

# In Re Operation Leap Year Key Correspondence Volume 1 of 2 (Through Signing of Non-Prosecution Agreement)

## INDEX

Tab	Date & Time	From	To	Description
1	11/16/06	[REDACTED]	Sanchez	Letter requesting documents in accordance with agreement with Guy Lewis
2	1/8/07	[REDACTED]	Sanchez	Letter requesting documents
3	1/17/07	[REDACTED]	Sanchez	Letter requesting documents
4	5/15/07	[REDACTED]	Goldberger	[REDACTED]
5	5/24/07	[REDACTED]	Lefcourt	[REDACTED]
6	6/6/07	[REDACTED]	Targ	[REDACTED]
7	6/18/07	[REDACTED]	Lefcourt	[REDACTED]
8	7/1/07	[REDACTED]	Sanchez Lefcourt	E-mail re outstanding subpoenas and planned meeting for 7/11/07
9	7/6/07	Lefcourt	[REDACTED]	Letter analyzing inapplicability of 18 USC § 2422(b)
10	7/16/07	[REDACTED]	Black	[REDACTED]
11	7/26/07	U.S. Attorney's Office	Defense	Summary of terms of non-prosecution agreement and calculation of guideline range
12	8/16/07	[REDACTED]	Lefcourt	Letter regarding NES subpoenas
13	9/6/07 5:47 pm	[REDACTED]	[REDACTED]	E-mail summarizing status of negotiations
14	9/10/07 5:23 pm	[REDACTED]	Lefcourt	E-mail attaching first proposed Non-Prosecution Agreement

15	9/11/07 12:05 pm	[REDACTED]	[REDACTED]	E-mail containing Acosta edits to Non-Prosecution Agreement
16	9/11/07 2:15 pm	[REDACTED]	Lefcourt	E-mail forwarding revised agreement containing Acosta edits
17	9/12/07 3:44 pm	[REDACTED]	Lefkowitz	E-mail rejecting offer to have Epstein plead to assault in the maritime jurisdiction of the US
18	9/12/07 4:20 pm	[REDACTED]	Lefkowitz	E-mail rejecting offer to have Epstein plead to assault in the maritime jurisdiction of the US [sent to alternate Lefkowitz e-mail address]
19	9/12/07 5:55 pm	Lefkowitz	[REDACTED]	Responding to rejection and thanking office for meeting
20	9/13/07 6:58 pm	[REDACTED]	Acosta [REDACTED]	E-mail updating status of negotiations and discussing other potential federal charges
21	9/13/07 7:27 pm	[REDACTED]	Lefkowitz	E-mail scheduling conference call and mentioning other possible federal charges
22	9/13/07 7:35 pm	Lefkowitz	[REDACTED]	E-mail confirming conference call and stating that he is considering same charges
23	9/14/07 9:25 am	[REDACTED]	Acosta [REDACTED]	E-mail summarizing conference call with Lefkowitz – agreement to plead to an Information charging 1 count of obstruction and 1 count of simple assault.
24	9/14/07 9:40 am	Lefkowitz	[REDACTED]	E-mail asking to revise the Information to charge 1 count of 403 instead of 1512 and requesting a factual proffer.
25	9/14/07 9:54 am	[REDACTED]	Lefkowitz	E-mail containing draft plea agreement and Information.
26	9/14/07 9:56 am	[REDACTED]	Lefkowitz	E-mail regarding proposed changes from Lefkowitz.
27	9/14/07 1:02 pm	[REDACTED] (AUSA - Alaska)	[REDACTED]	Response to my e-mail enclosing trust agreement and supporting documentation.
28	9/17/07 9:43 am	[REDACTED]	Black Lefkowitz	E-mail informing them of removal of hearing on motion to quash from Judge Marra's calendar.
29	9/17/07 10:35 am	[REDACTED]	[REDACTED]	E-mail summarizing status of plea negotiations with Lefkowitz
30	9/17/07 11:33 am	[REDACTED]	Acosta [REDACTED]	E-mail summarizing status of plea negotiations with Lefkowitz

31	9/17/07 11:43 am	Acosta	[REDACTED]	E-mail asking [REDACTED] to advise Lefkowitz that agreement is draft only.
32	9/17/07 11:45 am	[REDACTED]	Lefkowitz	E-mail providing most recent draft of Non-Prosecution Agreement (w/Agreement attached)
33	9/18/07 8:44 am	[REDACTED]	Lefkowitz	E-mail summarizing possible agreements, possible federal charges, and confidentiality concerns
34	9/18/07 9:18 am	Lefkowitz	[REDACTED]	E-mail asking us to consider pleading to one 12-month count with 6 months of community control
35	9/18/07 9:31 am	[REDACTED]	Acosta	E-mail relating status of negotiations.
36	9/18/07 10:05 am	[REDACTED]	[REDACTED]	E-mail stating new terms that [REDACTED] negotiated with Lefkowitz.
37	9/18/07 11:09 am	Lefkowitz	[REDACTED]	E-mail containing a proposed Non-Prosecution Agreement with a plea to two violations of 18 USC § 1512(d)
38	9/18/07 11:18 am	[REDACTED]	[REDACTED]	E-mail forwarding Lefkowitz's proposed agreement with discussion of improper terms
39	9/18/07 11:43 am	[REDACTED]	[REDACTED]	E-mail commenting that Lefkowitz's proposed agreement does not contain a promise to register and a promise to pay damages
40	9/18/07 11:52 am	Lefkowitz	[REDACTED]	E-mail containing a revised proposed agreement with a plea to only one Information
41	9/18/07 12:44 pm	[REDACTED]	Lefkowitz	E-mail responding to proposed agreement and noting incorrect calculation of Sentencing Guidelines
42	9/18/07 1:22 pm	[REDACTED]	Lefkowitz	E-mail responding to Lefkowitz's question re Guidelines calculation and attaching a proposed plea agreement.
43	9/18/07 2:53 pm	[REDACTED]	Lefkowitz	E-mail addressing the appropriate 1512 charge and providing a draft factual proffer
44	9/19/07 10:45 am	Lefkowitz	[REDACTED]	E-mail addressing a joint meeting with defense, USAO, and SAO to finalize all agreements
45	9/19/07 11:48 am	[REDACTED]	Lefkowitz	E-mail chain discussing facts supporting 1512 charge
46	9/19/07 3:44 pm	Lefkowitz	[REDACTED]	E-mail forwarding a "redline" of the federal plea agreement. Lefkowitz draft contains

				agreements: (a) to waive the PSI, (b) to make a <u>binding</u> sentencing recommendation, (c) to recommend jointly an incorrect Guidelines calculation, (d) to set up a Trust governed by the State court, (e) to have Epstein plead to “coercing a person to become a prostitute,” which is a non-registrable offense, and removes the appeal waiver
47	9/19/07 4:05 pm			E-mail forwarding Lefkowitz’s draft and discussing problems with his proposal
48	9/20/07 9:31 am		Belohlavek Krischer	E-mail chain discussing proposed joint meeting with Epstein’s counsel to finalize all agreements
49	9/20/07 1:56 pm			E-mail forwarding federal plea agreement incorporating Acosta and comments
50	9/20/07 3:52 pm		Lefkowitz	E-mail forwarding final federal plea agreement and Information.
51	9/20/07 5:33 pm		Lefkowitz	E-mail discussing telephone conference to discuss final changes
52	9/20/07 5:33 pm			E-mail chain discussing factual proffer in support of federal plea
53	9/20/07 5:46 pm		Acosta	E-mail summarizing call with Lefkowitz in response to Lefkowitz call to Acosta
54	9/20/07 6:12 pm	Lefkowitz		E-mail responding to most recent federal plea agreement with questions re sentence and Section 2255 language
55	9/20/07 6:42 pm		Lefkowitz	Response to 6:12 pm e-mail stating that we seem to be far apart on 2255 language and stating that timeline must be shortened
56	9/20/07 7:03 pm			E-mail stating that Lefkowitz wants to remove registration requirement
57	9/20/07 8:35 pm			E-mail asking call Lefkowitz and inform him that Epstein must plead to registrable offense
58	9/21/07 10:22 am			E-mail informing of conversation with Lefkowitz about registration issue
59	9/21/07 10:44 am	Lefkowitz		E-mail containing Lefkowitz’s “redlined” Non-Prosecution Agreement beginning at paragraph 2. Contains language that Epstein waives his right to contest liability
60	9/21/07 10:57 am		Lefkowitz	E-mail requesting non-redlined version of agreement
61	9/21/07 12:03 pm	Krischer	Belohlavek	E-mail summarizing SAO negotiations with Goldberger, including Goldberger’s request

				that Epstein not have to register
62	9/21/07 2:12 pm			E-mail containing revised agreement incorporating some of Lefkowitz's language and highlighting 2255 negotiations
63	9/21/07 2:46 pm	Lefkowitz		E-mail attaching State plea agreement, including plea to procuring person under 18 for prostitution
64	9/21/07 2:47 pm			Response to e-mail about Lefkowitz's proposed language regarding immigration proceedings
65	9/21/07 2:55 pm		Lefkowitz	E-mail informing Lefkowitz of refusal to include immigration language
66	9/21/07 2:54 pm		Lefkowitz	E-mail with questions regarding state plea agreement
67	9/23/07 11:58 am	Lefkowitz	Acosta	E-mail admitting that the defense based their agreement to plead to 796.03 on a "mistaken assumption" and requesting that Epstein not have to register
68	9/23/07 1:57 pm	Secretary to Lefkowitz		E-mail containing another redlined version of agreement
69	9/23/07 4:03 pm		Lefkowitz	E-mail containing revised Non-Prosecution Agreement
70	9/23/07 4:31 pm	Acosta	Lefkowitz	E-mail response to Lefkowitz instructing Lefkowitz to deal directly with and in negotiating agreement
71	9/23/07 8:01 pm		Lefkowitz	E-mail correspondence regarding guardian ad litem issue
72	9/23/07 8:31 pm	Lefkowitz		E-mail discussing guardian ad litem issue and providing another redlined version of agreement
73	9/23/07 8:35 pm	Lefkowitz		E-mail discussing appointment of a trustee in lieu of a guardian ad litem with responses attached, including Lefkowitz's suggestion that the USAO "consider simply appointing a representative. We would agree to someone you considered appropriate."
74	9/23/07 8:58 pm		Lefkowitz	E-mail containing amended Non-Prosecution Agreement incorporating some changes requested by defense
75	9/24/07 12:42 am	Acosta		E-mail containing Acosta edits to Agreement

76	9/24/07 7:54 am	Lefkowitz	[REDACTED]	E-mails related to Acosta edits with Agreement attached
77	9/24/07 11:46 am	Lefkowitz	[REDACTED] Weinberg	E-mail containing Lefkowitz's final edits to agreement
78	9/24/07 1:28 pm	[REDACTED]	Lefkowitz Weinberg [REDACTED]	E-mail containing Acosta's final edits and asking to discuss potential victim representative
79	9/24/07 1:54 pm	[REDACTED]	Acosta [REDACTED] Atkinson	E-mail containing final agreement as approved by both parties
80	9/24/07 4:03 pm	[REDACTED]	Lefkowitz	E-mail requesting signed agreement, with response
81	9/24/07 4:26 pm	[REDACTED]	Acosta [REDACTED]	E-mail containing signed agreement

**In Re Operation Leap Year  
Key Correspondence  
Volume 2 of 2  
(Correspondence following Signing of  
Non-Prosecution Agreement)**

**INDEX**

Tab	Date & Time	From	To	Description
1	9/24/07			Final Signed Non-Prosecution Agreement
2	9/25/07 8:37 pm	[REDACTED]	Lefk	E-mail with list of suggested attorney representatives
3	9/26/07 11:01 am	[REDACTED]	Lefk	E-mail regarding suggested attorney representatives
4	9/26/07 11:49 am	[REDACTED]	Lefk	E-mail rejecting attorney representatives recommended by Lefkowitz
5	9/27/07 10:52 am	[REDACTED]	Lefk	E-mail forwarding questions from Ocariz
6	9/27/07 3:06 pm	[REDACTED]	Lefk	E-mail to Lefkowitz responding to his concerns about Ocariz's questions

7	10/3/07 3:15 pm		Lefk	E-mail to schedule conference call with memo regarding attorney representative selection process
8	10/3/07 3:38 pm		Lefk	E-mail regarding memo
9	10/3/07 4:23 pm		Lefk	E-mail attaching proposed text of letter to Special Master
10	10/3/07 7:30 pm		Lefk	E-mail responding to Lefkowitz's concerns about letter to Special Master
11	10/5/07 7:49 am		Lefk	E-mail about Special Master process
12	10/5/07 11:04 am	Lefk	 Lewis	E-mail attaching letter raising concerns about Special Master process
13	10/5/07 4:48 pm			E-mail forwarding letter from Lefkowitz re Special Master process
14	10/7/07 6:29 pm			E-mail chain including correspondence between [REDACTED] and Sanchez
15	10/9/07 8:51 am			E-mail attaching correspondence from Sanchez regarding Special Master Process
16	10/9/07		Sanchez	Letter responding to Sanchez letter
17	10/22/07 4:41 pm		Lefkowitz Acosta	E-mail to Lefkowitz attaching proposed Addendum and letter to Judge Davis
18	10/22/07 5:10 pm	Lefk	 Acosta	E-mail addressing Special Master issues
19	10/22/07 5:23 pm		Lefk	E-mail responding to issue of using Judge Davis as attorney representative
20	10/23/07	Lefk	Acosta	Letter to Acosta stating that Epstein will enter his guilty plea on November 20, 2007; addressing attorney representative issues; stating that Office will not communicate with State Atty's Office
21	10/23/07 9:40 pm	Acosta		Response to Lefkowitz's letter noting specific misrepresentation
22	10/24/07 3:45 pm		Lefk Acosta	E-mail attaching revised addendum and letter to Special Master
23	10/24/07 5:30 pm		Lefk Acosta	E-mail attaching revised letter to Judge Davis
24	10/25/07		Davis	Letter advising Judge Davis of his selection as Special Master

25	10/30/07 9:56 am			E-mail attaching final addendum
26	10/30/07			Final executed Addendum to the Non-Prosecution Agreement
27	10/31/07 11:51 am		Lefk	E-mail response to Lefkowitz's inquiry regarding "discovery" in the civil case
28	11/5/07		Lefkowitz	Letter addressing problems with Epstein's performance [NEED SIGNED COPY]
29	11/8/07	Lefk		Letter stating that Epstein intends to comply and raising 2255 concerns
30	11/27/07 1:55 pm		Lefk Acosta	E-mail responding to Lefkowitz's statement in his letter that he needs to conduct "due diligence" on selection of Podhurst firm
31	11/28/07	Starr	Fisher	Letter requesting meeting with Fisher
32	11/28/07 4:35 pm			E-mail asking [REDACTED] to send proposed victim notification letter to Lefkowitz in response to Lefkowitz's complaints about notifying victims
33	11/28/07 4:47 pm		Lefk Acosta	E-mail attaching proposed victim notification letter
34	11/29/07	Lefk	Acosta	Letter responding to [REDACTED] e-mail containing the victim notification letter.
35	11/30/07	Acosta	Lefk	Letter directing Lefk to speak with [REDACTED] and [REDACTED] about victim notification issues and informing defense of willingness to unwind the agreement
36	12/4/07	Acosta	Starr	Letter responding to Starr's complaints to Fisher regarding the 2255 issues and detailing the negotiations of the agreement
37	12/5/07	Starr Lefk	Acosta	Letter "reaffirming the Non-Prosecution Agreement" but reiterating challenges to 2255 and the office's investigation
38	12/6/07		Lefkowitz	Letter responding to victim notification objections and attaching revised victim notification letter
39	12/7/07	Sanchez	[REDACTED] Acosta Starr	Letter containing signed Affirmation of the Non-Prosecution Agreement and Addendum and requesting a delay in sending victim notification letters
40	12/7/07	Starr Lefk	Acosta Fisher [REDACTED]	Letter stating the defense will respond to Acosta letter by 12/10/07, and attaching "the independent ethics opinions of Judge Herbert J. Stern and Joe D. Whitley"

41	12/11/07	Starr	Acosta	Cover letter to introduce two separate letters addressing policy concerns
42	12/11/07	Lefk	Acosta	Letter attacking evidence upon which prosecution was based (contains same challenges raised in earlier submission) requesting "fulsome review" of the evidence, and attacking "improper involvement and conduct of federal authorities"
43	12/11/07	Lefk	Acosta	Letter addressing 2255 concerns
44	12/13/07	██████	Lefk	Letter responding to alleged improprieties
45	12/17/07	Lefk	Acosta	E-mail responding to inquiry from 12/14/07 meeting about why defense had waited so long to go to DC
46	12/17/07	Starr Lefk	Acosta	110-page letter addressing inapplicability of procurement statute to Epstein's conduct, State Attorney's Office's belief that Epstein should not have to register, inapplicability of 18 USC § 2422 to Epstein's conduct; and reiteration of 2255 concerns. Attachment: 7/6/07 Lefcourt letter to ██████████ with attachments
47	12/19/07	Acosta	Sanchez	Letter responding to issues raised at December 14th meeting, including 2255, victim notification, and asserted inapplicability of Fl. Stat. 796.03
48	12/21/07	Lefk	Acosta	Letter responding to 12/19/07 Acosta letter regarding 2255, victim notification, and Fl. Stat. 796.03
49	12/26/07	Lefk	Acosta	Letter stating that there should be no notification to victims and stating that there is no language that they can propose to resolve the 2255 problem