

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
Case No. 08-80736-Civ-Marra/Johnson

JANE DOES #1 and #2  
Petitioners,

UNITED STATES  
Respondent.

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GOVERNMENT'S RESPONSE TO PETITIONERS' REQUEST  
FOR NON-PROSECUTION AGREEMENT AND REPORT OF INTERVIEW

Respondent United States, by and through its undersigned counsel, files its Response to Petitioners' Request for Non-Prosecution Agreement and Report of Interview, and states:

In their Response to Government's Notice to Court Regarding Absence of Need for Evidentiary Hearing and Motion for Production of Non-Prosecution Agreement and Report of Interview (D.E. 19), petitioners seek an order compelling the Government to produce the Non-Prosecution Agreement with Jeffrey Epstein (D.E. 19 at 11-13), and the Report of Interview with Jane Doe # 1 (D.E. 19 at 13-14).

The Government is unable to voluntarily produce the Non-Prosecution Agreement because the Agreement contains a clause where the parties expressed their anticipation that the Agreement would not be made part of any public record. The Government believes this clause in the Agreement precludes it from voluntarily producing the Agreement, as requested by petitioners.

As to petitioners' request for the Report of Interview with Jane Doe # 1, counsel for the Government has spoken with FBI Special Agents Nesbitt Kurykendall and Jason Richardson, who have advised that no Report of Interview was prepared subsequent to their meeting with Jane Doe # 1 in late September 2007, to discuss the Non-Prosecution Agreement entered into with Jeffrey Epstein.

Respectfully submitted,

R. ALEXANDER ACOSTA  
UNITED STATES ATTORNEY

By: s/ Dexter A. Lee

DEXTER A. LEE  
Assistant U.S. Attorney  
Fla. Bar No. 0936693  
99 N.E. 4<sup>th</sup> Street  
Miami, Florida 33132  
(305) 961-9320  
Fax: (305) 530-7139  
E-mail: [dexter.lee@usdoj.gov](mailto:dexter.lee@usdoj.gov)  
Attorney for Respondent

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on August \_\_\_\_, 2008, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF.

s/ Dexter A. Lee  
DEXTER A. LEE  
Assistant U.S. Attorney

SERVICE LIST

Jane Does 1 and 2 ■ United States,  
Case No. 08-80736-CIV-MARRA/JOHNSON  
United States District Court, Southern District of Florida

Brad Edwards, Esq.,  
The Law Offices of Brad Edwards & Associates, LLC  
2028 ■ Street, Suite 202  
Hollywood, Florida 33020  
(954) 414-8033  
Fax: (954) 924-1530