

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

Virginia L. Giuffre,

Plaintiff,

Case No.: 15-cv-07433-RWS

v.

Ghislaine Maxwell,

Defendant.

/

**PLAINTIFF MS. GIUFFRE'S RESPONSE TO DEFENDANT'S MOTION IN LIMINE
TO EXCLUDE JEFFREY EPSTEIN PLEA AND NON-PROSECUTION AGREEMENT
AND SEX OFFENDER REGISTRATION**

Sigrid McCawley
BOIES SCHILLER FLEXNER LLP
401 E. Las Olas Blvd., Suite 1200
Ft. Lauderdale, FL 33301
(954) 356-0011

TABLE OF CONTENTS

	<u>Page</u>
TABLE OF AUTHORITIES	ii
PRELIMINARY STATEMENT	1
[REDACTED]	
[REDACTED]	
[REDACTED]	
[REDACTED]	
CONCLUSION.....	14
CERTIFICATE OF SERVICE	15

TABLE OF AUTHORITIES

	<u>Page</u>
<u>Cases</u>	
<i>Arista Records LLC v. Lime Group LLC,</i> 784 F. Supp. 2d 398 (S.D.N.Y. 2011).....	9
<i>Barklay v. New York,</i> 602 Fed. Appx. 7 (2d Cir. 2015).....	10
<i>Clover-Green Spring Dairies, Inc. v. Pennsylvania Milk Marketing Board,</i> 298 F.3d 201 (3rd Cir. 2002)	10
<i>Crawford v. Washington,</i> 541 U.S. 36 (2004).....	11
<i>Jane Does v. United States,</i> No. 9:08-cv-80736-KAM (S.D. Fla. Dec. 30, 2014)	2
<i>Perry v. Ethan Allen, Inc.,</i> 115 F.3d 143 (2d Cir.1997)	12
<i>Ramirez Rodriguez v. Boehringer Ingelheim,</i> 425 F.3d 67 (1st Cir. 2005)	10
<i>United States v. Diaz,</i> 176 F.3d 52 (2d Cir. 1999).....	13
<i>United States v. Dupree,</i> 706 F.3d 131 (2d. Cir. 2013).....	9
<i>United States v. Figueroa,</i> 618 F.2d 934 (2d Cir.1980)	12
<i>United States v. Gilan,</i> 967 F.2d 776 (2d Cir.1992)	14
<i>United States v. Gotti,</i> 457 F. Supp. 2d 395 (S.D.N.Y. 2006).....	9
<i>United States v. Ozsusamlar,</i> 428 F. Supp. 2d 161 (S.D.N.Y.2006)	12
<i>United States v. Robinson,</i> 702 F.3d 22 (2d Cir. 2012).....	13

United States v. Roldan-Zapata,
916 F.2d 795 (2d Cir.1990) 13

United States v. Serang,
156 F.3d 910 (9th Cir. 1998) 13

Rules

Fed. R. Evid. 403 12

Fed. R. Evid. 801(c) 9

Statutes

18 U.S.C. § 371 3, 4

18 U.S.C. § 1591(c) 4

18 U.S.C. § 2255 4,5

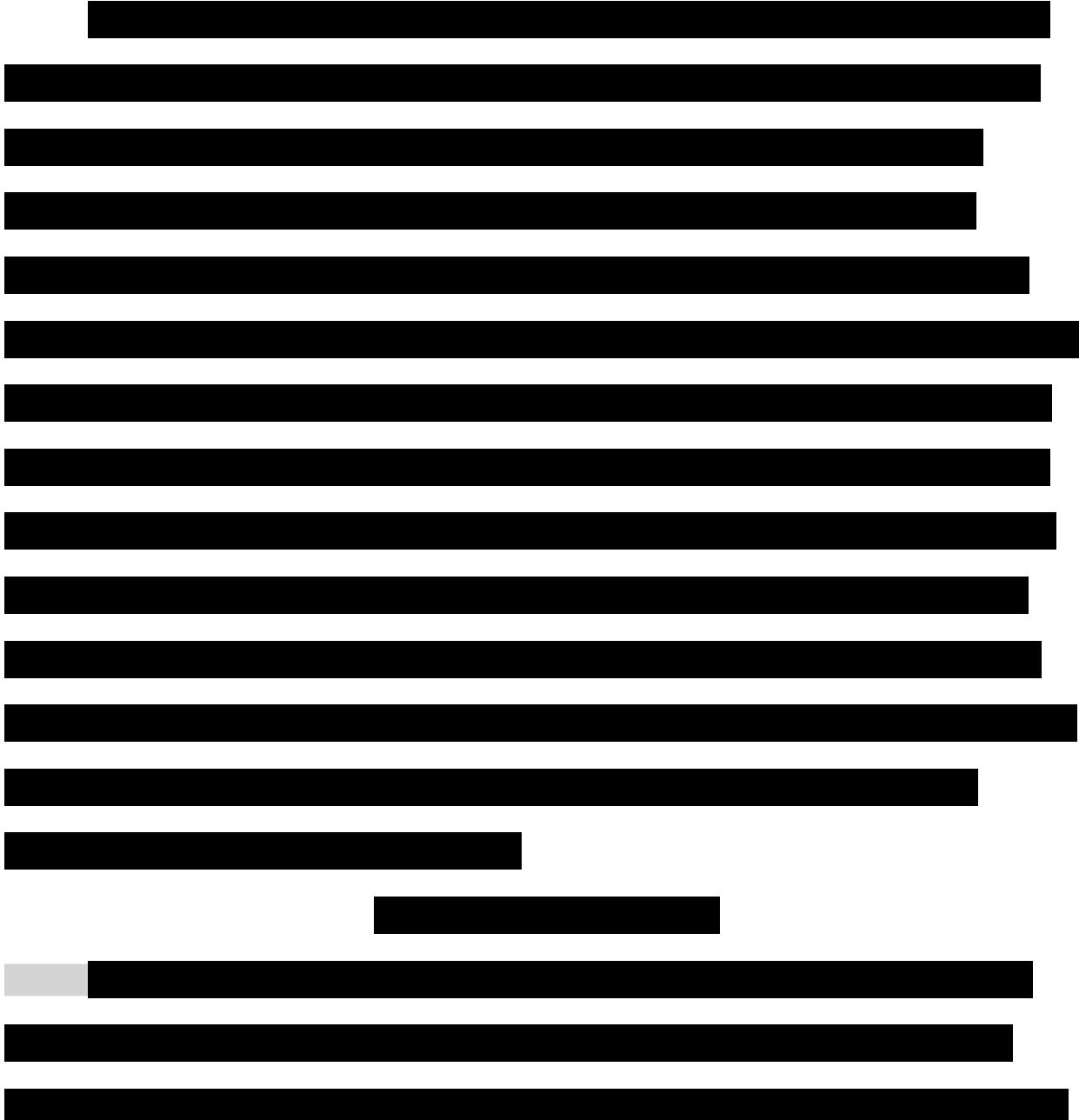
18 U.S.C. § 2422(b) 4

18 U.S.C. 2423(b) 4

18 U.S.C. § 2423(e) 3, 4

Plaintiff, Ms. Virginia Giuffre, respectfully submits this memorandum of law in response and opposition to Defendant's Motion in *Limine* to Exclude Jeffrey Epstein Plea and Non-Prosecution Agreement and Sex Offender Registration.

PRELIMINARY STATEMENT



Topic	Percentage (%)
The concept of climate change	88
Global warming	100
Green energy	100
Sustainable development	100
Clean water	100
Renewable energy	100
Carbon footprint	100
Green economy	100
Climate justice	100
Environmental degradation	100
Conservation biology	100
Biodiversity loss	100
Climate change	100
Green technology	100
Carbon tax	100
Green infrastructure	100
Green building	100
Green transportation	100
Green agriculture	100
Green fashion	100
Green food	100
Green products	100
Green packaging	100
Green advertising	100
Green marketing	100
Green branding	100
Green packaging	100
Green advertising	100
Green marketing	100
Green branding	100
Green products	100
Green food	100
Green agriculture	100
Green fashion	100
Green transportation	100
Green building	100
Green infrastructure	100
Green technology	100
Carbon tax	100
Climate change	100
Conservation biology	100
Biodiversity loss	100
Environmental degradation	100
Green economy	100
Green infrastructure	100
Green technology	100
Carbon footprint	100
Renewable energy	100
Sustainable development	100
Green energy	100
Global warming	100
The concept of climate change	88

[REDACTED]

[REDACTED]

This figure consists of a series of horizontal bars, likely representing data points for 20 different categories. The bars are predominantly black. The first bar, however, features a small gray segment on its left side, followed by a larger black segment. This pattern repeats for each subsequent bar, with the gray segment becoming progressively larger as it moves towards the right end of the bar.

This figure consists of a vertical stack of 20 horizontal bars. All bars are primarily black. The first bar features a small gray rectangular segment positioned on its left side. The second bar also features a similar gray segment on its left side. The remaining 18 bars are entirely black and do not contain any gray segments.

The image consists of a sequence of horizontal black bars of varying lengths, arranged vertically. The bars are solid black and have thin white borders. They are positioned against a plain white background. The lengths of the bars decrease from top to bottom, creating a visual effect of descending steps or a staircase.



A series of horizontal black bars of varying lengths, indicating redacted content. The bars are positioned vertically across the page, with some being full-line and others being shorter segments. A single gray bar is present on the left side of one of the redacted lines.

[REDACTED]

Dated: March 17, 2017

Respectfully Submitted,

BOIES SCHILLER FLEXNER LLP

By: /s/ Sigrid McCawley
Sigrid McCawley (Pro Hac Vice)
Boies Schiller Flexner LLP
401 E. Las Olas Blvd., Suite 1200
Ft. Lauderdale, FL 33301
(954) 356-0011

David Boies
Boies Schiller Flexner LLP
333 Main Street
Armonk, NY 10504

Bradley J. Edwards (Pro Hac Vice)
FARMER, JAFFE, WEISSING,
EDWARDS, FISTOS & LEHRMAN, P.L.

425 North Andrews Avenue, Suite 2
Fort Lauderdale, Florida 33301
(954) 524-2820

Paul G. Cassell (Pro Hac Vice)
S.J. Quinney College of Law
University of Utah
383 University St.
Salt Lake City, UT 84112
(801) 585-5202³

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 17th day of March, 2017, 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 this day on the individuals identified below via transmission of Notices of Electronic Filing generated by CM/ECF.

Laura A. Menninger, Esq.
Jeffrey Pagliuca, Esq.
HADDON, MORGAN & FOREMAN, P.C.
150 East 10th Avenue
Denver, Colorado 80203
Tel: (303) 831-7364
Fax: (303) 832-2628
Email: lmenninger@hmflaw.com
jpagliuca@hmflaw.com

/s/ Sigrid S. McCawley

Sigrid S. McCawley

³ This daytime business address is provided for identification and correspondence purposes only and is not intended to imply institutional endorsement by the University of Utah for this private representation.