

EXHIBIT E

16-3945-cv(L), 17-1625(CON), 17-1722(CON)

United States Court of Appeals *for the* Second Circuit

VIRGINIA L. GIUFFRE,

Plaintiff-Appellee,

— v. —

GHISLAINE MAXWELL,

Defendant,

— v. —

SHARON CHURCHER, JEFFREY EPSTEIN,

Respondents,

ALAN M. DERSHOWITZ, MICHAEL CERNOVICH, DBA Cernovich Media,

Intervenors-Appellants.

ON APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

BRIEF FOR PLAINTIFF-APPELLEE [REDACTED]

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VII. THE DISTRICT COURT REFUSES TO MODIFY THE PROTECTIVE ORDER.

A. The Dershowitz Intervention.

On August 11, 2016, Dershowitz sought permission to intervene in the case for purposes of obtaining an order unsealing certain documents previously filed with the district or, in the alternative, for an order modifying the protective order previously entered by the District Court. J.A.-197. On November 2, 2016, the District Court entered an order granting intervention but denying substantive relief. Sp.A.-16-26.

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

B. The Cernovich Intervention.

After the District Court denied Dershowitz's motion, the underlying case between Ms. Giuffre and Ms. Maxwell moved forward. On January 9, 2017, Maxwell (with whom Dershowitz was working as witness) filed a motion for summary judgment, attaching many of the documents Dershowitz sought, including the so-called memoir document. C.M.A.- 117. Then, as if on cue, ten days later, an "investigative journalist" (C.M.A.-096) appeared on the scene claiming a right to access to these materials. Cernovich's motion sought essentially the same relief Dershowitz requested. This remarkable coincidence becomes less remarkable, given the strong ties between Dershowitz and Cernovich.

Cernovich is the executive producer of a film starring none other than Alan Dershowitz. C.M.A.-118.

December 13, 2017

Respectfully Submitted,

/s/ Paul G. Cassell

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