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April 1, 2011

BY E-MAIL AND BY HAND

The Honorable Anthony J. Carpinello  
JAMS  
620 Eighth Avenue, 34<sup>th</sup> Floor  
New York, New York 10018

**Re: Fortress VRF I LLC & Fortress Value Recovery Fund I LLC v. Jeepers, Inc.**  
JAMS Ref. No. 1425006537

Dear Judge Carpinello:

Daniel B. Zwirn, D.B. Zwirn & Co., L.P., DBZ GP, LLC, and Zwirn Holdings, LLC submit this letter to address two discovery issues. First, we request permission to question Jeffrey Epstein at his deposition about the conviction, settlements, and investigations related to his sexual misconduct in light of both recent statements by Mr. Epstein about his offense and reports of ongoing government investigation into additional misconduct by Mr. Epstein. Second, we request that Mr. Epstein be compelled to produce documents concerning these subject areas to inform our questioning of him.<sup>1</sup> Although Your Honor previously indicated that Mr. Epstein did not have to produce any documents related to his misconduct beyond a record of his criminal conviction, Your Honor permitted us to file a formal application, which we now do.

**1. Deposing Mr. Epstein on His Misconduct**

We request permission to question Mr. Epstein at his deposition about the conviction, settlements, and investigations related to his sexual misconduct. These areas of inquiry are relevant under New York law. According to the Second Department, “[i]t is well established that a witness in a civil or criminal case . . . may be impeached by inquiry into prior acts of misconduct which tend to discredit the witness’ character and show him or her to be unworthy of belief. Generally, a witness may be interrogated as to any immoral, vicious, criminal or wrongful act involving moral turpitude.” *People v. Hunter*, 88 A.D.2d 321, 322 (2d Dep’t 1982) (citing cases).

Mr. Epstein’s recent statements about his conviction bring his credibility into question. In a February 25, 2011 article in the *New York Post*, Mr. Epstein was quoted as saying, “I’m not a sexual predator, I’m an ‘offender.’ It’s the difference between a murderer and a person who

<sup>1</sup> Third-Party Respondents’ First Set of Document Requests, ¶¶ 23-25 (Exhibit A).

The Honorable Anthony J. Carpinello

April 1, 2011

Page 2

steals a bagel,” and that “the crime that was supposedly committed in Florida is not a crime in New York.”<sup>2</sup> Mr. Epstein’s refusal to acknowledge the criminal and immoral nature of his misconduct in itself bears on his credibility, is relevant to the *bona fides* of his claims, and should be admitted as evidence at the hearing. These statements demonstrate a lack of candor as to the prostitution felonies that Mr. Epstein pled guilty to and about which we are entitled to question Mr. Epstein.

Recent news articles also report that Mr. Epstein has committed “wrongful act[s] involving moral turpitude” beyond the offenses that resulted in his conviction. A March 6, 2011 article in the *New York Post* stated that the FBI is investigating new underage-sex charges against Mr. Epstein.<sup>3</sup> Furthermore, several articles state that Mr. Epstein made numerous out-of-court financial settlements with girls who leveled sexual allegations against him,<sup>4</sup> raising the question of whether Mr. Epstein entered into such settlements to effectively silence potential witnesses in the federal investigation into his misconduct. Another report details Mr. Epstein’s conduct with the government during its investigation, including his counsel’s investigation of individual prosecutors and their families in an attempt to disqualify members of the prosecution team.<sup>5</sup> These articles raise serious allegations involving Mr. Epstein’s predatory behavior and relations with girls under the age of 17, and his attempts to shield himself from liability for his immoral and criminal misconduct. We should be permitted to depose Mr. Epstein not just about the fact that he was criminally convicted for his sexual relations with one of these young girls, but also about his misconduct with other minors, his communications with prosecutors concerning criminal investigations about this subject matter, communications with complainants in civil litigation in which he reportedly bought their silence by the payment of money, and about his lack of candor and lack of remorse.

## 2. Documents Related to Mr. Epstein’s Misconduct

We further request that Mr. Epstein be compelled to produce all documents concerning his criminal conviction, all communications with prosecutors concerning criminal investigations, and all communications with complainants in civil litigation. We previously requested these documents.<sup>6</sup> Your Honor previously indicated that Jeepers should produce the records of Mr. Epstein’s conviction, but nothing else. Your Honor expressly allowed that we could make a formal application for these materials if deemed appropriate. We now do so. These documents

<sup>2</sup> See Amber Sutherland et al., *Billionaire Jeffrey Epstein: I’m a sex offender, not a predator*, N.Y. POST, Feb. 25, 2011 (Exhibit B).

<sup>3</sup> See Candice M. Giove et al., *Bizman sex rap looms*, N.Y. POST, Mar. 6, 2011 (Exhibit C); see also Dan Mangan, *Schoolgirl confidential*, N.Y. POST, Mar. 9, 2011 (Exhibit D).

<sup>4</sup> See, e.g., Cathy Burke, *Prince Andrew tours Manhattan with billionaire sex offender Jeffrey Epstein*, N.Y. POST, Feb. 21, 2011 (Exhibit E); Michelle Dargan, *Lawsuit documents link Jeffrey Epstein to modeling agency owner Jean Luc Brunel*, PALM BEACH DAILY NEWS, Oct. 15, 2010 (Exhibit F).

<sup>5</sup> See Conchita Samoff and Lee Aitken, *Behind Pedophile Jeffrey Epstein’s Sweetheart Deal*, BUSINESS INSIDER/THE DAILY BEAST, Mar. 25, 2011 (Exhibit G).

<sup>6</sup> Third-Party Respondents’ First Set of Document Requests, ¶¶ 23-25 (Exhibit A).

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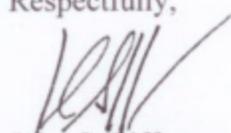
The Honorable Anthony J. Carpinello

April 1, 2011

Page 3

are relevant to Mr. Epstein's credibility and candor, and we respectfully submit that we are entitled to obtain them from Mr. Epstein to inform our questioning of him on these subject areas.

Respectfully,



John S. Siffert

Enclosures

cc: Stephen D. Susman, Esq. (by email)  
Allan Arffa, Esq. (by email)  
William O'Brien, Esq. (by email)  
William Schwartz, Esq. (by email)

# Exhibit A

**JUDICIAL ARBITRATION AND MEDIATION SERVICE  
NEW YORK, NEW YORK**

FORTRESS VRF I LLC and  
FORTRESS VALUE RECOVERY FUND I LLC,  
Claimants,

v.

JEEPERS, INC.

Respondents,

and

FINANCIAL TRUST COMPANY, INC., and  
JEEPERS, INC.,

Counter-Claimants and  
Third-Party Claimants,

v.

FORTRESS VALUE RECOVERY FUND I LLC,

Counter-Respondents,

and

D.B. ZWIRN PARTNERS, LLC,  
D.B. ZWIRN & CO, L.P.,  
DBZ GP, LLC, ZWIRN HOLDINGS, LLC,  
and DANIEL ZWIRN,

Third-Party Respondents.

Ref. No.: 1425006537

**THIRD-PARTY RESPONDENTS' FIRST REQUEST FOR PRODUCTION**

D.B. Zwirn Partners, LLC, D.B. Zwirn & Co, L.P., DBZ GP, LLC, Zwirn Holdings, LLC, and Daniel Zwirn (together "Third-Party Respondents"), by and through undersigned counsel, hereby request that Financial Trust Co, Inc. and Jeepers, Inc. produce the documents

and materials described below for inspection and copying at the offices of Cooley Godward Kronish LLP, 1114 Avenue of the Americas, New York, NY 10036.

### **INSTRUCTIONS**

1. This is a continuing request. If, after making your initial responses, you obtain or become aware of any further information responsive to this request, you are required to supplement your responses and provide that information.

2. These requests apply to all documents within the possession, custody, or control of Third-Party Claimants, including but not limited to Jeffery Epstein, Harry Beller, and Darren Indyke, and any affiliates, attorneys, agents, representatives, accountants, and employees of Third-Party Claimants, whether directly or indirectly, including documents within the possession, custody, or control of Glenn Dubin, whose affidavit accompanied the Third-Party Claimants' Statement of Counterclaim and Third-Party Claim in this case.

3. For all documents withheld from production, state the date, authors, recipients, type of document, subject matter, number of pages, and the basis of the claim of privilege asserted.

### **DEFINITIONS**

1. "Third-Party Claimants" means Jeffery Epstein, Financial Trust Company, Inc. and Jeepers, Inc. and includes all their directors, officers, employees, representatives, agents, parents, subsidiaries, predecessors, affiliates, divisions, and anyone else acting on their behalf.

2. "Zwirn Entities" means Daniel Zwirn, D.B. Zwirn Partners, LLC, D.B. Zwirn & Co, L.P., DBZ GP, LLC, and Zwirn Holdings, LLC, and includes all their members, employees, representatives, agents, predecessors, and anyone else acting on their behalf.

3. "Fund" means D.B. Zwirn Special Opportunities Fund n/k/a Fortress Value Recovery Fund I LLC and f/k/a Highbridge/Zwirn Special Opportunities Fund and includes its

directors, officers, employees, representatives, agents, parents, subsidiaries, predecessors, affiliates, divisions, and anyone else acting on its behalf.

4. "Third-Party Claim" means Jeepers, Inc.'s Response and Financial Trust Company, Inc.'s and Jeepers, Inc.'s Statement of Counterclaim and Third-Party Claim in this case filed on May 21, 2010.

5. "2005 Side Letter Agreement" means the January 11, 2005 Letter from D.B. Zwirn Partners, LLC to Financial Trust Company, Inc. regarding the latter's January 1 Investment in D.B. Zwirn Special Opportunities Fund , L.P.

6. "L.P. Agreements" means the Highbridge/Zwirn Special Opportunities Fund, L.P. Amended and Restated Limited Partnership Agreement dated May 1, 2003, and the D.B. Zwirn Special Opportunities Fund, L.P. Second Amended and Restated Agreement of Limited Partnership dated May 27, 2005.

7. "Confidential Memoranda" means the Highbridge/Zwirn Special Opportunities Fund, L.P. Confidential Memorandum dated May 2003 offering limited partnership interests in the Fund and D.B. Zwirn & Co, L.P.'s Supplement to the Confidential Memorandum dated November 17, 2004.

8. "Document" means any document including but not limited to correspondence, internal or external memoranda, letters, drafts, non-identical copies, notes including handwritten notes, minutes of meetings, call logs, records of conversations or messages, whether in writing or upon any mechanical, electrical, or electronic recording device, e-mail and voicemail, SMS, or text messages, tape or electronic recordings, videotapes, diaries, sketches or designs, appointment or telephone records, newspaper or magazine articles, press releases, banking records and notices, and information of whatever kind stored on computers, including computer

disks, hard drives, and other media. In all cases where originals or non-identical copies are not available, "documents" also means identical copies of original documents and copies of non-identical copies.

9. "Communication" means the transmittal of information (in the form of facts, ideas, inquiries or otherwise).

10. "Concerning" means relating to, referring to, describing, evidencing or constituting.

11. "Person" means any natural person or any business, legal or governmental entity or association. The term "person" includes both the singular and the plural.

12. "Criminal Investigation" means any investigation of Jeffrey Epstein's conduct by the United States Department of Justice, the State of Florida, or the prosecutor's office of any other state, city or county.

13. "Civil Litigation" means any lawsuit brought against Jeffrey Epstein containing allegations of sexual misconduct by Jeffrey Epstein.

14. Rules of construction: "All" and "each" shall be construed as all and each; "and" and "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of this request all requests that might otherwise be construed to be outside its scope; the use of the singular form of any word includes the plural and vice versa; "any" includes and encompasses the words "each" and "all"; terms referring to or using one gender include both genders; terms used in the present tense include terms in the past tense and terms in the past tense include terms in the present tense.

#### **DOCUMENT REQUESTS**

1. All documents referred to or relied upon in the Third-Party Claim.
2. All communications with the Fund.

3. All communications with any of the Zwirn Entities.
4. All documents and communications concerning Third-Party Claimants' investments in the Fund.
5. All documents and communications concerning any or all of the conversations alleged in ¶¶ 33, 34, 35, 36, and/or 37 of the Third-Party Claim.
6. All documents and communications concerning any purported agreement or promise by Daniel Zwirn as alleged in ¶ 37 of the Third-Party Claim.
7. All documents and communications concerning the allegation in ¶ 59 of the Third-Party Claim that "Zwirn was well-aware in October 2006 of the improprieties detailed in the March 2007 report."
8. All documents concerning the allegations contained in the first sentence of ¶ 71 of the Third-Party Claim that "Zwirn and the Fund made false statements and omitted material information ... in the Fall of 2006, including, without limitation, misrepresentations about Zwirn's knowledge and participation in the Fund's financial and accounting irregularities, the nature and scope of the problems, and the Fund's true intent not to honor FTC's request."
9. All documents and communications concerning the assignment of Financial Trust Company, Inc.'s limited partnership interests in the Fund to Jeepers, Inc.
10. All documents and communications concerning any actual or contemplated request to withdraw some or all of Third-Party Claimants' investments from the Fund.
11. All documents and communications concerning the 2005 Side Letter Agreement.
12. All documents and communications concerning the Confidential Memoranda.

13. All documents and communications concerning Third-Party Claimants' rights or obligations under the L.P. Agreements, 2005 Side Letter Agreement, and/or Confidential Memoranda.

14. All documents and communications concerning Third-Party Claimants' understanding of the terms of the L.P. Agreements, 2005 Side Letter Agreement, and/or Confidential Memoranda.

15. All documents and communications concerning any rights of or restrictions on Third-Party Claimants with respect to withdrawing investments from the Fund.

16. All documents and communications concerning Third-Party Claimants' understanding of any rights of or restrictions on Third-Party Claimants with respect to withdrawing investments from the Fund.

17. All communications with any of the Fund's other investors or their representatives concerning any of the Zwirn Entities or the Fund.

18. All communications with the Securities and Exchange Commission concerning any of the Zwirn Entities or the Fund.

19. All documents and communications concerning Jeffrey Epstein's involvement in J.P. Morgan's investment in Highbridge Capital Management, including but not limited to the introduction of Glenn Dubin to Jes Staley.

20. All documents and communications concerning the affidavit of Glenn Dubin attached to the Third-Party Claim, including but not limited to the statements made in the affidavit and the creation of the affidavit.

21. All communications with Glenn Dubin concerning the Fund, any of the Zwirn Entities, the Third-Party Claimants' investments in the Fund, and/or this arbitration

22. All documents concerning any damages alleged in the Third-Party Claim.
23. All documents concerning any criminal conviction of Jeffrey Epstein.
24. All communications with any prosecutor or prosecutor's office concerning any Criminal Investigation.
25. All communications with any complainant or his or her attorney concerning any Civil Litigation, including but not limited to any settlement with any complainant.

Dated: New York, New York  
August 17, 2010

COOLEY LLP

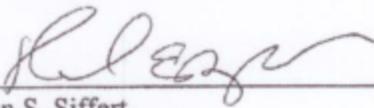
By:   
Alan Levine  
William O'Brien  
Arastu K. Chaudhury

1114 Avenue of the Americas  
New York, New York 10036



*Attorneys for Third-Party Respondents D.B. Zwirn Partners, LLC (n/k/a Irvington Associates, LLC), D.B. Zwirn & Co., L.P. (n/k/a Irvington Management, L.P.), DBZ GP, LLC (n/k/a Irvington GP, LLC), and Zwirn Holdings, LLC (n/k/a Irvington Holdings, LLC).*

LANKLER SIFFERT & WOHL LLP

By:   
John S. Siffert  
Daniel E. Reynolds  
Andrew S. Lee

500 Fifth Avenue  
New York, New York 10110



*Attorneys for Third-Party Respondent Daniel Zwirn*

# Exhibit B



# NEW YORK POST

Last Updated: Tue., Mar. 8, 2011, 05:26pm

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- I took \$\$ from perv: Fergie



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## Story

## Comment

# Billionaire Jeffrey Epstein: I'm a sex offender, not a predator

By AMBER SUTHERLAND and JEANE MacINTOSH

Last Updated: 6:09 AM, February 25, 2011

Posted: 1:05 AM, February 25, 2011

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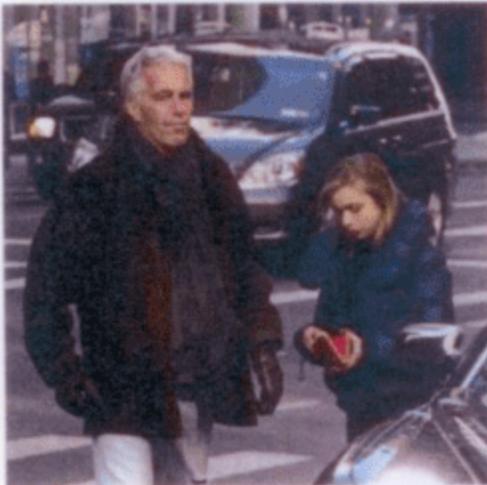
Billionaire pervert Jeffrey Epstein is back in New York City -- and making wisecracks about his just-ended jail stint for having sex with an underage girl.

"I'm not a sexual predator, I'm an 'offender,'" the financier told The Post yesterday.

"It's the difference between a murderer and a person who steals a bagel," said Epstein.

Epstein's flippant reasoning aside, a New York judge ruled at a hearing last month that the moneyman is the most dangerous kind of sex offender: a Level 3.

That means, according to the state, Epstein is at "high risk" to repeat his offense and poses "a threat to public safety."



Jeffrey Epstein

DAVID MCGLYNN

But Epstein doesn't seem bothered by the designation.

"The crime that was supposedly committed in Florida is not a crime in New York," he said.

Epstein recently returned to his \$50 million East 71st Street mansion and celebrated his release from a Florida jail with his close pal, Britain's Prince Andrew.

Epstein served 13 months of an 18-month sentence for soliciting a minor for prostitution.

In court papers, the victim was identified as a 14-year-old girl.

At one point, Epstein was facing 10 years to life on multiple counts of statutory rape, according to investigators. Court documents in that case claimed he routinely sought out girls as young as 14 and paid them \$200

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to \$1,000 for sexual massages in his homes in Palm Beach, Fla., and Manhattan.

He also molested girls he had brought in from South America and Europe and once was given three 12-year-old girls from France as a "birthday gift," the documents alleged.

Epstein struck a secret nonprosecution deal with the feds. The government agreed to drop its probe of various sex-crime allegations if Epstein copped to

prostitution felonies in Florida state court.

But in New York's sex-offender database, Epstein doesn't come up in a ZIP code search. He shows up only via the "name search" option, and no New York address is listed.

That's because Epstein's Upper East Side home is considered "temporary." By state law, he is required to provide only his permanent address to the database, and Epstein listed his Florida home.

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**NYPOST Comments (39)**

**JKFan**

Report

02/25/2011 4:33 AM

ny2va11412... please list examples of an ACTUAL 19 year old doing "years" in jail for having sex with a 17 year old. Don't bother seraching, because you won't find any. You are just stupidly going by the anti-everything websites that point out a guy is FACING 5 years in jail...when in fact they get nothing but probation at the most.

**Former McCain Supporter**

Report

02/25/2011 3:34 PM

A couple of comments are in order here: 1) Thank you NY Post for subjecting this detestable perv to the sanitizing effect of the light of day, i.e., media scrutiny; 2) great picture: is that the next 12 year old victim next to him receiving her payment? 3) As sickening as his perversion is, what is even more so is the affirmation of this despicable thug's sordid lifestyle by the likes of the hapless Katie Courics of the world who comprise his NY social orbit. Not surprising, of course, but enough to make you want to thrash these lousy, self-centered nitwits.

**iluvbeer69**

Report

02/25/2011 3:13 PM

Anyone that is even foolish enough to think of showing any respect to the British "royal family" should think about the fact that this reprobate is a good friend.

**VitoSerena**

Report

02/25/2011 2:58 PM

Regardless of how much money he has, he always was, is now, and will always be a walking POS. I wonder how he'd like it if some perv were to do the same thing to HIS daughter.



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4. Grisly voodoo mask discovery at historic Steinway Mansion
5. Tiki Barber dumps pregnant wife for hot blonde

# Exhibit C



Updated: Sun, Mar 6, 2011, 6:58 AM

## Bizman sex rap looms

By CANDICE M. GIOVE and TIM PERONE

Last Updated: 6:58 AM, March 6, 2011

Posted: 1:35 AM, March 6, 2011

The feds are set to probe new underage-sex charges against pervy financier Jeffrey Epstein, who has already served 18 months for soliciting sex for minors, it was reported last night.

Another woman has told Britain's Daily Mail that Epstein introduced her to his dirty old pals when she was his teen "traveling masseuse" starting in 2000.

The FBI investigation is expected to bring further scrutiny on Epstein's friendship with British Prince Andrew -- who has vowed to exile the Upper East Side pedophile from his court, the paper said.

The new accuser [REDACTED] claims she was recruited at age 15 to be Epstein's "prostitute for him and his friends who shared his interests in young girls," she told the Mail.

A source close the investigation told the paper, "This is being taken very seriously."

[REDACTED]  
She has previously described how she was brought into Epstein's creepy world by Ghislaine Maxwell, the daughter of the disgraced late media baron Robert Maxwell.

[REDACTED]  
There is no suggestion that the prince had any sexual encounters while hanging out with Epstein.

Andrew, who has characterized his friendship with Epstein as "unwise," will no longer be keeping company with the pedophile, the newspaper said.

The Mail said it is "highly likely" that investigators will want to talk to Andrew -- who may be forced to plead diplomatic immunity because of his role as business envoy for the British government.

An e-mail request to Epstein's lawyer, Alan Dershowitz, was not returned.

Meanwhile, lawyers for other women bringing civil cases against Epstein have quizzed two of his former employees about Andrew.

The female employees refused to say if they even met the prince, reported another British paper, the News of the World.

[REDACTED] and [REDACTED] invoked their Fifth Amendment right against self-incrimination on almost every question, according to the paper.

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# Exhibit D

### Story

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Bill knew, says perv's masseuse

Bizman sex rap looms

#### Comment

## Schoolgirl confidential

### Tycoon sex calls

By DAN MANGAN  
Last Updated 4:52 AM, March 9, 2011  
Posted 3:18 AM, March 9, 2011

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Billionaire sex offender Jeffrey Epstein received hundreds of phone calls — some of them from young schoolgirls — to arrange massages for him at his Florida mansion, a sickening new report revealed.

A 2005 message left for the convicted sex fiend said, "She is wondering if 2:30 ok cuz she needs to stay in school," according to the Daily Mail newspaper, which saw the handwritten call logs detailing messages seized by police during a probe several years ago.

Other messages reportedly said, "She has females for Mr JE" and "I have a female for him."



Jeffrey Epstein

Named in several of the call logs is socialite Ghislaine Maxwell — a longtime Epstein confidante, and the daughter of the late disgraced newspaper magnate Robert Maxwell. Ghislaine Maxwell allegedly helped recruit young women for Epstein's pleasure, according to the report.

The Daily Mail reported several days ago that it was at Maxwell's London home in 2000 that [redacted] then 17, was allegedly introduced to Prince Andrew — whose friendship to Epstein has created controversy.

Roberts has said it was Maxwell who brought her into Epstein's orbit — and that she was recruited at age 15 to be "a prostitute for him and his friends."

Epstein, 56, served 18 months in a Florida prison after pleading guilty in 2008 to soliciting a minor for prostitution.

A New Yorker who knows Maxwell told the Times of London that she's "a modern-day geisha girl of the capitalist world. She inhabits a domain filled with the richest people in the world — some of whom are good guys, and some of whom are bad and who think they are above the law. It's a world frequented by young half-naked girls in bikinis, billionaires and lavish lifestyles, but it borders on the grotesque."

### Topics

Jeffrey Epstein Robert Maxwell

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#### Post Pics Today in Pictures



# Exhibit E

**NEWYORKPOST**

Updated Mon, Feb 21, 2011, 11:35 AM

## Prince Andrew tours Manhattan with billionaire sex offender Jeffrey Epstein

By CATHY BURKE

Last Updated: 11:35 AM, February 21, 2011  
Posted: 1:30 AM, February 21, 2011

Meet Manhattan's raunchy new odd couple -- the prince and the pervert.

Prince Andrew, the United Kingdom's special representative for international trade and investment, and convicted child-sex creep Jeffrey Epstein stroll through Central Park in December -- shortly after the hooker-loving hedge-fund honcho moved back to his \$50 million Upper East Side town house from his Palm Beach, Fla., mansion.

But this was no official business chat between the longtime pals.

Following their sedate park stroll and walk around the East Side, the pair got down to the business they both apparently prefer -- partying.

Epstein served an 18-month sentence in 2008 in Florida under a plea deal in which he confessed to two counts of soliciting a minor for prostitution and soliciting prostitution.

He spent part of it in a vacant wing of a Palm Beach jail, and the rest under house arrest.

His victim was identified in court papers as a 14-year-old girl identified only as "Jane Doe."

Epstein, a Level Three sex offender, paid the youngster -- one of a string of girls who allegedly visited him -- \$200 for a massage at his Palm Beach retreat in 2005.

She said he used a vibrator on her while he masturbated, according to the court papers.

During his New York visit, Randy Andy, 51, chilled for four days at Epstein's East 71st Street pad, where the 58-year-old businessman reportedly threw his own welcome-home bash for stuffed-shirt glitterati, including Katie Couric, Charlie Rose and George Stephanopoulos.

At the party, Page Six reported, the jet-setting prince -- dubbed back home as "His Buffoon Highness" -- jokingly compared himself to Prince Harry.

"Like Harry, I'm just the younger brother," the paper quoted Andrew, brother of Prince Charles, as saying.

And when asked by Woody Allen about his ex-wife, Fergie, the prince replied, "She's very well -- we live together."

A team of Royal Protection officers and private security arranged by billionaire Epstein was on hand for Andrew's whole stay, Britain's News of the World reported.

Neighbors told the paper they witnessed a parade of stunning beauties come calling at Epstein's door during the prince's stay, the tabloid reported.

And once, Andrew was even spotted kissing a glammy brunette on the doorstep.

The aging horndogs share a long history.

They were introduced around 2000 by a mutual friend, Ghislaine Maxwell, daughter of the late disgraced media tycoon Robert Maxwell.

And Andrew -- who has come under scathing criticism at home for globetrotting on the taxpayer's dime -- has enjoyed frequent holidays with Epstein.

On one trip, Andrew was seen sunbathing with a bevy of topless women off the Thai coast.

In return, Epstein -- who famously rubbed elbows with ex-President Bill Clinton -- got invited to Queen Elizabeth's Norfolk retreat, Sandringham, for a weekend and was a guest at her birthday at Windsor in 2000.

The prince's decision to keep in touch with his party pal -- appearances be damned -- comes as British press questions some of his past moves, including the sale of the home he once shared with Fergie to a Kazakh billionaire for almost twice its value.

As for Epstein, his return has generated no less scrutiny -- and an episode of "Law & Order: Special Victims Unit" inspired by his crimes aired on Feb 2.

The real Epstein made 16 out-of-court financial settlements with other girls who had leveled similar sexual allegations against him, Britain's Daily Mail said.

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# Exhibit F

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## Lawsuit documents link Jeffrey Epstein to modeling agency owner Jean Luc Brunel

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By **MICHELE DARGAN**  
DAILY NEWS STAFF WRITER

Updated: 8:16 p.m. Friday, Oct. 15, 2010

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New court filings in a civil case filed by billionaire sex offender Jeffrey Epstein link Epstein and Jean Luc Brunel, owner of modeling agency MC2.

The documents say MC2 employees told attorney Brad Edwards that Epstein's condos at 301 E. 66th St. in New York City were used to house young models.

Edwards, who has sued Epstein on behalf of several women claiming to be victims of sex abuse by Epstein, was told MC2 brought underage girls in from all over the world, promising them modeling contracts.

"Epstein and Brunel would then obtain a visa for these girls, then would charge the underage girls rent," the documents say.

Through the investigation of his lawsuits against Epstein, Edwards learned Brunel "runs the modeling agency MC2, a company for which Epstein provides financial support," the documents say.

They also allege Epstein tried to thwart Edwards from taking depositions of Brunel, Epstein's companion Guislaine Maxwell, and other high-profile names such as President Bill Clinton.

Details are listed in more than 62 pages filed by attorney Jack Scarola on behalf of Edwards in the lawsuit Epstein filed against Edwards. Edwards represents four of Epstein's minor victims, three of whom have settled their cases with Epstein under a confidential agreement.

Epstein attorneys Christopher Knight and Joseph Ackerman declined to comment Friday on the court filings.

Edwards deposed Brunel, but his attorney delayed it and then said he was back in France with no plans to return. But according to the court papers, Brunel was staying with Epstein in Palm Beach during that period.

The court filings describe Brunel as one of Epstein's closest pals.

Regarding Maxwell, the documents refer to sworn testimony by Epstein's former house manager, Alfredo Rodriguez, explaining how Maxwell took photos of girls without the girls' knowledge, "kept the images on her computer, knew the names of the underage girls and their respective phone numbers and other underage victims."

According to the documents: Maxwell allegedly lied about her mother being ill and having to fly back to England one day before a scheduled deposition in Edwards' case against Epstein. Despite that assertion, Maxwell was captured in a photo for OK magazine, attending the wedding of Chelsea Clinton two days later.

Epstein has settled more than two dozen lawsuits and claims against him by young women who say they were lured to his El Brillo Way mansion as teens to give him sexually charged massages and/or sex in exchange for money. The terms of all settlements are confidential.

Rodriguez took a journal from Epstein's computer that listed the names of his underage victims from

around the country and the world. Calling it the "Holy Grail," Rodriguez tried to sell the journal for \$50,000 to victims' attorneys. He pleaded guilty to obstruction of justice and is serving 18 months in federal prison.

Epstein, 57, served 13 months of an 18-month state sentence. He ended his one-year probation in July on state charges of soliciting prostitution and soliciting a minor for prostitution.

According to flight logs from Epstein's private planes, Clinton flew several times on Epstein's planes, many times with Maxwell, Palm Beach resident [REDACTED] — "all employees and/or co-conspirators of Epstein's," according to the court papers.

The documents show that Clinton flew with Epstein, "then suddenly stopped — raising the suspicion that the friendship abruptly ended ...

"Epstein's personal phone directory from his computer contains e-mail addresses for Clinton along with 21 phone numbers for him ... and what appears to be Clinton's personal numbers," the court papers say.

Allegations in the documents say Epstein threatened victims — including Edwards' client Jane Doe — despite no-contact orders in effect.

Epstein had Doe tailed by a private investigator as her trial date neared, the court filings say. One time, Doe was so frightened that she fled her home in the company of a retired police officer and was taken to a hiding place, according to the court papers.

**Find this article at:**

<http://www.palmbeachdailynews.com/news/lawsuit-documents-link-jeffrey-epstein-to-modeling-agency-974564.html>

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# Exhibit G

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## Behind Pedophile Jeffrey Epstein's Sweetheart Deal

by *Conchita Sarnoff*& *Lee Aitken*

March 25, 2011 | 7:17am

Documents obtained by The Daily Beast reveal how pedophile hedge fund mogul Jeffrey Epstein escaped a hefty jail sentence despite overwhelming evidence of sex crimes with dozens of young girls. Conchita Sarnoff and Lee Aitken on how the fear and intimidation experienced by victims during pre-trial proceedings, combined with a ferocious, protracted campaign to undermine the prosecution, culminated in a set of charges that became a virtual slap on the wrist.

It is proving difficult for hedge fund manager and registered sex offender Jeffrey Epstein to avoid the glare of media scrutiny – [British tabloids](#) most recently cried foul over the shabby royal comportment of Prince Andrew in agreeing to be the guest of an acknowledged pedophile. But the larger mystery surrounding Epstein, who completed a 13-month sentence for soliciting prostitution from a minor in 2010, has remained unsolved: How did the hedge fund mogul manage to finesse the kinds of sex-crime allegations typically associated with a hefty prison sentence?

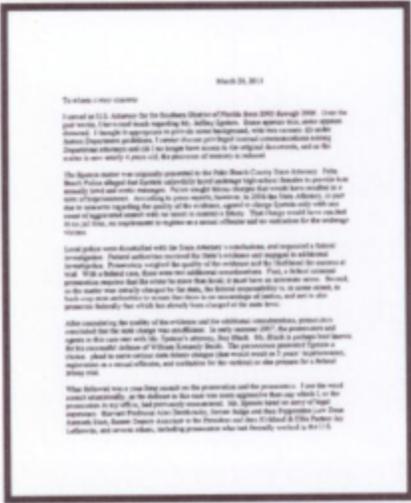


Gregory P Mango / Splash News / Newscom

For the first time, the U.S. attorney who oversaw the Epstein prosecution in Florida's Southern District is commenting publicly on the case, in a letter released exclusively to The Daily Beast. This letter, along with other correspondence unearthed in our reporting, sheds new light on the no-holds-barred battle waged by Epstein's lawyers to evade the full exercise of prosecutorial power.

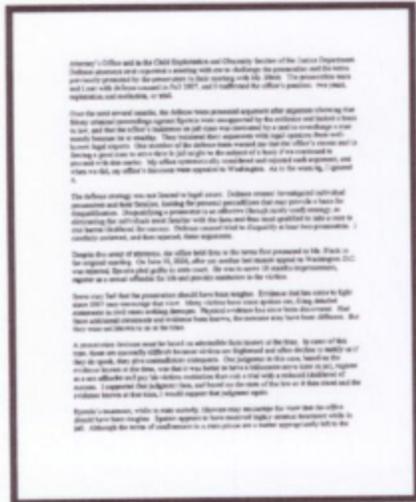
Some of the most shocking allegations against Epstein surfaced only after the conclusion of an FBI probe, in civil suits brought by his victims: for example, the claim that three 12-year-old French girls were delivered to him as a birthday present. But the feds did identify roughly 40 young women, most of them underage at the time, who described being

lured to Epstein's Palm Beach home on the pretense of giving a "massage" for money, then pressured into various sex acts, as well as the "Balkan sex slave" Epstein allegedly boasted of purchasing from her family when she was just 14. More recently, a big cash payment from *Mail on Sunday* coaxed one of Epstein's main accusers out of anonymity to describe what she claims were her years as a teenage sex toy. This victim, [REDACTED], produced a photo of herself with Prince Andrew in 2001 and reported that Epstein paid her \$15,000 to meet the prince. Then 17 years old, she claims that she was abused by Epstein and "loaned" to his friends from the age of 15.



Sex crimes of the kind [REDACTED] alleges took place typically carry a term of 10 to 20 years in federal prison. Yet when all was said and done, Epstein served his scant year-plus-one-month in a private wing of the Palm Beach jail and was granted a 16-hour-per-day free pass to leave the premises for work. A Daily Beast examination into the inner workings of the Epstein defense strategy reveals how the fear and intimidation experienced by victims during pre-trial proceedings, combined with a ferocious, protracted campaign to undermine the prosecution – summed up as "the best defense is an all-star offense" – culminated in a set of charges that became a virtual slap on the wrist for the globe-trotting financier.

Fear and intimidation experienced by victims during pre-trial proceedings, combined with a ferocious, protracted campaign to undermine the prosecution, culminated in a set of charges that became a virtual slap on the wrist.



"Over the past weeks, I have read much regarding Mr. Jeffrey Epstein," are words opening an extraordinary letter written by R. Alexander Acosta, who served as U.S. Attorney for the Southern District of Florida during Epstein's criminal investigation. Mr. Acosta goes on to detail how, in 2005, a young girl first brought sex-crime allegations to the Palm Beach Police Department, which sought felony charges against Epstein. Subsequently, however, the State Attorney agreed to charge him "only with one count of aggravated assault with no intent to commit a felony," Acosta writes. He notes that such a charge would have resulted in no jail time, no registration as a sexual offender, and no responsibility for restitution to Epstein's underage victims.

Frustrated by the State Attorney's decision, the police referred the case to the FBI, which handed it to the U.S. Attorney General's office. After reviewing the charges, federal prosecutors "agreed that the state charge was insufficient," Acosta writes. In a script that could have been lifted from *Law and Order*, his team gave Epstein two choices: "plead to more serious state felony charges... or else prepare for a federal felony trial."

The next passage is where things really get interesting: "What followed was a year-long assault on the prosecution and the prosecutors." Epstein had assembled a world-class legal team, including Alan Dershowitz, Kenneth Starr, and Roy Black (best known for having defended William Kennedy Smith against rape charges in Palm Beach.) "One member of the defense team warned me that the office's excess zeal in forcing a good man to serve time in jail might be the subject of a book if we continued," Acosta writes. In his view, excessive zeal more aptly described the actions in Epstein's camp: "Defense counsel investigated individual prosecutors and their families," seeking to unearth personal issues that might lead to disqualification of members of Acosta's team. The defense also "often failed to negotiate in good faith. They would obtain concessions as part of a

negotiation and agree to proceed, only to change their minds, and appeal the office's position to Washington."

Undeterred, Acosta stuck to his position that Epstein must agree to the three criteria he had laid out: jail time, registration as a sex offender, and restitution to victims.

Acosta's account is supported by a second document obtained by The Daily Beast – a five-page letter written by Assistant U.S. Attorney Ann Marie Villafana to another of Epstein's lawyers, Jay Lefkowitz, during the period when both sides were hammering out the eventual plea agreement. "The indictment was postponed for more than five months to allow you and Mr. Epstein's other attorneys to make presentations to the office to convince the office not to prosecute," Villafana writes, conjuring the degree of pushback apparently central to the team's strategy. "Those presentations were unsuccessful." Villafana also mentions her efforts to insure that Epstein would serve time in a federal "prison camp" and not a state prison, which would be a far rougher environment, particularly for a child molester.

Villafana marshals these facts in the process of strenuously disputing apparent charges of misconduct by the defense: "I continued to work with you in a professional manner even after I learned that you had been proceeding in bad faith for several weeks – thinking that ... you would 'fool' our office into letting Mr. Epstein plead to a non-registerable offense."

At another point in her letter, Villafana refers to an apparent allegation of self-dealing in the selection of an outside attorney who would represent the 40-odd victims identified in the FBI probe. In a somewhat unusual arrangement, Epstein agreed not to contest his liability in any civil suits brought by these victims – and in fact to pay for lawyers to represent them. In her letter, Villafana denies any personal interest in the choice of attorney and goes on to say, "your attacks on me and on the victims establish why I wanted to find someone whom I could trust with safeguarding the victims' best interests in the face of intense pressure from an unlimited number of highly skilled and well paid attorneys."

Responding to a request for comment on Acosta's account of events, Roy Black wrote The Daily Beast on Thursday that, "I can't reply to a letter I haven't received...I can't give a reasoned response without examining the files and being able to refresh my recollection of events that occurred years ago." Black went on, "I do not believe any of the things you mention occurred except for the fact we did exercise our right to appeal to the Department of Justice to determine if a federal crime had been committed." (Other Epstein attorneys contacted by The Daily Beast did not respond. The U.S Attorney's office for the Southern District of Florida had no comment.)

Why did Acosta decide to voice his opinions now? In part, he clearly is reacting to ongoing criticism that Epstein's puny punishment did not fit his crimes. "Some may feel that the prosecution should have been tougher," Acosta writes. "Evidence that has come to light since 2007 may encourage that view. Many victims have since spoken out...physical evidence has since been discovered."

Acosta may also have chosen to come forward now because, on Monday, attorneys for a number of those victims filed suit under the Victims Crimes Rights Act to challenge the "non-prosecution agreement" that ultimately resulted from all the wrangling, claiming that they were not consulted. The U.S. Attorney's office, now led by Wifredo A. Ferrer, has indicated it will file a response to the suit on April 7.

In his letter, Acosta also takes issue with the way Epstein's sentence was carried out: "Although the terms of confinement in a state prison are a matter appropriately left to the State of Florida...without doubt, the treatment that he received while in state custody undermined the purpose of a jail sentence." Indeed, Epstein's brief confinement likely reinforced a perception that he had merely succumbed to a nuisance suit. Such a gross misapprehension would help account for the apparent ease with which Epstein has rejoined the ranks of a social elite. Katie Couric, Woody



Allen, and George Stephanopoulos, among others, attended a dinner party he hosted for Prince Andrew in December, and New York authorities seem to be either unaware or unconcerned that his Upper East Side home is within 1,000 feet of an Episcopal pre-school, in violation of sex-offender laws.

Yet a source tells The Daily Beast that Epstein's legal troubles may not be over. It is possible that, as an outgrowth of the 2007 Florida investigation, federal investigators are now looking into allegations of money laundering and other financial misdeeds. Villafana notes at the end of her letter to Lefkowitz: "You accuse me of broadening the scope of the investigation without any foundation for doing so by adding charges of money laundering and violations of a money transmitting business to the investigation. Again, I consulted with the Justice Department's Money Laundering Section about my analysis...the duty officer agreed with my analysis."

*Conchita Sarnoff has developed multimedia communication programs for Fortune 500 companies and has produced three current events debate television programs, The Americas Forum, From Beirut to Kabul, and a segment for The Openheimer Report. She is writing a book about child trafficking in America.*

*Lee Aitken is an editor and writer who has worked at Time Inc., the New Yorker, Condé Nast Traveler, and the International Tribune, among others. She lives in Washington, D.C. with her daughter.*

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