

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 09-CIV- 80591 – KAM

JANE DOE NO. 101,

Plaintiff,

v.

JEFFREY EPSTEIN,

Defendant.

DEFENDANT JEFFREY EPSTEIN'S NOTICE OF WITHDRAWAL OF ARGUMENTS I
THROUGH VII OF THE DEFENDANT'S MOTION TO DISMISS PLAINTIFF'S FIRST
AMENDED COMPLAINT (DE29)

Defendant, JEFFREY EPSTEIN, by and through his undersigned counsel, hereby withdraws arguments I through VII as set forth in the Defendant's Motion to Dismiss the Plaintiff's First Amended Complaint (FAC) [DE 29], dated May 26, 2009. Defendant withdraws his arguments contained subparagraphs **A, B, C** and Sections **I** (The Complaint Must Be Dismissed Because Plaintiff Is Not A Minor), **II** (The FAC Must Be Dismissed Because The Defendant Has Not Been Convicted Of A Predicate Offense), **III** (Count One Of The FAC Must Be Dismissed Because It Does Not Plead A Violation Of 18 U.S.C. § 2422(b)), **IV** (Count Two Must Be Dismissed Because It Does Not Plead A Violation Of 18 U.S.C. §2423(b)), **V** (Count Three Must Be Dismissed Because It Does Not Plead A Violation Of 18 U.S.C. § 2251, **VI** (Counts Four and Five Must Be Dismissed Because They Do Not Plead Violation of 18 U.S.C. §§ 2252(a)(1) Or 2252(a)(1), and **VII** (Count Six Must Be Dismissed Because 18 U.S.C. § 2252A(g) Was Not Enacted Until 2006).

Defendant will rely only on those arguments set forth in subparagraph **D**, on page 3, and Paragraph **VIII** (Any Surviving Count Should Be Merged Into A Single Count) of the

Defendant's Motion to Dismiss the First Amended Complaint Or, In The Alternative, For A More Definite Statement [DE 29] dated May 26, 2009.

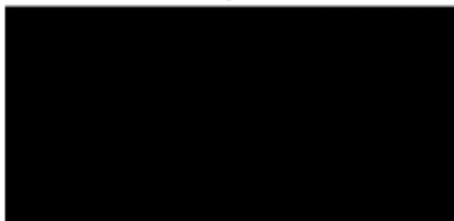


Counsel for Defendant EPSTEIN

Certificate of Service

I HEREBY CERTIFY that a true copy of the foregoing was electronically filed with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record identified on the following Service List in the manner specified by CM/ECF on this 2nd day of June, 2009

Robert C. Josefsberg, Esq.
Katherine W. Ezell, Esq.
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Counsel for Plaintiff

Jack Alan Goldberger, Esq.
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Counsel for Defendant Jeffrey Epstein

Respectfully submitted,

By: 

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(Counsel for Defendant Jeffrey Epstein)