

**United States District Court  
Southern District of New York**

Virginia L. Giuffre,

Plaintiff,

Case No.: 15-cv-07433-RWS

v.

Ghislaine Maxwell,

Defendant.

/

**PLAINTIFF'S RESPONSE IN OPPOSITION TO  
DEFENDANT'S SECOND MOTION TO COMPEL AND FOR SANCTIONS**

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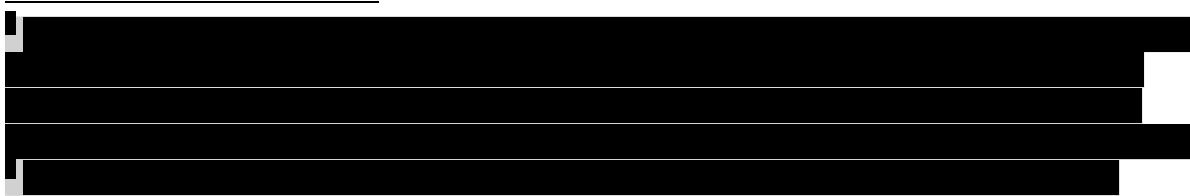
Plaintiff Virginia Giuffre (“Ms. Giuffre”), by and through her undersigned counsel, hereby files this Response in Opposition to Defendant’s Motion to Compel and her baseless Motion for Sanctions (DE 354).

**I. INTRODUCTION**



**II. DEFENDANT’S ENTIRE MOTION SHOULD BE DENIED**

Defendant’s motion violates Local Rule 37.1, and should be denied for that reason before the Court even reaches the merits. Local Rule 37.1 states that, “upon any motion or application



involving discovery or disclosure requests or responses under Fed. R. Civ. P. 37, the moving party shall specify and quote or set forth verbatim *in the motion papers* each discovery request and response to which the motion or application is addressed.” For the majority of discovery items upon which Defendant moves, Defendant has wholly failed to do this. Instead, Defendant edits out a great deal of Ms. Giuffre’s answers and objections to the interrogatories, skipping entire data sets put forth in response to the interrogatories, and skipping Ms. Giuffre most cogent objections.

This is improper conduct. Upon a motion to compel, a Court is called upon to evaluate the discovery requests *as well as the responses and objections*. Local Rule 37.1 is designed to protect against the exact type of self-serving editing of the opposing party’s objections that Defendant has done in this brief. Accordingly, the Court should deny Defendant’s motion in its entirety for failure to comply with Local Rule 37.1. *See Blodgett v. Siemens Industry, Inc.*, 2016 WL 4203490, at \*1 (E.D.N.Y., 2016) (denying motion without prejudice for failure to comply with Local Rule 37.1 (which is the same rule in the Eastern District of New York)).

**III. MOTION TO COMPEL RESPONSES TO INTERROGATORIES SHOULD BE DENIED**

**A. Interrogatory No. 5**

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

The figure consists of a series of horizontal black bars of varying lengths, arranged vertically. The bars represent data points, with their lengths corresponding to the magnitude of the data. The distribution of the bars shows a high frequency of short values and a few long values.

Index	Length (approx.)
1	100
2	95
3	98
4	92
5	96
6	94
7	97
8	93
9	99
10	95
11	98
12	92
13	96
14	94
15	97
16	93
17	99
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Term	Percentage (%)
Organic	100
Natural	100
Non-GMO	~80
Artificial flavoring	100
Food additive	100
Food coloring	100
Genetically modified organism	~80
Hydrogenated oil	100
Monosodium glutamate (MSG)	100
Trans fat	100
Whey protein	100
High-fructose corn syrup	100
Soybean oil	100
Gluten	100
Cholesterol	100
Low-fat	100

Term	Percentage
GMOs	~95%
Organic	~90%
Natural	~85%
Artificial	~75%
Organic	~70%
Natural	~65%
Artificial	~60%
Organic	~55%
Natural	~50%
Artificial	~45%

## B. Interrogatory No. 6

Term	Percentage
GMOs	~95%
Organic	~90%
Natural	~85%
Artificial	~75%
Organic	~90%
Natural	~85%
Artificial	~75%
Organic	~90%
Natural	~85%
Artificial	~75%

The figure consists of a vertical column of 20 horizontal black bars. Each bar's length varies, representing different data values. The bars are positioned close together, with small gaps between them. The overall pattern is a descending staircase, where each subsequent bar is slightly shorter than the one above it, starting from the longest bar at the top.



[REDACTED]

**ANSWER** *See page 10.*

A horizontal bar chart with four categories. The first three categories each have a single black bar at the top of the chart area. The fourth category has a long black bar extending from the bottom to the top of the chart area, with two shorter black bars stacked on top of it.

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**ANSWER** The answer is 1000.

**[REDACTED]**

**ANSWER** The answer is (A). The first two digits of the number 1234567890 are 12.

[REDACTED]

**ANSWER** The answer is 1000. The first two digits of the number 1000 are 10.

[View Details](#) | [Edit](#) | [Delete](#)

[View Details](#) | [Edit](#) | [Delete](#)

**ANSWER** The answer is (A)  $\frac{1}{2}$ .

**ANSWER** The answer is 1000. The area of the rectangle is 1000 square centimeters.

### C. Interrogatory No. 7

### C. Interrogatory No. 7

**ANSWER** The answer is 1000.

[REDACTED]

[View Details](#) | [Edit](#) | [Delete](#)

[View Details](#) | [Edit](#) | [Delete](#)

The figure consists of a sequence of horizontal black bars arranged vertically. The bars are of different lengths, creating a visual pattern of varying widths. Some bars are full-width, while others are narrower, appearing as if they are being cut off on the right side. The spacing between the bars is consistent.

**D. Interrogatory No. 8**

**E. Interrogatory No. 13**

The figure consists of six groups of horizontal bars, each group representing a different category. The first group contains one bar. The second group contains two bars. The third group contains three bars. The fourth group contains four bars. The fifth group contains five bars. The sixth group contains six bars. All bars are black with a thin white outline.

The figure consists of ten horizontal bars, each representing a different category. The length of each bar corresponds to a value, ranging from about 10% (shortest bar) to 100% (longest bar). A small gray segment is located at the far left of each bar.

Category	Value (%)
1	~10
2	~20
3	~30
4	~40
5	~50
6	~60
7	~70
8	~80
9	~90
10	~100

The figure consists of ten horizontal rows, each containing one or more black horizontal bars. The bars represent data points for different categories or items. The length of each bar corresponds to the value of that category. In Row 1, there are three bars of increasing length from left to right. In Row 2, there are two bars of increasing length. Rows 3 through 10 each contain a single bar, with Row 10 being the longest bar in the entire set.

The image consists of a series of horizontal black bars of varying lengths, arranged vertically. Some bars have small white highlights at their ends or midpoints. The bars are set against a white background with thin horizontal grid lines.

A horizontal bar chart illustrating the distribution of 1000 samples across 10 categories. The x-axis represents the sample index (1 to 1000), and the y-axis represents the category index (1 to 10). The bars are black, and the background is white. The distribution is highly skewed, with most samples falling into a few categories.

Category	Approximate Sample Range
1	1-100
2	1-100
3	1-100
4	1-100
5	1-100
6	1-100
7	1-100
8	1-100
9	1-100
10	1-100

A horizontal bar chart illustrating the percentage of respondents who have heard of various topics. The x-axis represents the percentage, ranging from 0% to 100% in increments of 10%. The y-axis lists the topics. Most topics are represented by solid black bars, while 'Other' is represented by a grey bar.

Topic	Percentage
Healthcare	98%
Technology	98%
Finance	98%
Politics	98%
Entertainment	98%
Science	98%
Food	98%
Sports	98%
Environment	98%
Art	98%
Business	98%
History	98%
Geography	98%
Mathematics	98%
Language	98%
Other	~10%





This figure consists of a series of horizontal bars, mostly black, representing data points across 20 categories. The bars are arranged vertically from top to bottom. Category 1 has a small gray segment at the left end. Category 2 has a small white segment at the right end. Category 3 has a small black segment at the left end. Category 4 has a small white segment at the left end. Category 5 has a small black segment at the left end. Category 6 has a small white segment at the left end. Category 7 has a small black segment at the left end. Category 8 has a small white segment at the left end. Category 9 has a small black segment at the left end. Category 10 has a small white segment at the left end. Category 11 has a small black segment at the left end. Category 12 has a small white segment at the left end. Category 13 has a small black segment at the left end. Category 14 has a small white segment at the left end. Category 15 has a small black segment at the left end. Category 16 has a small white segment at the left end. Category 17 has a small black segment at the left end. Category 18 has a small white segment at the left end. Category 19 has a small black segment at the left end. Category 20 has a small white segment at the left end.

A horizontal bar chart with six data series. The bars are black except for a small gray segment on the far left. The second bar is the longest, followed by the fourth bar. The first, third, fifth, and sixth bars are of equal length, while the second bar is longer than the others.

**F. Interrogatory No. 14**

Topic	Percentage (%)
Smart homes	100
Smart cities	100
Smart grids	100
Smart transportation systems	100
Smart waste management	100
Smart agriculture	100
Smart healthcare	100
Smart education	100
Smart energy storage	100
The concept of a 'smart city'	~75

A horizontal bar chart illustrating the percentage of respondents who have heard of various terms. The y-axis lists 15 terms, and the x-axis represents the percentage of respondents, ranging from 0% to 100% in increments of 10%. Most terms show high awareness, with percentages generally above 80%.

Term	Percentage (%)
BlackBerry	98
Facebook	98
Twitter	98
YouTube	98
LinkedIn	98
Skype	98
Spotify	98
Instagram	98
Dropbox	98
Tumblr	98
Twitter	98
Facebook	98
YouTube	98
LinkedIn	98
Skype	98
Spotify	98
Instagram	98
Dropbox	98
Tumblr	98

Term	Percentage (%)
Organic	75
Natural	92
Artificial	92
Chemical	92
Genetically modified	88
Non-GMO	92
Hydroponics	92
Soilless cultivation	92
Organic fertilizer	92
Organic pest control	92
Organic irrigation	92
Organic seeds	92
Organic soil	92
Organic water	92
Organic fertilizer	92
Organic pest control	92
Organic irrigation	92
Organic seeds	92
Organic soil	92
Organic water	92



Statement	Percentage (%)
It is important to have a strong family background	100
It is important to have a strong social network	100
It is important to have a strong educational background	100
It is important to have a strong financial background	100
It is important to have a strong physical appearance	100
It is important to have a strong personality	100
It is important to have a strong intelligence	100
It is important to have a strong social media presence	100
It is important to have a strong political affiliation	100
It is important to have a strong religious background	100
It is important to have a strong cultural background	100
It is important to have a strong physical fitness	100
It is important to have a strong social life	100
It is important to have a strong social media influence	100
It is important to have a strong social media following	100
It is important to have a strong social media presence	100
It is important to have a strong social media profile	100
It is important to have a strong social media account	100
It is important to have a strong social media game	100
It is important to have a strong social media game	50



**IV. PLAINTIFF'S ANSWERS TO DEFENDANT'S REQUESTS FOR ADMISSIONS ARE NOT DEFICIENT AND DEFENDANT'S MOTION SHOULD BE DENIED**

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

**A. Requests for Admission Nos. 1-8 and 13**

[REDACTED]

The figure consists of a series of horizontal black bars of varying lengths, arranged vertically from top to bottom. Some bars have small white segments at their ends, indicating specific data points or markers.

A horizontal bar chart consisting of 15 solid black horizontal bars of varying lengths. The bars are arranged from top to bottom in descending order of length. The first bar is the longest, followed by a shorter bar, then a longer bar, and so on, ending with the shortest bar at the bottom.

**B. Requests for Admission Nos. 12**

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

The image consists of a series of horizontal black bars of varying lengths, arranged vertically. The bars are solid black and have thin white borders. They are positioned against a white background. The lengths of the bars vary, with some being relatively short and others being very long, creating a visual pattern of horizontal lines.

A horizontal bar chart illustrating the percentage of respondents who have heard of different topics. The y-axis lists the topics, and the x-axis represents the percentage from 0% to 100%. The bars are black and ordered from highest percentage at the top to lowest at the bottom.

Topic	Percentage
Healthcare	98%
Technology	95%
Finance	92%
Politics	90%
Entertainment	88%
Science	85%
Food	82%
Sports	78%
History	75%
Arts	72%
Literature	68%
Environment	65%
Space Exploration	62%
Quantum Physics	58%
Neuroscience	55%
Artificial Intelligence	52%
Climate Change	48%
Genetics	45%
Robotics	42%
Neurology	38%
Neurotransmitters	35%
Neuroimaging	32%
Neurodegenerative Diseases	28%
Neuroplasticity	25%
Neurodevelopmental Disorders	22%
Neuroinflammation	18%
Neuroimmunity	15%
Neurodegeneration	12%
Neurodegenerative Diseases	10%
Neurodegenerative Disorders	8%
Neurodegenerative Conditions	5%
Neurodegenerative Syndromes	3%
Neurodegenerative Disorders	2%
Neurodegenerative Conditions	1%

**V. PLAINTIFF'S RESPONSES TO DEFENDANT'S OVERLY BROAD REQUESTS FOR PRODUCTION ARE COMPLIANT WITH HER DISCOVERY OBLIGATIONS UNDER THE APPLICABLE RULES AND DEFENDANT'S MOTION SHOULD BE DENIED**

## **A. Request for Production No. 1**

Term	Percentage
GMOs	~10%
Organic	~10%
Natural	~10%
Artificial	~10%
GMOs	~10%
Natural	~10%
Artificial	~10%
GMOs	~10%
Natural	~10%
Artificial	~10%
Organic	~10%
Natural	~10%
Artificial	~10%

The figure consists of four separate horizontal bar charts, each representing a different time period (T1, T2, T3, T4). Each bar chart contains multiple black bars of varying lengths. A small gray segment is located at the far left end of each bar. The bars are arranged in a staggered pattern within each chart, with some bars extending beyond the frame on the right.

The figure consists of six horizontal panels, each containing a bar chart. The bars are black with thin white outlines. In the first five panels, the bars are stacked vertically. In the sixth panel, the bars are grouped side-by-side. Each panel has a light gray background. The first five panels have a vertical axis on the left with tick marks at 0, 25, 50, 75, and 100. The sixth panel has a vertical axis on the left with tick marks at 0, 25, 50, 75, and 100. The x-axis labels are not visible.

A horizontal bar chart illustrating the percentage of respondents who have heard of various terms. The y-axis lists 15 terms, and the x-axis represents the percentage of respondents, ranging from 0% to 100% in increments of 10%. The bars are black, and the chart includes a light gray vertical grid.

Term	Percentage (%)
Smartphone	98
Cloud computing	98
Big data	98
Machine learning	98
Artificial intelligence	98
Blockchain	98
Cloud storage	98
Cloud security	98
Cloud migration	98
Cloud integration	98
Cloud infrastructure	98
Cloud computing services	98
Cloud computing platforms	98
Cloud computing solutions	98
Cloud computing technologies	98
Cloud computing trends	98

The image consists of a series of horizontal black bars of varying lengths, arranged vertically. The bars are solid black and have thin white borders. They are positioned against a white background. The lengths of the bars vary significantly, with some being very long and others very short. There is no discernible pattern or sequence to the lengths of the bars.

A series of 20 horizontal black bars of varying lengths, arranged vertically from top to bottom. The bars are positioned at regular intervals and have different widths, creating a visual pattern of alternating long and short segments.

**B. Request for Production No. 4**

**C. Request for Production No. 9**

The image consists of a series of horizontal black bars of varying lengths, arranged vertically. The bars are solid black and have thin white borders. They are positioned against a white background. The lengths of the bars decrease from top to bottom, creating a visual effect similar to a ruler or a scale.

The figure consists of a vertical column of 20 horizontal black bars. Each bar's length represents a numerical value or data point. The bars are all the same width and are evenly spaced apart. The lengths of the bars vary, showing some data points are larger than others. There is a noticeable gap between the 5th and 6th bars, where the 6th bar is significantly shorter than the 5th.

The figure consists of a vertical column of 20 horizontal black bars. Each bar's length represents a different value or category. The bars are ordered from longest at the top to shortest at the bottom. There is a noticeable gap between the 5th and 6th bars, and another gap between the 10th and 11th bars.

**D. Request for Production No. 10**

**E. Requests for Production No. 11 and No. 12**

The figure consists of a vertical column of 20 horizontal black bars. Each bar's length represents a different value or category. The bars are ordered from longest at the top to shortest at the bottom. There is a noticeable gap between the 11th and 12th bars.

A horizontal bar chart consisting of eight solid black horizontal bars. The bars are of different lengths and are positioned at various vertical levels across the frame. The longest bar is located near the top, and the shortest is near the bottom right.

## VI. CONCLUSION

Defendant's brief is bereft of case law, lacking the authority upon which this Court can grant her overly-broad requests, many of which have already been fully satisfied. Similarly, Defendant's motion for sanctions is completely baseless, and should be denied. For the foregoing reasons, Ms. Giuffre respectfully requests Defendant's Motion to Compel and for Sanctions be denied in its entirety.

DATED: August 17, 2016.

Respectfully Submitted,

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**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that on August 17, 2016, I electronically filed the foregoing document with the Clerk of Court by using the CM/ECF system. I also certify that the foregoing document is being served to all parties of record via transmission of the Electronic Court Filing System generated by CM/ECF.

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