

Re: Fwd: Epstein  
From: [REDACTED]  
To: Lamine N'Diaye  
Date: 2019/07/23 14:17  
Subject: Re: Fwd: Epstein  
Attachments: TEXT.htm

Lieutenant [REDACTED] is on leave this week so I may have to get someone from BRO to interview Tartaglione. Epstein's Attorneys are back and have been back since 12:17 pm

[REDACTED]  
Associate Warden  
MCC New York  
150 Park Row  
New York, New York 10007  
Office: [REDACTED]  
Black Berry: [REDACTED]

>>> Lamine N'Diaye <[REDACTED]> 7/23/2019 2:10 PM >>>  
Did SIS do their interviews. What was the outcome of Attorney visits

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----  
From: [REDACTED] <[REDACTED]>  
Date: 7/23/19 1:30 PM (GMT-05:00)  
To: Lamine N'Diaye <[REDACTED]>  
Subject: Re: Fwd: Epstein

>>> [REDACTED] 07/23/2019 13:44 >>>

**Synopsis:** On July 23, 2019, at 1:27 a.m., staff responded to a call for assistance in the Special Housing Unit (SHU). Inmate No. 76318-054, lying on the floor in a fetal position. The Lieutenant called out to the inmate; however, he did not respond. The inmate was placed on restraints and escorted to the Suicide Cell and placed on Suicide Watch. While on watch, the inmate indicated that his Attorney of this matter.

of the Freedom of Information and Privacy Act

**Medical Assessment:** The inmate was medically assessed at 6:30 a.m., by the Physician Assistant and his findings were "He is ambulatory, oriented x 3. In no apparent distress, smiling during this clinical encounter. Alleges, that he does not know".

He does not want to talk of the events leading to the marks on his neck.

He does not look in any distress or pain.

Has a circular line of erythema at the base of the neck. Reaching 2/3 of the neck circumference, 2 inches wide, sparing 1/3 of the neck circumference.

No inflammation, no deformities, no hematomas, no lacerations, no tenderness. Patient moving his neck without any resistance. Has another small erythema on left knee about 2cm in diameter (mild).

**Psychologist Assessment:** He was evaluated on today at 9:10 a.m., and it has been determined he will remain on Suicide Watch.

**Current Status:** At this time, we are reviewing his case for placement in the general population in Unit 7 South. We are

[REDACTED]  
Associate Warden  
MCC New York  
150 Park Row  
New York, New York 10007  
Office: [REDACTED]  
Black Berry: [REDACTED]

>>> Lamine N'Diaye <[REDACTED]> 7/23/2019 12:30 PM >>>  
Can you get this for me.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----  
From: [REDACTED] >  
Date: 7/23/19 11:46 AM (GMT-05:00)  
To: Lamine N'Diaye <[REDACTED]>  
Subject: Re: Epstein

>>> [REDACTED] 07/23/2019 11:46 >>>

Lamine - The memo is very confusing. Please draft an email of his actions and current status. Also include what plans were in motion to move him to a GP unit. It will need  
</div><div>

</div><!-- originalMessage --><div>----- Original message -----</div><div>From: Lamine N'Diaye <[REDACTED]> </div><div>Date: 7/23/19 11:12 AM (</div><div>Subject: Fwd: Epstein </div><div></div>

>>> "Lamine N'Diaye" <[REDACTED]> 07/23/2019 11:12 >>>

Sent from my Verizon, Samsung Galaxy smartphone<div>

</div><div>

</div><!-- originalMessage --><div>----- Original message -----</div><div>From: [REDACTED] <[REDACTED]> </div><div>Date: 7/23,</div><div>Subject: Fwd: Epstein </div><div></div>

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of the Freedom of Information and Privacy Act

**Re: Jeffrey EPSTEIN**

**From:** "[REDACTED] (USANYS)"

**To:** [REDACTED]

**Date:** 2019/07/25 07:47

**Subject:** Re: Jeffrey EPSTEIN

**Attachments:** TEXT.htm, Mime.822

Thanks [REDACTED]. I'll give you a call now.

On Jul 25, 2019, at 7:45 AM, [REDACTED] <[REDACTED]> wrote:

Hi [REDACTED],

I have a meeting at 8:15, but can chat before (or after) then. I want to also discuss the possible response to Bruce about the press having incomplete/inaccurate information.

Thanks,

[REDACTED]

[REDACTED]

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Supervisory Staff Attorney

CLC New York

Metropolitan Correctional Center

150 Park Row

New York, New York 10007

p: [REDACTED]

f: [REDACTED]

Withheld pursuant to exemption

of the Freedom of Information and Privacy Act

>>> "[REDACTED] (USANYS)" <[REDACTED]> 7/24/2019  
10:42 PM >>>

[REDACTED]

We just received the below from USMS. Is the detail about the noose accurate? Do you have any additional information or reports you can provide?

Thanks,

[REDACTED]

Begin forwarded message:

**From:** "[REDACTED] (USMS)" <[REDACTED]>

**Date:** July 24, 2019 at 9:35:05 PM EDT

**To:** "[REDACTED] (USANYS)" <[REDACTED]> ,

"[REDACTED] (USANYS)" <[REDACTED]> , "[REDACTED]"

[REDACTED] (USANYS)" <[REDACTED]>

SDNY\_00014586

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EFTA01687070

**Subject: Jeffrey EPSTEIN**

All,

Please be advised that we received the following report from the Bureau of Prisons MCC New York at 2115 hours on this date:

Associate Warden (AW) [REDACTED] at MCC New York advised that Jeffrey EPSTEIN was found in his cell this morning at 0127 hours in a fetal position with a noose around his neck. EPSTEIN was escorted to medical and was assessed. EPSTEIN was initially placed on suicide watch and subsequently downgraded to suicide observation, where he currently remains. Additionally, AW [REDACTED] [REDACTED] advised that EPSTEIN's cell mate reported threatened to kill him. No further information was provided. The above incident is currently under investigation with the BOP.

[REDACTED]  
Supervisory Deputy United States Marshal  
Southern District of New York  
[REDACTED]

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**From:** "[REDACTED] (USANYS)" <[REDACTED]>  
**To:** [REDACTED] <a1[REDACTED]>  
**Cc:** [REDACTED] (USANYS)" <[REDACTED]>, "[REDACTED] (USANYS)" <[REDACTED]@usdoj.gov>, [REDACTED] (USANYS)" <[REDACTED]>  
**Subject:** Re: Jeffrey EPSTEIN  
**Sent:** Thu, 25 Jul 2019 11:46:27 +0000

Thanks [REDACTED]. I'll give you a call now.

On Jul 25, 2019, at 7:45 AM, [REDACTED] <[REDACTED]> wrote:

Hi [REDACTED],

I have a meeting at 8:15, but can chat before (or after) then. I want to also discuss the possible response to Bruce about the press having incomplete/inaccurate information.

Thanks,

[REDACTED]  
Supervisory Staff Attorney  
CLC New York  
Metropolitan Correctional Center  
150 Park Row  
New York, New York 10007  
p: [REDACTED]  
f: [REDACTED]

>>> "[REDACTED] (USANYS)" <[REDACTED]@usdoj.gov> 7/24/2019 10:42 PM >>>  
[REDACTED]  
Withheld pursuant to exemption

We just received the below from USMS. If the Freedom of Information and Privacy Act, is the report about the noose accurate? Do you have any additional information or reports you can provide?

Thanks,  
[REDACTED]

Begin forwarded message:

**From:** "[REDACTED] (USMS)" <[REDACTED]>  
**Date:** July 24, 2019 at 9:35:05 PM EDT  
**To:** "[REDACTED] (USANYS)" <[REDACTED]>, "[REDACTED] (USANYS)" <[REDACTED]>, "[REDACTED] (USANYS)" <[REDACTED]>  
**Subject:** Jeffrey EPSTEIN

All,  
Please be advised that we received the following report from the Bureau of Prisons MCC New York at 2115 hours on this date:  
Associate Warden (AW) [REDACTED] at MCC New York advised that Jeffrey EPSTEIN was found in his cell this morning at 0127 hours in a fetal position with a noose around his neck. EPSTEIN was escorted to medical and was assessed. EPSTEIN was initially placed on suicide watch and subsequently downgraded to suicide observation, where he currently remains. Additionally, AW [REDACTED] [REDACTED] advised that EPSTEIN's cell mate reported threatened to kill him. No further information was provided.  
The above incident is currently under investigation with the BOP. SDNY\_00014588

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of the Freedom of Information and Privacy Act

**Re: Fwd: Jeffrey EPSTEIN**

**From:** [REDACTED]  
**To:** [REDACTED]  
**Date:** 2019/07/25 07:45  
**Subject:** Re: Fwd: Jeffrey EPSTEIN  
**Attachments:** TEXT.htm

Hi [REDACTED],

I have a meeting at 8:15, but can chat before (or after) then. I want to also discuss the possible response to Bruce about the press having incomplete/inaccurate information.

Thanks,

[REDACTED]

[REDACTED]  
Supervisory Staff Attorney  
CLC New York  
Metropolitan Correctional Center  
150 Park Row  
New York, New York 10007

p: [REDACTED]  
f: [REDACTED]

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Withheld pursuant to exemption

>>> "[REDACTED] (USANYS) of the Freedom of Information and Privacy Act 7/24/2019 10:42 PM >>>

We just received the below from USMS. Is the detail about the noose accurate? Do you have any additional information or reports you can provide?

Thanks,

[REDACTED]

Begin forwarded message:

**From:** "[REDACTED] (USMS)" <[REDACTED]>  
**Date:** July 24, 2019 at 9:35:05 PM EDT  
**To:** "[REDACTED] (USANYS)" <[REDACTED]>, "[REDACTED] (USANYS)" <[REDACTED]>, "[REDACTED] (USANYS)" <[REDACTED]>  
**Subject:** Jeffrey EPSTEIN

All,  
Please be advised that we received the following report from the Bureau of Prisons MCC New York at 2115 hours on this date:  
Associate Warden (AW) [REDACTED] at MCC New York advised that Jeffrey EPSTEIN was found in his cell this morning at 0127 hours in a fetal position with a noose

SDNY\_00014590

around his neck. EPSTEIN was escorted to medical and was assessed. EPSTEIN was initially placed on suicide watch and subsequently downgraded to suicide observation, where he currently remains. Additionally, AW [REDACTED] [REDACTED] advised that EPSTEIN's cell mate reported threatened to kill him. No further information was provided. The above incident is currently under investigation with the BOP.

[REDACTED]  
Supervisory Deputy United States Marshal  
Southern District of New York  
[REDACTED]

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of the Freedom of Information and Privacy Act

**Fwd: Re: Epstein**

**From**

[REDACTED]

**To**

[REDACTED]

**Date**

2019/07/25 14:14

**Subject:**

Fwd: Re: Epstein

**Attachments:**

TEXT.htm

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Below please find a request by the USAO SDNY Criminal Division for documents and photographs related to the investigation into the July 23, 2019 incident involving EPSTEIN, Jeffrey, reg. no. 76318-054. They understand the investigation is still open and, thus, not to disseminate it further. Please advise if you concur in the release of the documentation/photographs.

Thank you,

Supervisory Staff Attorney  
CLC New York  
Metropolitan Correctional Center  
150 Park Row  
New York, New York 10007

p: [REDACTED]  
f: [REDACTED]  
>>> "[REDACTED] (USANYS)" <[REDACTED]> 7/25/2019 2:08 PM >>>

Thanks [REDACTED]. Please consider this email my request for any and all documents and other materials, including photographs, related to the investigation regarding the incident involving Jeffrey Epstein earlier this week.

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On Jul 25, 2019, at 1:49 PM, [REDACTED] <[REDACTED]> wrote:  
of the Freedom of Information and Privacy Act

Hi [REDACTED],

I left you a voicemail, but wanted to follow up via email as well.

Our Regional Office reminded me that we need a written request from your office to produce the documents you seek. It does not have to be a subpoena. An email from you requesting the investigation documentation will suffice.

Thank you,

Supervisory Staff Attorney  
CLC New York  
Metropolitan Correctional Center  
150 Park Row  
New York, New York 10007

p: [REDACTED]  
f: [REDACTED]

**Epstein Update**

**From:** [REDACTED]  
**To:** [REDACTED], Lamine N'Diaye,  
**Date:** 2019/07/29 10:02  
**Subject:** Epstein Update  
**Attachments:** TEXT.htm

Good morning: Same presentation today, but he said he thinks his memory for the incident (injury to his neck) may be impaired because of his sleep apnea. He is supposed to get his CPAP machine today. He is aware he will be returning to SHU, but said he is feeling unwell due to his inability to sleep and numbness in his arm. He requested to have one good night of sleep with his CPAP and will return to SHU with a cellmate tomorrow. He then asked if he could remain down here where it is "safe" for the entire week. I told him he can stay down one more night to receive his CPAP and a good night's sleep, but that he would be returned to SHU tomorrow. It was explained that there is no mental health issues precluding him from returning to SHU tomorrow and that we could not house him in the SW/Hospital area because he felt safe or more comfortable for him. It was explained to him that he would be placed in a safe situation in the SHU. He will remain on psychological observation today and will transition to the SHU tomorrow. Thank you, Elissa

[REDACTED], Psy.D.  
Chief Psychologist  
U.S. Department of Justice/  
Federal Bureau of Prisons  
Metropolitan Correctional Center  
150 Park Row  
New York, New York 10007  
Office: [REDACTED]  
Fax: [REDACTED]  
E-mail: [REDACTED]

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of the Freedom of Information and Privacy Act

>>> [REDACTED] 7/28/2019 7:49 AM >>>  
AW [REDACTED]

Inmate Epstein seems psychologically stable.

He complained that his right arm was numb and hanging earlier. Nurse Columbo saw him.

He again said his right arm still feels somewhat numb and he said he cannot make a fist with that hand. He also said he has numbness on his neck. I informed Nurse Columbo.

He stated the toilet in his cell was running for 45 minutes last night and he could not take the noise. He is going to try the toilet before going to legal today and if it does not shut off, he will be moved to another cell.

Thanks,

[REDACTED]

>>> [REDACTED] 7/28/2019 7:36 AM >>>

Inmate Lopez #20472-038 [REDACTED]

**Suicide Watch**

None

**Psych Observation**

1. Epstein #76318-054

**Pending Bedspace for SHU**

1, Lopez #20472-038

Thank you,

[REDACTED]

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**RE: Epstein #76318-054**

**From:** "[REDACTED] (USANYS)"  
**To:** [REDACTED], [REDACTED]  
**Date:** 2019/09/05 10:50  
**Subject:** RE: Epstein #76318-054  
**Attachments:** TEXT.htm, 090519 Response to US v Epstein Touhy Requests.pdf, Mime.822

[REDACTED] and [REDACTED],

Please find attached a letter we intend to send out today denying, *inter alia*, the Epstein-related *Touhy* requests received by BOP so far.

Thanks,

[REDACTED]

---

**From:** [REDACTED] <[REDACTED]>  
**Sent:** Tuesday, August 27, 2019 6:29 PM  
**To:** [REDACTED] (USANYS) <[REDACTED]>  
**Cc:** [REDACTED] <[REDACTED]>  
**Subject:** RE: Epstein #76318-054

Hi [REDACTED] - no problem. I'm cc-ing [REDACTED] on this so he knows to direct any request for records related to Epstein from any party other than your office to you. Thanks!

Withheld pursuant to exemption

[REDACTED] of the Freedom of Information and Privacy Act  
Staff Attorney  
CLC New York  
Metropolitan Correctional Center  
150 Park Row  
New York, NY 10007  
p: [REDACTED]  
f: [REDACTED]

>>> "[REDACTED] (USANYS)" <[REDACTED]> 8/27/2019 5:53 PM >>>  
Hi [REDACTED]

[REDACTED]

Thanks again,

[REDACTED]

---

**From:** [REDACTED] <[REDACTED]>  
**Sent:** Tuesday, August 27, 2019 5:06 PM  
**To:** [REDACTED] (USANYS) <[REDACTED]>  
**Subject:** RE: Epstein #76318-054

Hi [REDACTED] - what's your extension over there again? I'll give you a ring now. Thanks!

[REDACTED]  
Staff Attorney  
CLC New York  
Metropolitan Correctional Center  
150 Park Row  
New York, NY 10007  
p: [REDACTED]  
f: [REDACTED]

>>> "[REDACTED] (USANYS)" <[REDACTED]> 8/27/2019 3:47 PM >>>  
Hi [REDACTED],

I had a couple further questions on Epstein-related matters. Could you please give me a call when you have a moment? I'm at [REDACTED].

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Thanks,  
[REDACTED]  
Withheld pursuant to exemption  
of the Freedom of Information and Privacy Act

---

**From:** [REDACTED] <[REDACTED]>  
**Sent:** Monday, August 26, 2019 11:28 AM  
**To:** [REDACTED] (USANYS) <[REDACTED]>  
**Subject:** RE: Epstein #76318-054

Hi [REDACTED] - I have to head across the street for a hearing. Can I give you a call a little later this afternoon?

Thanks,  
[REDACTED]

[REDACTED]  
Staff Attorney  
CLC New York  
Metropolitan Correctional Center  
150 Park Row  
New York, NY 10007  
p: [REDACTED]  
f: [REDACTED]

>>> "[REDACTED] (USANYS)" <[REDACTED]> 8/26/2019 11:13 AM >>>  
Thanks [REDACTED]

SDNY\_00014597

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EFTA01687081

**From:** [REDACTED] <[REDACTED]>  
**Sent:** Monday, August 26, 2019 11:03 AM  
**To:** [REDACTED] (USANYS) <[REDACTED]>; [REDACTED] (USANYS) <[REDACTED]>  
**Cc:** [REDACTED] <[REDACTED]>; [REDACTED] (USANYS) <[REDACTED]>; [REDACTED] (USANYS) <[REDACTED]>  
**Subject:** RE: Epstein #76318-054

Hi [REDACTED],

The correspondence is attached. I'll give you a call in a few minutes.

Thanks,

[REDACTED]

[REDACTED]  
 Staff Attorney  
 CLC New York  
 Metropolitan Correctional Center  
 150 Park Row  
 New York, NY 10007

p: [REDACTED]  
 f: [REDACTED]

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>>> "[REDACTED] (USANYS)" <[REDACTED]> 8/26/2019 10:37 AM >>>

Hi [REDACTED],

It'd be great to get more detail on precisely who is making the request here and who would receive the records. Could I give you a quick call on this around 11:00?

Thanks,

[REDACTED]

**From:** [REDACTED] <[REDACTED]>  
**Sent:** Monday, August 26, 2019 10:24 AM  
**To:** [REDACTED] (USANYS) <[REDACTED]>  
**Cc:** [REDACTED] <[REDACTED]>; [REDACTED] (USANYS) <[REDACTED]>; [REDACTED] (USANYS) <[REDACTED]>; [REDACTED] (USANYS) <[REDACTED]>  
**Subject:** RE: Epstein #76318-054

Hi [REDACTED],

I would be releasing the records to Michael Miller, who was defense counsel of record for Epstein with Martin G. Weinberg. I spoke with Mr. Miller on the phone last week, and he indicated that they wanted the records before the nolle pros hearing tomorrow. I read the conversation as a defense attorney asking for his client's records in the context of the criminal case (not as the attorney asking on behalf of the estate), but I'm happy to request more info from them if you think we should.

happy to request more info from them if you think we should.

Thanks,

[REDACTED]  
Staff Attorney  
CLC New York  
Metropolitan Correctional Center  
150 Park Row  
New York, NY 10007

p: [REDACTED]  
f: [REDACTED]

>>> "[REDACTED] (USANYS)" <[REDACTED]> 8/26/2019 9:53 AM >>>  
Sorry [REDACTED],

I take back my quick green light on this. Before we release any materials, including medical records, we would like a clear statement of to whom BOP is releasing them—i.e., who is asking for the records. Does Epstein have an estate yet?

Thanks.

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[REDACTED]

Withheld pursuant to exemption

[REDACTED]

of the Freedom of Information and Privacy Act

Chief, Civil Division  
U.S. Attorney's Office, SDNY  
86 Chambers Street, 3<sup>rd</sup> Floor  
New York, NY 10007

[REDACTED]

---

**From:** [REDACTED] (USANYS)  
**Sent:** Monday, August 26, 2019 9:43 AM  
**To:** [REDACTED] <[REDACTED]>  
**Cc:** [REDACTED] <[REDACTED]>; [REDACTED] (USANYS) <[REDACTED]>; [REDACTED] (USANYS) <[REDACTED]>; [REDACTED] (USANYS) <[REDACTED]>  
**Subject:** RE: Epstein #76318-054

[REDACTED]

Thanks for your email. That makes sense to me. We have no objection to this Touhy request.

Fyi, I have assigned a civil AUSA, [REDACTED] [REDACTED], to handle ongoing Epstein-related Touhy matters. I have also copied the criminal division on this email, as you suggested, to keep them in the loop.

Chief, Civil Division  
U.S. Attorney's Office, SDNY  
86 Chambers Street, 3<sup>rd</sup> Floor  
New York, NY 10007

---

**From:** [REDACTED] <[REDACTED]>  
**Sent:** Monday, August 26, 2019 9:19 AM  
**To:** [REDACTED] (USANYS) <[REDACTED]>  
**Cc:** [REDACTED] <[REDACTED]>  
**Subject:** Fwd: Epstein #76318-054

Hi [REDACTED],

Attached please find a Touhy request from Epstein's attorneys seeking his medical/psych records. [REDACTED]

[REDACTED]

Withheld pursuant to exemption

Let me know what you think when you get a chance  
of the Freedom of Information and Privacy Act

Thanks!

[REDACTED]  
Staff Attorney  
CLC New York  
Metropolitan Correctional Center  
150 Park Row  
New York, NY 10007  
p: [REDACTED]  
f: [REDACTED]

>>> "Meade, Jason" <[REDACTED]> 8/23/2019 4:46 PM >>>

Please find attached correspondence. Thank you for your assistance.

Best,  
Jason

**Jason E. Meade**

Associate

[jmeade@Step toe.com](mailto:jmeade@Step toe.com)



direct  
mobile  
+1 212 506 3950 fax

Step toe & Johnson LLP  
1114 Avenue of the Americas  
New York, NY 10036  
[www.step toe.com](http://www.step toe.com)

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Mail Attachment  
090519 Response to US v Epstein Touhy Requests.pdf

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of the Freedom of Information and Privacy Act



U.S. Department of Justice

United States Attorney  
Southern District of New York

86 Chambers Street  
New York, New York 10007

September 5, 2019

By Electronic Mail and U.S. Mail

Michael C. Miller  
Steptoe & Johnson LLP  
1114 Avenue of the Americas  
New York, NY 10036  
[REDACTED]

Martin G. Weinberg  
Martin G. Weinberg, P.C.  
20 Park Plaza, Suite 1000  
Boston, MA 02116  
[REDACTED]

Re: Requests in *United States v. Jeffrey Epstein*, 19-CRIM-00490 (S.D.N.Y.)

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Dear Counselors:

Withheld pursuant to exemption

This Office has received copies of your requests and subpoena for documents and records (collectively, the "Subpoena and Requests") from the United States Department of Justice in the above-captioned matter. Specifically, this Office has received copies of your requests dated August 20, 2019, addressed to the United States Attorney's Office for the Southern District of New York ("USAO-SDNY"), the Bureau of Prisons ("BOP"), and the Federal Bureau of Investigation ("FBI"), and your request and subpoena dated August 23, 2019, addressed to the Metropolitan Correctional Center ("MCC"). The Subpoena and Requests seek medical and mental records relating to Jeffrey Epstein, as well as MCC records and protocols relating to Mr. Epstein's death.

Because the Subpoena and Requests seek information from DOJ employees acquired as a part of their performance of their official duties, the Subpoena and Requests are governed by certain DOJ regulations ("Touhy regulations") which, *inter alia*, direct DOJ attorneys to consider the factors set forth in 28 C.F.R. § 16.26(a) and (b). *See* 28 C.F.R. § 16.23; *see also United States ex rel. Touhy v. Ragen*, 340 U.S. 462 (1951); 28 C.F.R. § 16.21 *et seq.* Touhy regulations "provide guidance for the internal operations of the Department of Justice," and do not create substantive rights. *Id.* § 16.21(d).

Among the factors which must be considered in deciding whether to make disclosures pursuant to a demand, 28 C.F.R. § 16.26 requires consideration of "[w]hether such disclosure is appropriate under the rules of procedure governing the case or matter in which the demand arose." That factor alone is dispositive here: disclosure of these materials is not appropriate under the rules of procedure governing *United States v. Jeffrey Epstein*, 19-CRIM-00490 (S.D.N.Y.) because that proceeding has terminated. *See Nolle Prosequi, United States v. Jeffrey*

SDNY\_00014603

EFTA01687087

*Epstein*, 19-CRIM-00490 (S.D.N.Y.), Dkt. No. 52. Accordingly, DOJ will not disclose material in response to the Subpoena and Requests.

Nothing in this response constitutes a waiver of any applicable privilege, including but not limited to the work product privilege, attorney-client privilege, or law enforcement privilege, or any other objection or defense to the enforceability of the Subpoena and Requests, or application of any other factor under the Department's *Touhy* regulations.

Please contact me if you have any questions concerning this matter.

Sincerely,

GEOFFREY S. BERMAN  
United States Attorney for the  
Southern District of New York

By:

██████████ J. ██████████  
Assistant United States Attorney

Telephone: ██████████

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E-mail: ██████████

Withheld pursuant to exemption

of the Freedom of Information and Privacy Act

**RE: Epstein #76318-054**

**From:** "[REDACTED] (USANYS)"

**To:** [REDACTED], [REDACTED]

**Date:** 2019/08/28 20:41

**Subject:** RE: Epstein #76318-054

**Attachments:** TEXT.htm, Mime.822

Thank you both! Please let us know about any FOIA requests as well.

Thanks,

[REDACTED]

---

**From:** [REDACTED] <[REDACTED]>

**Sent:** Tuesday, August 27, 2019 6:29 PM

**To:** [REDACTED] (USANYS) <[REDACTED]>

**Cc:** [REDACTED] <[REDACTED]>

**Subject:** RE: Epstein #76318-054

Hi [REDACTED] - no problem. I'm cc-ing [REDACTED] on this so he knows to direct any request for records related to Epstein from any party other than your office to you. Thanks!

[REDACTED]

Staff Attorney

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CLC New York

Metropolitan Correctional Center

Withheld pursuant to exemption

150 Park Row

of the Freedom of Information and Privacy Act

New York, NY 10007

p: [REDACTED]  
f: [REDACTED]

>>> "[REDACTED] (USANYS)" <[REDACTED]> 8/27/2019 5:53 PM >>>

Hi [REDACTED]

[REDACTED]

Thanks again,

[REDACTED]

---

**From:** [REDACTED] <[REDACTED]>

**Sent:** Tuesday, August 27, 2019 5:06 PM

**To:** [REDACTED] (USANYS) <[REDACTED]@doi.gov>

SDNY\_00014641

Page 565

EFTA01687089

**Subject:** RE: Epstein #76318-054

Hi [REDACTED] - what's your extension over there again? I'll give you a ring now. Thanks!

[REDACTED]  
Staff Attorney  
CLC New York  
Metropolitan Correctional Center  
150 Park Row  
New York, NY 10007  
p: [REDACTED]  
f: [REDACTED]

>>> "[REDACTED] (USANYS)" <[REDACTED]> 8/27/2019 3:47 PM >>>  
Hi [REDACTED]

I had a couple further questions on Epstein-related matters. Could you please give me a call when you have a moment? I'm at [REDACTED].

Thanks,  
[REDACTED]

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---

**From:** [REDACTED] <[REDACTED]> pursuant to exemption  
**Sent:** Monday, August 26, 2019 11:28 AM  
**To:** [REDACTED] (USANYS) [REDACTED] Privacy Act  
**Subject:** RE: Epstein #76318-054

Hi [REDACTED] - I have to head across the street for a hearing. Can I give you a call a little later this afternoon?

Thanks,  
[REDACTED]

[REDACTED]  
Staff Attorney  
CLC New York  
Metropolitan Correctional Center  
150 Park Row  
New York, NY 10007  
p: [REDACTED]  
f: [REDACTED]

>>> "[REDACTED] (USANYS)" <[REDACTED]> 8/26/2019 11:13 AM >>>  
Thanks, [REDACTED]!

---

**From:** [REDACTED] <[REDACTED]>  
**Sent:** Monday, August 26, 2019 11:03 AM

SDNY\_00014642

To: Uestericner, Jeffrey (USANYS) <JUestericner@usa.doj.gov>; Kochevar, Steven (USANYS)

<[REDACTED]>

Cc: <a10johnson@bop.gov>; [REDACTED] (USANYS) <[REDACTED]>;

[REDACTED] (USANYS) <[REDACTED]>

Subject: RE: Epstein #76318-054

Hi [REDACTED],

The correspondence is attached. I'll give you a call in a few minutes.

Thanks,

[REDACTED]

[REDACTED]

Staff Attorney  
CLC New York  
Metropolitan Correctional Center  
150 Park Row  
New York, NY 10007

p: [REDACTED]  
f: [REDACTED]

>>> "[REDACTED] (USANYS)" <[REDACTED]@626.gov> 8/26/2019 10:37 AM >>>

Hi [REDACTED],

Withheld pursuant to exemption

It'd be great to get more detail of the Freedom of Information and Privacy Act precisely who is making the request here and who would receive the records. Could I give you a quick call on this around 11:00?

Thanks,

[REDACTED]

---

From: [REDACTED] <[REDACTED]>

Sent: Monday, August 26, 2019 10:24 AM

To: [REDACTED] (USANYS) <[REDACTED]>

Cc: [REDACTED] <[REDACTED]>; [REDACTED] (USANYS) <[REDACTED]>;

[REDACTED] (USANYS) <[REDACTED]>; [REDACTED] (USANYS)

<[REDACTED]>

Subject: RE: Epstein #76318-054

Hi [REDACTED],

I would be releasing the records to Michael Miller, who was defense counsel of record for Epstein with Martin G. Weinberg. I spoke with Mr. Miller on the phone last week, and he indicated that they wanted the records before the nolle pros hearing tomorrow. I read the conversation as a defense attorney asking for his client's records in the context of the criminal case (not as the attorney asking on behalf of the estate), but I'm happy to request more info from them if you think we should.

Thanks,

[REDACTED]

[REDACTED]  
Staff Attorney  
CLC New York  
Metropolitan Correctional Center  
150 Park Row  
New York, NY 10007

p: [REDACTED]  
f: [REDACTED]

>>> "[REDACTED] (USANYS)" <[REDACTED]> 8/26/2019 9:53 AM >>>  
Sorry [REDACTED],

I take back my quick green light on this. Before we release any materials, including medical records, we would like a clear statement of to whom BOP is releasing them—i.e., who is asking for the records. Does Epstein have an estate yet?

Thanks.

[REDACTED]

[REDACTED]  
Chief, Civil Division  
U.S. Attorney's Office, SDNY  
86 Chambers Street, 3<sup>rd</sup> Floor  
New York, NY 10007  
[REDACTED]

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of the Freedom of Information and Privacy Act

---

**From:** [REDACTED] (USANYS)  
**Sent:** Monday, August 26, 2019 9:43 AM  
**To:** [REDACTED] <[REDACTED]>  
**Cc:** [REDACTED] <[REDACTED]>; [REDACTED] (USANYS) <[REDACTED]>; [REDACTED] (USANYS) <[REDACTED]>; [REDACTED] (USANYS) <[REDACTED]>  
**Subject:** RE: Epstein #76318-054

[REDACTED]

Thanks for your email. That makes sense to me. We have no objection to this Touhy request.

Fyi, I have assigned a civil AUSA, [REDACTED] [REDACTED], to handle ongoing Epstein-related Touhy matters. I have also copied the criminal division on this email, as you suggested, to keep them in the loop.

[REDACTED]

[REDACTED]

CNIET, CIVIL DIVISION  
U.S. Attorney's Office, SDNY  
86 Chambers Street, 3<sup>rd</sup> Floor  
New York, NY 10007  
[REDACTED]

---

**From:** [REDACTED] <[REDACTED]>  
**Sent:** Monday, August 26, 2019 9:19 AM  
**To:** [REDACTED] (USANYS) <[REDACTED]>  
**Cc:** [REDACTED] <[REDACTED]>  
**Subject:** Fwd: Epstein #76318-054

Hi [REDACTED],

[REDACTED]

Let me know what you think when you get a chance.

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Thanks!

[REDACTED]

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[REDACTED]

Staff Attorney  
CLC New York  
Metropolitan Correctional Center  
150 Park Row  
New York, NY 10007

p: [REDACTED]  
f: [REDACTED]

>>> "Meade, Jason" <[REDACTED]> 8/23/2019 4:46 PM >>>  
[REDACTED],

Please find attached correspondence. Thank you for your assistance.

Best,  
Jason

**Jason E. Meade**  
Associate  
[REDACTED]



direct  
mobile  
fax

Step toe & Johnson LLP  
1114 Avenue of the Americas  
New York, NY 10036  
[www.step toe.com](http://www.step toe.com)

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of the Freedom of Information and Privacy Act

**Epstein/Washington Post question**

**From** "Zapotosky, Matt"  
**To** BOP-IPP/PublicAffairs@bop.gov, [REDACTED]  
**Date** 2019/08/26 15:00  
**Subject:** Epstein/Washington Post question  
**Attachments:** TEXT.htm, Mime.822

Hi—

Matt Zapotosky from the Washington Post here. We are in the process of working on a story about the cameras outside Jeffrey Epstein's cell on the morning of his death. The story will assert that the data in those cameras was found to be corrupted/unreadable, though it is being sent to Quantico for further analysis.

Can the BOP comment on that assertion? Is the functionality of cameras a larger issue at BOP or MCC? Are you able to say what other cameras might have captured that night to support the assertion that Mr. Epstein killed himself?

Thank you,

Matt Zapotosky | The Washington Post  
[REDACTED] (cell)

**From:** "Zapotosky, Matt" <[REDACTED]>  
**To:** BOP-IPP/Public Affairs <BOP-IPP/PublicAffairs@bop.gov>, "[REDACTED]" <[REDACTED]>  
**Subject:** Epstein/Washington Post question  
**Sent:** Mon, 26 Aug 2019 18:59:46 +0000

Hi—

Matt Zapotosky from the Washington Post here. We are in the process of working on a story about the cameras outside Jeffrey Epstein's cell on the morning of his death. The story will assert that the data in those cameras was found to be corrupted/unreadable, though it is being sent to Quantico for further analysis.

Can the BOP comment on that assertion? Is the functionality of cameras a larger issue at BOP or MCC? Are you able to say what other cameras might have captured that night to support the assertion that Mr. Epstein killed himself?

Thank you,

Matt Zapotosky | The Washington Post  
[REDACTED] (cell)

SDNY\_00014653

EFTA01687096

Re: Fwd: Epstein  
From: [REDACTED]  
To: [REDACTED]  
Date: 2019/07/23 14:15  
Subject: Re: Fwd: Epstein  
Attachments: TEXT.htm

Cellmate is in SHU for possession of cellphone.

Sent from my Verizon, Samsung Galaxy Smartphone

----- Original message -----  
From: [REDACTED] >  
Date: 7/23/19 2:12 PM (GMT-05:00)  
To: [REDACTED]  
Subject: Fwd: Fwd: Epstein

>>> [REDACTED] 07/23/2019 14:12 >>>  
[REDACTED] - See below.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----  
From: [REDACTED] <[REDACTED]>  
Date: 7/23/19 2:05 PM (GMT-05:00)  
To: [REDACTED] <rormond@bop.gov>  
Subject: Re: Fwd: Epstein

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>>> [REDACTED] 07/23/2019 14:05 >>>  
Cell mate: Tartaglione, Nicholas, Register No. 78514-054 - a former police officer who is pending a death penalty case for Murder/triple homicide. Arre

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[REDACTED]  
Associate Warden of the Freedom of Information and Privacy Act  
MCC New York  
150 Park Row  
New York, New York 10007  
Office: [REDACTED]  
Black Berry: [REDACTED]

>>> [REDACTED] <[REDACTED]> 7/23/2019 1:57 PM >>>  
[REDACTED] - Send me the name, number, and short background on the inmate that was in the cell with Epstein. Thanks.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----  
From: [REDACTED] <[REDACTED]>  
Date: 7/23/19 1:41 PM (GMT-05:00)  
To: [REDACTED] <[REDACTED]>  
Subject: Re: Fwd: Epstein

>>> [REDACTED] 07/23/2019 13:41 >>>  
If you need additional information, please let me know. Thanks

Synopsis: On July 23, 2019, at 1:27 a.m., staff responded to a call for assistance in the Special Housing Unit (SHU). Upon arrival, the Operations Lieutenan 054, lying on the floor in a fetal position. The Lieutenant called out to the inmate; however, he did not respond and she noticed red marks on his neck. 7

Medical Assessment: The inmate was medically assessed at 6:30 a.m., by the Physician Assistant and his findings were as follows:  
He is ambulatory, oriented x 3. In no apparent distress, smiling during this clinical encounter. Alleges, that he does not know what happened. Cannot expl  
He does not want to talk of the events leading to the marks on his neck.  
He does not look in any distress or pain.  
Has a circular line of erythema at the base of the neck. Reaching 2/3 of the neck circumference, 2 inches wide, sparing the back of the neck. Has one sec  
No inflammation, no deformities, no hematomas, no lacerations, no tenderness. Patient moving his neck without any restriction. SDNY 00014664

Has another small erythema on left knee about 2cm in diameter (mild).

Psychologist Assessment: He was evaluated on today at 9:10 a.m., and it has been determined he will remain on Suicide Watch for further observation.

Current Status: At this time, we are reviewing his case for placement in the general population in Unit 7 South. We are currently looking for the appropriate

[Redacted]  
Associate Warden  
MCC New York  
150 Park Row  
New York, New York 10007  
Office: [Redacted]  
Black Berry: [Redacted]

[Redacted]  
Associate Warden  
MCC New York  
150 Park Row  
New York, New York 10007  
Office: [Redacted]  
Black Berry: [Redacted]

>>> Lamine N'Diaye <[Redacted]> 7/23/2019 12:30 PM >>>  
Can you get this for me.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----  
From: [Redacted] >  
Date: 7/23/19 11:46 AM (GMT-05:00)  
To: Lamine N'Diaye <[Redacted]>  
Subject: Re: Epstein

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of the Freedom of Information and Privacy Act

>>> "[Redacted]" 07/23/2019 11:46 >>>  
Lamine - The memo is very confusing. Please draft an email of his actions and current status. Also include what plans were in motion to move him to a  
</div><div>  
</div><!-- originalMessage --><div>----- Original message -----</div><div>From: Lamine N'Diaye <Indiaye@bop.gov> </div><div>Date: 7/23/19  
</div>  
>>> "Lamine N'Diaye" <[Redacted]> 07/23/2019 11:12 >>>  
Sent from my Verizon, Samsung Galaxy smartphone<div>  
</div><div>  
</div><!-- originalMessage --><div>----- Original message -----</div><div>From: "[Redacted]" <sskipperscott@bop.gov> </div><div>  
</div>

Re: Fwd: Epstein  
From: [REDACTED]  
To: [REDACTED]  
Date: 2019/07/23 13:41  
Subject: Re: Fwd: Epstein  
Attachments: TEXT.htm

If you need additional information, please let me know. Thanks

**Synopsis:** On July 23, 2019, at 1:27 a.m., staff responded to a call for assistance in the Special Housing Unit (SHU). I No. 76318-054, lying on the floor in a fetal position. The Lieutenant called out to the inmate; however, he did not respond restraints and escorted to the Suicide Cell and placed on Suicide Watch. While on watch, the inmate indicated that his informed his Attorney of this matter.

**Medical Assessment:** The inmate was medically assessed at 6:30 a.m., by the Physician Assistant and his findings were He is ambulatory, oriented x 3. In no apparent distress, smiling during this clinical encounter. Alleges, that he does not know".

He does not want to talk of the events leading to the marks on his neck.

He does not look in any distress or pain.

Has a circular line of erythema at the base of the neck. Reaching 2/3 of the neck circumference, 2 inches wide, sparing 1 friction.

No inflammation, no deformities, no hematomas, no lacerations, no tenderness. Patient moving his neck without any res Has another small erythema on left knee about 2cm in diameter (mild).

**Psychologist Assessment:** He was evaluated on today at 9:10 a.m., and it has been determined he will remain on Su

**Current Status:** At this time, we are reviewing his case for placement in the general population in Unit 7 South. We are

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[REDACTED]  
Associate Warden  
MCC New York  
150 Park Row  
New York, New York 10007  
Office: [REDACTED]  
Black Berry: [REDACTED]

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of the Freedom of Information and Privacy Act

[REDACTED]  
Associate Warden  
MCC New York  
150 Park Row  
New York, New York 10007  
Office: [REDACTED]  
Black Berry: [REDACTED]

>>> Lamine N'Diaye <[REDACTED]> 7/23/2019 12:30 PM >>>  
Can you get this for me.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----  
From: [REDACTED] >  
Date: 7/23/19 11:46 AM (GMT-05:00)  
To: Lamine N'Diaye <[REDACTED]>  
Subject: Re: Epstein

>>> "[REDACTED]" 07/23/2019 11:46 >>>  
Lamine - The memo is very confusing. Please draft an email of his actions and current status. Also include what plans were in motion to move him to a GP unit. It will need  
</div><div>  
</div><!-- originalMessage --><div>----- Original message -----</div><div>From: Lamine N'Diaye <[REDACTED]> </div><div>Date: 7/23/19 11:12 AM (</div><div>Subject: Fwd: Epstein </div><div></div>  
>>> "Lamine N'Diaye" <[REDACTED]> 07/23/2019 11:12 >>>  
Sent from my Verizon, Samsung Galaxy smartphone<div>  
</div><div>

</div><!-- originalMessage --><div>----- Original message -----</div><div>From: [REDACTED] <[REDACTED]> </div><div>Date: 7/23,  
<div>Subject: Fwd: Epstein </div><div>  
</div>

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of the Freedom of Information and Privacy Act

**Fwd: Inmate Epstein #76318-054**

**From** [REDACTED]

**To** [REDACTED]

**Date** 2019/07/30 13:36

**Subject:** Fwd: Inmate Epstein #76318-054

**Attachments:** TEXT.htm, 2019\_07\_30\_12\_36\_08.pdf

Boss,

Here is the 583. If you like, I can print it for you to read on Thursday.

[REDACTED]

>>> America [REDACTED] 7/30/2019 12:44 PM >>>

Good afternoon,

Attached is a copy of inmate Epstein #76318-054 583 .

[REDACTED]  
Special Investigative Technician  
MCC New York  
150 Park Row  
New York, NY 10007  
[REDACTED] [REDACTED]

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of the Freedom of Information and Privacy Act



Lieutenant's Office

# Metropolitan Correctional Center New York, N.Y.

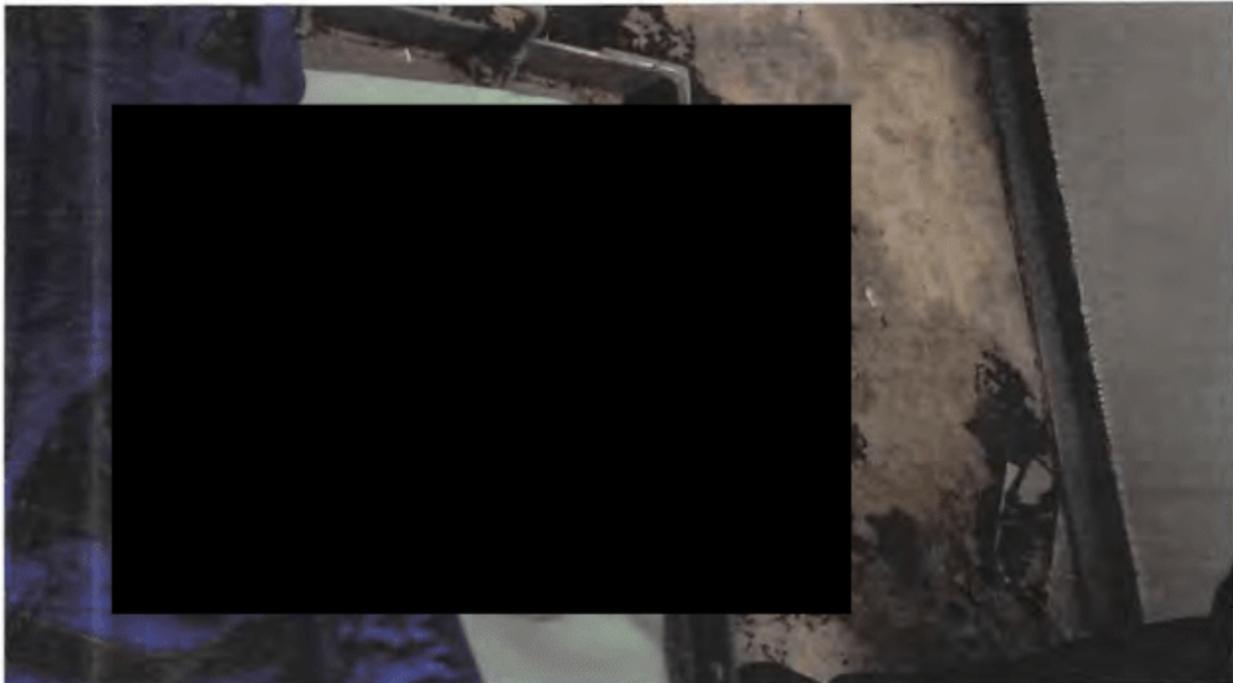
## Photo Sheet Special Investigative Section

Type of Incident	Possible Suicide Attempt
Date and Time of Incident	07/23/19 - 1:27 AM
Inmate Name/Register Number	Epstein, Jeffrey #76318-054
Location of Incident	Special Housing Unit
Photograph(s) by	[Redacted], Lieutenant
Date and Time of Photo	07/23/19 - 1:45 AM

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7-23-19

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Lieutenant's Office

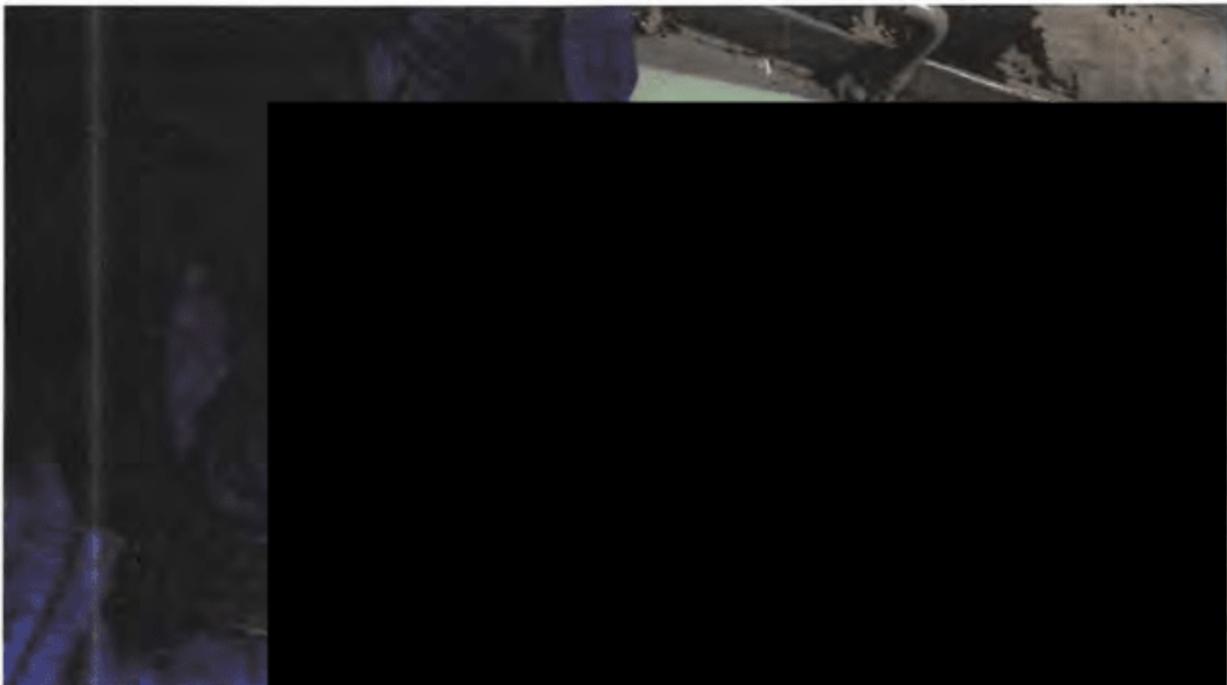
**Metropolitan Correctional Center New York, N.Y.**  
**Photo Sheet**  
**Special Investigative Section**

Type of Incident	<i>Possible Suicide Attempt</i>
Date and Time of Incident	<i>07/23/19 - 1:27 AM</i>
Inmate Name/Register Number	<i>Epstein, Jeffrey #76318-054</i>
Location of Incident	<i>Special Housing Unit</i>
Photograph(s) by	<i>[REDACTED], Lieutenant</i>
Date and Time of Photo	<i>07/23/19 - 1:45 AM</i>

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**COPY**  
07-23-19

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## Metropolitan Correctional Center New York, N.Y.

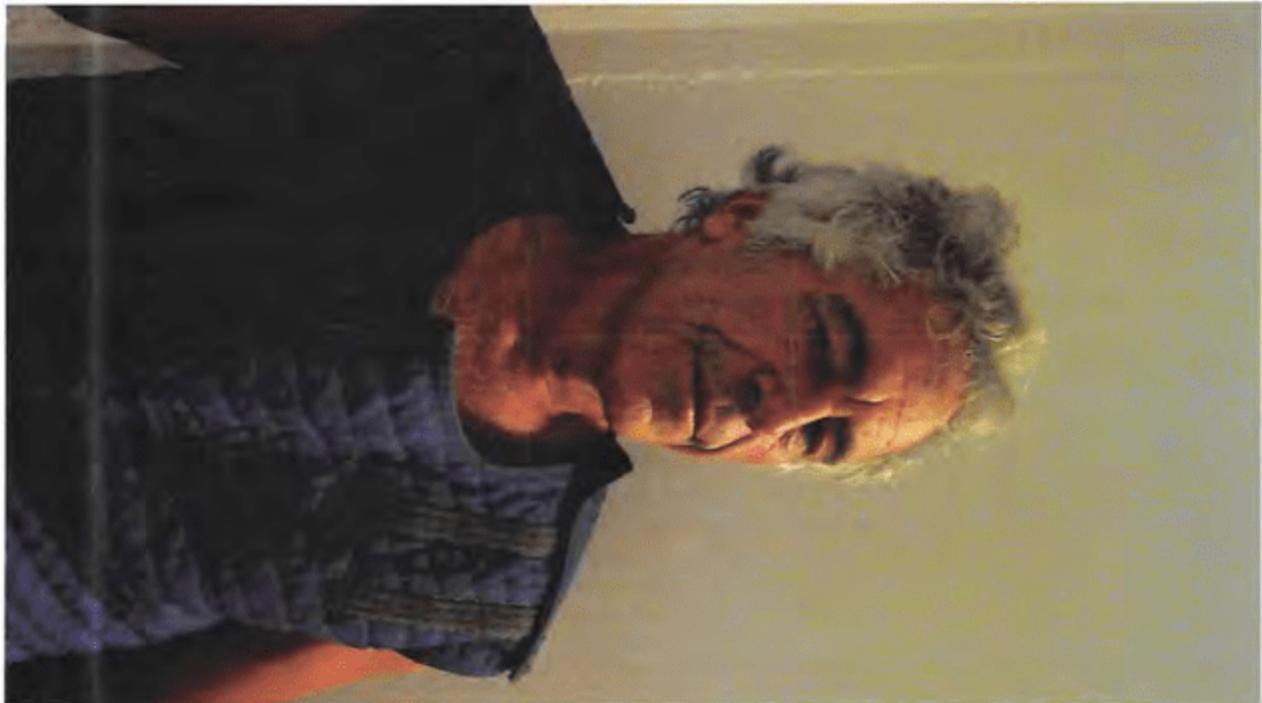
### Photo Sheet Special Investigative Section

Type of Incident	<i>Possible Suicide Attempt</i>
Date and Time of Incident	<i>07/23/19 - 1:27 AM</i>
Inmate Name/Register Number	<i>Epstein, Jeffrey #76318-054</i>
Location of Incident	<i>Special Housing Unit</i>
Photograph(s) by	 , Lieutenant
Date and Time of Photo	<i>07/23/19 - 1:45 AM</i>

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Lieutenant's Office

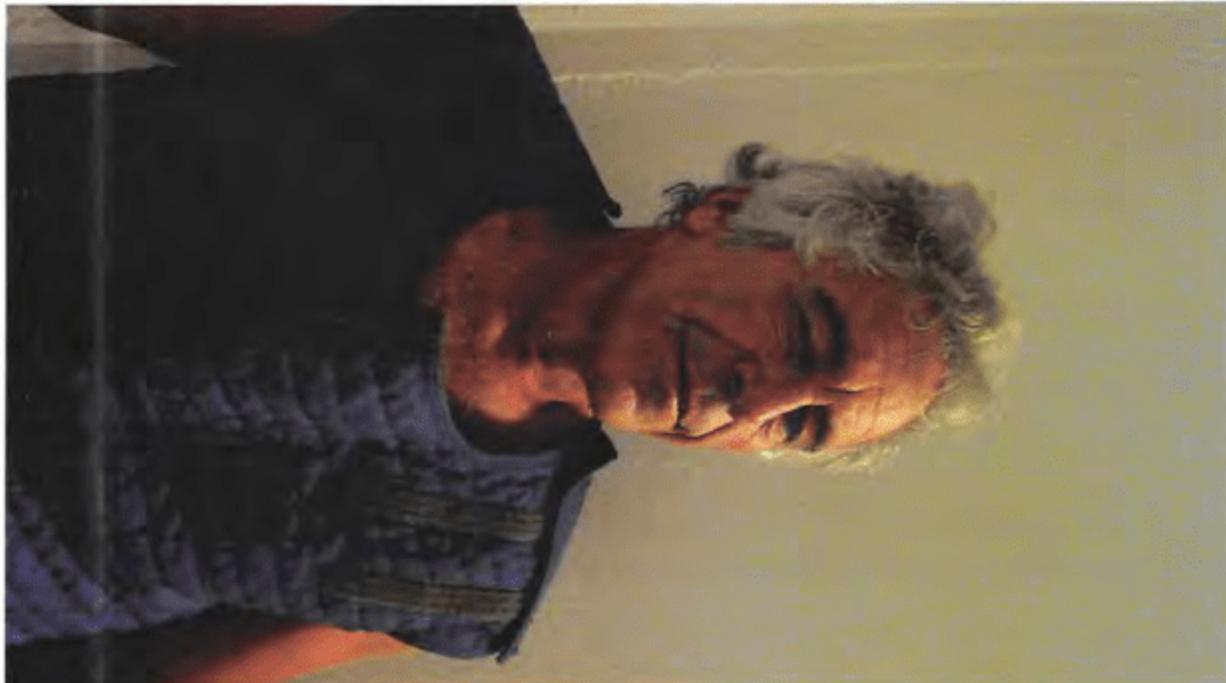
**Metropolitan Correctional Center New York, N.Y.**  
**Photo Sheet**  
**Special Investigative Section**

Type of Incident	Possible Suicide Attempt
Date and Time of Incident	07/23/19 - 1:27 AM
Inmate Name/Register Number	Epstein, Jeffrey #76318-054
Location of Incident	Special Housing Unit
Photograph(s) by	[REDACTED], Lieutenant
Date and Time of Photo	07/23/19 - 1:45 AM

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# Metropolitan Correctional Center New York, N.Y.

## Photo Sheet

### Special Investigative Section

Type of Incident	Possible Suicide Attempt
Date and Time of Incident	07/23/19 - 1:27 AM
Inmate Name/Register Number	Epstein, Jeffrey #76318-054
Location of Incident	Special Housing Unit
Photograph(s) by	[Redacted], Lieutenant
Date and Time of Photo	07/23/19 - 1:45 AM

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## Metropolitan Correctional Center New York, N.Y.

### Photo Sheet

### Special Investigative Section

Type of Incident	Possible Suicide Attempt
Date and Time of Incident	07/23/19 - 1:27 AM
Inmate Name/Register Number	Epstein, Jeffrey #76318-054
Location of Incident	Special Housing Unit
Photograph(s) by	[REDACTED], Lieutenant
Date and Time of Photo	07/23/19 - 1:45 AM

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Lieutenant's Office

## Metropolitan Correctional Center New York, N.Y.

### Photo Sheet

### Special Investigative Section

Type of Incident	Possible Suicide Attempt
Date and Time of Incident	07/23/19 - 1:27 AM
Inmate Name/Register Number	Epstein, Jeffrey #76318-054
Location of Incident	Special Housing Unit
Photograph(s) by	[REDACTED], Lieutenant
Date and Time of Photo	07/23/19 - 1:45 AM

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Lieutenant's Office

**Metropolitan Correctional Center New York, N.Y.**  
**Photo Sheet**  
**Special Investigative Section**

Type of Incident	<i>Possible Suicide Attempt</i>
Date and Time of Incident	<i>07/23/19 – 1:27 AM</i>
Inmate Name/Register Number	<i>Epstein, Jeffrey #76318-054</i>
Location of Incident	<i>Special Housing Unit</i>
Photograph(s) by	<i>[Redacted], Lieutenant</i>
Date and Time of Photo	<i>07/23/19 -1:45 AM</i>

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SDNY 00014697



Lieutenant's Office

## Metropolitan Correctional Center New York, N.Y.

### Photo Sheet

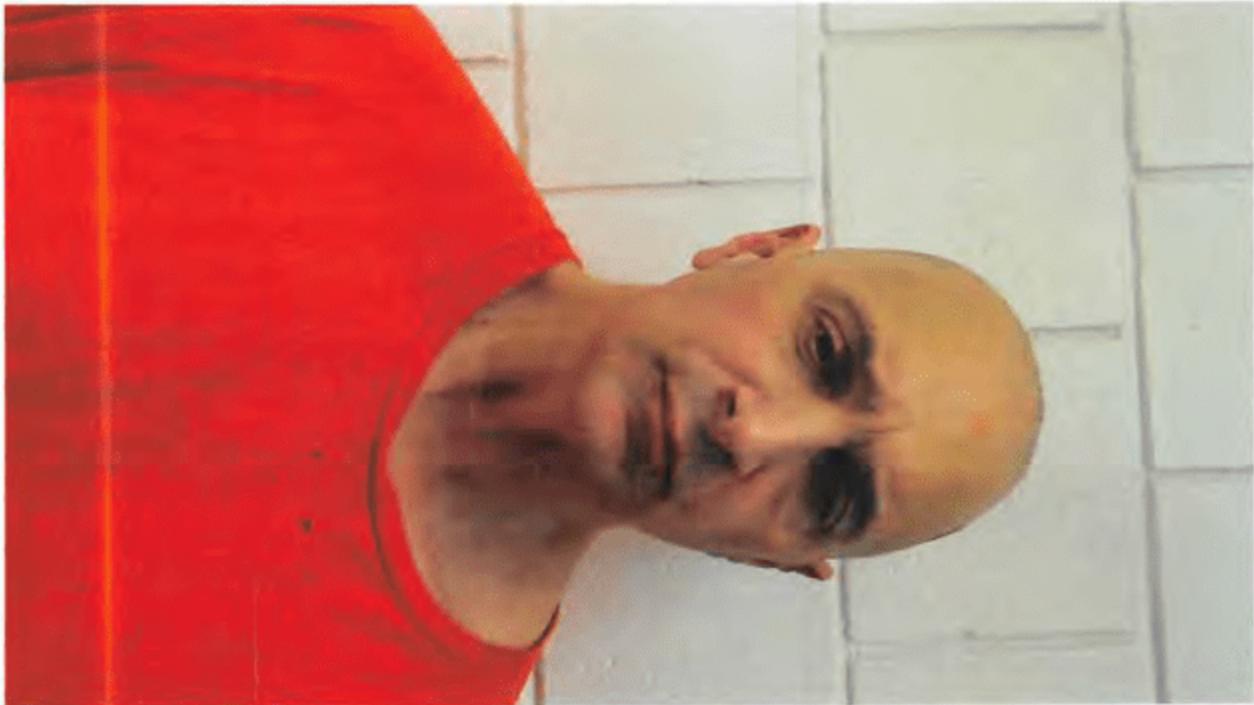
### Special Investigative Section

Type of Incident	Possible Suicide Attempt(Cellmate)
Date and Time of Incident	07/23/19 - 1:27 AM
Inmate Name/Register Number	Tartaglione, Nicholas #78514-054
Location of Incident	Special Housing Unit
Photograph(s) by	[REDACTED], Lieutenant
Date and Time of Photo	07/23/19 - 2:25 AM

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Lieutenant's Office

## Metropolitan Correctional Center New York, N.Y.

### Photo Sheet

### Special Investigative Section

Type of Incident	<i>Possible Suicide Attempt(Cellmate)</i>
Date and Time of Incident	<i>07/23/19 – 1:27 AM</i>
Inmate Name/Register Number	<i>Tartaglione, Nicholas #78514-054</i>
Location of Incident	<i>Special Housing Unit</i>
Photograph(s) by	<i>[Redacted], Lieutenant</i>
Date and Time of Photo	<i>07/23/19 -2:25 AM</i>

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SDNY\_00014699



Lieutenant's Office

# Metropolitan Correctional Center New York, N.Y.

## Photo Sheet

### Special Investigative Section

Type of Incident	Possible Suicide Attempt(Cellmate)
Date and Time of Incident	07/23/19 - 1:27 AM
Inmate Name/Register Number	Tartaglione, Nicholas #78514-054
Location of Incident	Special Housing Unit
Photograph(s) by	[Redacted], Lieutenant
Date and Time of Photo	07/23/19 -2:25 AM

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SDNY\_00014700



Lieutenant's Office

**Metropolitan Correctional Center New York, N.Y.**  
**Photo Sheet**  
**Special Investigative Section**

Type of Incident	<i>Possible Suicide Attempt(Cellmate)</i>
Date and Time of Incident	<i>07/23/19 – 1:27 AM</i>
Inmate Name/Register Number	<i>Tartaglione, Nicholas #78514-054</i>
Location of Incident	<i>Special Housing Unit</i>
Photograph(s) by	<i>[Redacted], Lieutenant</i>
Date and Time of Photo	<i>07/23/19 -2:25 AM</i>

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7-23-19  
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SDNY\_00014701



Lieutenant's Office

**Metropolitan Correctional Center New York, N.Y.**  
**Photo Sheet**  
**Special Investigative Section**

Type of Incident	<i>Possible Suicide Attempt(Cellmate)</i>
Date and Time of Incident	<i>07/23/19 - 1:27 AM</i>
Inmate Name/Register Number	<i>Tartaglione, Nicholas #78514-054</i>
Location of Incident	<i>Special Housing Unit</i>
Photograph(s) by	<i>[Redacted], Lieutenant</i>
Date and Time of Photo	<i>07/23/19 -2:25 AM</i>

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SDNY\_00014702



Lieutenant's Office

## Metropolitan Correctional Center New York, N.Y.

### Photo Sheet

### Special Investigative Section

Type of Incident	<i>Possible Suicide Attempt(Cellmate)</i>
Date and Time of Incident	<i>07/23/19 – 1:27 AM</i>
Inmate Name/Register Number	<i>Tartaglione, Nicholas #78514-054</i>
Location of Incident	<i>Special Housing Unit</i>
Photograph(s) by	<i>[REDACTED], Lieutenant</i>
Date and Time of Photo	<i>07/23/19 -2:25 AM</i>

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**COPY**

7/23/19

SDNY\_00014703



Lieutenant's Office

**Metropolitan Correctional Center New York, N.Y.**  
**Photo Sheet**  
**Special Investigative Section**

Type of Incident	Possible Suicide Attempt
Date and Time of Incident	07/23/19 - 1:27 AM
Inmate Name/Register Number	Epstein, Jeffrey #76318-054
Location of Incident	Special Housing Unit
Photograph(s) by	[REDACTED], Lieutenant
Date and Time of Photo	07/23/19 - 1:55 AM

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COPY 7-23-19

SDNY\_00014704



Lieutenant's Office

## Metropolitan Correctional Center New York, N.Y.

### Photo Sheet

### Special Investigative Section

Type of Incident	<i>Possible Suicide Attempt</i>
Date and Time of Incident	<i>07/23/19 – 1:27 AM</i>
Inmate Name/Register Number	<i>Epstein, Jeffrey #76318-054</i>
Location of Incident	<i>Special Housing Unit</i>
Photograph(s) by	<i>[Redacted], Lieutenant</i>
Date and Time of Photo	<i>07/23/19 -1:55 AM</i>

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©

SDNY\_00014705

**Epstein Follow-up meeting**

**From** NYM/Warden Secretary~

█ [REDACTED]

**Date** 2020/01/06 13:30

**Subject:** Epstein Follow-up meeting

**Attachments:** TEXT.htm

There will be an Epstein Follow-up meeting on Friday, January 10, 2020 at 12:00 pm in the WCR.

**Be GREAT on purpose today!**

█, Warden Secretary

MCC New York

150 Park Row

New York, NY 10007

(p) █

(f) █

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of the Freedom of Information and Privacy Act

**RE: Epstein update**

**From:** "[REDACTED] (USANYS)"

**To:** [REDACTED]

**Date:** 2019/08/10 16:14

**Subject:** RE: Epstein update

**Attachments:** TEXT.htm, Mime.822

[REDACTED]

I'll call you separately in a moment, but just in case email is faster, I just received a phone call from defense counsel that a person close to Mr. Epstein received a phone call from an individual named [REDACTED] (phonetic) who claimed to be an investigator with the MCC and told the individual that Mr. Epstein's body was ready to be picked up at the hospital and that the individual could make arrangements for retrieval of the body. [REDACTED] left his phone number as [REDACTED].

Can you please confirm whether that individual is in fact with BOP and/or MCC? Defense counsel is understandably concerned that they (and others with connections with Mr. Epstein) are starting to get hoax or otherwise inaccurate information through phone calls and emails. And we would again respectfully but urgently request that if there is information like this that needs to go to representatives for Mr. Epstein, that it come to us so we can pass it along to his counsel with confidence that it is true and accurate.

(Separately, if it is accurate that BOP / MCC is prepared to release Mr. Epstein's body, his defense counsel is extremely concerned about whether that has been enough time for a full autopsy and any other investigative steps, and we would want to confirm that the FBI team addressing this matter has also been informed—but that's only if this is not a hoax, obviously.)

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Please advise as soon as possible, as the individual is waiting to know whether they should take steps to retrieve the body.

thank you,

---

**From:** [REDACTED] (USANYS) <[REDACTED]>

**Sent:** Saturday, August 10, 2019 15:56

**To:** [REDACTED] <[REDACTED]>; [REDACTED] (USANYS)

<[REDACTED]>  
**Cc:** [REDACTED] (USANYS) <[REDACTED]>; [REDACTED] (USMS)

<[REDACTED]>  
**Subject:** RE: Epstein update

Hi [REDACTED],

I'm checking in to see if you're able to provide us with additional information. I'm [REDACTED] when you have a moment.

Thanks,

[REDACTED]

From: [REDACTED] <[REDACTED]>  
Sent: Saturday, August 10, 2019 11:42 AM  
To: [REDACTED] (USANYS) <[REDACTED]>  
Cc: [REDACTED] (USANYS) <[REDACTED]>; [REDACTED] (USANYS) <[REDACTED]>;  
[REDACTED] (USMS) <[REDACTED]>  
Subject: Re: Epstein update

Hi [REDACTED],

MCC Administrators have been in touch with [REDACTED] at the USMS since early this morning. I too have been in touch with [REDACTED] since a little after 9 am, at which time I shared the limited information I had. The press release is the sum total of the information we have at this time pending the investigation. I am going into the secure perimeter to see if there is more information to share, but please be advised that some of what I get may be shared with your office but not further since it is an open investigation.

Thank you,  
[REDACTED]

[REDACTED]  
Supervisory Staff Attorney  
CLC New York  
Metropolitan Correctional Center  
150 Park Row  
New York, New York 10007

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p: [REDACTED]  
f: [REDACTED]  
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of the Freedom of Information and Privacy Act

>>> "[REDACTED] (USANYS)" <[REDACTED]> 8/10/2019 11:30 AM >>>  
[REDACTED]

It is frankly unbelievable to me that BOP is issuing public press releases on this before telling us basic information so that we can relay it to his attorneys who can relay it to his family. When can we expect to get either some sort of statement we can pass along to counsel as accurate and reliable or have a call with someone?

I understand from the Marshals that they have been unsuccessful in reaching anyone with authority at BOP, and given the BOP press release that was just put out I assume we need to speak with someone there. Please advise.

Thank you.  
[REDACTED]

On Aug 10, 2019, at 10:43, [REDACTED] (USANYS) <[REDACTED]@usa.doj.gov> wrote:  
[REDACTED]

As you might imagine, we are getting increasingly frantic calls from defense counsel who continue to be seeing information in the press that we—the U.S. Attorney's Office—haven't yet received. We need to know as soon as possible the very basic facts, such as time and cause

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Page 776

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of death at the absolute minimum. It has now been hours since this was reported publicly. Please advise when we can expect to receive either a written report on those basic facts or when we can have a call to get that information to relay to his counsel. It is extraordinarily frustrating to have to tell them that we have less information than the press. Please advise.

Thank you,

On Aug 10, 2019, at 08:46, [REDACTED] (USMS) <[REDACTED]> wrote:

Passed away. We are completing a significant incident report for HQ for Death of a Federal Inmate however, I do not have any specifics from the BOP yet.

**From:** [REDACTED] (USANYS)

**Sent:** Saturday, August 10, 2019 8:44 AM

**To:** [REDACTED] (USMS) <[REDACTED]>

**Cc:** [REDACTED] (USANYS) <[REDACTED]>; [REDACTED]

[REDACTED] (USANYS) <[REDACTED]>

**Subject:** Re: Automatic reply: Epstein update

[REDACTED]

Thank you for telling us. What do you mean by "passed"?

Thanks,

[REDACTED]

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Sent from my iPhone

Withheld pursuant to exemption

On Aug 10, 2019, at 8:18 AM, Amberlas Tracy (USMS) <[REDACTED]> wrote:

[REDACTED] <[REDACTED]> wrote:

BOP just provided another update- Epstein has passed. I have no additional info. I will push out updates as we receive.

**From:** [REDACTED] (USMS)

**Sent:** Saturday, August 10, 2019 7:52 AM

**To:** [REDACTED] (USANYS) <[REDACTED]>

**Subject:** Re: Automatic reply: Epstein update

FYI:

The BOP just informed us that Epstein is being taken by ambulance to the hospital from another apparent suicide attempt- no other information was provided.

They will update us as more info becomes available.

On Aug 10, 2019, at 7:26 AM, [REDACTED] (USANYS)

<[REDACTED]> wrote:

I will be out of the office on vacation until Monday, August 12th. Although I will have access to email during my absence, my responses may be delayed. For urgent matters, please contact the other AUSA(s) on the case, or AUSA

[REDACTED] at [REDACTED] or

[REDACTED]

**From:** [REDACTED] (USANYS) <[REDACTED]>  
**To:** [REDACTED] <[REDACTED]>  
**Cc:** [REDACTED] (USANYS) <[REDACTED]>, [REDACTED] (USANYS) <[REDACTED]>, [REDACTED] (USMS) <[REDACTED]>, [REDACTED] (USANYS) <[REDACTED]>, [REDACTED] <[REDACTED]>  
**Subject:** RE: Epstein update  
**Sent:** Sat, 10 Aug 2019 20:14:05 +0000

[REDACTED]

I'll call you separately in a moment, but just in case email is faster, I just received a phone call from defense counsel that a person close to Mr. Epstein received a phone call from an individual named [REDACTED] (phonetic) who claimed to be an investigator with the MCC and told the individual that Mr. Epstein's body was ready to be picked up at the hospital and that the individual could make arrangements for retrieval of the body. [REDACTED] left his phone number as [REDACTED].

Can you please confirm whether that individual is in fact with BOP and/or MCC? Defense counsel is understandably concerned that they (and others with connections with Mr. Epstein) are starting to get hoax or otherwise inaccurate information through phone calls and emails. And we would again respectfully but urgently request that if there is information like this that needs to go to representatives for Mr. Epstein, that it come to us so we can pass it along to his counsel with confidence that it is true and accurate.

(Separately, if it is accurate that BOP / MCC is prepared to release Mr. Epstein's body, his defense counsel is extremely concerned about whether that has been enough time for a full autopsy and any other investigative steps, and we would want to confirm that the FBI team addressing this matter has also been informed—but that's only if this is not a hoax, obviously.)

Please advise as soon as possible, as the individual is waiting to know whether they should take steps to retrieve the body.

thank you,  
[REDACTED]

---

**From:** [REDACTED] (USANYS) <[REDACTED]> Withheld pursuant to exemption  
**Sent:** Saturday, August 10, 2019 15:56 of the Freedom of Information and Privacy Act  
**To:** [REDACTED] <[REDACTED]>; [REDACTED] (USANYS) <[REDACTED]>  
**Cc:** [REDACTED] (USANYS) <[REDACTED]>; [REDACTED] (USMS) <[REDACTED]>  
**Subject:** RE: Epstein update

Hi [REDACTED],

I'm checking in to see if you're able to provide us with additional information. I'm [REDACTED] when you have a moment.

Thanks,  
[REDACTED]

---

**From:** [REDACTED] <[REDACTED]>  
**Sent:** Saturday, August 10, 2019 11:42 AM  
**To:** [REDACTED] (USANYS) <[REDACTED]>  
**Cc:** [REDACTED] (USANYS) <[REDACTED]>; [REDACTED] (USANYS) <[REDACTED]>; [REDACTED] (USMS) <[REDACTED]>  
**Subject:** Re: Epstein update

Hi [REDACTED],

MCC Administrators have been in touch with [REDACTED] at the USMS since early this morning. I too have been in touch with [REDACTED] since a little after 9 am, at which time I shared the limited information I had. The press release is the sum total of the information we have at this time pending the investigation. I am going into the secure perimeter to see if there is more information to share, but please be advised that some of what I get may be shared with your office but not further since it is an open investigation.

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Thank you,

Supervisory Staff Attorney  
CLC New York  
Metropolitan Correctional Center  
150 Park Row  
New York, New York 10007

p: [REDACTED]  
f: [REDACTED]

>>> "[REDACTED] (USANYS)" <[REDACTED]> 8/10/2019 11:30 AM >>>

It is frankly unbelievable to me that BOP is issuing public press releases on this before telling us basic information so that we can relay it to his attorneys who can relay it to his family. When can we expect to get either some sort of statement we can pass along to counsel as accurate and reliable or have a call with someone?

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Thank you.

On Aug 10, 2019, at 10:43, [REDACTED] (USANYS) <[REDACTED]> wrote:

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As you might imagine, we are getting increasingly frantic calls from defense counsel who continue to be seeing information in the press that we—the U.S. Attorney's Office—have not yet received. We need to know as soon as possible the very basic facts, such as time and cause of death at the absolute minimum. It has now been hours since this was reported publicly. Please advise when we can expect to receive either a written report on those basic facts or when we can have a call to get that information to relay to his counsel. It is extraordinarily frustrating to have to tell them that we have less information than the press. Please advise.

Thank you,

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Passed away. We are completing a significant incident report for HQ for Death of a Federal Inmate however, I do not have any specifics from the BOP yet.

From: [REDACTED] (USANYS)

Sent: Saturday, August 10, 2019 8:44 AM

To: [REDACTED] (USMS) <[REDACTED]>

Cc: [REDACTED] (USANYS) <[REDACTED]>; [REDACTED] (USANYS) <[REDACTED]>

Subject: Re: Automatic reply: Epstein update

Thank you for telling us. What do you mean by "passed"?

Thanks,

Sent from my iPhone

On Aug 10, 2019, at 8:18 AM, [REDACTED] (USMS) <[REDACTED]> wrote:

BOP just provided another update- Epstein has passed. I have no additional info. I will push out updates as we receive.

From: [REDACTED] (USMS)

SDNY\_00014759

Sent: Saturday, August 10, 2019 7:52 AM

To: [REDACTED] (USANYS) <[REDACTED]>

Subject: Re: Automatic reply: Epstein update

FYI:

The BOP just informed us that Epstein is being taken by ambulance to the hospital from another apparent suicide attempt- no other information was provided.

They will update us as more info becomes available.

On Aug 10, 2019, at 7:26 AM, [REDACTED] (USANYS) <[REDACTED]> wrote:

I will be out of the office on vacation until Monday, August 12th. Although I will have access to email during my absence, my responses may be delayed. For urgent matters, please contact the other AUSA(s) on the case, or AUSA [REDACTED] at [REDACTED] or [REDACTED]@usdoj.gov

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EFTA01687124

**Re: Epstein, Reg. No. 76318-054**

**From** [REDACTED]

**To** Lamine N'Diaye

**Date** 2019/08/10 18:51

**Subject:** Re: Epstein, Reg. No. 76318-054

**Attachments:** TEXT.htm

The time line we sent DOJ says 7/29? Where did we get that date?

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Lamine N'Diaye <[REDACTED]>

Date: 8/10/19 6:46 PM (GMT-05:00)

To: [REDACTED]

Subject: Fwd: Epstein, Reg. No. 76318-054

>>> "Lamine N'Diaye" 08/10/2019 18:46 >>>

Psych Ops log book shows he was released on July 30. He had an Attorney visit starting at 8:20am. He was in there all day. I will send the attorney log next.

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**Fwd: Epstein status hearing**

**From** [REDACTED]  
**To** [REDACTED], [REDACTED]  
**Date** 2019/08/28 08:05  
**Subject:** Fwd: Epstein status hearing  
**Attachments:** TEXT.htm

[REDACTED] - Below is a message from NYM attorney [REDACTED], who attended the Epstein status hearing yesterday.

[REDACTED]  
Deputy Regional Counsel  
Federal Bureau of Prisons  
Northeast Region  
US Custom House, 7th Floor  
2nd & Chestnut Streets  
Philadelphia, PA  
[REDACTED] (cell)

>>> [REDACTED] 8/27/2019 6:26 PM >>>  
Hi [REDACTED],

At Judge Berman's invitation, I went to the hearing in Epstein's case this morning. As you likely know, the government had asked the court to grant their request for a *nolle pros*. At the start of the hearing, Judge Berman said he was using the hearing as an opportunity for the victims to be heard. He then gave the government and defense counsel a chance to speak.

As expected, defense counsel was dramatic and almost in tears during part of his presentation. He started his statement by stating the elephant in the room was: "What happened to our client!?" He repeated allegations from the media regarding conditions at MCC, officers sleeping, staff not cooperating with the investigation, etc. "In a word, Yikes!!" He talked about how the government was supposed to keep Epstein safe and we (MCC) failed. He called conditions at MCC "horrific and medieval" with no sunlight, "rife with vermin," limited exercise, and water all over the floor. He fueled conspiracy theories, stating the timing of Epstein's suicide was "implausible" given they had just filed a motion to dismiss with a "good likelihood of success." He represented that in their meetings with Epstein, defense counsel did not see a suicidal person. He stated the "800 pound gorilla" in the room was the surveillance tape: "There is a tape directly outside Epstein's door that hasn't been produced!" He also disclosed that defense counsel had an independent doctor present during Epstein's autopsy (which I didn't know until today). That doctor opined that the broken bones found in Epstein's neck were more consistent with strangulation. The doctor also stated Epstein's injuries "were far more consistent with assault." Defense counsel claimed the medical examiner's findings were initially inconclusive, but then the examiner saw nine minutes of video footage from the stairway at MCC, which made her change her conclusion to suicide. (I have no idea if that claim is true.) Defense counsel said the medical examiner's conclusion and the stairway footage are suspect because the camera outside Epstein's cell was destroyed/corrupted and MCC has no explanation for that. He said it is convenient for the camera outside his cell to have been corrupted and it is ridiculous to think the camera would have been non-operational "for months" before the suicide.

Most importantly, defense counsel stated they were "all for finding out the truth!" To that end, they asked Judge Berman to oversee the investigation into Epstein's death. They claimed the Court has inherent authority to find out what happened; this is an area of intense public interest and court supervision is important. Defense counsel argued that they need the Court to help them find out the truth. I haven't looked at the case yet, but counsel cited a case from Alaska written by Judge Sullivan (not SDNY J. Sullivan) concerning a Senator for the proposition the Judge Berman had oversight authority/jurisdiction. Defense counsel represented that in the Alaska case, the court appointed an independent lawyer to investigate a particular situation. (Again, I haven't looked at the case, but I'll find it and forward.) Defense counsel also asked Judge Berman to go to SHU at MCC and see the conditions for himself. (Defense counsel obviously didn't know that [REDACTED] & I give tours to his clerks every summer, although we don't typically go to SHU.)

Various attorneys for the victims spoke, too. One noted the "timing of Epstein's death is curious" and most of them seconded defense counsel's request for Court involvement in the investigation, although they admitted there was questionable authority for the Court to do so.

The government did not say much except pointing out the lack of jurisdiction for the Court's involvement. They also said that it was up to individual defendants and their counsel to address any complaints at MCC with the judge presiding over their case.

Then we proceeded to hear statements from Epstein's victims for over 2.5 hours. I won't rehash the statements, but some were very detailed accounts of rape/assault. Many of the victims expressed anger at the government and MCC for Epstein's death. Some of them seconded defense counsel's request for court oversight in the investigation. Some bought into the conspiracy theories. Many of them asked for Epstein's co-conspirators to be charged & brought to justice.

At the end of the conference, Judge Berman did not dismiss the case. He simply thanked the victims and ended it. I expect he will decide whether to grant the *nolle pros* and whether to get involved in the investigation at a later date, probably in a written opinion.

Anyway, I wanted to give an update while my notes were fresh. Please let me know if you have any questions/concerns. I'm also cc-ing Warden Petrucci on this; I verbally updated him, but he may need to forward this summary to someone higher up the food chain than me.

Thanks,

[REDACTED]

[REDACTED]

Staff Attorney  
CLC New York  
Metropolitan Correctional Center  
150 Park Row  
New York, NY 10007

p: [REDACTED]

f: [REDACTED]