

MARTIN G. WEINBERG, P.C.
ATTORNEY AT LAW

20 PARK PLAZA, SUITE 1000
BOSTON, MASSACHUSETTS 02116

EMAIL ADDRESSES:

[REDACTED]

FAX [REDACTED]

NIGHT EMERGENCY:
[REDACTED]

July 22, 2011

[REDACTED],
Assistant United States Attorney
United States Attorney's Office
Southern District of Florida
500 S. Australian Ave. Suite 400
West Palm Beach, Florida 33401

Re: Jeffrey Epstein

Dear Ms. [REDACTED]:

Roy Black forwarded to me your letter to him dated July 21, 2011, from the District Attorney of the County of New York. We thank you for providing notice of the intended disclosure but we do object to any disclosure of the Non-Prosecution Agreement and the related list of witness/victims on the basis of the confidentiality provisions of paragraph 13. Absent an enforceable subpoena - which we would have the right to move to quash in the Court from which it was issued - there exists no right or duty to disclose the confidential Non-Prosecution Agreement or the non-public witness/victim list which was referenced in paragraph 7 of the NPA. Further, given that the witness/victim list was compiled based on the federal grand jury investigation, we object under Fed. R. Crim. P. 6(e) to its disclosure absent an appropriate court order.

Very truly yours,



Martin G. Weinberg

cc: Roy Black

EFTA00181217

MARTIN G. WEINBERG, P.C.
ATTORNEY AT LAW

20 PARK PLAZA, SUITE 1000
BOSTON, MASSACHUSETTS 02116

EMAIL ADDRESSES:

[REDACTED]

[REDACTED]

FAX [REDACTED]

NIGHT EMERGENCY:
[REDACTED]

July 22, 2011

[REDACTED]

Assistant United States Attorney
United States Attorney's Office
Southern District of Florida
500 S. Australian Ave. Suite 400
West Palm Beach, Florida 33401

Re: Jeffrey Epstein

Dear Ms. Villafañia:

Roy Black forwarded to me your letter to him dated July 21, 2011, from the District Attorney of the County of New York. We thank you for providing notice of the intended disclosure but we do object to any disclosure of the Non-Prosecution Agreement and the related list of witness/victims on the basis of the confidentiality provisions of paragraph 13. Absent an enforceable subpoena - which we would have the right to move to quash in the Court from which it was issued - there exists no right or duty to disclose the confidential Non-Prosecution Agreement or the non-public witness/victim list which was referenced in paragraph 7 of the NPA. Further, given that the witness/victim list was compiled based on the federal grand jury investigation, we object under Fed. R. Crim. P. 6(e) to its disclosure absent an appropriate court order.

Very truly yours,

Martin G. Weinberg
Martin G. Weinberg

cc: Roy Black

**BLACK
SREBNICK
KORNSPAN
STUMPF**



TRIAL ATTORNEYS

Roy Black
Howard M. Srebnick
Scott A. Kornspan
Larry A. Stumpf
Maria Neyra
Jackie Perczek
Mark A.J. Shapiro
Jared Lopez
Marcos Beaton, Jr.

Jessica Fonseca-Nader
Kathleen P. Phillips
Jenifer J. Soulikias
Noah Fox
Joshua Shore

Email: [REDACTED]

FACSIMILE TRANSMITTAL SHEET

FAX: [REDACTED] TELEPHONE: [REDACTED]

TO: AUSA [REDACTED]

RE: *JEFFREY EPSTEIN - N.Y. DA'S REQUEST*

DATE: July 22, 2011

SENDER: Jackie Perczek

NO. OF PAGES (INCLUDING TRANSMITTAL SHEET): TWO .

MESSAGE:
KINDLY DELIVER ASAP.

****IF YOU DO NOT RECEIVE [REDACTED] PAGES, PLEASE CALL [REDACTED]****

THIS FACSIMILE CONTAINS PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS FACSIMILE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION OR COPYING OF THIS FACSIMILE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL FACSIMILE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.



U.S. Department of Justice

United States Attorney
Southern District of Florida

500 S. Australian Ave, Ste 400
West Palm Beach, FL 33401

Facsimile: [REDACTED]

July 27, 2011

DELIVERY BY FACSIMILE

Martin G. Weinberg, Esq.
20 Park Plaza, Suite 1000
Boston, MA 02116

Re: Jeffrey Epstein

Dear Mr. Weinberg:

Thank you for your letter of July 22, 2011. In order to review and address the objections that you raised in that letter, the Office deferred making its planned disclosure to the District Attorney of the County of New York of the Non-Prosecution Agreement ("Agreement") and the list of identified victims that was provided to Mr. Epstein pursuant to the Agreement. Nonetheless, after completing a full review of your objections, the Office still intends to proceed with the planned disclosures.

The Agreement requires the Office only to provide Mr. Epstein with notice prior to a disclosure of the Agreement "[i]f the United States receives a Freedom of Information Act request or any compulsory process"; the Agreement does not require Mr. Epstein's concurrence in any disclosure. Contrary to your suggestion, the Agreement (including paragraph 13) also does not make the Agreement itself "confidential." On the contrary, the Agreement expressly contemplates that disclosures of the Agreement may be made, and the Agreement further contemplates, contrary to your suggestion, that such disclosures of the Agreement may be made other than in response to "compulsory process." Here, moreover, the District Attorney of the County of New York, as a local law enforcement agency, has provided a legitimate request for disclosure of the requested information, as well as a promise to maintain the confidentiality of the information, particularly the names of the minor victims.

Your objection pursuant to Federal Rule of Criminal Procedure 6(e) also does not impact the planned disclosures. The victim list itself is not grand jury material, and, thus, disclosure of that list to the District Attorney's Office will not violate Rule 6(e).

If you wish to supply any additional authority (other than citation to Rule 6(e) and to paragraph 13 of the Agreement) for your claims that the Office cannot disclose the Agreement and

EFTA00181220

MARTIN WEINBERG, ESQ.
JULY 27, 2011
PAGE 2 OF 2

the victim list to the District Attorney of the County of New York, we would be willing to consider those authorities before making any disclosure, provided that any such authorities are furnished to us before 5:00 p.m. on July 29, 2011. Otherwise, seeing no obstacle to the previously-planned disclosures, the Office will be disclosing copies of both the Non-Prosecution Agreement and the list of identified victims that was provided to Mr. Epstein to the District Attorney of the County of New York at 5:00 p.m. on July 29, 2011.

Sincerely,

Wifredo A. Ferrer
United States Attorney

By:


Assistant United States Attorney

cc: , Chief, Northern Division
Deborah L. Morse, Assistant District Attorney, County of New York
Roy Black, Esq.

United States Attorney's Office
Southern District of Florida
500 S. Australian Ave., Suite 400
West Palm Beach, FL 33401-6235



DATE: 7/27/2011

TO: MARTIN WEINBERG

ORGANIZATION: _____

FAX #: _____

SUBJECT: JEFFREY EPSTEIN

FROM: _____

(Fax)

NUMBER OF PAGES, INCLUDING THIS PAGE: 3

COMMENTS:

Original document: _____

_____ To follow via regular mail

_____ To follow via Federal Express

_____ To follow via hand delivery

_____ Nothing to follow, FAX = original

Fax Send Report

Date/Time : JUL-27-2011 03:01PM WED
Fax Number : ██████████
Fax Name :
Model Name : Phaser 3300MFP

No.	Name/Number	StartTime	Time	Mode	Page	Result
246	██████████	07-27 03:00PM	00' 31	ECM	003/003	O.K

United States Attorney's Office
Southern District of Florida
500 S. Australian Ave., Suite 400
West Palm Beach, FL 33401-6235



DATE: 7/27/2011
TO: MARTIN WEINBERG
ORGANIZATION: _____
FAX #: 617 338-9538
SUBJECT: JEFFREY EPSTEIN
FROM: ██████████ (Fax)

NUMBER OF PAGES, INCLUDING THIS PAGE: 3
COMMENTS:

Original document: _____ To follow via regular mail
_____ To follow via Federal Express
_____ To follow via hand delivery
 Nothing to follow, FAX = original

United States Attorney's Office
Southern District of Florida
500 S. Australian Ave., Suite 400
West Palm Beach, FL 33401-6235



DATE: 7/27/2011

TO: Deborah Morse

ORGANIZATION: New York District Attorney's Office

FAX #: [REDACTED]

SUBJECT: Jeffrey Epstein

FROM: [REDACTED]

(Fax)

NUMBER OF PAGES, INCLUDING THIS PAGE: 3

COMMENTS:

Original document:

- To follow via regular mail
- To follow via Federal Express
- To follow via hand delivery
- Nothing to follow, FAX = original

Fax Send Report

Date/Time : JUL-27-2011 03:03PM WED
Fax Number : [REDACTED]
Fax Name :
Model Name : Phaser 3300MFP

No.	Name/Number	StartTime	Time	Mode	Page	Result
247	[REDACTED]	07-27 03:01PM	00' 57	ECM	003/003	O.K

United States Attorney's Office
Southern District of Florida
500 S. Australian Ave., Suite 400
West Palm Beach, FL 33401-6235



DATE: 7/27/2011
TO: Deborah Morse
ORGANIZATION: New York District Attorney's Office
FAX #: [REDACTED]
SUBJECT: Jeffrey Epstein
FROM: [REDACTED] (Fax)

NUMBER OF PAGES, INCLUDING THIS PAGE: 3
COMMENTS:

Original document: To follow via regular mail
 To follow via Federal Express
 To follow via hand delivery
 Nothing to follow, FAX = original



U.S. Department of Justice

*United States Attorney
Southern District of Florida*

*500 S. Australian Ave, Ste 400
West Palm Beach, FL 33401*

Facsimile: [REDACTED]

July 21, 2011

DELIVERY BY ELECTRONIC MAIL

Roy Black, Esq.
Black Srebnick Kornspan & Stumpf P.A.
201 S. Biscayne Blvd, Suite 1300
Miami, FL 33131

Re: Jeffrey Epstein

Dear Mr. Black:

On July 17, 2011, the Office received a written request from the District Attorney of the County of New York for a copy of the signed Non-Prosecution Agreement and the list of identified victims that was provided to Mr. Epstein pursuant to the Non-Prosecution Agreement. Pursuant to the District Attorney's request, the U.S. Attorney's Office intends to disclose these items to Deborah L. Morse, Assistant District Attorney, at 5:00 p.m. on Friday, July 22, 2011. Pursuant to the terms of the Non-Prosecution Agreement, the Office is hereby giving you notice of this intended disclosure.

Sincerely,

Wifredo A. Ferrer
United States Attorney

By: [REDACTED]

Assistant United States Attorney

cc: [REDACTED], Chief, Northern Division
Deborah L. Morse, Assistant District Attorney, County of New York

EFTA00181226

United States Attorney's Office
Southern District of Florida
500 S. Australian Ave., Suite 400
West Palm Beach, FL 33401-6235



DATE: 7/21/2011

TO: Deborah Morse

ORGANIZATION: District Attorney's Office - Appeals Bureau

FAX #: [REDACTED]

SUBJECT: _____

FROM: [REDACTED]
(Fax)

NUMBER OF PAGES, INCLUDING THIS PAGE: 2

COMMENTS:

- Original document: _____ To follow via regular mail
_____ To follow via Federal Express
_____ To follow via hand delivery
X _____ Nothing to follow, FAX = original

Fax Send Report

Date/Time : JUL-21-2011 02:08PM THU
Fax Number : [REDACTED]
Fax Name :
Model Name : Phaser 3300MFP

No.	Name/Number	StartTime	Time	Mode	Page	Result
211	[REDACTED]	07-21 02:07PM	00' 25	ECM	002/002	O.K

United States Attorney's Office
Southern District of Florida
500 S. Australian Ave., Suite 400
West Palm Beach, FL 33401-6235



DATE: 7/21/2011
TO: Deborah Morse
ORGANIZATION: District Attorney's Office - Appeals Bureau
FAX #: [REDACTED]
SUBJECT: _____
FROM: [REDACTED]
(Fax)

NUMBER OF PAGES, INCLUDING THIS PAGE. 2

COMMENTS:

Original document: _____ To follow via regular mail
_____ To follow via Federal Express
_____ To follow via hand delivery
X _____ Nothing to follow, FAX = original

DISTRICT ATTORNEY

OF THE

COUNTY OF NEW YORK

ONE HOGAN PLACE

New York, N. Y. 10013



CYRUS R. VANCE, JR.
DISTRICT ATTORNEY

APPEALS BUREAU
FAX DOCUMENT COVERSHEET
FAX # [REDACTED]

Date: July 17, 2011

To: AUSA Marie Villafaña

Fax: [REDACTED]

From: Deborah Morse

Tel #: [REDACTED]

of Pages 2 (includes cover sheet)

- | | |
|--|---|
| <input type="checkbox"/> URGENT | <input type="checkbox"/> ROUTINE |
| <input type="checkbox"/> Deliver Immediately | <input type="checkbox"/> Discuss with Appropriate Person(s) |
| <input type="checkbox"/> As Requested | <input type="checkbox"/> For Your Approval |
| <input type="checkbox"/> Review and Comment | <input type="checkbox"/> Take Necessary Action |
| <input type="checkbox"/> For Your Information | <input type="checkbox"/> Reply Via FAX |
| <input type="checkbox"/> File | <input type="checkbox"/> Reply Via Messenger |
| <input type="checkbox"/> Reply Directly | <input type="checkbox"/> Progress Report |
| <input type="checkbox"/> Investigate | <input type="checkbox"/> Let's Discuss |
| <input type="checkbox"/> Prepare Reply for Signature | |
| <input type="checkbox"/> Other Action To Be Taken/Additional Comments: | |

My transmittal sheet from Friday says it didn't go
through at that time. If this is repeat, I
apologize.
Again, I appreciate your cooperation —
Deborah Morse

DISTRICT ATTORNEY

OF THE

COUNTY OF NEW YORK

ONE HOGAN PLACE

New York, N. Y. 10013

[REDACTED]

**CYRUS R. VANCE, JR.**
DISTRICT ATTORNEY

July 15, 2011

[REDACTED], Esq.
Assistant United States Attorney
Office of the United States Attorney
Southern District of Florida
500 S. Australian Avenue
Suite 400
West Palm Beach, Florida 33401

Dear Ms. [REDACTED],

As we have discussed, I am currently working on the appeal brought by defendant Jeffrey Epstein in which he challenges his risk-offender designation under New York State's Sexual Offender Registration Act.

The non-prosecution agreement between defendant and your Office would be of assistance to us in fashioning our response on appeal. I would appreciate it if you would send us a copy of that agreement, including the list of victims.

Please let me know if you need any further information in order to make this material available. I appreciate your assistance, and courtesy, in this matter.

Yours truly,

Deborah L. Morse
Assistant District Attorney

[REDACTED]



U.S. Department of Justice

*United States Attorney
Southern District of Florida*

*500 S. Australian Ave, Ste 400
West Palm Beach, FL 33401*

Facsimile: [REDACTED]

July 21, 2011

DELIVERY BY ELECTRONIC MAIL

Roy Black, Esq.
Black Srebnick Kornspan & Stumpf P.A.
201 S. Biscayne Blvd, Suite 1300
Miami, FL 33131

Re: Jeffrey Epstein

Dear Mr. Black:

On July 17, 2011, the Office received a written request from the District Attorney of the County of New York for a copy of the signed Non-Prosecution Agreement and the list of identified victims that was provided to Mr. Epstein pursuant to the Non-Prosecution Agreement. Pursuant to the District Attorney's request, the U.S. Attorney's Office intends to disclose these items to Deborah L. Morse, Assistant District Attorney, at 5:00 p.m. on Friday, July 22, 2011. Pursuant to the terms of the Non-Prosecution Agreement, the Office is hereby giving you notice of this intended disclosure.

Sincerely,

Wifredo A. Ferrer
United States Attorney

By: [REDACTED]

Assistant United States Attorney

cc: [REDACTED], Chief, Northern Division
Deborah L. Morse, Assistant District Attorney, County of New York

DISTRICT ATTORNEY

OF THE
COUNTY OF NEW YORK
ONE HOGAN PLACE
New York, N. Y. 10013
[REDACTED]



CYRUS R. VANCE, JR.
DISTRICT ATTORNEY

May 6, 2011

[REDACTED] [REDACTED], Esq.
Assistant United States Attorney
Office of the United States Attorney
Southern District of Florida
500 S. Australian Avenue
Suite 400
West Palm Beach, Florida 33401

Dear Ms. [REDACTED],

As I explained during our telephone conversation last week, I am currently working on an appeal brought by defendant Jeffrey Epstein. Defendant Epstein challenges the designation that he was given under New York State's Sexual Offender Registration Act. The underlying sexual misconduct at issue was the subject of an investigation and/or prosecution by your Office, as well as the Florida State's Attorney Office in Palm Beach County.

I know that you handled the matter on behalf of your office when the case was presented to the federal grand jury. Those grand jury proceedings would be of assistance to us in fashioning our response on appeal, and I would appreciate it if you would send us a transcript of those proceedings. If we furnish the minutes to the appellate court, we would do [REDACTED] under seal for the purpose of an in camera review.

Please let me know if you need any further information in order to make the materials available. I appreciate your assistance, and courtesy, in this matter.

Yours truly,

A handwritten signature in cursive script that reads "Deborah L. Morse".

Deborah L. Morse
Assistant District Attorney
[REDACTED]

DISTRICT ATTORNEY
OF THE
COUNTY OF NEW YORK
ONE HOGAN PLACE
New York, N. Y. 10013
[REDACTED]



CYRUS R. VANCE, JR.
DISTRICT ATTORNEY

August 15, 2011

[REDACTED] [REDACTED], Esq.
Assistant United States Attorney
Office of the United States Attorney
Southern District of Florida
500 S. Australian Avenue
Suite 400
West Palm Beach, Florida 33401

Dear Ms. [REDACTED],

Pursuant to our conversation, I have enclosed copies of the brief and appendix filed by defendant Jeffrey Epstein on appeal, as well as a copy of our brief in response.

I look forward to hearing your opinion.

Yours truly,

A handwritten signature in cursive script that reads "Deborah L. Morse".

Deborah L. Morse
Assistant District Attorney
[REDACTED]

New York Supreme Court

APPELLATE DIVISION—FIRST DEPARTMENT

PEOPLE OF THE STATE OF NEW YORK,

Respondent,

—against—

JEFFREY E. EPSTEIN,

Defendant-Appellant.

APPENDIX

CYRUS R. VANCE, JR.
NEW YORK COUNTY DISTRICT
ATTORNEY'S OFFICE
One Hogan Place
New York, New York 10013

Attorneys for Respondent

JAY P. LEFKOWITZ
SANDRA LYNN MUSUMECI
KIRKLAND & ELLIS LLP
601 Lexington Avenue
New York, New York 10022

Attorneys for Defendant-Appellant

TABLE OF CONTENTS

	PAGE
Appellant's Pre-Argument Statement, dated February 9, 2011.....	A1
Appellant's Notice of Appeal, dated February 9, 2011.....	A3
Order Appealed From, dated January 18, 2011 with Notice of Entry.....	A4
Palm Beach Police Department - Probable Cause Affidavit of Det. [REDACTED] - Defendant [REDACTED], dated May 1, 2006.....	A6
Palm Beach Sheriffs Office Booking Card for Jeffrey Epstein, dated July 23, 2006.....	A28
2006 Grand Jury Indictment of Felony Solicitation of Prostitution - Jeffrey E. Epstein.....	A29
Information for Procuring Person under 18 for Prostitution - Jeffrey E. Epstein, dated June 26, 2008.....	A31
Guilty Plea for Felony Solicitation of Prostitution and Procuring Person under 18 for Prostitution - Jeffrey E. Epstein, dated June 30, 2008.....	A32
Judgment for Procuring Person under 18 for Prostitution - Jeffrey E. Epstein, dated June 30, 2008.....	A33
Sentence for Procuring Person under 18 for Prostitution - Jeffrey E. Epstein, dated June 30, 2008.....	A34
Community Control Standard Conditions, dated June 30, 2008.....	A35
Palm Beach Sheriffs Office Booking Card for Jeffrey Epstein, dated June 30, 2008.....	A47

	PAGE
Letter from Jay P. Lefkowitz to Hon. Ruth Pickholz Requesting a Continuance of the Hearing, dated September 9, 2010.....	A77
Letter from Supreme Court to Sex Offender Registry Unit Enclosing Final Determinations, dated January 19, 2011	A78
Court Action Sheet - Jeffrey Epstein, No. 30129-2010.....	A80
Handwritten Notations on Court Jacket - Jeffrey Epstein, No. 30129-2010	A81
Transcript of SORA Hearing, dated January 18, 2011	A82

SUPREME COURT FOR THE STATE OF NEW YORK
COUNTY OF NEW YORK

PEOPLE OF THE STATE OF NEW YORK,

Plaintiff-Respondent,

- against -

JEFFREY E. EPSTEIN,

Defendant-Appellant.

Index No.: 30129-2010

PRE-ARGUMENT STATEMENT

1. TITLE OF ACTION: As set forth in caption.
2. FULL NAMES OF ORIGINAL PARTIES AND ANY CHANGE IN THE PARTIES:
As set forth in caption. There has been no change in the parties.
3. NAME, ADDRESS, AND TELEPHONE NUMBER OF COUNSEL FOR APPELLANT OR PETITIONER:

Jay P. Lefkowitz, P.C.
Sandra Lynn Musumeci
KIRKLAND & ELLIS LLP
601 Lexington Avenue
New York, New York 10022-4611
Telephone: [REDACTED]
Facsimile: [REDACTED]

4. NAME, ADDRESS, AND TELEPHONE NUMBER OF COUNSEL FOR RESPONDENT:

Cyrus R. Vance, Jr.
NEW YORK DISTRICT ATTORNEY'S OFFICE
One Hogan Place
New York, NY 10013
Telephone: [REDACTED]

5. COURT AND COUNTY, OR ADMINISTRATIVE BODY, FROM WHICH APPEAL IS TAKEN: New York Supreme Court (Criminal Term), New York County.
6. THE NATURE AND OBJECT OF THE CAUSE OF ACTION OR SPECIAL PROCEEDING: Sex Offender Registration Act (SORA) hearing, pursuant to Article 6-C of the Correction Law.
7. RESULT REACHED IN THE COURT OF ADMINISTRATIVE BODY BELOW:
Supreme Court, New York County, adjudged appellant Jeffrey E. Epstein to be a Level 3 sexual offender, without additional designation.

8. GROUNDS FOR SEEKING REVERSAL, ANNULMENT, OR MODIFICATION: The Court's designation of appellant Jeffrey E. Epstein as a Level 3 sexual offender was an abuse of

Appellant's Notice of Appeal, dated February 9, 2011

SUPREME COURT FOR THE STATE OF NEW YORK
COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK,

Plaintiff,

- against -

JEFFREY E. EPSTEIN,

Defendant.

NOTICE OF APPEAL

Index No. 30129-2010

CRIMINAL TERM PART 66
JUSTICE RUTH PICKHOLZ

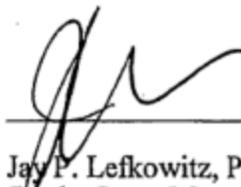
PLEASE TAKE NOTICE that the above named defendant, Jeffrey E. Epstein, hereby appeals to the Appellate Division of the New York Supreme Court in and for the First Department, from an order entered in the above entitled action in the office of the Clerk of New York County on the 18th day of January 2011, which order adjudged defendant Jeffrey E. Epstein to be a Level 3 sexual offender pursuant to Article 6-C of the Correction Law, and this appeal is taken from each and every part of that order as well as from the whole thereof.

Dated: February 9, 2011

To:

Clerk, New York County

Cyrus R. Vance, Jr.
NEW YORK DISTRICT ATTORNEY'S
OFFICE
One Hogan Place
New York, NY 10013
Telephone: [REDACTED]



Jay P. Lefkowitz, P.C.
Sandra Lynn Musumeci
KIRKLAND & ELLIS LLP
601 Lexington Avenue
New York, New York 10022-4611
Telephone: [REDACTED]
Facsimile: [REDACTED]

*Attorneys for Defendant
Jeffrey E. Epstein*

FILED

FEB 09 2011

**SUPREME COURT
NEW YORK COUNTY
APPEALS BUREAU**

SUPREME COURT FOR THE STATE OF NEW YORK
COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK,

Plaintiff,

- against -

JEFFREY E. EPSTEIN,

Defendant.

NOTICE OF ENTRY

Index No. 30129-2010

CRIMINAL TERM PART 66
JUSTICE RUTH PICKHOLZ

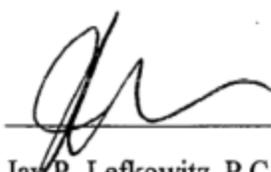
PLEASE TAKE NOTICE that the within is a copy of an order entered in this action on the 18th day of January 2011, in the office of the Clerk of the County of New York.

Dated: February 9, 2011

To:

Clerk, New York County

Cyrus R. Vance, Jr.
NEW YORK DISTRICT ATTORNEY'S
OFFICE
One Hogan Place
New York, NY 10013
Telephone: [REDACTED]



Jay P. Lefkowitz, P.C.
Sandra Lynn Musumeci
KIRKLAND & ELLIS LLP
601 Lexington Avenue
New York, New York 10022-4611
Telephone: [REDACTED]
Facsimile: [REDACTED]

Attorneys for Defendant Jeffrey E. Epstein

FILED
FEB 09 2011
SUPREME COURT
NEW YORK COUNTY
APPEALS BUREAU

Probable Cause Affidavit
Palm Beach Police Department
 Agency ORI# FLO 500600

██████████ (Unknown last name) and ██████████ (Unknown last name) picked ██████████ up and she was taken to Epstein's house. Upon her arrival to the house she was introduced to Epstein in the kitchen of the house. She was also introduced to a white female known to her as ██████████. She was led upstairs to the main bedroom known to her as Jeff Epstein's bedroom. ██████████ arranged the massage table and covered the table with a sheet. She brought out the massage oils and laid them next to the massage bed. ██████████, then left the room and informed ██████████ Jeff would be in, in a minute. Jeff entered the bedroom wearing only a towel. He removed the towel and laid nude on the massage table. He laid on the table onto his stomach and picked a massage oil for ██████████ to rub on him. During the massage, ██████████ stated "He tried to touch me and I stopped him." I asked how he tried to touch her. ██████████ stated that Epstein ██████████ and she felt uncomfortable. ██████████ told Epstein, I'll massage you but I don't want to be touched. ██████████ stated she performed the massage naked. At the conclusion of the massage, Epstein paid ██████████ \$200.

After the massage Epstein stated to ██████████ that he understood she was not comfortable, but he would pay her if she brought over some girls. He told her the younger the better. ██████████ stated she once tried to bring a 23 year old female and Epstein stated that the female was too old. ██████████ stated that in total she only remembers six girls that she brought to see Epstein, each time she was paid \$200. ██████████ stated she had brought the following girls: ██████████, ██████████, ██████████ (a 16 year old female), ██████████ (a 16 year old female) and ██████████. ██████████ said that at the time she brought these girls to Epstein's house they were all 14 through 16 years of age. I asked Robson which one was the youngest. ██████████ advised ██████████ was the youngest as she was fourteen when the massage occurred. ██████████ stated every girl she brought knew what to expect when they arrived. They were told they would provide a massage, possibly naked, and allow some touching. I asked her if ██████████ was aware. She stated every girl she brought knew what to expect. She explained she knew that ██████████ wanted to make money. She approached ██████████ and explained about going to work for Jeff, ██████████ agreed and arrangements were made to bring her to Epstein's house on a weekend. ██████████ stated that she and ██████████ (Later identified as ██████████) picked up ██████████ at her house. ██████████ stated that at that time she was driving a red pickup truck. They traveled to Epstein's house and entered through the kitchen door. They met with the house chef and Epstein's assistant ██████████. ██████████ was introduced to Epstein while they were in the kitchen area. ██████████ led ██████████ upstairs and Epstein went upstairs. When the massage was over ██████████ returned to the kitchen area. ██████████ stated she was paid \$200.00 for bringing ██████████ to Epstein's house. ██████████ stated ██████████ told her she was paid \$300.00 for the massage.

██████████ stated that ██████████ was the last person she brought to Epstein's house. She had changed her cellular number to avoid being contacted by ██████████. She continued stating that she had no direct contact with Epstein

The foregoing instrument was sworn to or affirmed before me this 1st day of May, 2006 by Det ██████████, who is personally known to me.

██████████
 Signature of Police Officer (F.S.S. 117.10)

State of Florida
 County of Palm Beach

██████████
 Signature Arresting Officer

Date: 05/01/2006

[REDACTED]

Probable Cause Affidavit
Palm Beach Police Department
Agency ORI# FLO 500600

for Jeff. She was told she would have to provide a massage to Jeff. [REDACTED] stated upon her arrival to the house she was brought to the kitchen area by [REDACTED]. They met with the house chef who was already in the kitchen area. [REDACTED] stated [REDACTED] would wait for her in the kitchen. [REDACTED] was introduced to [REDACTED], Jeff's assistant, who brought her upstairs to the master bedroom. [REDACTED] prepared the room and massage table for a massage. Epstein entered the room wearing only a towel and she provided a massage. [REDACTED] stated she kept her clothes on during the massage. She advised sometime during the massage, Epstein [REDACTED] and pulled her close to him. [REDACTED] said she was uncomfortable by the incident involving Jeff. At the conclusion of the massage, she was paid \$200.00 for the massage. I asked [REDACTED] if she has any formal training in massages to which she replied no. I asked her if [REDACTED] received any monies for taking her to perform the massage. [REDACTED] stated [REDACTED] had received money for taking her there but was unsure in the amount. [REDACTED] stated she returned to Epstein's house on another occasion with [REDACTED] and another girl. [REDACTED] stated she waited in the kitchen with [REDACTED], while [REDACTED] was taken upstairs by [REDACTED]. [REDACTED] stated she only did the massage once as she was uncomfortable with the whole experience.

At the conclusion of the interview, the tape was stopped. I was informed that [REDACTED] had attempted to reach [REDACTED] via cell phone. A voice mail message on October 4, 2005 at 10:59 am, revealed a female voice who identified herself as [REDACTED] who requested [REDACTED] to call her back reference the police questioning. [REDACTED] provided the incoming telephone number as [REDACTED]. [REDACTED] stated she inadvertently told [REDACTED] about the police investigation because [REDACTED] had called her to tell her about how she just received a rental car from Jeff Epstein. [REDACTED] had called her to tell her that she was given a rental car, a 2005 Silver Nissan Sentra, to utilize to visit family and visit Epstein. [REDACTED] asked her what was going on at the house that the police would be asking questions. [REDACTED] stated [REDACTED] then called Jeff and [REDACTED] and asked what was going on reference the ongoing police investigation. According to [REDACTED], [REDACTED] has since then been trying to contact her to ask about the police questions. I instructed [REDACTED] not to contact [REDACTED] and do not provide any more information to [REDACTED] as she would notify Jeff Epstein and [REDACTED] what was transpiring.

On October 4, 2005, I made telephone contact with [REDACTED] who had left several messages for me to contact her. During the message, she advised she was not completely truthful when we met in person but would like to speak with me to advise what had happened. She further advised she did not want to speak of this incident in front of her mother. At approximately 3:48 pm I made telephone contact with [REDACTED]. During a taped recorded statement [REDACTED] stated the following: approximately a year ago, when she was sixteen years of age, [REDACTED] took her to Epstein's house twice. She knows [REDACTED] because they both attend Royal Pal Beach High School. The first time she went, [REDACTED] drove to the house. They entered through the kitchen area where she was

The foregoing instrument was sworn to or affirmed before me this 1st day of May, 2006 by Det [REDACTED], who is personally known to me.

[REDACTED]
Signature of Police Officer (F.S.S. 117.10)

State of Florida
County of Palm Beach

[REDACTED]
Signature/Arresting Officer

Date: 05/01/2006

Probable Cause Affidavit
Palm Beach Police Department
Agency ORI# FLO 500600

table, straddling Epstein to massage his back. While doing this [redacted] Epsteins. [redacted] was instructed to return to the ground at which time Epstein turned to have his chest rubbed. [redacted] advised she was sure he was masturbating based on his hand movements going up and down on his penis area. [redacted] did not want to look at his penis area because she was uncomfortable. Epstein removed a large white vibrator which was next to the massage table and turned it on. [redacted] stated Epstein began [redacted]. Shortly thereafter, Epstein ejaculated and removed himself from the table. He walked over to where the shower was and opened the glass door. She waited as he was taking a shower in her direct view. When I asked [redacted] how old she was when this occurred, she stated she had just turned seventeen. At the conclusion of the shower, [redacted] was paid either \$350.00 or \$400.00. She stated she wasn't sure, but knows it was close to \$400.00. [redacted] stated she never returned to provide a massage for Epstein.

At approximately 2:10 pm, Det [redacted] and I met with [redacted], dob [redacted], at her residence. As [redacted] was only seventeen years of age, I had notified her mother, that she would be interviewed reference an ongoing investigation in Palm Beach. I assured her that her daughter was not a suspect. I explained the possibility of her being either a witness or victim. [redacted] advised she wanted [redacted] to cooperate and consented to the interview.

During a sworn taped statement, [redacted] stated the following: at the age of sixteen, during the month of September 2004, she was approached by [redacted] for a chance to make money. [redacted] was friends with associates of [redacted] and knew the same people. [redacted] had been previously told by her friends from Royal Palm Beach High School, what [redacted] did for Epstein. [redacted] called a person known to [redacted] as [redacted] and scheduled the appointment. [redacted] picked [redacted] up and drove her to Palm Beach to a street called "Brillo Way". They drove to the end of the street and entered a large driveway. They entered the kitchen area of the house and met with Epstein. [redacted] was introduced to Jeff Epstein. [redacted] led [redacted] upstairs to the main bedroom area and set up the room with a massage table and set out the oils. [redacted] stated that while going up the stairs and into the bedroom she observed numerous photographs of naked young girls. [redacted] dimmed the lights and turned on soft music. [redacted] exited the room and Epstein entered the room wearing only a towel. Epstein picked oils and instructed her to rub his legs, under his buttocks, back and chest area. Epstein asked her to get comfortable. [redacted] advised she did not remove her clothes. She was wearing tight jeans and a cropped tank top exposing her belly area. During the massage, Epstein removed his towel and laid on the massage table naked. As [redacted] rubbed Epstein's chest area, he attempted to reach down her pants to touch her buttocks area however was unable to due [redacted] due to the tightness of the jeans and a tight belt. [redacted] advised Epstein began to masturbate as she [redacted]. Epstein moaned as she [redacted]. She observed he was continuing to masturbate and [redacted].

The foregoing instrument was sworn to or affirmed before me this 1st day of May, 2006 by Det [redacted], who is personally known to me.

[redacted]
Signature of Police Officer (F.S.S. 117.10)

State of Florida
County of Palm Beach

[redacted]
Signature/Arresting Officer

Date: 05/01/2006

Probable Cause Affidavit
Palm Beach Police Department
 Agency ORI# FLO 500600

Epstein wanted to be rubbed on his back and recently he began turning over and have her rub his chest as he masturbated. He would try to touch [REDACTED] as she [REDACTED]. [REDACTED] stated "Jeff would try to get away with more and more on each massage". [REDACTED] stated Epstein would try to touch her more and on one occasion he attempted to use a massager/vibrator on her. [REDACTED] drove [REDACTED] to the house for the original massage. [REDACTED] left [REDACTED] her cell phone number and every time Epstein would come into town, [REDACTED] would call her for an appointment to "work". Each time she went, [REDACTED] would meet her at the kitchen door area. She would bring her upstairs and prepare the massage table. [REDACTED] advised Epstein would ask her questions about herself. Epstein knew she was a [REDACTED] and would be attending [REDACTED]. I asked [REDACTED] if Epstein knew her real age. [REDACTED] stated Epstein did and didn't care. The most recent massage she provided was on October 1, 2005. During the massage, she asked Epstein if she could borrow one of his vehicles to visit her family and boyfriend in [REDACTED], Florida. Epstein had told her she could borrow one of his vehicles but later stated he would rent her a car. She continued with the massage as Epstein [REDACTED] and [REDACTED]. I asked [REDACTED] if she was wearing undergarments to which she replied her thong underwear. Once he tried to touch [REDACTED], she would pull away from him and he would stop. [REDACTED] was asked if he ever used a vibrator on her. [REDACTED] was aware of the vibrator but advised she never would allow him to [REDACTED] on her. She described the vibrator as the large white vibrator with a huge head on the tip of the vibrator. She stated he kept the vibrator in a closet near the massage table.

[REDACTED] stated that on October 3, 2005, she was contacted by Epstein's assistant, [REDACTED], who informed her that Jeff Epstein had rented her a new Nissan Sentra and she should come by the house to pick it up. [REDACTED] informed [REDACTED] she would have the car for a month. [REDACTED] stated Epstein knew her car was not working properly and that she had missed appointments in the past because of her car being inoperable. [REDACTED] explained the car is currently parked next to the [REDACTED] Gym field. I asked her if she ever took any one to the house. [REDACTED] explained she took [REDACTED], a friend of hers who attended Royal Palm Beach High School, who has relocated to [REDACTED] to attend college. I asked if she ever allowed another female in the room. [REDACTED] advised no one was brought into the room with her.

At the conclusion of the interview, Det [REDACTED] and I went to the gym area of [REDACTED] and located the Silver Nissan Sentra bearing Florida tag [REDACTED]. The vehicle is registered to Dollar Rent a Car out of the Palm Beach International Airport. The vehicle was rented by Janusz Banasiack, later learned to be Epstein's houseman, and paid with Epstein's credit card.

On September 11, 2005, w/f [REDACTED], dob 12/30/1986, was arrested by the Palm Beach Police Department

The foregoing instrument was sworn to or affirmed before me this 1st day of May, 2006 by Det [REDACTED], who is personally known to me.

[REDACTED]
 Signature of Police Officer (F.S.S. 117.10)

State of Florida
 County of Palm Beach

[REDACTED]
 Signature/Arresting Officer

Date: 05/01/2006

Probable Cause Affidavit
Palm Beach Police Department

Agency ORI# FLO 500600

during the female on female intercourse and provide oral sex to both [REDACTED] and [REDACTED]. This occurred during the time [REDACTED] was sixteen years of age.

[REDACTED] advised this continued to escalate during two years. The routine became familiar to [REDACTED]. Epstein's assistant [REDACTED] would telephone her every time Epstein was in the Town of Palm Beach and would place appointments for her to visit and work for Epstein. Each time something new was introduced, additional monies were produced and offered for [REDACTED] to allow the acts to happen. [REDACTED] consented to perform [REDACTED] these acts but was adamant that there was an understanding with Epstein that no vaginal penetration would occur with his penis. [REDACTED] explained that Epstein's penis was deformed. [REDACTED] explained that his penis was oval shaped. [REDACTED] claimed when Epstein's penis was erect, it was thick toward the bottom but was thin and small toward the head portion. AH called Epstein's penis "egg-shaped." [REDACTED] stated Epstein would photograph [REDACTED] and her naked and having sex and proudly display the photographs within the home. [REDACTED] stated during one visit to Epstein's house in which she provided a massage to Epstein, his female friend, [REDACTED] was also present. [REDACTED] provided the massage in which [REDACTED] and her would [REDACTED] for Epstein to enjoy. Towards the end of this massage, Epstein grabbed [REDACTED] and turned her over onto her stomach on the massage table and [REDACTED] stated Epstein began to [REDACTED]. [REDACTED] became upset over this. She said her head was being held against the table [REDACTED]. She screamed "No!" and Epstein stopped. She told him that she did not want to have his penis inside of her. Epstein did not ejaculate inside of her and apologized for his actions and subsequently paid her a thousand dollars for that visit. [REDACTED] stated she knows he still displays her photographs through out the house.

On October 12, 2005, Det [REDACTED] and I met with [REDACTED], dob [REDACTED], who stated during a sworn taped statement, that nothing happened between her and Epstein. [REDACTED] appeared nervous during the interview. I assured her that I have spoken with other people who advised differently. [REDACTED] stated on several occasions she provided a massage to Epstein. She stated she was brought to the Epstein house in March of 2005. [REDACTED], a classmate at Royal Palm Beach High School, approached her and asked her if she wanted to "work". [REDACTED] made the arrangements with [REDACTED], Epstein's assistant. [REDACTED], who has no formal training in providing massages, stated she provided a massage, fully clothed for \$200.00. As I sensed hesitancy in her answers, I asked [REDACTED] if she had been contacted by anyone from Epstein's organizations or his house. [REDACTED] stated she was interviewed already by a private investigator for Epstein. He identified himself as "Paul" and inquired about the police investigation, and left his telephone number [REDACTED] for additional contact. [REDACTED] provided no additional information, as it appeared her responses were almost scripted.

The foregoing instrument was sworn to or affirmed before me this 1st day of May, 2006 by Det [REDACTED], who is personally known to me.

[REDACTED]
 Signature of Police Officer (F.S.S. 117.10)

State of Florida
 County of Palm Beach

[REDACTED]
 Signature Arresting Officer

Date: 05/01/2006

Probable Cause Affidavit
Palm Beach Police Department
Agency ORI# FLO 500600

as stated brought her into the house and she was introduced to [redacted] then brought her upstairs into a master bathroom, located within the bedroom. [redacted] stated she met Epstein in the bathroom. He laid on the table and picked the massage oils. She provided the massage as he laid naked on the massage bed. She stated she rubbed his calves and back area. Upon the end of the massage, Epstein removed himself from the massage table and paid her \$300.00 for the massage. [redacted] said each subsequent time she went to the house, she was notified by [redacted] that Epstein was in town and would like her to "work". [redacted] stated she returned to the house and was again led upstairs by [redacted]. She provided the massage, clothed. [redacted] was asked if she ever removed her clothing to provide a massage. [redacted] stated it was not until the third time that she went that she removed her clothing. [redacted] stated she was notified by [redacted] that Epstein wanted her to come to work. She arrived at the house and was led upstairs by [redacted]. She started providing the massage when Epstein asked her to remove her clothing. [redacted] removed her pants, shirt and bra. She stayed in her thong panties and continued rubbing Epstein. Epstein turned over onto his back and she [redacted] area. [redacted] stated she knew he was masturbating himself as she providing the massage. [redacted] stated she believed he climaxed based on his breathing. She did not want to view either the climax or the fact that he was masturbating. [redacted] stated once the breathing relaxed he got up and told her to get dressed. She was paid \$300.00 for her services. [redacted] stated on the last time she went to provide a massage, she was notified by [redacted] to come to the house and "work". [redacted] stated she was now dating her current boyfriend and did not feel comfortable going. She recalled it was approximately January 2005. She said she went, already thinking that this would be the last time. She went upstairs and went into the master bathroom. She met with Epstein, who was wearing only a towel, and laid onto the table. [redacted] stated Epstein caught her looking at the clock on several occasions. Epstein asked her if she was in a hurry. [redacted] stated her boyfriend was in the car waiting for her. [redacted] further stated that Epstein got upset as he wasn't enjoying the massage. She told him that she didn't want to continue and she would not be back. Epstein told her to leave as she was ruining his massage. [redacted] advised she had no formal training in providing any massages. [redacted] stated although she had a falling out with Epstein, she still received a Christmas bonus from Epstein. [redacted] stated she was wired money from Western Union for her Christmas bonus. Subpoena results from Western Union revealed money was sent from Jeffrey Epstein on December 23, 2004. [redacted] received \$200.00 from Epstein for her Christmas bonus.

On November 15, 2005, Det. [redacted] and I met with [redacted], dob [redacted]. During a sworn taped statement, [redacted] stated she met Jeffrey Epstein over a year ago. She was sixteen years of age and was approached by [redacted], a fellow Royal Palm Beach High School student, who informed her that she could make \$200.00 providing a massage to Epstein. [redacted] had informed her that she would have to provide this

The foregoing instrument was sworn to or affirmed before me this 1st day of May, 2006 by Det [redacted], who is personally known to me.

State of Florida
County of Palm Beach

[redacted]
Signature/Arresting Officer

Date: 05/01/2006

[redacted]
Signature of Police Officer (F.S.S. 117.10)

Probable Cause Affidavit
Palm Beach Police Department

Agency ORI# FLO 500600

During the course of the investigation a search warrant was executed at Jeffrey Epstein's home located at 358 El Brillo-Way in Palm Beach. While in the home I observed the pink and green couch within the master bedroom area just as the girls previously mentioned. The stairway, which is located from the kitchen area to the master bedroom area, is lined with photos of naked young girls. Additionally, numerous photographs of naked young females, some of which appeared to be the girls I previously interviewed, were on display throughout the house. Also located in the house were various phone message books. The telephone message books have a duplicate copy (Carbon Copy) which, once a phone message is written into the book, the top copy is then torn on the perforated edge and the carbon copy is left in the book. First names of girls, dates and telephone numbers were on the copy of the messages. I recognized various numbers and names of girls that had already been interviewed. The body of the messages were time of the day that they called for confirmation of "work." Other names and telephone numbers were located in which the body of the messages were, "I have girls for him" or "I have 2 girls for him." These messages were taken by [REDACTED], who signed the bottom of the messages. During the execution of the warrant, I located a Royal Palm Beach High School transcript for [REDACTED] in Epstein's bedroom desk. This desk had stationary marked Jeffrey E Epstein. I located a wood colored armoire beside Epstein's bed that contained a bottle of "Joy Jelly," which is used to provide a warm massage. Several massage tables were located throughout the second floor of the residence, including a massage table found in Epstein's bedroom. On the first floor of the residence I found two covert cameras hidden within clocks. One was located in the garage and the other located in the library area on a shelf behind Epstein's desk. A computer was located which was believed to contain the images from the covert cameras. The computer's hard drive was reviewed which showed several images of [REDACTED] and other witnesses that have been interviewed. [REDACTED] of these images appeared to come from the camera positioned behind Epstein's desk.

On December 13, 2005, Det. [REDACTED] and I met with [REDACTED], dob [REDACTED]. During a sworn taped statement, [REDACTED] stated that when she was sixteen years old she was taken to Epstein's house to provide a massage for money. [REDACTED] stated it was before Christmas last year (2004) when an associate, [REDACTED], approached her and asked if she needed to make money for Christmas. [REDACTED] made arrangements to take [REDACTED] to the house and drove [REDACTED] to the house to "work." They were encountered by a white female with long blond hair. [REDACTED] was unable to remember the name of the white female with blond hair but knew she was Epstein's assistant. She was led upstairs by the white female who explained that there would be lotions out already and Epstein would choose the lotion he wanted her to use. She was led through a spiral staircase which led to a master bedroom and bathroom. The massage table was already set up in the bathroom. [REDACTED] described the bathroom as a large spacious bathroom with a steam room and shower beside it. [REDACTED] was introduced to Epstein who was on the phone when she entered the room. Epstein was wearing a white towel and laid on his stomach so that [REDACTED] may

The foregoing instrument was sworn to or affirmed before me this 1st day of May, 2006 by Det [REDACTED], who is personally known to me.

[REDACTED]
Signature of Police Officer (F.S.S. 117.10)

State of Florida
County of Palm Beach

[REDACTED]
Signature/Arresting Officer

Date: 05/01/2006

Probable Cause Affidavit
Palm Beach Police Department
Agency ORJ# FLO 500600

to model lingerie for a wealthy Palm Beacher. [redacted] was taken to Epstein's house located on El Brillo Way. [redacted] introduced [redacted] to Jeffrey Epstein. Epstein had his personal chef prepare dinner for [redacted] and [redacted]. At the conclusion of dinner, [redacted] and Epstein brought [redacted] upstairs into a master bedroom area. [redacted] observed a large massage table with a sheet on it. Epstein entered through a door and exited wearing only a towel. [redacted] informed [redacted] that they were going to provide a massage on Epstein. [redacted] asked why were they doing this instead of modeling lingerie. [redacted] explained to [redacted] that this was his routine and to rub his calves and feet. Epstein had told [redacted] to get comfortable. [redacted] removed her pants and blouse. [redacted] stated she stayed only in panties as she did not wear a bra that evening. [redacted] stated while rubbing his calves and feet, Epstein turned over onto his back. Epstein told [redacted] to rub his chest and rub his nipples. [redacted] stated that as she started [redacted], Epstein began masturbating himself. Epstein [redacted]. Epstein continued to masturbate himself as he [redacted]. Epstein ejaculated on his towel and paid [redacted] \$200.00 for the massage. Epstein told [redacted] that if she told anyone what happened at his house that bad things could happen. [redacted] and [redacted] were brought home by Epstein's houseman and [redacted] was afraid that Epstein knew where she lived. [redacted] stated that several days later she received a telephone call from [redacted] who coordinated for [redacted] to return to "work." [redacted] returned to the house and was brought to Epstein's bedroom area by [redacted] who prepared the room for the massage. Epstein entered the room wearing only a towel. Epstein had [redacted] remove her clothing and provide the massage naked. [redacted] began rubbing his feet and calves and Epstein turned over onto his back. Epstein [redacted]. Epstein began to masturbate himself with an upwards and downward motion on his penis. Epstein continued to [redacted] and masturbate with the other hand. Once Epstein ejaculated onto the towel he was wearing, the massage was over. [redacted] was paid \$200.00 for the massage. Epstein again told [redacted] not to speak of what happened at his house or bad things would happen. [redacted] wanted to notify authorities however she was afraid of what would happen to either her or her family.

During the course of the investigation, several subjects were identified as a potential witness/victim through information obtained during the trash pulls, physical surveillance and telephone message books retrieved from the search warrant. While conducting research on the subjects, I discovered that the females were age eighteen or older. Interviews were conducted on the consenting adults whose statements provided the same massage routine when they went to "work" for Epstein. The females would be notified by [redacted], and made appointments for the females to "work" for Epstein. The females would come to Epstein's house and were led upstairs, through a stairwell from the kitchen area, by [redacted] to Epstein's bedroom. Epstein would then enter the room wearing only a towel, and ask them to get comfortable. The females would then provide the massage naked as Epstein would either touch their vaginas with his fingers and/or utilize the massager/vibrator on

The foregoing instrument was sworn to or affirmed before me this 1st day of May, 2006 by Det [redacted], who is personally known to me.

[redacted]
Signature of Police Officer (F.S.S. 117.10)

State of Florida
County of Palm Beach

[redacted]
Signature/Arresting Officer

Date: 05/01/2006

Probable Cause Affidavit
Palm Beach Police Department
Agency ORI# FLO 500600

bed. On one occasion Epstein ordered [redacted] to go to the Dollar rent a car and rent a car for the same girl he brought the roses to, [redacted] that she could drive her self to Epstein's house without incident. [redacted] said the girl always needed rides to and from the house. [redacted] produced a green folder which contained documents, and a note with Mr. Epstein's stationary with direction to deliver a bucket of roses to Royal Palm Beach High School after [redacted] high school drama performance. Also in that same note was direction to rent a car for [redacted] and direction to extend the rental contract.

During the course of the investigation, subpoenas were obtained for cell phone and home phone records from several victims and witnesses along with the cell phone records of [redacted]. An analysis of these records was conducted which found numerous telephone calls were made between [redacted] and the victims. These records indicate the dates the calls were made are consistent with the dates and times they victims/witnesses stated they were contacted. Specifically, The phone records showed [redacted] called [redacted] during the exact times and dates when victim [redacted] advised the incident occurred. [redacted] also coordinated the encounters with [redacted], [redacted], [redacted] and [redacted] during the time frame the girls stated they occurred.

Pursuant to a lawful subpoena I obtained Epstein's private plane records for 2005 from Jet Aviation. The plane records show arrival and departure of Epstein's plane at Palm Beach International airport. These records were compared to the cell phone records of [redacted]. This comparison found that [redacted] the phone calls [redacted] made to [redacted] and the victims were made in the days just prior to their arrival or during the time Epstein was in Palm Beach. [redacted]

Jeffrey Epstein, who at the time of these incidents was fifty one years of age, did have vaginal intercourse either with his penis or digitally with [redacted], [redacted] and [redacted], who were minors at the time this occurred, and [redacted] who at the time of the incident was fifty two years of age, did use a vibrator on the external vaginal area of [redacted], a fourteen year old minor. Therefore, as [redacted] coordinated and aided in the recruitment of minors to frequent Epstein's house so that sexual services were provided to Epstein, scheduled the said minors to return to the work for Epstein, secured their appointments for the purpose of sexual activity and lewd and lascivious acts and arranged the bedroom for said minors, there is sufficient probable cause to charge [redacted] with four counts of Principal in the 1st degree Unlawful Sexual Activity with a Minor, in violation of Florida State Statute 794.05(1), a second degree felony and there is sufficient probable cause to charge her with Lewd and Lascivious Molestation, in violation of Florida State Statute 800.04 (5), a second degree felony.

The foregoing instrument was sworn to or affirmed before me this 1st day of May, 2006 by Det [redacted], who is personally known to me.

State of Florida
County of Palm Beach

[redacted]
Signature/Arresting Officer

Date: 05/01/2006

[redacted]
Signature of Police Officer (F.S.S. 117.10)

2006 Grand Jury Indictment of Felony Solicitation of Prostitution - Jeffrey E. Epstein
[pp. A29-A30]

04/07/2010 14:51 0010007800 FLETC 1 PAGE 01/00

A TRUE BILL

IN THE NAME OF AND BY THE AUTHORITY OF THE STATE OF FLORIDA
IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL
CIRCUIT OF THE STATE OF FLORIDA

For Palm Beach County, at the Spring Term thereof, in the year of our Lord Two
Thousand and Six, to-wit: The Grand Jurors of the State of Florida, inquiring in and for
the body of said County of Palm Beach, upon their oaths do present that JEFFREY E.
EPSTEIN in the County of Palm Beach aforesaid, in the Circuit and State aforesaid,

COUNT ONE
FELONY SOLICITATION OF PROSTITUTION

on or about or between the 1st day of August in the year of our Lord Two Thousand and
Four and October 31, 2005, did solicit, induce, entice, or procure another to commit
prostitution lewdness, or assignation, contrary to Florida Statute 796.07(1) on three or
more occasions between August 01, 2004 and October 31, 2005, contrary to Florida
Statute 796.07(2)(f) and (4)(c). (3 DEG FEL)(LEVEL 1)

against the form of the statute, to the evil example of all others, and against the peace
and dignity of the State of Florida.

I hereby certify that I have advised the Grand Jury returning this indictment as
authorized and required by law.

Post-It® Fax Note	7671	Date	4/7/10	# of pages	36
To	Mr. FONDA	From	Alasha Lorde		
Co./Dept.		Co.	SAG		
Phone #	518-457-4160	Phone #	561-355-7252		
Fax #	518-457-4162	Fax #	561-355-7055		

Assistant State Attorney of the
Fifteenth Judicial Circuit of the

of Florida, prosecuting for the said
State

A31

Information for Procuring Person under 18 for Prostitution - Jeffrey E. Epstein,
dated June 26, 2008

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, STATE OF FLORIDA
CRIMINAL DIVISION "W" (LB)

08CF9381

STATE OF FLORIDA

ARISES FROM BOOKING NO.:
2006036744

vs.

JEFFREY E EPSTEIN, W/M, 01/20/1953, [REDACTED]

SHARON R. BOCK, CLERK
PALM BEACH COUNTY, FLORIDA
CIRCUIT CLERK

08 JUN 26 PM 3:30

FILED

INFORMATION FOR:

- 1) PROCURING PERSON UNDER 18 FOR PROSTITUTION

In the Name and by Authority of the State of Florida:

BARRY E. KRISCHER, State Attorney for the Fifteenth Judicial Circuit, Palm Beach County, Florida, by and through his undersigned Assistant State Attorney, charges that JEFFREY E EPSTEIN, on or about or between the 1st day of August in the year of our Lord Two Thousand and Four and October 9, 2005, did knowingly and unlawfully procure for prostitution, or caused to be prostituted, [REDACTED] a person under the age of 18 years, contrary to Florida Statute 796.03. (2 DEG FEL)

[Signature]

FL. BAR NO. 0776726
Assistant State Attorney

STATE OF FLORIDA
COUNTY OF PALM BEACH

Appeared before me, LANNA BELOHLAVEK Assistant State Attorney for Palm Beach County, Florida, personally known to me, who, being first duly sworn, says that the allegations as set forth in the foregoing information are based upon facts that have been sworn to as true, and which, if true, would constitute the offense therein charged, that this prosecution is instituted in good faith, and certifies that testimony under oath has been received from the material witness or witnesses for the offense.

[Signature]

Assistant State Attorney

Sworn to and subscribed to before me this 26th day of June, 2008.

[Signature]
NOTARY PUBLIC, State of Florida



Damark Pina
MY COMMISSION # D0580791 EXPIRES
August 2, 2010
BONDED THROUGH TITAN INSURANCE, INC

LB/dp

FCIC REFERENCE NUMBERS:

- 1) FELONY SOLICITATION OF PROSTITUTION 3699

CAA JUN 26 2008

Judgment for Procuring Person under 18 for Prostitution, dated June 30, 2008

04/26/2010 14:51

3553626

CIRCUIT CRIMINAL

PAGE 06/20

95 4050

IN THE CRIMINAL DIVISION OF THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT OF FLORIDA, IN AND FOR PALM BEACH COUNTY



CASE NO. ~~08 CF 9381 AAB~~ DIV. W

OBTS NUMBER 2008CF9381XXY

CFN 20080267252
OR BK 22760 PG 0565
RECORDED 07/17/2008 08:06:42
Palm Beach County, Florida
Sharon R. Bock, CLERK & COMPTROLLER
Pg 0565; (1pg)

STATE OF FLORIDA () COMMUNITY CONTROL VIOLATOR

Jeffrey E. Epstein DEFENDANT () PROBATION VIOLATOR

1/20/53 DATE OF BIRTH W RACE M GENDER SOCIAL SECURITY NUMBER

JUDGMENT

The above Defendant, being personally before this Court represented by J. Goldberger (attorney)

Having been tried and found guilty of the following crime(s): ()
Having entered a plea of guilty to the following crime(s): (X)
Having entered a plea of nolo contendere to the following crime(s): ()

COUNT	CRIME	OFFENSE STATUTE NUMBER(S)	DEGREE
<u>1</u>	<u>Procuring Person Under 18 for Prostitution</u>	<u>796.03</u>	<u>2nd F</u>

(X) and no cause having been shown why the Defendant should not be adjudicated guilty, IT IS ORDERED THAT the Defendant is hereby ADJUDICATED GUILTY of the above crime(s).

() and having been convicted or found guilty of, or having entered a plea of nolo contendere or guilty, regardless of adjudication, to attempts or offenses relating to sexual battery (ch. 794), lewd and lascivious conduct (ch. 800), or murder (s. 782.04), aggravated battery (s. 784.045), burglary (s. 810.02), carjacking (s. 812.133), or home invasion robbery (s. 812.135), or any other offense specified in section 943.335, the defendant shall be required to submit blood specimens.

() and good cause being shown: IT IS ORDERED THAT ADJUDICATION OF GUILT BE WITHHELD JUN 30 2008

SENTENCE STAYED () The Court hereby stays and withholds imposition of sentence as to count(s) and places the Defendant on () Probation and/or () Community Control under the supervision of the Dept. of Corrections (conditions of probation set forth in separate order).

SENTENCE DEFERRED () The Court hereby defers imposition of sentence until _____

The Defendant in Open Court was advised of his right to appeal from the Judgment by filing notice of appeal with the Clerk of Court within thirty days following the date sentence is imposed or probation is ordered pursuant to this adjudication. The defendant was also advised of his right to the assistance of counsel in taking said appeal at the expense of the State upon showing of indigency.

DONE AND ORDERED in Open Court at Palm Beach County, Florida, this 30 day of June, 2008

Debra Dale Smith
CIRCUIT COURT JUDGE

JUL 07 2008 2-A

04/26/2010 14:51 3553626

FURTHER ORDERED THAT YOU SHALL COMPLY WITH THE FOLLOWING CONDITIONS OF SUPERVISION:

I. COMMUNITY CONTROL STANDARD CONDITIONS:

- (a) You will remain confined to your residence except one half hour before and after your approved employment, community service work, or any other activities approved by your probation officer.
- (b) You will maintain an hourly accounting of all your activities on a daily log which you will submit to your supervising officer upon request.
- (c) The Department of Corrections, may at its discretion, places you on Electronic Monitoring during the term of your Community Control. If placed on Electronic Monitoring, you will wear a monitor at all times. You will maintain a private phone line, be financially responsible for any lost or damaged equipment and follow all rules and regulations as instructed. The telephone will be available within five working days of being placed on Electronic Monitoring Program. While on electronic monitoring you will remain confined to your residence and are prohibited from being outside the residential walls.
- (d) If while being monitored and the monitor is found to have been tampered with you shall be taken into custody immediately, if the officer determines that your were not at your schedules place of work or school while allowed to be outside the residence then in that event you shall be taken into custody immediately. If taken into custody, you shall be held without bond and shall, on the next working day, brought before a Judge presiding over his or her case for further disposition at the discretion of the presiding Judge.
- (e) If placed on Electronic Monitoring you will pay to the State of Florida, for the cost of Electronic Monitoring \$1.00 per day, per P.S. 948.09.

(f) Defendant will be residing at 358 El Brillio Way, Palm Beach, Florida, 33480

II. DRUG OFFENDER PROBATION STANDARD CONDITIONS

- (a) You will submit to and, unless otherwise waived, be financially responsible for drug testing, urinalysis at least on a monthly basis, and counseling if deemed appropriate by your supervising officer.
- (b) You will enter and successfully complete a non-secure or inpatient drug treatment program if deemed appropriate by your officer.
- (c) You will comply with any curfew restrictions, confinement approved residence or travel restrictions as instructed by your officer and approved by the Officer's Supervisor.

III. SEX OFFENDER STANDARD CONDITIONS:

- (a) you shall submit to a mandatory curfew from 10:00 PM to 6:00 AM
- (b) (if the victim was under the age of 18 years) you shall not live within 1000 feet of a school, day care center, park, playground, or other place where children regularly congregate.
- (c) you shall enter, actively participate in, and successfully complete a sex offender treatment program with a therapist particularly trained to treat sex offender, at probationer's or community control's expense.
- (d) you shall not have any contact with the victim, directly or indirectly, including through a third person, unless approved by the victim, the therapist and sentencing court.
(if the victim was under the age of 18 years) you shall not, until you successfully attend and complete the sex offender program, have any unsupervised contact with a child under the age of 18 years, unless authorized by the sentencing court, without an adult present who is responsible for the child's welfare and which adult has been advised of the crime and is approved by the sentencing court.
- (e) (if the victim was under the age of 18 years) you shall not work for pay or as a volunteer in any school, day care center, park, playground, or other place where children regularly congregate.
- (f) Unless otherwise indicated in the treatment plan provided by the sexual offender treatment program, you shall not view, own, or possess any obscene, pornographic or sexually stimulating visual or auditory material, including telephone, electronic media, computer programs or computer services that are relevant to your deviant behavior pattern.
- (g) You shall submit two specimens of blood to the Florida Department of Law Enforcement to be registered with the DNA Data Bank.
- (h) You shall make restitution to the victim as ordered by this court pursuant to P.S. 775.089 for all necessary medical and related professional services relating to the physical, psychiatric and psychological care of the victim.
- (i) You shall submit to a warrantless search by your probation officer or community control officer of your person, residence, or vehicle.

(j) Defendant to have contact with his ^{community control} probation officer at a minimum one time a week.

(k) Defendant to work @ Florida Science Foundation, 150 Australian Ave. NIDA FL.

948.101 Terms and conditions of community control and criminal quarantine community control.--

(1) The court shall determine the terms and conditions of community control. Conditions specified in this subsection do not require oral pronouncement at the time of sentencing and may be considered standard conditions of community control.

(a) The court shall require intensive supervision and surveillance for an offender placed into community control, which may include but is not limited to:

1. Specified contact with the parole and probation officer.
2. Confinement to an agreed-upon residence during hours away from employment and public service activities.
3. Mandatory public service.
4. Supervision by the Department of Corrections by means of an electronic monitoring device or system.
5. The standard conditions of probation set forth in s. 948.03.

(b) For an offender placed on criminal quarantine community control, the court shall require:

1. Electronic monitoring 24 hours per day.
2. Confinement to a designated residence during designated hours.

(2) The enumeration of specific kinds of terms and conditions does not prevent the court from adding thereto any other terms or conditions that the court considers proper. However, the sentencing court may only impose a condition of supervision allowing an offender convicted of s. 794.011, s. 800.04, s. 827.071, or s. 847.0145 to reside in another state if the order stipulates that it is contingent upon the approval of the receiving state interstate compact authority. The court may rescind or modify at any time the terms and conditions theretofore imposed by it upon the offender in community control. However, if the court withholds adjudication of guilt or imposes a period of incarceration as a condition of community control, the period may not exceed 364 days, and incarceration shall be restricted to a county facility, a probation and restitution center under the jurisdiction of the Department of Corrections, a probation program drug punishment phase I secure residential treatment institution, or a community residential facility owned or operated by any entity providing such services.

(3) The court may place a defendant who is being sentenced for criminal transmission of HIV in violation of s. 775.0877 on criminal quarantine community control. The Department of Corrections shall develop and administer a criminal quarantine community control program emphasizing intensive supervision with 24-hour-per-day electronic monitoring. Criminal quarantine community control status must include surveillance and may include other measures normally associated with community control, except that specific conditions necessary to monitor this population may be ordered.

(IV) Section 800.04(5)(d) where the court finds the use of force or coercion and unclothed genitals.

2. For qualifying offenses listed in sub-subparagraph (1)(a)1.d., the court shall make a written finding of the age of the offender at the time of the offense.

For each violation of a qualifying offense listed in this subsection, the court shall make a written finding of the age of the victim at the time of the offense. For a violation of s. 800.04(4), the court shall additionally make a written finding indicating that the offense did or did not involve sexual activity and indicating that the offense did or did not involve force or coercion. For a violation of s. 800.04(5), the court shall additionally make a written finding that the offense did or did not involve unclothed genitals or genital area and that the offense did or did not involve the use of force coercion.

(b) "Convicted" means that there has been a determination of guilt as a result of a trial or the entry of a plea of guilty or nolo contendere, regardless of whether adjudication is withheld, and includes an adjudication of delinquency of a juvenile as specified in this section. Conviction of a similar offense includes, but is not limited to, a conviction by a federal or military tribunal, including courts-martial conducted by the Armed Forces of the United States, and includes a conviction or entry of a plea of guilty or nolo contendere resulting in a sanction in any state of the United States or other jurisdiction. A sanction includes, but is not limited to, a fine, probation, community control, parole, conditional release, control release, or incarceration in a state prison, federal prison, private correctional facility, or local detention facility.

(c) "Permanent residence" and "temporary residence" have the same meaning ascribed in s. 775.21.

(d) "Institution of higher education" means a career center, community college, college, state university, or independent postsecondary institution.

(e) "Change in enrollment or employment status" means the commencement or termination of enrollment or employment or a change in location of enrollment or employment.

(f) "Electronic mail address" has the same meaning as provided in s. 668.602.

(g) "Instant message name" means an identifier that allows a person to communicate in real time with another person using the Internet.

(2) A sexual offender shall:

(a) Report in person at the sheriff's office:

1. In the county in which the offender establishes or maintains a permanent or temporary residence within 48 hours after:

a. Establishing permanent or temporary residence in this state;

b. Being released from the custody, control, or supervision of the Department of Corrections or from the custody of a private correctional facility; or

2. In the county where he or she was convicted within 48 hours after being convicted for a qualifying offense for registration under this section if the offender is not in the custody or

(b) Pay the costs assessed by the Department of Highway Safety and Motor Vehicles for issuing or renewing a driver's license or identification card as required by this section. The driver's license or identification card issued must be in compliance with s. 322.141(3).

(c) Provide, upon request, any additional information necessary to confirm the identity of the sexual offender, including a set of fingerprints.

(4)(a) Each time a sexual offender's driver's license or identification card is subject to renewal, and, without regard to the status of the offender's driver's license or identification card, within 48 hours after any change in the offender's permanent or temporary residence or change in the offender's name by reason of marriage or other legal process, the offender shall report in person to a driver's license office, and shall be subject to the requirements specified in subsection (3). The Department of Highway Safety and Motor Vehicles shall forward to the department photographs and information provided by sexual offenders. Notwithstanding the restrictions set forth in s. 322.142, the Department of Highway Safety and Motor Vehicles is authorized to release a reproduction of a color-photograph or digital-image license to the Department of Law Enforcement for purposes of public notification of sexual offenders as provided in this section and ss. 943.043 and 944.606.

(b) A sexual offender who vacates a permanent residence and fails to establish or maintain another permanent or temporary residence shall, within 48 hours after vacating the permanent residence, report in person to the sheriff's office of the county in which he or she is located. The sexual offender shall specify the date upon which he or she intends to or did vacate such residence. The sexual offender must provide or update of the registration information required under paragraph (2)(b). The sexual offender must provide an address for the residence or other location that he or she is or will be occupying during the time in which he or she fails to establish or maintain a permanent or temporary residence.

(c) A sexual offender who remains at a permanent residence after reporting his or her intent to vacate such residence shall, within 48 hours after the date upon which the offender indicated he or she would or did vacate such residence, report in person to the agency to which he or she reported pursuant to paragraph (b) for the purpose of reporting his or her address at such residence. When the sheriff receives the report, the sheriff shall promptly convey the information to the department. An offender who makes a report as required under paragraph (b) but fails to make a report as required under this paragraph commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(d) A sexual offender must register any electronic mail address or instant message name with the department prior to using such electronic mail address or instant message name on or after October 1, 2007. The department shall establish an online system through which sexual offenders may securely access and update electronic mail address and instant message name information.

(5) This section does not apply to a sexual offender who is also a sexual predator, as defined in s. 775.21. A sexual predator must register as required under s. 775.21.

(6) County and local law enforcement agencies, in conjunction with the department, shall verify the addresses of sexual offenders who are not under the care, custody, control, or supervision of the Department of Corrections in a manner that is consistent with the provisions of the federal Adam Walsh Child Protection and Safety Act of 2006 and any other federal standards applicable to such verification or required to be met as a condition for the receipt of federal funds by the state. Local law enforcement agencies shall report to the department any failure by a sexual offender to comply with registration requirements.

Justice, the personnel of those departments, or any individual or entity acting at the request or upon the direction of any of those departments in compiling or providing information, or if information is incomplete or incorrect because a sexual offender fails to report or falsely reports his or her current place of permanent temporary residence.

(11) Except as provided in s. 943.04354, a sexual offender must maintain registration with the department for the duration of his or her life, unless the sexual offender has received a full pardon or has had a conviction set aside in a postconviction proceeding for any offense that meets the criteria for classifying the person as a sexual offender for purposes of registration. However, a sexual offender:

(a)1. Who has been lawfully released from confinement, supervision, or sanction, whichever is later, for at least 25 years and has not been arrested for any felony or misdemeanor offense since release, provided that the sexual offender's requirement to register was not based upon an adult conviction:

- a. For a violation of s. 787.01 or s. 787.02;
- b. For a violation of s. 794.011, excluding s. 794.011(10);
- c. For a violation of s. 800.04(4)(b) where the court finds the offense involved a victim under 12 years of age or sexual activity by the use of force or coercion;
- d. For a violation of s. 800.04(5)(b);
- e. For a violation of s. 800.04(5)c.2. where the court finds the offense involved unclothed genitals or genital area;
- f. For any attempt or conspiracy to commit any such offense; or
- g. For a violation of similar law of another jurisdiction,

may petition the criminal division of the circuit court of the circuit in which the sexual offender resides for the purpose of removing the requirement for registration as a sexual offender.

2. The court may grant or deny relief if the offender demonstrates to the court that he or she has not been arrested for any crime since release; the requested relief complies with the provisions of the federal Adam Walsh Child Protection and Safety Act of 2006 and any other federal standards applicable to the removal of registration requirements for a sexual offender or required to be met as a condition for the receipt of federal funds by the state; and the court is otherwise satisfied that the offender is not a current or potential threat to public safety. The state attorney in the circuit in which the petition is filed must be given notice of the petition at least 3 weeks before the hearing on the matter. The state attorney may present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. If the court denies the petition, the court may set a future date at which the sexual offender may again petition the court for relief, subject to the standards for relief provided in this subsection.

3. The department shall remove an offender from classification as a sexual offender for purposes of registration if the offender provides to the department a certified copy of the court's written findings or order that indicates that the offender is no longer required to comply with the requirements for registration as a sexual offender.

2. Section 794.011, excluding s. 794.011(10);
3. Section 800.04(4)(b) where the court finds the offense involved a victim under 12 years of age or sexual activity by the use of force or coercion;
4. Section 800.04(5)(b);
5. Section 800.04(5)(c)1. where the court finds molestation involving unclothed genitals or genital area;
6. Section 800.04(5)(c)2. where the court finds molestation involving unclothed genitals or genital area;
7. Section 800.04(5)(d) where the court finds the use of force or coercion and unclothed genitals or genital area;
8. Any attempt or conspiracy to commit such offense; or
9. A violation of a similar law of another jurisdiction,

must register each year during the month of the sexual offender's birthday and every third month thereafter.

(c) The sheriff's office may determine the appropriate times and days for reporting by the sexual offender, which shall be consistent with the reporting requirements of this subsection. Registration shall include any changes to the following information:

1. Name; social security number; age; race; sex; date of birth; height; weight; hair and eye color; address of any permanent residence and address of any current temporary residence, within the state or out of state, including a rural route address and a post office box; any electronic mail address and any instant message name required to be provided pursuant to paragraph (4)(d); date and place of any employment; vehicle make, model, color, and license tag number; fingerprints; and photograph. A post office box shall not be provided in lieu of a physical residential address.
2. If the sexual offender is enrolled, employed, or carrying on a vocation at an institution of higher education in this state, the sexual offender shall also provide to the department the name, address, and county of each institution, including each campus attended, and the sexual offender's enrollment or employment status.
3. If the sexual offender's place of residence is a motor vehicle, trailer, mobile home, or manufactured home, as defined in chapter 320, the sexual offender shall also provide the vehicle identification number; the license tag number; the registration number; and a description, including color scheme, of the motor vehicle, trailer, mobile home, or manufactured home. If the sexual offender's place of residence is a vessel, live-aboard vessel, or houseboat, as defined in chapter 327, the sexual offender shall also provide the hull identification number; the manufacturer's serial number; the name of the vessel, live-aboard vessel, or houseboat; the registration number; and a description, including color scheme, of the vessel, live-aboard vessel or houseboat.
4. Any sexual offender who fails to report in person as required at the sheriff's office, or who fails to respond to any address verification correspondence from the department within 3 weeks of the date of the correspondence or who fails to report electronic mail addresses or

A47

Palm Beach Sheriffs Office Booking Card for Jeffrey Epstein, dated June 30, 2008

04/26/2010 14:51 3553626

CIRCUIT CRIMINAL

PAGE 04/28

NAME: EPSTEIN, JEFFREY JACKET #: 0338617 # 2008039316

ALIAS NAMES: OVER 8 NAMES: EPSTEIN, JEFFREY - EPSTEIN, JEFFREY EDWARD -

Monday, June 30, 2008 11:33:10 AM

PALM BEACH SHERIFFS OFFICE BOOKING CARD



Ch

INCARCERATION DATE/TIME 06/30/2008 11:12 BKG.LOC: MOBILE BOOKING
PRISONER TYPE: LOCAL CHARGES BKG.ID#: 8548
DOB: 01/20/1953 R/S: W/M HAIR COLOR: GRY
AGE: 55 HEIGHT: 6 ft 0 in EYE COLOR: BLU
SSN: WEIGHT: 200

CITIZEN COUNTRY: USA

ADDRESS: 358 EL BRILLO WY CITY: PALM BEACH STATE: FL ZIP: 33480

ID #: 20080830061 POUCH: 3050 NCIC:
SID #: 06587245 AFIS: 2006038744 DOC #:
ALIEN #: U.S. MARSHAL #: INCIDENT #:
FBI #: 787075K6 OBTS #:

ARREST ADDRESS: 205 N DIXIE HWY (MAIN CT HOUSE) CITY: WPB STATE: FL ZIP:
ARREST DATE: 06/30/2008 ARREST TIME: 10:15
BKG. DATE: 06/30/2008 BKG. TIME: 11:12 CURRENT BOND: \$0.00
WARRANT/CASE#: COURT DIVISION:
ARREST OFFICER: D/S DELPLATO ARREST AGENCY: 01 - PBSO
TRANS. OFFICER: D/S MCINTOSH TRANS. AGENCY: 01 - PBSO

CASE TYPE: RECOMMIT-FELONY

NOTE:

STATUTE: CT: DESCRIPTION: CASE FLAG: NO BOND
9999.0004 (NN) 1 -RE-COMMIT
0 0 PROCURE PERSON UNDER AGE OF 18 FOR PROSTITUTION // CASE: 2008CF009361A0X-W

09 JUN 01 11:31 AM '08
VOC: B TYPE: CUR. BOND:
NO \$0.00
\$0.00

HOLDS:

Table with columns: HOLD DATE/TIME, HOLD BY, HOLD DEPT., HOLD REM. DATE/TIME, HOLD REM. BY, HOLD REM. DEPT.

ALERT DESCRIPTION: ALERT NARRATIVE:
1 31 DNA NOT ON FILE/FELONY CONVICTION

OVER 3 ALERTS: []

KEEP SEPARATE FROM: NONE

OVER 6 NAMES: []

ASSIGNED HOUSING: NTA DATE/TIME: NTA LOC:
ICIC INTAKE: NCIC RELEASE: F.P. ENTERED: F.P. CLEAR:
ALMS REL: PHOTO ID: CLASSIFICATION: MED. CLEAR IN: DE JUL 1 2008
IED. CLEAR REL: RELEASE MOVE:
RELEASE DATE/TIME: RELEASE INFORMATION:
COURT DATE/TIME: COURT LOCATION:

CLERK [] WARRANTS [] STATE ATTY [] CENTRAL RCDS [] CLASS []

3

Letter from Florida Department of Corrections Regarding Termination of Supervision, dated July 21, 2010



FLORIDA DEPARTMENT of CORRECTIONS

An Equal Opportunity Employer

2601 Blair Stone Road Tallahassee, FL 32399-2500

FILED 2010 JUL 27 11:29 AM NO: 29 SHARON R. BOCK, CLERK PALM BEACH COUNTY, FL CIRCUIT CRIMINAL

Governor CHARLIE CRIST

Secretary JAMES R. McDONOUGH

http://www.dc.state.fl.us

Date: 7/21/2010

RE: TERMINATION OF SUPERVISION DC# W35755 DOCKET/UC NO(S) 502008CF009381AXXX

Mr. Epstein 358 El Brillio Way Palm Beach, FL 33480

Dear Mr. Epstein

You are hereby notified that you have completed your term(s) of supervision, as referenced above, and are no longer under the supervision of the Department of Corrections.

If you were adjudicated guilty of a felony offense, your name will be submitted to the Florida Parole Commission for consideration for restoration of the civil rights that you lost as a result of your felony conviction (right to vote, right to hold public office, and the right to serve on a jury). If your rights are restored, a certificate of restoration of civil rights will be mailed by the Office of Executive Clemency to your last mailing address of record usually within one year following the termination of supervision. If your rights are not restored through this initial referral, you will be notified by the Florida Parole Commission and furnished an additional application for submission for restoration of civil rights with a hearing. If you have any questions about your civil rights, you may contact the Office of Executive Clemency for further information by calling (850) 488-2952 or by writing to that office at Florida Parole Commission, 2601 Blair Stone Road, Building C, Tallahassee, Florida 32399-2450. Information and application forms may be accessed through the following web site: www.state.fl.us/fpc/exoclem.html.

After eight (8) years from termination of your supervision, you may apply to regain your right to own firearms. Applications can be obtained from the Office of Executive Clemency or be accessed by the web site noted above.

If adjudication was withheld, you did not lose your civil rights, however, the Florida Department of Law Enforcement (FDLE) may refuse the right for you to purchase a firearm following successful completion of supervision, pursuant to Section 790.065 Florida Statutes. Contact your local FDLE office if you have questions regarding this law.

I would like to extend to you best wishes for a very successful future.

Sincerely, Candice Elkins

- Boxed checkmarks for sexual offense and career offender notices.

Original: Offender Copy: Offender File Florida Parole Commission (if applicable) Clerk of Court (if required) (Revised 03/03)

Letter from Jack A. Goldberger to NYS Sex Offender Registry Regarding Florida Registration Level applicable to Jeffrey E. Epstein, dated August 12, 2010

[pp. A51-A52]

ATTEBURY GOLDBERGER WEISS,

JOSEPH R. ATTEBURY

JACK A. GOLDBERGER

JASON S. WEISS

Board Certified Criminal Trial Attorney
Member of New Jersey & Florida Bars

August 12, 2010

New York State Division of Criminal Justice Services
Sex Offender Registry
4 Tower Place
Albany, N.Y. 12203

RE: Jeffrey E. Epstein

To Whom It May Concern:

The undersigned represented Jeffrey E. Epstein in the investigation that led to his entry of a guilty plea on June 30, 2008 to a felony charge in the State of Florida that required sex offender registration. The purpose of this letter is to clarify the level of registration that was applicable to Mr. Epstein's case

Under Florida's registration scheme there are two levels of registration available based on a risk assessment. Florida characterizes these two levels as sexual predator and sexual offender. The sexual predator designation is obviously the more serious classification.

Mr. Epstein, based on the offense on which his guilty plea was entered, was classified as a sexual offender, Florida's lowest level of sexual registration. In fact, within the sexual offender designation there are two sub-levels of reporting requirements. One classification requires reporting to the local Sheriff's Office twice a year and one requires reporting four times a year. In Mr. Epstein's case he is required to report at the lowest level, two times per year. Accordingly, under the Florida registration scheme, Mr. Epstein's registration requirements are at the lowest level for a person for whom registration is required.

During the incarcerative portion of Mr. Epstein's sentence, he was allowed to participate in the Sheriff's Office work release program, an option that would not have been available to him had he been at a higher registration level. Additionally, while Mr. Epstein was in probationary status, he was allowed to travel on a limited basis for business purposes. This would not have been available to him had he been classified as a sexual predator.

Letter from Martin G. Weinberg to NYS Board of Examiners of Sex Offenders Regarding Risk Level and Designation Determination for Jeffrey Epstein, dated August 16, 2010 [pp. A53-A57]

MARTIN G. WEINBERG, P.C.
ATTORNEY AT LAW

20 PARK PLAZA, SUITE 1000
BOSTON, MASSACHUSETTS 02116

EMAIL ADDRESSES:

[REDACTED]

FAX [REDACTED]

NIGHT EMERGENCY:

[REDACTED]

August 16, 2010

New York State
Board of Examiners of Sex Offenders
4 Tower Place
Albany, New York 12203-3764

Re: Jeffrey Epstein
NYSID # OS1909

Dear Sir or Madam:

This letter and the accompanying materials are submitted to the Board pursuant to its notice of August 2, 2010, concerning the risk level and designation determination to be made with respect to Jeffrey Epstein. Their purpose is to demonstrate to the Board that, based upon Mr. Epstein's history and personal characteristics, the circumstances of the offense which triggered the registration requirement, his acceptance of responsibility, his successful completion of his sentence and subsequent supervision, and the extraordinary unlikelihood of his ever again reoffending, the appropriate risk level designation is level 1.

Overview

Mr. Epstein, who is presently 58 years old, is a successful and respected financial advisor who also founded and heads a philanthropic organization, the C.O.U.Q. Foundation, Inc. which funds medical, educational, and advanced scientific research. The offense which led to the requirement that he register as a sex offender in Florida, which in turn triggered this state's reporting requirement, ended almost five years ago and involved an exchange of money and consensual conduct with a young woman who, for all but a few months of the prostitution offense charged, was over the age of 17. Notably, as addressed in greater detail, *infra*, the conduct which occurred after [REDACTED] reached the age of 17 would not even have been a misdemeanor under the cognate New York statute at the time the offense was committed.

Mr. Epstein pled guilty to that offense in the Circuit Court for Palm Beach County, Florida, and has fully and sincerely accepted responsibility for his conduct. There have been no subsequent incidents of criminal misconduct of any description.

Epstein poses no threat to either himself or the general community, and he requires no additional intervention or treatment for his no-risk/low-risk status to be maintained into the future.

Letter of Stephen R. Alexander, Psy. D., submitted herewith as Ex. B.¹

All of these circumstances – Mr. Epstein’s low-risk classification in Florida, the state where the offense was committed, the low-risk assessment inherent in the decisions of Florida authorities responsible for the protection of the community, who knew him first-hand, to admit him to work release during his period of incarceration and to permit him to travel outside of Florida during his period of community control supervision, Dr. Alexander’s well-supported judgment that Mr. Epstein presents little or no risk of reoffense, the fact that the offense ended almost five years ago, and there has been no subsequent criminal misconduct of any kind, and the fact that Mr. Epstein is a mature, responsible, professional adult who uses neither alcohol nor drugs all support the conclusion that the supervision which accompanies a level I designation will more than suffice to serve the purposes of SORA. That conclusion is supported by the calculation of Mr. Epstein’s risk assessment guidelines score.

The Conduct Underlying the Offense Triggering the Florida Registration Requirement Would For the Most Part Not Even Have Been a Registerable Offense in New York Had the Conduct Occurred in New York

The offense which required Mr. Epstein to register as a sex offender in the state of Florida was a violation of Fla. Stat. §796.03, which criminalizes procuring a person under the age of 18 (the age of consent in Florida) for prostitution, specifically, here, one “█████” The nearest New York cognate among the registerable offenses listed in N.Y. Correction Law §168-a is N.Y. Penal Law §230.04 (patronizing a prostitute). The information to which Mr. Epstein pled guilty charged that the offense occurred between August 1, 2004, and October 9, 2005, *see* Information, Ex. C, that latter date being the day before █████’s 18th birthday: Thus, for almost all of the duration of the charged offense, █████ was over the age of 17, and the wholly consensual conduct in exchange for money which occurred between the two would not even have been a registerable offense in New York. *See* §168-a(2)(a)(i)(§230.04 a registerable offense only if “person patronized” is in fact under 17 years old). Indeed, at the time of the offense at issue, the conduct which occurred after █████ turned 17 years of age would not even have been a crime under that statute if the conduct had taken place in New York.² Mr. Epstein’s offense ranks among the least serious of those which trigger the requirement of SORA registration. The single Florida offense which required registration involved

¹ Dr. Alexander’s CV is included in Ex. B.

² In 2007, §230.04 was amended to extend its coverage to prostitution offenses involving individuals of any age, not just those under the age of 17, as the statute was written when Mr. Epstein’s offense was committed in 2004-05. Under §230.04 as written in 2004-05, the offense, to the extent that █████ was in the last three months of her 16th year, would only have been a misdemeanor had it been committed in New York.

substantial time he has spent with Mr. Epstein, Dr. Alexander is able to state unequivocally that Mr. Epstein has learned his lesson, that he presents no threat to the community, and that there is negligible risk that he will ever reoffend. Accordingly, Mr. Epstein should be scored at zero for the Post-Offense Behavior factors (factors 12-13).

Release Environment

Factor 14 contemplates that the risk level assessment will be made, as required under New York law, prior to the offender's release from incarceration. Here, as the preceding section shows, Mr. Epstein was released from jail more than a year ago and was subject to close supervision for a period of one year afterwards. During the same time, he continued to meet with Dr. Alexander. The score for factor 14 should, accordingly, be zero.

Mr. Epstein maintains a vacation residence in Manhattan, which he owns, as well as residences in Florida and the Virgin Islands. Mr. Epstein's interactions in connection with both his employment and philanthropic work are with adult business professionals, scientists, and educators. There is nothing in either Mr. Epstein's living or employment situations which could even remotely be considered "inappropriate." The score on factor 15 too should be zero.

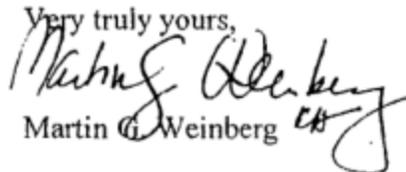
Overrides

None of the listed factors are of any relevance or applicability to Mr. Epstein's risk level designation.

Conclusion

Based on all the relevant factors, Mr. Epstein should be classified as a level 1 sex offender. Even should the Board somehow conclude that Mr. Epstein's risk assessment guidelines score exceeds 70, the circumstances addressed in this letter differentiate this case so markedly from the norm of level 2 sex offenders that the Board should recommend a level 1 classification, as it is empowered to do under the Sex Offender Guidelines. The ultimate issue is the risk that the offender will reoffend, and the information provided to the Board with this letter persuasively demonstrates that such a risk is virtually nonexistent in this case.

Very truly yours,


Martin G. Weinberg

A67

Letter from Supreme Court attaching Notification, Recommendation and Notice of Right to Appeal,
dated August 26, 2010

Supreme Court
of the
State of New York



100 CENTRE STREET
NEW YORK, N.Y. 10013

TO: PART 66
FROM: CORRESPONDENCE UNIT
SUBJECT: SEX OFFENDER RISK ASSESSMENT
RE: Jeffrey Epstein SCID. # 30129-2010

Please refer to the attached:

- 1) Notification to sex offender, defense attorney and D.A.'s office of the scheduled risk assessment;
- 2.) Recommendation from Board of Examiners
- 3.) Notice of Right to Appeal and Appeal Application.

Please be advised that the above named defendant, his assigned counsel, Sex Crimes Unit of the D.A.'s office, City and State Correctional Facilities have been notified of the sex offender risk level assessment hearing which has been scheduled in your part.

Upon completion of the risk assessment, you must endorse the calendar and worksheet and forward the COURT FILE AND ASSESSMENT DOCUMENTS to this office.

BE FURTHER ADVISED THAT THE DIVISION OF PAROLE MAY HOLD THE DEFENDANT UNTIL A RISK LEVEL HAS BEEN ASSIGNED.

A REQUEST FOR 18B ASSIGNMENT HAS BEEN MADE. ONCE YOU ARE NOTIFIED THAT AN ATTORNEY HAS BEEN ASSIGNED PLEASE SEND THE ATTACHED NOTIFICATION LETTER AND BOARD OF EXAMINER'S PACKAGE TO HIM/HER

EFTA00181270

A69

Order Sheet for Jeffrey Epstein, dated August 26, 2010
[pp. A69-A70]

ORDER SHEET

Court Supreme Court, Criminal Term Date August 26, 2010
County New York Part Correspondence Unit

The People of the State of New York,
vs.
Jeffrey Epstein
Defendant

Docket Ind.# 30129-2010

Highest Charge (Penal Law) _____

Homicide Felony Misdemeanor Violation

Special Proceeding _____ Sex Offender Hearing _____

Being satisfied after a review of the financial status of the defendant named, that he is financially unable to obtain counsel, and upon his request for the appointment of counsel, it is,

Ordered that the following member of the Bar be and hereby is appointed to represent such defendant in all matters pertaining to this action:

Prosecuting a person under 18 by a prostitute

Adjourned Date Sept. 15, 2010 Adjourned Part 66

Assigning Judge Ruth Pickholz

Defendant's Status: Paroled Bailed Incarcerated Age 57

Defendant's Address: 9 East 71st Street, New York, N.Y.

Comments: _____

Prior Attorney: _____

Clerk's Name: Mary A. Price, CCS Telephone # 646-386-3860

A71

**Letter from Supreme Court to Counsel Informing of SORA Level Determination Hearing
(with attachments), dated August 26, 2010
[pp. A71-A76]**

Supreme Court
of the
State of New York



100 CENTRE STREET
NEW YORK, N.Y. 10013

August 26, 2010

Defense Attorney
18B To Be Assigned

Ms. Inn-Young Park
NYC District Attorneys Office
1 Hogan Place, Room 831
New York, N.Y. 10013

Re: Jeffrey Epstein
SCID # 30129-2010

Dear Sir/Madam:

The above named defendant is scheduled for a Sex Offender Risk Level Determination before the Hon. Ruth Pickholz in part 66 on September 15, 2010 at 9:30 a.m. The defendant has been notified under separate cover of this hearing and forwarded a copy of the Board of Examiners recommendation, advised of his/her right to appear, advised of the name and address of the attorney assigned to represent him or that one is being assigned, risk level guidelines, and of his right to waive his appearance.

Enclosed please find a copy of the Board of Examiners recommendation.

Very truly yours,

Mary A. Price, CCS
Supreme Court - Criminal Term
New York County

enc.

EFTA00181272

2. (Cont'd)

Current Previous Attempt

Current Previous Attempt

230.04 - Patronizing a prostitute 3rd degree (victim <17 years old)

130.35 - Rape 1st degree

230.05 - Patronizing a prostitute 2nd degree

130.50 - Sodomy 1st degree/Criminal Sexual Act 1st degree

230.06 - Patronizing a prostitute 1st degree

130.65 - Sexual Abuse 1st degree

230.30 (2) - Promoting prostitution 2nd degree

130.66 - Aggravated sexual abuse 3rd degree

230.32 - Promoting prostitution 1st degree

130.67 - Aggravated sexual abuse 2nd degree

235.22 - Disseminating indecent material to minors 1st degree

130.70 - Aggravated sexual abuse 1st degree

a conviction of or a conviction for an attempt to commit any provisions of a listed sex offense committed or attempted as a hate crime defined in section 485.05 of the penal law or as a crime of terrorism defined in section 490.25 of such law.

130.75 - Course of sexual conduct against a child 1st degree

130.80 - Course of sexual conduct against a child 2nd degree

130.52 - Forcible touching (victim<18 years old)

130.53 - Persistent sexual abuse

130.55 - Sexual abuse 3rd degree (victim<18 years old)

130.65-a - Aggravated sexual abuse 4th degree

Conviction/Attempt to commit any provision of 130.52 or 130.55 of the penal law regardless of age of victim and the offender has previously been convicted of: (i) a sex offense listed in Correction Law Section 168-a (2), or (ii) a sexually violent offense listed in Correction Law Section 168-a (3), or (iii) any of the provisions of section 130.52 or 130.55 of the penal law or an attempt thereof.

130.90 - Facilitating a sex offense with a controlled substance a conviction of or a conviction for an attempt to commit any provisions of a sexually violent offense as set forth in Correction Law Section 168-a (3) committed or attempted as a hate crime defined in section 485.05 of the penal law or as a crime of terrorism defined in section 490.25 of such law.

A conviction of (i) an offense in any other jurisdiction which includes all of the essential elements of any such crime provided for in Correction Law Section 168-a (2) (a), or (ii) a felony in any other jurisdiction for which the offender is required to register as a sex offender in the jurisdiction in which the conviction occurred, or (iii) any of the provisions of 18 U.S.C. 2251, 18 U.S.C. 2251A, 18 U.S.C. 2252, 18 U.S.C. 2252A, or 18 U.S.C. 2260 provided the elements of such crime of conviction are substantially the same as those which are part of such offense as of March 11, 2002.

a conviction of an offense in any other jurisdiction which includes all of the essential elements of any such felony provided for above or conviction of a felony in any other jurisdiction for which the offender is required to register as a sex offender in the jurisdiction which the conviction occurred.

250.45(2),(3)and(4) - Unlawful surveillance 2nd degree

250.50 - Unlawful surveillance 1st degree

Sexual Predator - a sex offender who has been convicted of a sexually violent offense defined in Correction Law Section 168-a (3) and who suffers from a mental abnormality or personality disorder that makes him or her likely to engage in predatory sexually violent offenses.

None of the above.

RE: JEFFREY E EPSTEIN
NYSID #: OS1909

DATE: 8/23/2010

CASE SUMMARY

This assessment is based upon a review of the inmate's file which may include but is not limited to the pre-sentence investigation, prior criminal history and post-offense behavior.

Jeffrey Epstein is a 57-year-old sex offender who pled guilty in the state of Florida on 6/30/2008 to two felony sex offenses. Procuring a Person Under 18 for Prostitution and Felony Solicitation of Prostitution. He was sentenced to 12 months in jail followed by 12 months of Community Control.

It would appear he was convicted in London England of Unlawful Possession of an Offensive Weapon, a Sword Stick, and was sentenced to a Conditional Discharge on 1/4/1973.

Regarding the instant offense, Epstein was approximately 51 years of age on or about the year 2005 when he sexually assaulted numerous females between the approximate ages of 14 and 17. Most of the victims were recruited by one of Epstein's female employees from a local high school in the Palm Beach Florida area. Some of the female participants were age 18 or older. The contact included [REDACTED]

[REDACTED] The available police reports from the Palm Beach Police Department include conversations with numerous female victims who in most cases, did not know Epstein when they were victimized. Most of the females were embarrassed to speak with police regarding what had happened to them while they were at Epstein's home. Sworn statements were taken from at least five victims and seventeen witnesses concerning massages and unlawful sexual activity that took place at the residence of Jeffrey Epstein. Most of the victims were paid at least \$200.00 each time they performed a massage.

The victims were told they would be giving Epstein a massage and they were escorted to his bedroom. Most victims noted numerous pictures of naked young females, (some of the photos depicted females who would be eventually interviewed by police), on display throughout the home. The offender would enter the room only wearing a towel. In most cases he would remove the towel and ask the victim to remove her clothing. In some cases he would masturbate into a towel while receiving a massage. In other cases he would touch [REDACTED] of the victim with his hands or [REDACTED]. One 14 year old described how Epstein touched her [REDACTED] and thereafter, when contacted by law enforcement, she had to identify the offender through the use of a photo array. Another 16-year-old victim described giving Epstein massages for two years and at times, he [REDACTED] and caressed her butt cheeks as she gave him a massage. Another 16-year-old described going to the offender's home at least 100 times. He would touch [REDACTED], insert his fingers into her vagina and sometimes [REDACTED] on her while masturbating. He would also pay this underage victim [REDACTED] female friend while he watched. Occasionally, he would join both girls and [REDACTED]. This [REDACTED]-year-old victim described for police how one time, Epstein turned her over on the massage table and [REDACTED]. When she screamed, "NO," he stopped and subsequently apologized for his actions.

The offenders conduct while on Community Control will be considered satisfactory and he does not have a history of substance abuse. Based upon his plea of guilty, Epstein will be credited with accepting responsibility for his actions. He will be scored for sexual and deviate sexual intercourse, forcible compulsion, numerous victims and their ages, a continued course of sexual misconduct, a prior misdemeanor conviction in England absent specific information, for his stranger relationship to most victims and for establishing a relationship with these underage girls for the purpose of victimization.

The Board acknowledges correspondence received from the offender's attorney.

A77

Letter from Jay P. Lefkowitz to Hon. Ruth Pickholz Requesting a Continuance of the Hearing,
dated September 9, 2010

09/07/2010 09:55 FAX

002/002

KIRKLAND & ELLIS LLP
AND AFFILIATED PARTNERSHIPS

601 Lexington Avenue
New York, New York 10022

Jay P. Lefkowitz, P.C.
To Call Writer Directly:

lefkowitz@kirkland.com

www.kirkland.com

Facsimile:

September 7, 2010

BY FACSIMILE

The Honorable Ruth Pickholz
New York County Supreme Court
Part 66
111 Centre Street
New York, NY 10013

Re: SCID No. 30129-2010

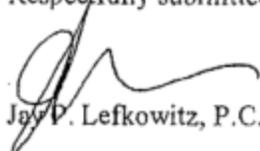
Dear Justice Pickholz:

I am writing regarding the hearing for Mr. Jeffrey Epstein in the above-referenced matter, which is currently scheduled for 9:30 a.m. on Wednesday, September 15, 2010.

We respectfully request a continuance of the hearing. Kirkland & Ellis was only recently retained by Mr. Epstein to represent him in this matter and due to the holidays this week and because the matter arises out of Florida, we will need some time in order to collect information to prepare for the hearing.

We are available on or after October 4, 2010 for a hearing on this matter if that would be acceptable to the Court. We are available to discuss at the Court's convenience.

Respectfully submitted,


Jay P. Lefkowitz, P.C.

STATE OF NEW YORK
BOARD OF EXAMINERS OF SEX OFFENDERS
4 TOWER PLACE
ALBANY, NEW YORK 12203-3764

TO NEW YORK COUNTY SUPREME COURT

DATE: 8/19/2010

FROM BOARD EXAMINER: STEPHEN D. WEBER SDW

RE JEFFREY E EPSTEIN

NYSID# OR BOARD ID# OS1909

REPORTED ADDRESS 9 EAST 71ST STREET
NEW YORK, NY 10021

SUPERVISING OFFICER:
SUPERVISING AGENCY: NONE, OFFENDER IS UNSUPERVISED

The above referenced individual has committed an offense in another jurisdiction and has established residence in New York State at the address indicated. It has been determined that the offender is required to register and be risk assessed as a sex offender in New York State.

The NYS Board of Examiners of Sex Offenders is recommending a risk level and designation for the offender, as indicated on the attached risk assessment instrument, case summary and designation form. Pursuant to Correction Law Section 168-k(2), the County or Supreme Court in the county of residence of the offender shall determine the offender's risk level and designation. The Court must determine whether the offender meets the definition of sexually violent offender, predicate sex offender or sexual predator as set forth in Correction Law Section 168-a(7).

Please note, pursuant to Chapter 684 of the Laws of 2005, as of October 4, 2005, Correction Law Section 168-b, 168-k and 168-n have been amended to provide that the Court shall conduct the risk level and designation hearing if the sex offender, having been given notice including the date, time, and place of the proceeding, fails to appear without sufficient excuse. Please note that until the court determines the offender's risk level, no community notification can occur.

A copy of the order setting forth the risk level and designation determinations, and the findings and conclusions of law on which such determinations are based, shall be submitted to the Division of Criminal Justice Services' Sex Offender Registry Unit by the Court. In addition, please complete and attach this form indicating the offender's risk level and designation to the Court's order. Please distribute the remaining copies as indicated below.

Information below is to be completed by Sentencing Court

FINAL RISK LEVEL DETERMINATION (circle one) 1 2 3

DESIGNATION: Please check any that apply pursuant to Article 6-C of the NYS Correction Law:

Sexually Violent Offender Sexual Predator Predicate Sex Offender No such designation

Judge's Name (please print) Ruth Pickholz
Judge's signature: [Signature]
Date signed: 1/13/2011

WHITE COPY: Sex Offender Registry Unit
DCJS, 4 Tower Pl., Albany, NY, 12203
YELLOW COPY: Court
PINK COPY: Offender

VERI... VISIT...

JEFFREY EPSTEIN

|| |
(SOH)

SSD 30129-2010

AAA - Jennifer Garguery
Def Atty - Jay Berkowitz

PT66 9-15-10 Adj 10/5 R. Garcoran Adj

PT. B. 001 10/5 Adj 11-9 A. BOGIER

1-7-2010 Cath Picholtz Adj 11-29 R. K. Key

29-2010 Cath Picholtz Adj 1-18-2011 Rebecca G. Nanda

18-2011 Cath Picholtz

V. Benfel

Son held and set

J. Bridgwater
By Name
David B.
Atten



1/9

J. Bridgwater

J. Bridgwater

J. Bridgwater

J. Bridgwater

1 COURT CLERK: This is number two on the calendar,
2 matter of Jeffrey Epstein.

3 Your appearances please.

4 MS. GAFFNEY: [REDACTED] for the People.

5 Good afternoon, Your Honor.

6 MR. LEFKOWITZ: Jay Lefkowitz and Sandra Musumeci
7 for Mr. Epstein.

8 THE COURT: Mr. Epstein is not here.

9 MR. LEFKOWITZ: That's correct.

10 THE COURT: Are you waiving his appearance?

11 MR. LEFKOWITZ: Yes.

12 MS. GAFFNEY: Your Honor, this case is on for a
13 SORA hearing this afternoon.

14 The People did receive the board's recommendation
15 of a Level Three. However, we received the underlying
16 information from them and also had some contact with
17 Florida, and we don't believe that we can rely on the entire
18 probable cause affidavit.

19 I don't know if the board sent that to you as
20 well.

21 THE COURT: I don't know why you cannot rely on
22 it.

23 MS. GAFFNEY: Because in Florida of all of the
24 victims in that probable cause affidavit, they actually only
25 went forward on one case. There was only an indictment for

1 year old, he was an adult obviously, he was a Marine, a 17
2 year old came up to him and one thing lead to another and he
3 had sex with her and the People would not agree to a
4 downward modification on that.

5 So I am a little overwhelmed here because I see --
6 I mean I read everything here, I am just a little
7 overwhelmed that the People are making this application.

8 I could cite many many, I have done many SORAs
9 much less troubling than this one where the People would
10 never make a downward argument like this.

11 MS. GAFFNEY: I agree with Your Honor, it is
12 incredibly unusual for us to make a downward argument. But
13 the problem is the one thing that we have from the board is
14 it seems to be in contradiction to their own guidelines
15 which if something was not indicted, you are not supposed to
16 rely on it.

17 THE COURT: They obviously took that into
18 consideration.

19 MS. GAFFNEY: And I tried to reach -- I reached
20 the authorities in Florida to try to see if they had all the
21 interview notes or other things that we can then
22 subsequently rely on that might be considered clear and
23 convincing evidence, if they had interviewed these women on
24 their own, and they never did. No one was cooperative and
25 they did not go forward on any of the cases and none of them

1 Even though the first prosecutor left, presumably the
2 prosecutor's office has the file.

3 THE COURT: I would still call the prosecutor.

4 MS. GAFFNEY: Anything from these women they would
5 have forwarded it to us.

6 THE COURT: I don't know that, I think you have to
7 speak to the prosecutor.

8 But be that as it may, I hear your argument.

9 Anything else?

10 MS. GAFFNEY: I mean that is why I don't think we
11 can, I don't think we are entitled to rely on this because
12 they did not go forward.

13 THE COURT: The board made a recommendation.

14 MS. GAFFNEY: Correct.

15 MS. MUSUMECI: May I speak, Your Honor?

16 THE COURT: Yes.

17 MS. MUSUMECI: Good afternoon.

18 I would like to bring a few additional points to
19 Your Honor's attention that don't come across in the board
20 recommendation.

21 The first is that Mr. Epstein is not a resident of
22 New York, unlike most of these out of state, he has not
23 changed his address and moved to New York, he maintains a
24 vacation home in New York. His primary residence is the
25 U.S. Virgin Islands.

1 more than seven days or at least he has not since he has
2 been registered. He has no intention to ever be here for
3 longer than a period of ten days.

4 Like I said, he does notify the authorities when
5 he is here. He fully understands the reason for voluntary
6 registration, he wants to be compliant with the Federal SORA
7 law which requires wherever you own a property to register.

8 To require Mr. Epstein to register as a Level
9 Three offender in New York would actually require him to
10 come to New York more than he does normally, it would
11 require him to come every 90 days and renew his
12 registration.

13 He is very diligent in registering with New York
14 authorities.

15 All of the other jurisdictions that have
16 considered his case have determined that he either not
17 register at all or register at the lowest level, and he has
18 been more than compliant with all of those requirements.

19 Your Honor, we would join in the prosecutor's
20 application.

21 THE COURT: I am sure you would.

22 MS. MUSUMECI: By way of background, we have been
23 in contact with the prosecutor's office on this matter since
24 I believe certainly since Mr. Epstein got his notification,
25 which I believe was in August. We have met with the

1 Mr. Epstein plead to two charges, one was an
2 indictment which is an offense that is not registrable, it
3 is a Florida indictment for --

4 THE COURT: Then why does he have to register
5 here?

6 MS. MUSUMECI: It was a second offense that he
7 plead to --

8 THE COURT: That is registrable.

9 MS. MUSUMECI: That is registrable.

10 That offense was by information and that is the
11 only registrable offense, that is what the DA's office is
12 considering in doing their scoring.

13 The indictment which was the only case that the
14 prosecutor even prosecuted through grand jury is not even a
15 registrable offense.

16 THE COURT: He plead guilty to a registrable
17 offense.

18 MS. MUSUMECI: Yes.

19 THE COURT: What did he plead guilty to?

20 MS. GAFFNEY: He plead guilty to the procuring a
21 person under 18 for prostitution.

22 THE COURT: Procuring a person under 18 for
23 prostitution.

24 MS. GAFFNEY: Right.

25 THE COURT: How old was she?

1 consensual intercourse with him and 17 is not registrable or
2 criminal under New York law.

3 And the prostitution aspect of having intercourse
4 with a 17 year old is not registrable conduct.

5 THE COURT: Why does he have to register here?

6 MS. GAFFNEY: Because it is a register able
7 offense in Florida, New York State board of examiners --

8 THE COURT: Recognizes it.

9 MS. GAFFNEY: Recognizes it, yes.

10 THE COURT: I have had many cases like that where
11 it was not registrable here but it was in the state where
12 the person came from and New York recognized that.

13 MS. MUSUMECI: Your Honor, we are not saying that
14 he should not register. Mr. Epstein has already registered
15 and recognizes his duty to register.

16 THE COURT: I am glad of that, very glad of that.
17 I am sorry he may have to come here every 90 days.
18 He can give up his New York home if he does not
19 want to come every 90 days.

20 Anything else?

21 I rely on the board.

22 MS. MUSUMECI: Your Honor, we would reserve our
23 right to appeal Your Honor's ruling.

24 THE COURT: Of course, do so.

25 MS. GAFFNEY: For the record, Your Honor, he is

