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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

COPY

RE: OPERATION LEAP YEAR

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- - -
TESTIMONY
OF

SPECIAL AGENT [REDACTED]

- - -

Federal Grand Jury 07-103
Federal Building
U.S. Courthouse
West Palm Beach, Florida
Tuesday, April 24, 2007

APPEARANCES:

[REDACTED],
Assistant United States Attorney

HELENA JOSETTE JONES-PARSONS,
Foreperson

1 The sworn testimony of SPECIAL AGENT
2 [REDACTED] was taken before the
3 Federal Grand Jury, West Palm Beach Division,
4 Federal Building, U.S. Courthouse, Palm Beach
5 County, State of Florida, on Tuesday, April 24,
6 2007.

7 Paula E. Angelocci, Certified Court
8 Reporter and Notary Public, State of Florida,
9 Official Reporting Service, LLC, 524 South Andrews
10 Avenue, Suite 302N, Fort Lauderdale, Florida,
11 33301, was authorized to and did report the sworn
12 testimony.

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1 (Witness enters the Grand Jury Room.)

2 THE FOREPERSON: You do solemnly swear
3 that the testimony you give will be the
4 truth, the whole truth, and nothing but the
5 truth, so help you God?

6 THE WITNESS: I do.

7 THE FOREPERSON: Thank you. Please be
8 seated.

9

10 EXAMINATION

11 BY [REDACTED]:

12 Q Special [REDACTED], would you
13 just remind the grand jurors who you are and who
14 you work for?

15 A My name is [REDACTED] and I am
16 a special agent with the FBI and I work here in
17 Palm Beach.

18 Q Special Agent [REDACTED], can you tell
19 the grand jurors who will be appearing before them
20 this afternoon?

21 A One of our victims, [REDACTED], who was a
22 minor at the time that she met Mr. Epstein.

23 Q And have you previously testified about
24 [REDACTED]?

25 A Yes, I have.

1 Q Did you attempt to interview her? She's
2 going to be coming in, and she is not a minor
3 anymore, so what is her full name?

4 A Her name is [REDACTED] and I did
5 attempt to interview [REDACTED], and [REDACTED] was
6 interviewed by Palm Beach Police Department and
7 because of the statements she provided to the
8 police department, she felt as if she needed a
9 lawyer. So when I attempted to interview her, we
10 ended up going through her lawyer.

11 Q And just so the grand jury has a little
12 bit of background, the interview with the Palm
13 Beach Police Department was quite some time ago?

14 A Yes, it was, in the fall of '05.

15 Q And when [REDACTED]. [REDACTED] started that
16 conversation with the police, she was very
17 forthcoming?

18 A Yes, she was.

19 Q Fully cooperative?

20 A Yes.

21 Q And what happened in the middle of that
22 interview with the police?

23 A The police just let [REDACTED] know that she
24 could be charged because [REDACTED] brought some of the
25 girls to Mr. Epstein and the police -- she was

1 very cooperative, but the police at that point had
2 to let [REDACTED] know that what she had done that she
3 could be facing charges.

4 Q And that was after they had told her
5 earlier that she didn't need an attorney present,
6 correct?

7 A Exactly.

8 Q Okay. So this happens to her with the
9 Palm Beach Police Department and did the Palm
10 Beach Police actually present or propose charging
11 [REDACTED]. [REDACTED]?

12 A They did get a probable cause affidavit
13 against [REDACTED].

14 Q And is that why [REDACTED]. [REDACTED] and her
15 attorney were concerned about her testimony here?

16 A Yes.

17 Q Now was a subpoena issued for [REDACTED]. [REDACTED]
18 on behalf of this grand jury?

19 A Yes, it was.

20 Q And before [REDACTED]. [REDACTED] would comply with
21 that, did she -- did her attorney request some
22 sort of order?

23 A Yes.

24 Q And what did he ask for?

25 A He asked for immunity for [REDACTED].

1 Q And let me show you the order, that is a
2 sealed order in these grand jury proceedings. Now
3 the immunity that has been provided for [REDACTED]. [REDACTED]
4 keeps her statements that are made here from being
5 used against her?

6 A Yes, it does.

7 Q It doesn't -- if she commits perjury and
8 she lies to the grand jury, can she still be
9 charged?

10 A Yes, she can.

11 Q Okay. Could you read that? I know it
12 is only two pages.

13 A Sealed order, on application of the
14 United States Attorneys for the Southern District
15 of Florida and it appearing to the satisfaction of
16 the court that [REDACTED] has been called to
17 testify and to provide other information before
18 the United States District Court, the Southern
19 District of Florida, including a grand jury
20 impaneled therein.

21 And number two, that in a judgment of
22 the said United States Attorneys, [REDACTED] has
23 refused to testify and provide other information
24 on the basis of her privilege against self
25 incrimination.

1 And that number three, in the judgment
2 of the United States Attorneys, the testimony and
3 other information from [REDACTED] made necessary
4 to the public interest.

5 And number four, that the aforesaid
6 application has been made with the approval of the
7 Assistant Attorney General in charge of the
8 criminal division of the Department of Justice or
9 a duly designated acting Assistant Attorney
10 General pursuant to the authority vested in him by
11 Title 18, United States Code, Section 6003, and
12 Title 28, Code of Federal Regulations, Section
13 0.175 and 0.132, small e.

14 Now, therefore, it is ordered pursuant
15 to Title 18, United States Code, Section 6002,
16 that [REDACTED] give testimony and provide other
17 information which she refuses to give or to
18 provide on the basis of her privilege against self
19 incrimination as to all matters about which she
20 may be interrogated before said United States
21 District Court including a grand jury impaneled
22 therein as well as any subsequent proceeding or
23 trial.

24 However, no testimony or other
25 information compelled under this order or any

1 information directly or indirectly derived from
2 such testimony or other information may be used
3 against [REDACTED] in any criminal case except a
4 prosecution for perjury giving a false statement
5 or otherwise failing to comply with this order.

6 It is further ordered that this order
7 shall be sealed in accordance with said Federal
8 Regulations Criminal.

9 BY [REDACTED]. [REDACTED]:

10 Q Federal Rule of Criminal Procedure.

11 A Federal Rule of Criminal Procedure, it's
12 abbreviated, 6, little e, 6, except that a copy of
13 this order shall be provided to counsel for the
14 United States who may disclose the existence of
15 the order to members of the grand jury, to the
16 witness, to the counsel for the witness, and to
17 law enforcement officers engaged in the
18 investigation pending before the grand jury.

19 Those persons may review the order, but
20 may not retain a copy of the order nor may it
21 disclose the existence of the order to any others.

22 Done and ordered the 16th day of April 2007, at
23 West Palm Beach, Florida. The United States
24 District Judge Donald M. Middlebrook, Marie
25 [REDACTED], AUSA.

1 Q All right. So has a copy or has this
2 document been shown to counsel for ■. ■?

3 A Yes, it has.

4 Q And to ■. ■?

5 A Yes.

6 Q And will ■. ■ be here this
7 afternoon?

8 A Yes, she will.

9 Q Have you had a chance to sit with her?

10 A Yes, we have.

11 Q And she has been very forthcoming?

12 A She's very cooperative.

13 Q Okay.

14 ■. ■: I don't have any further
15 questions for the witness. Do you have any
16 questions? All right. Seeing no questions,
17 you are excused and I think that right now
18 you are set to come back at 1:15. How does
19 1:30 sound? Is that all right?

20 THE FOREPERSON: Fine.

21 (Witness was excused.)

22

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3 CERTIFICATE OF REPORTER

4 I, Paula E. Angelocci, Certified Court
5 Reporter and Notary Public, do certify that the
6 transcript is a true and correct transcription of
7 my stenotype notes of the testimony of
8 SPECIAL AGENT E. NESBITT KUYRKENDALL, taken before
9 the Federal Grand Jury, West Palm Beach, Florida.

10 *Paula E. Angelocci*
11 PAULA E. ANGELOCCI, CSR #4869
12 Certified Court Reporter
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