

From: [REDACTED]

To: "Jay Lefkowitz" [REDACTED]

Cc: "Acosta, Alex (USAFLS)" [REDACTED]

Subject: RE: Addendum

Date: Fri, 12 Oct 2007 13:48:30 +0000

Importance: Normal

Jay,

I just got off the phone with Alex. Here is the revised paragraph 1. Thanks, [REDACTED]

1. The United States has the right to assign to an independent third-party the responsibility for consulting with and, subject to the good faith approval of Epstein's counsel, selecting the attorney representative for the victims. If the United States elects to assign this responsibility to an independent third-party, the United States retains the right to request that the independent third-party consult with the United States after the preliminary selection but prior to the final designation of the attorney representative.

From: Jay Lefkowitz [mailto:[REDACTED]]

Sent: Thursday, October 11, 2007 3:12 PM

To: [REDACTED]

Subject: Re: Addendum

[REDACTED] I need to run this by my client, but I would propose slightly modified language for para 1.

The United States will assign to an independent third-party, who shall be appointed subject to the good faith approval of Epstein's counsel, the responsibility for consulting with and, subject to the good faith approval of Epstein's counsel, selecting the attorney representative for the victims. The United States retains the right to submit to the independent third-party a written statement, disclosed to and approved by Epstein, that will set forth in general terms the role of any attorney representative in negotiating a settlement for any claimant and the further role of advising such potential claimants of their alternative right to retain their own counsel for the purposes of separate litigation.

I made it "will assign" because I understood that you didn't actually want to pick the lawyer and that you wanted judge davis, or someone like him, to select the lawyer.

The other edits should be clear to you in terms of what I am trying to safeguard, but I would be happy to discuss with you later this pm.

Thanks. Jay

----- Original Message -----

From: [REDACTED]

Sent: 10/11/2007 12:17 PM AST

To: Jay Lefkowitz

Cc: "Acosta, Alex (USAFLS)" [REDACTED]

Subject: Addendum

Jay,

Pursuant to our conversation. Thanks,



IN RE:

INVESTIGATION OF

JEFFREY EPSTEIN

_____ /

ADDENDUM TO THE NON-PROSECUTION AGREEMENT

IT APPEARING that the parties seek to clarify certain provisions of page 4, paragraph 7 of the Non-Prosecution Agreement (hereinafter "paragraph 7"), that agreement is modified as follows:

1. The United States has the right to assign to an independent third-party, the responsibility for consulting with and, subject to the good faith approval of Epstein's counsel, selecting the attorney representative for the victims. If the United States elects to assign this responsibility to an independent third-party, the United States retains the right to request that the independent third-party also consult with the United States.
2. Pursuant to paragraph 7, Epstein has agreed to pay the fees of the attorney representative. This provision, however, shall not obligate Epstein to pay the fees and costs of contested litigation filed against him. Thus, if after consideration of potential settlements, the attorney representative elects to file a contested lawsuit pursuant to 18 U.S.C. s 2255 or elects to pursue any other contested remedy, the paragraph 7 obligation to pay the costs of the attorney representative, as opposed to any statutory or other obligations to pay reasonable attorneys fees and costs such as those contained in s 2255 to bear the costs of the attorney representative, shall cease.

By signing this Addendum, Epstein asserts and certifies that the above has been read and explained to him. Epstein hereby states that he understands the clarifications to the Non-Prosecution Agreement and agrees to comply with them.

R. ALEXANDER ACOSTA
UNITED STATES ATTORNEY

Dated: _____

By: _____



ASSISTANT U.S. ATTORNEY

Dated: _____

JEFFREY EPSTEIN

Dated: _____

GERALD LEFCOURT, ESQ.
COUNSEL TO JEFFREY EPSTEIN

Dated: _____

LILLY ANN SANCHEZ, ESQ.
ATTORNEY FOR JEFFREY EPSTEIN

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