

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

PREARGUMENT 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



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: (212) 335-9000

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

discretion and constituted reversible legal error, as the District Attorney's Office agreed that there was not clear and convincing evidence to support a Level 3 designation.

9. THERE IS NO RELATED ACTION OR PROCEEDING NOW PENDING IN ANY COURT OF THIS OR ANY OTHER JURISDICTION.

10. THERE IS NO ADDITIONAL APPEAL PENDING IN THIS ACTION.

Dated: January 24, 2011

Jay P. Lefkowitz, P.C.
Sandra Lynn Musumeci

KIRKLAND & ELLIS LLP
601 Lexington Avenue



Attorneys for Defendant-Appellant Jeffrey E. Esptein.