

To: [REDACTED]

Subject: Re: (no subject)

Date: Fri, 10 Apr 2020 15:00:15 +0000

Importance: Normal

Thanks [REDACTED] I will keep you posted on updates. As far as Maxwell, we've done all we can to determine her whereabouts, we've been in touch with the RA up in Boston and they determined that there can be no pole cam, surveillance, etc that would be effective due to the remote location of the residence.

SSA [REDACTED]
FBI New York

On Apr 10, 2020 10:18 AM, [REDACTED] wrote:

[REDACTED] I appreciate the detailed update.

I'll pass on all the new information to the SAC for her to discuss with the ADIC. I agree there is no reason to press for an immediate arrest of Maxwell. But I do anticipate the question being asked about her known whereabouts. I know there are limited investigative techniques being utilized, but can you please see if the case team can determine if Maxwell is still at the Manchester by the Sea address. If so, by what means are we using to confirm this?

[REDACTED] mentioned that SDNY executive staff was going to evaluate both pros memos this week or early next week. Please keep me in the loop if you hear that they get approved, or if there are any other developments. I would imagine that the USA and the ADIC will be discussing this, as always.

Thanks,
[REDACTED]

From: [REDACTED]
Sent: Thursday, April 9, 2020 6:04:40 PM
To: [REDACTED]
Cc: [REDACTED]
Subject: (no subject)

[REDACTED],
I have been in touch with the prosecution team several times this week. [REDACTED]'s attorneys have proposed that she plead guilty to misprision of a felony, in violation of 18 U.S.C. § 4, which is basically concealing a federal crime (here, the crime of sex trafficking). It's very similar to obstruction, and [REDACTED] would have to admit that she had knowledge of the commission of the underlying crime, and that she both failed to notify authorities and took some affirmative step to conceal the crime. This charge has a range of 0 to 5 years prison, guidelines ranging from 2 to 5. In my opinion the likely outcome will be probation. My team and the prosecution team are all on the same page that this is a good idea. Before I green light SDNY to have the FBI endorsement I wanted to make sure this is good up the chain w [REDACTED]. Also, this plea is not likely to take place for 2 months, as SDNY believes the victims should have a right to weigh in on the plea and possibly be present for it. Certainly it will not happen during this pandemic.

As far as Maxwell, there is a prosecution memo pending approval at SDNY that you mentioned in your email. As per SDNY, we would not be charging Maxwell until late Spring/early summer. My team and SDNY are

both in total agreement on this, as arresting her during this pandemic would be problematic for many reasons. If [REDACTED] wants to push for an arrest right away we should have an internal discussion about it first.

Let me know if you have any questions.

SSA [REDACTED]
FBI New York

On Apr 9, 2020 3:54 PM, [REDACTED] wrote:
Hey [REDACTED]

[REDACTED] gave me a call and advised his unit has pros memos drafted for Maxwell and [REDACTED]. They will likely be submitted to the SDNY Exec Staff for final approval late this week or early next week.

I know we are not in a position to compose a Grand Jury or even to have arraignments on new complaints barring something that is a significant threat to society. However, this is Epstein and everything has been different with this case. Therefore, it is possible Berman, together with the ADIC, would like to move forward with arrests.

Can you please check with the case team to be sure Maxwell's location hasn't changed.

Thanks,

[REDACTED]
Acting Assistant Special Agent in Charge

[REDACTED] Office
[REDACTED] Cell