 11 their representation.
 12 BY MR. HOROWITZ:
 13 Q During Jane Doe 5's visit to your home in
 14 either 2001 or 2002, Jane Doe 5 told you she was under
 15 18, didn't she?
 16 MR. PIKE: Form.
 17 THE WITNESS: I'd like to answer that
 18 question. I'd like to answer every question you've
 19 asked me here today. I'd like to answer the
 20 questions posed by you, Mr. Edwards, your partner,
 21 Mr. Herman, who unfortunately was suspended after
 22 he filed these cases, Mr. Edwards's partner who's
 23 sitting -- sitting in a jail for fabricating cases
 24 of a sexual nature against people like me and
 25 others for stealing money from people in South

1 MR. PIKE: Form.
 2 THE WITNESS: I'd like to answer that
 3 question. I'd like to answer every question you've
 4 posed here today, but unfortunately, I am going to
 5 have to respond the same way I've responded to most
 6 of these other questions, which is my counsel has
 7 advised me that at least today, I cannot answer
 8 those questions. And if I choose to do so, I may
 9 waive my rights, but I -- so I must assert them
 10 under the Sixth, Fourteenth and Fifth Amendment.
 11 BY MR. HOROWITZ:
 12 Q During Jane Doe 5's visit to your home in 2001
 13 or 2002, were you nude in front of Jane Doe 5?
 14 A I'd like to answer --
 15 MR. PIKE: Form.
 16 THE WITNESS: -- that question. I'd like to
 17 answer every question you've asked me here today.
 18 But my counsel has advised me that I may not answer
 19 any questions that may be relevant to your lawsuit,
 20 Mr. Edwards' lawsuit, his partner's lawsuit who
 21 sits -- his partner who sits in jail, and my
 22 counsel has advised me that, though his partner
 23 sits in jail for bringing fabricated cases of a
 24 sexual nature against people like me and others,
 25 that I still have to assert my rights under the

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1 Sixth Amendment, Fifth -- Fourteenth Amendment and
 2 Fifth Amendment; otherwise, I risk waiving those
 3 rights, or losing their representation.
 4 BY MR. HOROWITZ:
 5 Q During the course of Jane Doe 5's visit to your
 6 home in either 2001 or 2002, did you instruct Jane Doe 5
 7 to remove all of her clothing?
 8 MR. PIKE: Form.
 9 THE WITNESS: I'd like to answer that
 10 question. I'd like to answer every question you've
 11 asked me here today with specificity. However, my
 12 counsel has told me that I may not answer any
 13 questions that may be relevant to this lawsuit,
 14 must assert my rights under the Fourteenth, Sixth
 15 and Fifth Amendment, so I must respectfully
 16 decline, Mr. Horowitz.
 17 BY MR. HOROWITZ:
 18 Q During the course of Jane Doe 5's visit to your
 19 home in 2001 or 2002, did you instruct Jane Doe 5 to
 20 pinch your nipples and rub your chest?
 21 MR. PIKE: Form.
 22 THE WITNESS: Like all the other questions --
 23 questions you've asked me here today, I'd love to
 24 answer that question. I'd love to answer each and
 25 every one of your questions here today, but my

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1 counsel has told me I cannot. They've instructed
 2 me that I have to assert my Fourteenth, Fifth and
 3 Sixth Amendment Rights. And, though I'd like to
 4 answer -- prefer to answer, that by doing so, I may
 5 waive those rights, and risk -- and/or risk losing
 6 their representation.
 7 BY MR. HOROWITZ:
 8 Q Okay. During the course of Jane Doe 5's visit
 9 to your home in 2001 or 2002, isn't it true you asked
 10 Jane Doe 5 questions about her sexual experience and
 11 preferences?
 12 MR. PIKE: Form.
 13 THE WITNESS: I'd like to answer each and every
 14 one of your question about Jane Doe 5 -- Jane Doe 5
 15 and her claims. However, my attorneys have told me
 16 I cannot, at least today, answer any of those
 17 questions that may be relevant to the lawsuit that
 18 you have filed, your suspended partner has filed,
 19 Mr. Edwards has filed, his partner in jail has
 20 filed.
 21 Unfortunately, there's lots of things I cannot
 22 answer questions to. My partner -- my counsel has
 23 told me that I risk waiving my rights and losing
 24 their representations, if I choose to do so.
 25 BY MR. HOROWITZ:

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1 Q During the course of Jane Doe 5's visit to your
 2 home in 2001 and 2002, did you remove Jane Doe 5's bra
 3 and rub her breasts?
 4 MR. PIKE: Form.
 5 THE WITNESS: The answer is: I'd like to
 6 answer that question. I believe Jane Doe 5
 7 testified that that was not the case, or you're
 8 asking me a question that she testified to
 9 something else? But, though I cannot answer those
 10 questions, my counsel has advised me that I have to
 11 assert my rights under the Fifth, Fourteenth and
 12 Sixth Amendment. So, though I'd like to answer
 13 that question, I may not.
 14 BY MR. HOROWITZ:
 15 Q Well, which version of events is true, that you
 16 did touch her breasts, or that you did not touch her
 17 breasts?
 18 A Are you asking me whether she tells the truth
 19 or not in her deposition? Is that the question?
 20 Q My question is: Which version of events is
 21 true, that she touched your breasts -- that you touched
 22 her breasts, or that you did not touch her breasts?
 23 MR. PIKE: Form.
 24 THE WITNESS: I'd like to answer that
 25 question. As you might imagine I'd like to answer

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1 that question very much. However, my counsel has
 2 advised me I may not, today anyway, and I must
 3 assert my right under the Sixth, Fourteenth or --
 4 and/or Fifth Amendment.
 5 And, though I'd like to answer that question
 6 specifically -- I'd like to answer it to you, I'd
 7 like to answer it to your partner who's not here
 8 because he's been suspended from the practice of
 9 law in South Florida after he filed this lawsuit.
 10 I'd like to answer that question specifically to
 11 Mr. Edwards' partner who remains in jail for
 12 perpetrating a fraud on people in South Florida,
 13 stealing money from them.
 14 Unfortunately, under -- my counsel has told me
 15 that I must respectfully decline and assert my
 16 rights, or risk waiving those rights and losing
 17 their representation.
 18 THE WITNESS: I'm going to have to take a
 19 break.
 20 THE VIDEOGRAPHER: Going off the record. Time
 21 off the record 2:25.
 22 (Thereupon, a short break was taken.)
 23 THE VIDEOGRAPHER: Time on the record 2:37.
 24 This is Tape 4.
 25 BY MR. HOROWITZ:

1 Q Okay. We've been discussing Jane Doe 5 for
 2 some time now. Okay. I'm going to ask you a few more
 3 questions about her. During the course of Jane Doe 5's
 4 visit to your home in 2001 and 2002, did you rub Jane
 5 Doe 5's vagina over her underwear?
 6 MR. PIKE: Form, and assumes facts not in
 7 evidence.
 8 THE WITNESS: I'd like to answer that
 9 question. I'd like to answer every question you've
 10 asked me here today. But on advice of counsel,
 11 they've instructed me, I must assert my Sixth
 12 Amendment, Fourteenth Amendment and Fifth Amendmen
 13 Rights.
 14 BY MR. HOROWITZ:
 15 Q During the course of Jane Doe 5's visit to your
 16 home in 2001 and 2002, did you rub her vagina under her
 17 underwear?
 18 MR. PIKE: Form.
 19 THE WITNESS: I'm afraid it's the same answer
 20 as most of the other answers I've given here
 21 today. Though I would like to answer these
 22 questions with specificity, especially that
 23 question, my counsel has advised me that I may not,
 24 and must assert my rights under the Sixth
 25 Amendment, Fourteenth and Fifth Amendment.

1 BY MR. HOROWITZ:
 2 Q During the course of Jane Doe 5's visit to your
 3 home in 2001 or 2002, did you place a vibrator on her
 4 vagina?
 5 MR. PIKE: Form.
 6 THE WITNESS: I'd like to answer that
 7 THE VIDEOGRAPHER: Hold on. There's major
 8 static. Time off the record 2:40.
 9 (Thereupon, a short break was taken.)
 10 THE VIDEOGRAPHER: Time on the record 2:41.
 11 MR. HOROWITZ: Back on the record. I don't
 12 know that we did or did not get an answer to this
 13 question, so I'm going to repeat it. And if you
 14 have to repeat your answer, I apologize.
 15 MR. PIKE: Thank you.
 16 BY MR. HOROWITZ:
 17 Q During the course of Jane Doe 5's visit to your
 18 home in 2001 or 2002, did you place a vibrator on her
 19 vagina?
 20 MR. PIKE: Form.
 21 THE WITNESS: I'd like to answer the questions
 22 about Jane Doe 5. However, my attorneys have told
 23 me that I may not answer any questions regarding
 24 anything that may be relevant to any of the
 25 lawsuits brought by you, your firm, your partner

1 And if I chose to answer, which I prefer to do,
 2 they've advised me I may waive those rights, or
 3 risk losing their representation.
 4 BY MR. HOROWITZ:
 5 Q During the course of Jane Doe 5's visit to your
 6 home in 2001 and 2002, did -- did you insert your
 7 fingers into her vagina?
 8 MR. PIKE: Form.
 9 THE WITNESS: I'd very much like to answer that
 10 question as well, Mr. Horowitz, but my attorneys
 11 have advised me today that I cannot, and I must
 12 assert my rights under the Sixth, Fifth and
 13 Fourteenth Amendments.
 14 Though it would -- I'd prefer to answer the
 15 question, they told me that if I choose to do so, I
 16 risk waiving those rights. I would prefer to have
 17 that conversation with your partner that was
 18 suspended or disbarred from the Florida Bar after
 19 filing the lawsuit on Jane Doe 5's behalf. I'd
 20 prefer to talk to Mr. Edwards' partner, if he was
 21 able to be here, except he's in jail for
 22 fabricating cases of a sexual nature against people
 23 like me. So, believe me, I'd like to answer those
 24 questions, but today my attorneys have told me I
 25 may not.

1 that was suspended or disbarred after he brought
 2 these lawsuits. So, though I'd like to answer the
 3 question, Mr. Horowitz, my attorneys have advised
 4 me, at least today, that I must assert my rights
 5 under the Sixth, Fourteenth and Fifteen -- Fifth
 6 Amendment, and I respectfully have to decline.
 7 BY MR. HOROWITZ:
 8 Q During the course of Jane Doe 5's visit to your
 9 home in 2001 or 2002, did you masturbate in her
 10 presence?
 11 MR. PIKE: Form.
 12 THE WITNESS: I'd very much like to answer
 13 every question, every single question regarding
 14 Jane Doe 5 and her claims. However, my attorneys
 15 have advised me, at least today, that I may not do
 16 so, and must assert my rights under the Sixth
 17 Amendment, Fourteenth and Fifth Amendment.
 18 And, though I would prefer to answer, they have
 19 advised me that if I choose to do so, I risk
 20 waiving those rights and risk losing their
 21 representation.
 22 BY MR. HOROWITZ:
 23 Q During the course of Jane Doe 5's visit to your
 24 home in 2001 or 2002, did you ejaculate in her presence?
 25 MR. PIKE: Form.

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1 THE WITNESS: Did I ejaculate in Miss Jane Doe
 2 5's presence? I'd like to answer that question and
 3 that all her claims -- however, today, my attorneys
 4 have counseled me that I may not.
 5 They've instructed me that I have to assert my
 6 Sixth Amendment, Fourteenth Amendment and Fifth
 7 Amendment Rights. Though I'd like to answer that
 8 question, I am going to have to respond as I've
 9 answered most of your other questions here today,
 10 which is by asserting those rights.
 11 BY MR. HOROWITZ:
 12 Q Did you have sexual contact with Jane Doe 5 in
 13 your Palm Beach home in either 2001 or 2002?
 14 MR. PIKE: Form.
 15 THE WITNESS: "Sexual contact"?
 16 MR. HOROWITZ: Yes.
 17 THE WITNESS: Can you tell me what you mean by
 18 that?
 19 BY MR. HOROWITZ:
 20 Q Contact, sexual -- of a sexual nature. Do you
 21 understand -- do you understand what that means?
 22 A I've asked you --
 23 Q Have you had sexual contact?
 24 A I've asked you to clarify what you mean,
 25 please.

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1 Q Well, I'm going to use a broad definition,
 2 okay?
 3 A Yes.
 4 Q That would involve touching someone's sexual
 5 organs, someone else touching your sexual organs, having
 6 sexual contact together, such as intercourse or oral sex
 7 or anal sex. Did you have any of those activities of a
 8 sexual nature with Jane Doe 5?
 9 MR. PIKE: Form.
 10 THE WITNESS: I'd like to respond to every one
 11 of Jane Doe 5's claims. However, today, my counsel
 12 has advised me that I may not. So I am going to
 13 have -- under their instructions have to assert my
 14 Sixth Amendment, Fourteenth Amendment and Fifth
 15 Amendment Rights. Though I'd like to answer that
 16 question, I've been told that if I choose to do so,
 17 I risks losing their representation and waiving
 18 those rights.
 19 BY MR. HOROWITZ:
 20 Q During the course of Jane Doe 5's visit to your
 21 home in 2001 or 2002, did you also touch another
 22 underage girl in a sexual manner in the presence of Jane
 23 Doe 5?
 24 MR. PIKE: Form.
 25 THE WITNESS: I'd like to respond to every one

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1 of Miss Jane Doe 5's complaints or claims. My
 2 attorneys have told me that, at least today, that I
 3 may not do so today, and must assert my rights
 4 under the Sixth Amendment, Fifth Amendment and
 5 Fourteenth, and I have to respond the same way I've
 6 responded to most of your -- my -- your other
 7 questions posed here today.
 8 BY MR. HOROWITZ:
 9 Q Did you pay Jane Doe 5 \$200 after you had
 10 sexual contact with her in your home?
 11 MR. PIKE: Form.
 12 THE WITNESS: I'd like to respond to every one
 13 of Jane Doe 5's claims, but my attorneys have
 14 advised me that at least today I must assert my
 15 rights under the Fifth, Sixth and Fourteenth
 16 Amendment. Though I'd like to answer that
 17 question, I am going to have to respond similarly
 18 that I've answered most of your other questions
 19 here today. This is no different.
 20 And I -- though I would -- I've been advised by
 21 my attorneys, if I choose to answer, I risk waiving
 22 my rights and/or risk losing their representation.
 23 BY MR. HOROWITZ:
 24 Q You never asked Jane Doe 5 for permission to
 25 touch either her breasts or genitals, correct?

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1 MR. PIKE: Form.
 2 THE WITNESS: I would like to respond to every
 3 single one of your client's claims. My attorneys
 4 have advised me at least today, I cannot answer any
 5 questions that may be relevant to those claims.
 6 And, though your partner who filed this lawsuit on
 7 Miss Jane Doe 5's behalf was disbarred -- suspended
 8 by the Florida Bar -- suspended by the Florida Bar
 9 after filing this claim, or Mr. Edwards', who filed
 10 similar claims, partner who sits in jail, I'd like
 11 to answer every single question. However, today,
 12 my attorneys told me that if I do so, choose to do
 13 so, I risk waiving my rights and risk losing their
 14 representation.
 15 BY MR. HOROWITZ:
 16 Q Mr. Epstein, Jane Doe 5 told you when she was
 17 in your home that she did not want you to touch her
 18 body, isn't that true?
 19 MR. PIKE: Form.
 20 THE WITNESS: I would very much like to answer
 21 every question regarding Jane Doe 5's claims, but
 22 today my attorneys have informed me that I may not
 23 answer, and must assert my rights under the Sixth,
 24 Fifth and Fourteenth Amendment. So, though I would
 25 like to answer those questions, I -- my attorneys

1 have informed me that if I choose to do so, which
 2 is my preference, I would risk losing their
 3 representation and waiving my rights.
 4 BY MR. HOROWITZ:
 5 Q Mr. Epstein, you made sexual contact with Jane
 6 Doe 5 after she indicated to you that she did not want
 7 to be touched by you, isn't that right?
 8 MR. PIKE: Form.
 9 THE WITNESS: I'd like to answer each and every
 10 one of your questions regarding Miss Jane Doe 5's
 11 claims. However, my attorneys have advised me that
 12 today at least, I may not answer those claims, and
 13 must assert my rights under the Fourteenth
 14 Amendment, Sixth Amendment and Fifth Amendment.
 15 And, though as you might imagine, I would like
 16 to answer those claims with -- questions with
 17 specificity, my counsel has told me that if I
 18 choose to do so, I waive -- I might risk losing
 19 their representation and waive -- waiving some of
 20 my rights.
 21 BY MR. HOROWITZ:
 22 Q Did you try to persuade Jane Doe 5 that it was
 23 okay for you to touch her breasts and genitals while she
 24 was still a child?
 25 (Videotaped deposition continued in Volume II.)

1
 2 CERTIFICATE
 3
 4 STATE OF FLORIDA)
 5 COUNTY OF BROWARD)
 6 I, Vicki L. Lima, Court Reporter, Notary Public
 7 in and for the State of Florida at Large, do hereby
 8 certify that the aforementioned witness was by me first
 9 duly sworn to testify to the whole truth; that I was
 10 authorized to and did report said deposition in
 11 stenotype; and that the foregoing pages are a true and
 12 correct transcription of my shorthand notes of said
 13 deposition.
 14 I further certify that the said deposition was
 15 taken at the time and place hereinabove set forth and
 16 that the taking of said deposition was commenced and
 17 completed as hereinabove set out.
 18 I further certify that I am not an attorney or
 19 counsel of any of the parties, nor am I a relative or
 20 employee of any attorney or counsel of any party
 21 connected with this action, nor am I interested in the
 22 action.
 23 The foregoing certification of this transcript
 24 does not apply to any reproduction of the same by any
 25 means unless under the direct control and/or direction
 of the certifying reporter.
 IN WITNESS WHEREOF, I have hereunto set my hand
 this 22nd day of March, 2010.
 Vicki L. Lima, Court Reporter
 Notary Public - State of Florida
 Commission No: DD 882608
 Expiration Date: May 26, 2013
 Job #92076-A

1
 2
 3 STATE OF FLORIDA)
 4 COUNTY OF BROWARD)
 5
 6
 7 I, the undersigned authority, certify that
 8 Jeffrey Edward Epstein personally appeared before me and
 9 was duly sworn.
 10
 11 WITNESS my hand and official seal this 22nd day
 12 of March, 2010.
 13
 14
 15
 16
 17 Vicki L. Lima, Court Reporter
 18 Notary Public - State of Florida
 19 Commission No: DD 882608
 20 Expiration Date: May 26, 2013
 21 Job #92076-A
 22
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 24
 25

1 UNIVERSAL LEGAL REPORTING
 2 888 EAST LAS OLAS BOULEVARD, SUITE 508
 3 FORT LAUDERDALE, FLORIDA 33301
 4 (954) 712-2600
 5 March 22, 2010 Job #92076-A Volume I
 6 Jeffrey Edward Epstein, witness
 7 Michael J. Pike, Esquire
 8 303 Banyan Boulevard, Suite 400
 9 West Palm Beach, Florida 33401
 10 RE: Jane Doe No. 2 vs. Jeffrey Epstein
 11 CASE NO: 08-CV-80119-MARRA/JOHNSON
 12
 13 Dear Mr. Epstein:
 14
 15 Please take notice that on March 8, 2008, you
 16 gave your deposition in the above-referred matter. At
 17 that time, you did not waive your signature. It is now
 18 necessary that you sign your deposition.
 19 As previously agreed to, the transcript will be
 20 furnished to you through your counsel. Please read the
 21 following instructions:
 22 At Page 189, you will find an errata sheet. As
 23 you read your deposition, any changes or corrections
 24 that you wish to make should be noted on the errata
 25 sheet, citing page and line number of said change. DO
 NOT write on the transcript itself. Once you have read
 the transcript and noted any changes, be sure to sign
 and date the errata sheet and return these pages to us
 at the address listed above. You need not return the
 entire transcript.
 If you do not read and sign the deposition
 within thirty (30) days, the original, which has already
 been forwarded to the ordering attorney, may be filed
 with the Clerk of the Court. If you wish to waive your
 signature, sign your name in the blank at the bottom of
 this letter and return it to us.
 Very truly yours,
 Universal Legal Reporting,
 Vicki L. Lima
 Court Reporter - Notary Public
 I do hereby waive my signature.

1 ERRATA SHEET

2 IN RE: Jane Doe No. 2 vs. Jeffrey Edward Epstein

3 DEPOSITION OF: Jeffrey Edward Epstein, Volume I

4 TAKEN: March 8, 2010

5 DO NOT WRITE ON TRANSCRIPT - ENTER CHANGES HERE

6 PAGE # LINE # CHANGE REASON

7	_____	_____	_____
8	_____	_____	_____
9	_____	_____	_____
10	_____	_____	_____
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20	_____	_____	_____

21 Please forward the original signed errata sheet to this
22 office so that copies may be distributed to all parties.
23 Under penalty of perjury, I declare that I have read my
24 deposition and that it is true and correct subject to
25 any changes in form or substance entered here.

DATE: _____ SIGNATURE OF DEPONENT _____

Job #92076-A

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO: 08-CV-80119-MARRA/JOHNSON

JANE DOE NO. 2,
Plaintiff,
vs.
JEFFREY EPSTEIN,
Defendant.

Related Cases:
08-80232, 08-80380,08-80381,08-80994,
08-80993, 08-80811,08-80893,09-80469,
09-80591,09-80656,09-80802,09-81092.

VIDEOTAPED DEPOSITION OF JEFFREY EDWARD EPSTEIN
VOLUME II
(Pages 190 - 335)

Monday, March 8, 2010
301 Clematis Street
Suite 3000
West Palm Beach, Florida 33401
10:05 a.m. - 6:17 p.m.

Reported By:
Vicki L. Lima, Court Reporter
Notary Public, State of Florida
Universal Legal Reporting
Phone - (954) 712-2600
Job #92076-B

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VOLUME II
(Pages 190 - 335)

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MAR

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1 VEHICLE AND VESSEL INFORMATION 330

1 APPEARANCES:

2
3
4 On behalf of the Plaintiffs, Jane Doe 2 through 8:
5 ADAM HOROWITZ, ESQUIRE
6 JESSICA D. ARBOUR, ESQUIRE
7 MERMELSTEIN & HOROWITZ, P.A.
8 18205 Biscayne Boulevard
9 Suite 2218
10 Miami, Florida 33160
11 On behalf of the Plaintiffs, Jane Doe, L.M. and E.W.:
12 BRAD EDWARDS, ESQUIRE
13 FARMER, JAFFE, WEISSING,
14 EDWARDS, FISTOS & LEHRMAN, P.L.
15 425 North Andrews Avenue
16 Suite 2
17 Fort Lauderdale, Florida 33301
18 On behalf of the Plaintiff, Jane Doe 103:
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21 City National Bank Building
22 25 West Flagler Street
23 Suite 800
24 Miami, Florida 33130
25 On behalf of the Defendant and Witness:
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JACK A. GOLDBERGER, ESQUIRE
ATTERBURY, GOLDBERGER & WEISS, P.A.
One Clearlake Centre
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Suite 1400
West Palm Beach, Florida 33401

ALSO PRESENT:
Alex Ayala, Videographer

1 (Beginning of Volume II.)
2 MR. PIKE: Form.
3 THE WITNESS: I'd like to answer every question
4 that you posed here today, Mr. Horowitz, regarding
5 any of your clients, and especially Miss Jane Doe
6 5's claims. However, my attorneys have advised me
7 that at least today, I must assert my rights under
8 the Sixth, Fourteenth and Fifth Amendment, or risk
9 losing those rights or the -- and/or their
10 representation.
11 BY MR. HOROWITZ:
12 Q Did you tell Jane Doe 5 "to relax" and quote,
13 just let it -- let it happen, end quote, when she
14 resisted your sexual advances?
15 MR. PIKE: Form.
16 THE WITNESS: It would give me great pleasure
17 to be able to answer Jane Doe 5's claims. However,
18 my attorneys have advised me today, at least today,
19 that I must assert my rights under the Sixth --
20 excuse me -- Fourteenth and Fifth Amendment. And,
21 though I'd very much like to answer those
22 questions, that question, and the other questions
23 you've posed here today, I am going to have to
24 assert those rights and respectfully decline.
25 BY MR. HOROWITZ:

1 Q Did you instruct S.K. to take Jane Doe 5's
2 telephone number so you can call Jane Doe 5 to come to
3 your home for more sexual activity?

4 MR. PIKE: Form.

5 THE WITNESS: I'd like to answer each one of
6 your questions, these claims made by Jane Doe 5.
7 However, today at least, my attorneys have advised
8 me that I may not answer any questions that may be
9 relevant to any of the lawsuits brought by you,
10 your partner who's been suspended after he filed
11 Miss Jane Doe 5's claim. He was suspended for
12 improper behavior by the Florida Bar. I may not
13 answer the questions of Mr. Edwards regarding his
14 -- or his partner, Mr. Scott Rothstein, who was
15 accused of the largest fraud by fabricating cases
16 of a sexual nature of against people, me and
17 others, in order to steal millions of dollars from
18 unsuspecting people. So, although I would like to
19 answer those questions, my attorneys have advised
20 me that if I do so, I risk losing their
21 representation and waiving my rights.

22 BY MR. HOROWITZ:

23 Q After Jane Doe 5 visited your home, did you
24 instruct S.K. to call Jane Doe 5 on the telephone to
25 arrange for her to come back for more sexual activity?

1 However, my attorneys have counseled me that I may
2 not. And if I choose to do so, contrary to their
3 advice, I risk losing their representation and
4 waiving those rights.

5 BY MR. HOROWITZ:

6 Q Okay. With respect to Jane Doe 5 and the
7 questions that you have asserted your Fifth Amendment
8 privilege, have you been asserting your Fifth Amendment
9 privilege to protect your innocence, or to conceal your
10 guilt?

11 MR. PIKE: Form.

12 THE WITNESS: That's a question obviously
13 designed to try to embarrass me. It -- what -- I'd
14 like to answer that question. However, my counsel
15 has advised me that since your firm, your partner
16 who was suspended for improper behavior since he
17 filed this claim, Mr. Edwards' partner who sits in
18 jail, the Supreme Court has said that people can
19 claim the Fifth Amendment, and should claim the
20 Fifth Amendment who are innocent. I respectfully
21 decline to answer, based on my counsel's advice,
22 because they've told me if I choose to answer, I
23 may waive those rights, but I'd like to answer.

24 BY MR. HOROWITZ:

25 Q Sir, is there any reason you can think of as to

1 MR. PIKE: Form.

2 THE WITNESS: I'd like to answer each one of
3 Miss Jane Doe 5's claims. I'd like to answer each
4 one with specificity. However, my attorneys have
5 advised me today, that I must assert my rights
6 under the Fourteenth, Sixth and Fifth Amendment.
7 And if I choose to answer, which is my preference,
8 I risk losing their representation and waiving
9 those specific rights.

10 BY MR. HOROWITZ:

11 Q Isn't it true, sir, that you sexually abused
12 Jane Doe 5 when she was a child?

13 MR. PIKE: Form.

14 THE WITNESS: I'd very much like to answer that
15 question, as I'd like to answer some of the others,
16 that question in particular, it's been clear that
17 your firm, your partner who's been suspended after
18 filing such a claim of sexual abuse, Mr. Edwards'
19 partner who's in jail for probably the rest of his
20 life, probably the rest of his life for filing just
21 those types of claims, sexual abuse claims, and
22 sexual claims of -- claims of a sexual nature
23 against people, me and others, to steal money, just
24 -- it's about money from people in South Florida,
25 so I'd like to answer those questions today.

1 why the jury should not infer from your testimony today
2 that you did, in fact, sexually abuse Jane Doe 5 when
3 she was a child?

4 MR. PIKE: Form.

5 THE WITNESS: I believe the jury will be able
6 to see what your firm, Mr. Edwards' firm, and what
7 the newspapers have referred to as part of the
8 largest fraud in South Florida's history by
9 crafting cases of a sexual nature against people
10 like me and others, simply to get money. His
11 partner sits in jail. Your partner has been
12 suspended. I'd rather -- the jury will make its
13 own decision.

14 BY MR. HOROWITZ:

15 Q Great. The next individual I'd like to talk to
16 you about is Jane Doe 6, and if you either write that
17 down, or get that name in your head so that you remember
18 it when I ask you some questions about her, I would
19 appreciate it, okay --

20 THE WITNESS: Mr. Pike --

21 BY MR. HOROWITZ:

22 Q -- Jane Doe 6, okay?

23 MR. PIKE: Proceed.

24 BY MR. HOROWITZ:

25 Q All right. You don't deny that Jane Doe 6 came

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1 to your home in Palm Beach County in August 2004, do
 2 you?
 3 MR. PIKE: Form.
 4 THE WITNESS: I would very much like to answer
 5 every claim made by your client, Jane Doe 6.
 6 However, today, my attorneys have advised that I
 7 may not. I must assert my rights under the Sixth,
 8 Fourteenth and Fifth Amendment.
 9 BY MR. HOROWITZ:
 10 Q Now, Jane Doe 6 was only 13 years old when she
 11 came to your home; is that right?
 12 MR. PIKE: Form.
 13 THE WITNESS: Again, it would -- I would prefer
 14 to answer every single one of your client's -- Jane
 15 Doe 6's claims regarding this case, your claim
 16 against me. However, my attorneys have advised me
 17 I may not do so today. I must assert my rights
 18 under the Fourteenth, Fifth, and Sixth Amendment.
 19 Though I would like to answer each one of your
 20 questions, Mr. Horowitz, today, I must respectfully
 21 decline to do so.
 22 BY MR. HOROWITZ:
 23 Q Mr. Epstein, you paid for a taxi to bring
 24 13-year-old Jane Doe 6 to your home in 2004; isn't that
 25 right?

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1 MR. PIKE: Form.
 2 THE WITNESS: I'm sure, Mr. Horowitz, you're
 3 aware that I'd like to answer these questions with
 4 specificity. I'm sure you're aware that I would
 5 like to answer each one of these sexually charged
 6 questions, questions similar to the ones you've
 7 asked before. I have to respond in a similar way,
 8 which unfortunately, my counsel has advised me I
 9 must take their advice, which is to claim the
 10 Sixth, Fifth and Fourteenth Amendment Rights,
 11 because by not doing so, I may waive those rights,
 12 or risk losing their representation.
 13 BY MR. HOROWITZ:
 14 Q In 2004 did you receive a phone call from a
 15 girl named E.W. in which she told she was bringing Jane
 16 Doe 6 to your home for a massage?
 17 MR. PIKE: Form.
 18 THE WITNESS: E.W.? I believe E.W. is
 19 represented by the man sitting next to you,
 20 Mr. Edwards, though Mr. Edwards' partner, the one
 21 who's in jail for bringing cases of a sexual
 22 nature, sexually charged nature against people like
 23 me and others, so, though I'd like to answer all
 24 your questions regarding E.W., and like Miss Jane
 25 Doe 6 and her -- and their claims, my attorneys

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1 today have told me I may not, and must assert my
 2 rights, or waive -- potentially waive them, or risk
 3 losing their representation --
 4 BY MR. HOROWITZ:
 5 Q Okay.
 6 A -- so, unfortunately, I must respectfully
 7 decline to answer that question.
 8 Q Did you instruct S.K. to communicate by
 9 telephone with E.W. For the purpose of arranging for
 10 underage girls to come to your home to give you a
 11 massage?
 12 MR. PIKE: Form.
 13 THE WITNESS: I'd like to answer each one of
 14 your claims here today with specificity. E.W.
 15 represented by Mr. Edwards sitting next to you,
 16 represented by the man who's currently sitting in
 17 jail for the perpetrating of the largest fraud in
 18 Florida's history, for creating fictitious,
 19 malicious cases of a sexual nature against wealthy
 20 people in order to steal money, steal money. The
 21 U.S. Attorney called E.W.'s attorneys a criminal
 22 enterprise. So, though I'd like to answer that
 23 question, as all your other questions here today,
 24 my attorneys have instructed me I may not do so.
 25 BY MR. HOROWITZ:

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1 Q Mr. Epstein, you paid E.W. to bring underage
 2 girls to your home so you could engage in sexual
 3 activity with these girls; isn't that right?
 4 MR. PIKE: Form.
 5 THE WITNESS: Again, E.W. represented by
 6 Mr. Edwards' firm, and former -- her former
 7 attorney, Mr. Scott Rothstein, sits in a county
 8 jail probably for the rest -- well, at least a
 9 federal jail for the rest of his life for
 10 fabricating cases of a sexual nature against
 11 wealthy people in South Florida in order to steal
 12 money from unsuspecting investors. It would give
 13 me pleasure to be answer -- to be able to answer
 14 your questions today with specificity. However, my
 15 attorneys have counseled me that at least today, I
 16 may not do so -- excuse me -- without waiving my
 17 rights and risking their representation -- risk
 18 losing their representation.
 19 BY MR. HOROWITZ:
 20 Q Mr. Epstein, in 2004 did you instruct S.K. to
 21 make contact with E.W. by telephone so that arrangements
 22 could be made for Jane Doe 6 to come to your home for
 23 your sexual gratification?
 24 MR. PIKE: Form.
 25 THE WITNESS: Okay. I would like to answer the

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1 claims of Jane Doe 6. I would very much like to
 2 answer the claims of your -- Mr. Edwards' E.W. It
 3 would be nicer if Mr. -- or I would appreciate it
 4 -- unfortunately -- but Mr. Edwards's partner who
 5 represented E.W. along with him is in jail for
 6 misrepresenting -- or the U.S. Attorney has called
 7 his firm a criminal enterprise, the one
 8 representing -- previously representing E.W. You
 9 represent Jane Doe 6. I'd like to answer her
 10 claims, but today my attorneys have counseled me
 11 that I must respectfully decline and assert my
 12 rights under the Fourteenth, Sixth and Fifth
 13 Amendment.
 14 BY MR. HOROWITZ:
 15 Q Did you inform S.K. that the massage that Jane
 16 Doe 6 was to give you would be sexual in nature?
 17 MR. PIKE: Form.
 18 THE WITNESS: Unfortunately, I am going to have
 19 to respond to that question the way I've responded
 20 to most of your questions and claims here today
 21 regarding Jane Doe 6 and some of your other clients
 22 that you filed suits for, post filing the suit your
 23 partner was suspended by the Florida Bar, post
 24 filing the suit Mr. Edwards' partner finds himself
 25 in jail.

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1 So, though I'd very much like to answer those
 2 questions, my attorneys have counseled me today
 3 that I cannot answer, at least today, any questions
 4 relevant to these lawsuits. And if I decide or
 5 choose to answer the questions, I risk losing their
 6 representation and waiving those rights. Excuse
 7 me, Adam, five?
 8 THE WITNESS: Yeah, if you need it.
 9 THE VIDEOGRAPHER: Time off the record 3:02.
 10 (Thereupon, a short break was taken.)
 11 BY MR. HOROWITZ:
 12 Q Did you --
 13 THE VIDEOGRAPHER: Time on the record 3:12.
 14 BY MR. HOROWITZ:
 15 Q Mr. Epstein, we're still talking about Jane Doe
 16 6, okay?
 17 A Yes.
 18 Q Mr. Epstein, did you observe S.K. speaking with
 19 E.W. by telephone and making arrangements for Jane Doe 6
 20 to come to your home to give you a massage?
 21 A I'd like to answer that question. I'd like to
 22 answer all your questions here today. I believe Miss
 23 E.W. is represented by Mr. Edwards, who's partner is in
 24 jail for his wrongdoing, for creating cases of sexually
 25 charged natures. You're asking me a question of Jane

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1 Doe 6's claim, which I would like to answer, but today,
 2 under advice of counsel, they have instructed me that I
 3 may not, and I should claim my Sixth Amendment,
 4 Fourteenth Amendment and Fifth Amendment Right.
 5 BY MR. HOROWITZ:
 6 Q Did you confirm with S.K. that she did, in
 7 fact, speak with E.W. by telephone to confirm a specific
 8 time that Jane Doe 6 would be at your house?
 9 MR. PIKE: Form.
 10 THE WITNESS: I'd like to answer each and every
 11 one of your questions, Mr. Horowitz, regarding the
 12 claims of these -- of Jane Doe 6 and E.W. However,
 13 today, on advice of counsel, I am going to have to
 14 simply claim the Fifth, Sixth and Fourteenth
 15 Amendment Right.
 16 BY MR. HOROWITZ:
 17 Q Was it your intent during the course of Jane
 18 Doe 6's visit to your home that you would persuade,
 19 induce or entice her to engage in sexual activity?
 20 A I'd like to answer every question you've asked
 21 me here today, every single question, especially with
 22 respect to Jane Doe 6's claims. However, my attorneys
 23 have instructed me that I must assert my rights under
 24 the Sixth, Fourteenth and Fifth Amendment. Though these
 25 claims of a sexual nature are not that surprising since

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1 Mr. Edwards and -- who he represents E.W., who's partner
 2 sits in jail for perpetrating what the U.S. Attorney
 3 called the largest fraud in South Florida's history,
 4 stealing millions of dollars from unsuspecting local
 5 investors. I'd very much like to answer each and every
 6 one of your questions, but my attorney has told me that
 7 if I choose to do so, I risk waiving my rights and risk
 8 losing their representation.
 9 MR. PIKE: I --
 10 THE WITNESS: Sorry.
 11 MR. PIKE: -- object to form to that question.
 12 BY MR. HOROWITZ:
 13 Q During the course of Jane Doe 6's visit to your
 14 home, did you succeed in persuading, inducing or
 15 enticing her to engage in sexual activity with you?
 16 MR. PIKE: Form.
 17 THE WITNESS: I would very much like to answer
 18 every single question and claim of Jane Doe 6.
 19 However, today, my attorneys have advised me that I
 20 may not. I must assert my rights under the Sixth,
 21 Fourteenth and Fifth Amendment. Now, I prefer to
 22 answer. They've told me that if choose to do so, I
 23 risk losing their representation and waiving those
 24 rights.
 25 BY MR. HOROWITZ:

1 Q All right. Did S.K. tell you that she spoke to
2 anyone on the phone who arranged for Jane Doe 6 to come
3 to your house?

4 MR. PIKE: Form.

5 THE WITNESS: Again? I'm sorry, Mr. Horowitz.

6 BY MR. HOROWITZ:

7 Q Did S.K. tell you she spoke to anyone on the
8 phone -- on the phone to make arrangements for Jane Doe
9 6 to come to your home?

10 MR. PIKE: Same objection.

11 THE WITNESS: I'd very much like to answer
12 every question regarding these claims here today.
13 However, my attorneys have advised me that at least
14 today, I must assert my rights under the
15 Fourteenth, Sixth and Fifth Amendment. And though
16 I prefer to answer the question, if I choose to do
17 so, I risk losing those rights and their
18 representation.

19 BY MR. HOROWITZ:

20 Q Okay. You asked Jane Doe 6 how old she was
21 when she came to your home; is that right?

22 MR. PIKE: Form.

23 THE WITNESS: Again, like the other questions
24 you've asked me regarding your claims of Jane Doe
25 6, I'd like to answer each one. However, today, my

1 BY MR. HOROWITZ:

2 Q Sir, when Jane Doe 6 came to your home in 2004
3 when she was 13 years old, you didn't, in your own mind,
4 believe her to be 18 years old or older, did you?

5 MR. PIKE: Form.

6 THE WITNESS: Repeat the question, please?

7 BY MR. HOROWITZ:

8 Q Sure. When you looked at Jane Doe 6 at age 13
9 and she was in your home, you didn't believe her to be
10 18 years old or older, did you?

11 THE WITNESS: I'd like to answer each one of
12 your --

13 MR. PIKE: Same objection.

14 THE WITNESS: -- excuse me. I'd like to answer
15 each one of your claims today. However, my
16 attorneys have counseled me that I may not. They
17 have instructed me to assert my rights under the
18 Fourteenth, Sixth and Fifth Amendment.

19 Though I'd like to answer each one of those
20 questions, I'd like to answer that question
21 directly to your partner, Jeffrey Herman, that in
22 fact brought this claim, but he has been suspended
23 by the Florida Bar, or the claims directly to
24 Mr. Edwards' partner who sits in jail for
25 fabricating cases of a sexual nature against

1 attorneys have advised me that I may not. I must
2 assert my rights under the Sixth, Fourteenth and
3 Fifth Amendment. Though I prefer to answer that
4 question, I prefer to answer that question directly
5 to the -- your partner that brought this claim, but
6 I guess he's been suspended or disbarred by the
7 Florida Bar, or I'd like to answer it to
8 Mr. Edwards' partner who sits in a jail for
9 crafting, fabricating malicious claims simply to
10 get money. I'd very -- as you probably recognize,
11 I'd like to answer those questions today, but I --
12 under the instructions of counsel, I must
13 respectfully decline.

14 BY MR. HOROWITZ:

15 Q Sir, there was never a point in time when Jane
16 Doe 6 told you that she was 18 years old or older; isn't
17 that right?

18 MR. PIKE: Form.

19 THE WITNESS: Like all your other questions
20 regarding Jane Doe 6 and her claims, I'd very much
21 like to answer each and every one. However, today,
22 my counsel has advised me that I may not, and must
23 assert my rights under the Fourteenth, Fifth and
24 Sixth Amendment. And if I choose to answer, I risk
25 losing their counsel and waiving those rights.

1 wealthy people in South Florida.

2 I'd very much like to answer, but according to
3 my counsel I may not answer those, or I may waive
4 my rights or risk losing their representation.

5 BY MR. HOROWITZ:

6 Q During the course of Jane Doe 6's visit to your
7 home in 2004, were you nude in her presence?

8 MR. PIKE: Form.

9 THE WITNESS: I'd very much would like to
10 answer each and every question regarding Jane Doe
11 6's claims. However, my attorneys have told me
12 today that I may not. I must assert my rights
13 under the Fourteenth, Sixth and Fifth Amendment.

14 Though I prefer to answer, I'm told that if I
15 choose to do so, I risk losing their representation
16 and waiving those rights.

17 BY MR. HOROWITZ:

18 Q During the course of Jane Doe 6's visit to your
19 home in 2004, did you instruct Jane Doe 6 to remove her
20 clothing?

21 MR. PIKE: Form.

22 THE WITNESS: I'd like to answer each and every
23 one of your questions here today and the claims of
24 Jane Doe 6. However, my attorneys have advised me,
25 at least today, that I must assert my rights under

1 the Fourteenth, Sixth and Fifteenth -- and Fifth
 2 Amendments of the U.S. Constitution. Though I
 3 prefer to answer, they've instructed me that if I
 4 choose to do so, I risk waiving those rights and
 5 losing their representation.
 6 BY MR. HOROWITZ:
 7 Q During the course of Jane Doe 6's visit to your
 8 home in 2004, did you instruct Jane Doe 6 to pinch your
 9 nipples and rub your chest?
 10 MR. PIKE: Form.
 11 THE WITNESS: As I've answered most of your
 12 other questions here today, Mr. Horowitz, it would
 13 give me great pleasure to be able to answer these
 14 claims of Jane Doe 6. However, my attorneys have
 15 instructed me that I may not, and that I must
 16 assert my rights under the Fourteenth, Sixth and
 17 Fifth Amendment because they told me that if I do
 18 so, I risk losing their representation and waiving
 19 those rights.
 20 BY MR. HOROWITZ:
 21 Q During the course of Jane Doe 6's visit to your
 22 home in 2004, did you ask Jane Doe 6 about her sexual
 23 experience and preferences?
 24 MR. PIKE: Form.
 25 THE WITNESS: It would give me great pleasure

1 MR. PIKE: Form.
 2 THE WITNESS: I'd very much like to answer each
 3 and every one of Jane Doe 6's claims. However, my
 4 attorneys today have instructed me that I may not
 5 answer today, and that I must assert my rights
 6 under the Sixth, Fourteenth and Fifth Amendment.
 7 Though I'd like to answer the question, they've
 8 instructed me that if I do, I risk losing their
 9 representation and waiving those rights.
 10 BY MR. HOROWITZ:
 11 Q In 2004 did you rub Jane Doe 6's vagina?
 12 MR. PIKE: Form.
 13 THE WITNESS: That question, like most of your
 14 other questions here today, I would prefer to
 15 answer. I'd like to answer. I'd like to answer
 16 directly to your partner who is no longer here
 17 because he's been suspended after he filed this
 18 claim, suspended by the Florida Bar for filing --
 19 not for filing, but after he filed the claim. I
 20 prefer to answer directly to Mr. Edwards' partner
 21 who sits in jail for the rest of his life, for the
 22 rest of his life, for filing and misleading --
 23 filing malicious claims, make -- fabricating claims
 24 against people like me and others in South Florida,
 25 stealing money -- millions of dollars from

1 to answer each one of your questions and Jane Doe
 2 6's claims. However, my attorneys have instructed
 3 me today that I may not, and that I must assert my
 4 rights under the Sixth -- excuse me -- Fifth and
 5 Fourteenth Amendment. Though I would prefer to
 6 choose to answer those questions, my attorneys have
 7 advised me that if I do so, I risk losing their
 8 representation and waiving those rights.
 9 BY MR. HOROWITZ:
 10 Q In 2004 did you touch Jane Doe 6's breasts?
 11 MR. PIKE: Form.
 12 THE WITNESS: Like many of your other questions
 13 here today, there be -- I'd very much prefer to
 14 answer that question, as your other questions with
 15 specificity. However, my counsel has advised me
 16 that I may not. I must assert my rights under the
 17 Fourteenth, Sixth and Fifth amendment. So though I
 18 choose -- would choose to answer that, my attorneys
 19 told me that if I do, I risk losing their
 20 representation and potentially waiving those
 21 rights.
 22 BY MR. HOROWITZ:
 23 Q Did you touch Jane Doe 6's breasts even after
 24 she made attempts to walk away from you during her visit
 25 in 2004?

1 investors. So I would like to answer each one of
 2 your questions with specificity. However, my
 3 attorneys have advised me today that I may not.
 4 BY MR. HOROWITZ:
 5 Q In 2004 -- in 2004 did you masturbate by
 6 stroking your penis in front of Jane Doe 6?
 7 MR. PIKE: Form.
 8 THE WITNESS: I'd like to answer each one of
 9 your questions regarding Jane Doe 6's claims.
 10 However, my attorneys have advised me that today I
 11 may not. And though your partner has been
 12 suspended after he filed this claim, Mr. Edwards'
 13 partner sits in jail, my attorneys have advised me
 14 still that I must assert my rights under the
 15 Fourteenth, Sixth and Fifth Amendment. And if I
 16 choose to answer, which is my preference, that I
 17 risk losing their representation and/or waiving
 18 those rights.
 19 BY MR. HOROWITZ:
 20 Q In 2004 did you ejaculate after stroking the
 21 shaft of your penis in front of Jane Doe 6?
 22 MR. PIKE: Form.
 23 THE WITNESS: I'd like to answer each one of
 24 Jane Doe 6's claims, and all the questions -- each
 25 and every question you've asked me here today. I'd

1 like to answer it directly to your partner.
 2 However, he's been suspended by the Florida Bar
 3 after he filed this claim. I'd like to answer it
 4 directly to Mr. Edwards' partner who sits in jail
 5 for fabricating cases of a sexual nature against
 6 wealthy people in South Florida, in jail
 7 potentially for the rest of his life. So though
 8 I'd like to answer those questions, my attorneys
 9 have counseled that I may not. I must assert those
 10 rights or risk losing their representation and/or
 11 waiving those rights.
 12 BY MR. HOROWITZ:
 13 Q In 2004 did you walk across the room naked and
 14 enter a shower in front of Jane Doe 6?
 15 MR. PIKE: Form.
 16 THE WITNESS: Again, as I've answered most of
 17 your questions here today, it would give me great
 18 pleasure, in fact, to answer the claims of Jane Doe
 19 6. However, my attorneys have advised me that I
 20 may not, and must assert my rights under the Sixth,
 21 Fourteenth and Fifth Amendment. Though I prefer to
 22 answer those questions, my attorneys have told me
 23 that if I choose to do so, I risk losing their
 24 representation. And I would prefer to tell your
 25 partner directly who filed this claim, who's

1 as well as every other question you've asked me
 2 here today, but I'm going to have to respond in a
 3 similar manner to the other questions, which is
 4 though I'd like to answer the question, my counsel
 5 here has advised me that I may not, and must assert
 6 the rights under the Sixth, Fourteenth and Fifth
 7 Amendment; otherwise, risk losing their
 8 representation and/or waiving those rights.
 9 BY MR. HOROWITZ:
 10 Q Did you ever ask Jane Doe 6 for permission to
 11 touch her breasts?
 12 MR. PIKE: Form.
 13 THE WITNESS: These claims of Jane Doe 6 would
 14 give me great pleasure to answer, especially with
 15 specificity with Jane Doe 6, your client. It's
 16 unfortunate that your partner couldn't be here to
 17 hear some of these responses since he's been
 18 disbarred -- no, not disbarred -- you've corrected
 19 me -- he's only been suspended by the Florida Bar
 20 for improper behavior after he filed this case.
 21 Mr. Edwards's partner sits in jail. Though I'd
 22 like to answer -- as you might imagine, I'd like to
 23 answer these questions. My counsel has advised me
 24 that if I do so, I risk losing his representation.
 25 BY MR. HOROWITZ:

1 subsequently suspended by the Florida Bar. I would
 2 prefer to tell Mr. Edwards' partners, but he's in
 3 jail with now -- I guess most of his other -- many
 4 of his other partners are on their way for filing
 5 malicious claims. So though I'd like to answer
 6 that question, Mr. Horowitz, here today, I must
 7 respectfully decline to do so.
 8 BY MR. HOROWITZ:
 9 Q Did you have sexual contact with Jane Doe 6 at
 10 your Palm Beach home in 2004?
 11 MR. PIKE: Form.
 12 THE WITNESS: I would like to answer each and
 13 every claim of Jane Doe 6 and all your other
 14 clients. It would be -- give me pleasure to be
 15 able to answer those questions directly to your
 16 partner, but he's been suspended after he filed
 17 these claims. I must assert those rights, even
 18 though I would prefer to answer the question, or
 19 risk losing the representation of my counsel and
 20 inadvertently waiving those rights.
 21 BY MR. HOROWITZ:
 22 Q Did you pay \$200 to Jane Doe 6 after having had
 23 sexual activity with her?
 24 MR. PIKE: Form.
 25 THE WITNESS: I'd like to answer that question,

1 Q Isn't it true, sir, that Jane Doe 6 indicated
 2 to you that she did not want you to touch her body?
 3 MR. PIKE: Form.
 4 THE WITNESS: It would give me great pleasure
 5 to answer each question and claim of Jane Doe 6 and
 6 your client. However -- excuse me -- however, my
 7 counselors advised me today that I may not, and
 8 must assert my rights under Sixth, Fourteenth and
 9 Fifth Amendment.
 10 BY MR. HOROWITZ:
 11 Q Isn't it true, sir, that you touched Jane Doe
 12 6's breasts after she indicated to you that you did not
 13 -- that she not want you to touch her?
 14 MR. PIKE: Form.
 15 MR. HOROWITZ: I am going to clean up that
 16 question. I probably didn't ask it right.
 17 BY MR. HOROWITZ:
 18 Q Isn't it true, sir, that you touched Jane Doe
 19 6's breast after she indicated she did not want you to
 20 touch her?
 21 MR. PIKE: Form.
 22 THE WITNESS: I'd like to answer that question,
 23 like every other question you've asked me here
 24 today, mostly every question. It's unfortunate I
 25 can't make that answer directly to your partner who

1 was suspended by the Florida Bar, or Mr. Edwards'
2 partner who sits in jail. But though I'd like to
3 answer those questions, my counsel has advised me I
4 must assert my rights under the Sixth, Fourteenth
5 and Fifth amendment. So though I'd like to answer,
6 it would be my preference to answer. He's told me
7 that if I do so, I risk losing his representation
8 and/or waiving those rights.

9 BY MR. HOROWITZ:

10 Q Mr. Epstein, did you try to persuade 13-year-
11 old Jane Doe 6 that it was okay for you to touch her
12 breast and masturbate by stroking your penis in front of
13 her?

14 MR. PIKE: Form.

15 THE WITNESS: Mr. Horowitz, it would give me
16 great pleasure to answer every one of Jane Doe 6's
17 claims, every one. However, my counsel has advised
18 me I may not do so today, and that I must assert
19 those rights. I would much prefer to answer it to
20 your partner who filed this claim, Mr. Jeffrey
21 Herman, but he's been suspended by the Florida Bar
22 after he filed this claim for improper behavior, or
23 Mr. Edwards' partner who sits in jail after he
24 filed their claims. So though I'd prefer -- I
25 would like to answer, my counsel has advised me

1 prostitute, and an admitted prostitute of
2 Mr. Edwards' who sits there while his partner stays
3 in jail -- yes, he finds it, I guess, very funny.
4 I don't find it that funny.

5 Well, I'd like to answer each one of the
6 questions about Miss E.W. and Miss Jane Doe 6.
7 However, my attorneys have told me today that I may
8 not, and that I must assert my rights under the
9 Sixth, Fourteenth and Fifth Amendment. So, though
10 I'd like to answer all the questions regarding ways
11 that these girls are trying to get money, be it
12 from me, or from Mr. Rothstein's other victims, I
13 must assert those rights, or, in fact, according to
14 my counsel, lose -- risk losing his representation
15 and waiving those rights.

16 MR. PIKE: All right. Now, that -- now, that
17 Mr. Epstein is done answering that particular
18 question and responding, do we -- do we need a
19 break, because I'm -- I'm not comfortable with the
20 way in which the laughing is going forward and
21 things of that sort?

22 MR. EDWARDS: Okay. Well, I -- I found that
23 answer pretty funny, and I want to make sure that I
24 understand the answer so that I know if I have to
25 take any legal action whatsoever. What I

1 that if I choose to do so, I risk losing his
2 representation and/or waiving those rights.

3 BY MR. HOROWITZ:

4 Q Okay. Sir, you don't deny that you sexually
5 abused Jane Doe 6 when she was a child, do you?

6 MR. PIKE: Form.

7 THE WITNESS: The question about sexually
8 abusing, which was in fact one of the cases that
9 Mr. Rothstein's -- I mean, Scott Rothstein's --
10 Mr. Edwards sits there -- Mr. Rothstein sits in
11 jail for his accusing people of sexual harassment,
12 sexual abuse, and in order to steal money from
13 local Florida investors. I'd like to answer every
14 question about Jane Doe 6's claim of sexual abuse.
15 However, my counsel today has informed me that I --
16 I may not answer today. And though as you might
17 guess, I'd like to answer those questions, he's
18 informed me if I choose to do so, I risk losing his
19 representation and/or waiving those rights.

20 BY MR. HOROWITZ:

21 Q Sir, did you pay E.W. for bringing Jane Doe 6
22 to your home in 2004?

23 MR. PIKE: Form.

24 THE WITNESS: I -- if E.W. -- so I'm clear, I
25 believe E.W. has filed a claim as an admitted

1 understand the answer to be was that Mr. Epstein is
2 making the accusation now that E.W. is my
3 prostitute. That's --

4 THE WITNESS: Oh, no, that's not correct.

5 MR. EDWARDS: -- that's what I heard, right?
6 That's what everybody in the room heard.

7 MS. EZELL: That's -- that's -- that's what I
8 heard.

9 MR. PIKE: Okay. First of all --

10 MR. HOROWITZ: That's what I heard.

11 MR. EDWARDS: That is not true.

12 MR. PIKE: -- I'll tell you what, we're going
13 to take a break -- we're going to take a break
14 now. That is not the way that I interpreted the
15 response. The response was that she made a --
16 she's an admitted prostitute, and that she was a
17 client of yours. If we're going to be playing
18 games with semantics, then we will do that at
19 another date by motion practice, but we're not
20 going to -- this is not the form in which to do
21 this, laughing, playing games with words.

22 Everybody in this room knew exactly what the
23 response was. And remember something, this is --

24 MR. EDWARDS: Right, it is --

25 MR. PIKE: Remember something, this is a case,

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1 and you represent someone, and as a result, no
 2 matter which way you interpret some response, there
 3 are various privileges that attach to litigation.
 4 If you want to threaten legal action here in
 5 this form, then you can go ahead and do so on
 6 record. So is that what you were doing?
 7 MR. EDWARDS: Well --
 8 MR. PIKE: Were you threatening -- were you
 9 threatening -- I want to be clear --
 10 MR. EDWARDS: If --
 11 MR. PIKE: -- in this deposition right now,
 12 were --
 13 MR. EDWARDS: Oh, I'll be very clear.
 14 MR. PIKE: -- were with threatening Mr. Epstein
 15 with legal action?
 16 MR. EDWARDS: If the accusation is that E.W. is
 17 a prostitute of mine, then I want to know that that
 18 is the -- the allegation, and that is clearly his
 19 position, so that if legal action is to be taken,
 20 it can be, but I was giving him a chance to clarify
 21 that or correct that, if that was not the correct
 22 interpretation, but that's what everybody in the
 23 room heard. That's what's going to be very clear
 24 on the record. Ms. Ezell is nodding her head.
 25 Everybody heard --

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1 MR. PIKE: Listen --
 2 MR. EDWARDS: -- that statement or sentence.
 3 MR. PIKE: -- this --
 4 MR. HOROWITZ: Can we -- can we move on?
 5 MR. PIKE: No, we can't. Once again --
 6 MR. HOROWITZ: It's not your deposition.
 7 THE REPORTER: Wait a second.
 8 MR. PIKE: Once again, this is not --
 9 MR. EDWARDS: Let's read it back.
 10 MR. PIKE: No, we're not going to reread it.
 11 We're not going to go back and reread it.
 12 Mr. Epstein not only answered the question, but
 13 then he also corrected you and said that was not
 14 the appropriate response.
 15 MR. HOROWITZ: Okay.
 16 MR. PIKE: Now, if you would --
 17 MR. HOROWITZ: That's fine.
 18 MR. PIKE: Now, if you would, you can rephrase
 19 your response briefly to --
 20 THE WITNESS: Mr. Edwards represents an
 21 admitted prostitute, E.W. These claims are made by
 22 admitted prostitutes. They filed claims under a
 23 section of the Florida's law of admitted
 24 prostitutes. So the claims here that -- it was his
 25 client as opposed to his prostitute, and I -- if I

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1 -- if I misspoke, I apologize. Your client is an
 2 admitted prostitute, and that's what I meant to
 3 say.
 4 MR. HOROWITZ: Okay. Move to strike. Okay. I
 5 --
 6 MR. PIKE: Wait, wait. Hold on one second.
 7 MR. HOROWITZ: -- I know you want to take a
 8 break, but --
 9 MR. PIKE: No, I -- I -- I don't want to take a
 10 -- you just moved to strike something that we just
 11 spent seven minutes going back and forth with
 12 pursuant to Mr. Edwards' request. Do you want to
 13 withdraw that?
 14 MR. HOROWITZ: No. But if you want to -- no.
 15 MR. PIKE: Okay. All right. Next question.
 16 BY MR. HOROWITZ:
 17 Q Mr. Epstein, we've been -- we've been talking
 18 about Jane Doe 6 a bit, and you've mentioned names like
 19 Jeffrey Herman and Scott Rothstein. Are you suggesting
 20 that in any way her allegations of sexual abuse were
 21 fabricated or embellished by virtue of her attorney or
 22 -- or somehow through Mr. Rothstein's dealings?
 23 MR. PIKE: Form.
 24 THE WITNESS: It's been validly reported that
 25 Mr. Rothstein crafted, fabricated malicious

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1 lawsuits of a sexual nature in order to steal
 2 millions of dollars from local Florida investors.
 3 With respect to any question with -- that may be
 4 relevant to this lawsuit. However, my attorneys
 5 have advised me today that I must respond by taking
 6 the Sixth, Fourteenth and Fifth Amendment.
 7 Though I choose to -- I would prefer to answer
 8 the questions, Mr. Horowitz, that you've asked me
 9 regarding your claims -- your client's claims, my
 10 attorneys have told me that if I choose to do so, I
 11 risk losing their representation and waiving those
 12 rights.
 13 BY MR. HOROWITZ:
 14 Q All right. Are -- I want to be clear about
 15 this one. Are you --
 16 A Okay.
 17 Q -- suggesting that Miss Jane Doe 6 in any way
 18 fabricated or embellished her claim after retaining an
 19 attorney?
 20 MR. PIKE: Form, asked and answered.
 21 THE WITNESS: The partner of -- your partner
 22 has been suspended from the practice of -- Florida
 23 Bar practice after he filed Jane Doe 6's claim.
 24 Mr. Edwards' partner, Scott Rothstein, sits in
 25 jail probably for the rest of his life for

1 fabricating malicious claims of a sexual nature
2 against wealthy people in South Florida.
3 I'd like to answer your questions with more
4 specificity. However, my attorneys have counseled
5 me that I may not today; I must assert my rights
6 under the Fourteenth, Sixth, Fifth Amendment. And
7 I -- though I choose -- prefer to answer those
8 questions, Mr. Horowitz, my attorney said that if I
9 choose to do so, I risk losing their representation
10 and waiving those rights.

11 BY MR. HOROWITZ:

12 Q Given that you have asserted your Fifth
13 Amendment privilege, is there any reason a jury should
14 not infer from your testimony that you did in fact
15 sexually abuse Jane Doe 6 when she was just a 13-year-
16 old girl?

17 MR. PIKE: Form.

18 THE WITNESS: The Fifth Amendment, of my
19 understanding, is to be used as well to protect
20 innocent people from claims, from malicious claims,
21 from malicious false claims, including those made
22 by Mr. Edwards' partner, Scott Rothstein, who sits
23 in jail at the moment probably for the rest of his
24 life for crafting these malicious false claims.
25 The U.S Attorney called his firm one of the largest

1 privilege as anything but the rights of an
2 American, to assert rights under the Constitution,
3 I find disturbing. I find it disturbing that your
4 partner who's been suspended, the claims of your
5 clients, Mr. Edwards' client -- whose partner and
6 his law firm -- his partner in jail and his law
7 firm that's been called by the U.S. Attorney as the
8 largest criminal enterprise, or the largest fraud
9 in South Florida's history. I -- I find it
10 disturbing that you'd question the reasons I would
11 assert my Constitutional rights.

12 BY MR. HOROWITZ:

13 Q Okay. And you're -- but you're -- you're
14 refusing to tell us why you're asserting the Fifth
15 Amendment; is that right?

16 A I've answered your question.

17 MR. PIKE: It's attorney-client work product.

18 MR. HOROWITZ: How much time left on the tape?

19 THE VIDEOGRAPHER: Nine minutes on this tape.

20 MR. HOROWITZ: Nine minutes. Do you want to
21 change tapes?

22 MR. PIKE: Yes.

23 MR. HOROWITZ: Let's change tapes because --

24 THE VIDEOGRAPHER: Time off the record 3:41.

25 MR. HOROWITZ: Great.

1 criminal enterprises in South Florida's history. I
2 will be -- my -- I would prefer to answer your
3 questions with specificity, but my counsel today
4 has told me that I may not, and I must -- excuse me
5 -- assert my rights under the Sixth, Fourteenth and
6 Fifth Amendment. Though I prefer to answer those
7 questions, he's advised me that if I choose to do
8 so, I risk losing those rights and losing his
9 representation.

10 BY MR. HOROWITZ:

11 Q In this case are you asserting the Fifth
12 Amendment in order to protect your innocence or to
13 conceal your guilt?

14 MR. PIKE: I am going to instruct him not to
15 answer that question. It's attorney-client work
16 product.

17 BY MR. HOROWITZ:

18 Q Isn't it true, sir, that you're asserting the
19 Fifth Amendment privilege here to conceal your own
20 wrongdoing?

21 MR. PIKE: Same objection.

22 THE WITNESS: May I answer?

23 MR. PIKE: This one, yeah.

24 THE WITNESS: I think -- I -- Mr. Horowitz, to
25 assume simply that I'm asserting my Fifth Amendmen

1 (Thereupon, a short break was taken.)

2 THE VIDEOGRAPHER: Time on the record 3:47.

3 This is Tape 5.

4 BY MR. HOROWITZ:

5 Q Mr. Epstein, my next series of questions
6 involves a -- one of our clients by the name of Jane Doe
7 7. You may know her as Jane Doe 7 as well. So if you
8 can either write that name down or keep it in your mind
9 so we're on the same page as to who -- who we're talking
10 about, I would appreciate it, okay?

11 A (Witness complying).

12 Q Isn't it true that a girl named Jane Doe 7 came
13 to your home on multiple occasions between 2003 and May
14 of 2005?

15 MR. PIKE: Form.

16 THE WITNESS: I'd like to answer your -- those
17 questions -- excuse me -- Mr. Horowitz, but today
18 my attorney has counseled me that I must assert my
19 Sixth Amendment, Fourteenth Amendment and Fifth
20 Amendment Right.

21 BY MR. HOROWITZ:

22 Q Prior to May of 2005 did you receive a phone
23 call from a girl named H.R. advising you that she was
24 bringing Jane Doe 7 to your home to give you a massage?

25 MR. PIKE: Form.