

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 08-CIV-80119-MARRA/JOHNSON

JANE DOE NO. 2,

Plaintiff,

-vs-

JEFFREY EPSTEIN,

Defendant.

Related cases:

08-80232, 08-08380, 08-80381, 08-80994,
08-80993, 08-80811, 08-80893, 09-80469,
09-80591, 09-80656, 09-80802, 09-81092,

DEPOSITION OF JANE DOE #7 - VOLUME I
(videotaped)

Monday, March 15, 2010
10:02 - 6:49 p.m.

250 Australian Avenue South
Suite 1500
West Palm Beach, Florida 33401

Reported By:
Rachel W. Bridge, RMR, CRR
Notary Public, State of Florida

EXHIBIT B

Original

1 was like a long time ago. I don't --

2 Q. And you talked to him?

3 A. Yes.

4 Q. He said "Hi, how are you?"

5 A. Uh huh.

6 Q. Yes?

7 A. Yes.

8 Q. And did you, was that after you stopped going
9 to Mr. Epstein's house or during the time that you were
10 going to Mr. Epstein's house that you saw him jogging on
11 the beach?

12 A. I don't exactly remember when it was. I think
13 it was when I was still going.

14 Q. Okay. So the only time that you've ever
15 spoken with Mr. Epstein outside of his home would have
16 been the one time you saw him out jogging on the beach
17 and you were at the beach over in Palm Beach, correct?

18 MR. HOROWITZ: Form.

19 THE WITNESS: Yeah, I thought I saw him in Key
20 West once, but I wasn't sure that was him. But
21 yeah, other than that, yes.

22 BY MR. CRITTON:

23 Q. Okay. You have never traveled with
24 Mr. Epstein?

25 A. No.

1 Q. And Mr. Epstein has never flown you or asked
2 you to travel anyplace, has he, where you traveled?

3 A. No.

4 Q. That's correct?

5 A. Yes.

6 Q. All right. First time, at least what you told
7 the police officers, your best recollection is that you
8 went over there with [REDACTED], you went upstairs, and you
9 gave Mr. Epstein a massage, correct?

10 A. Yes.

11 Q. Okay. And during the course of the massage,
12 you kept your clothes on, true?

13 A. I believe that's what I told them.

14 Q. All right. And you also told the police that
15 at no time did he try to touch you or did he touch you,
16 correct?

17 A. I told them that he did try to touch my butt.

18 Q. Okay. He did try?

19 A. Or he did, I think I said.

20 Q. What's the difference between trying and
21 touching?

22 A. I don't exactly remember the words I said. I
23 think I did tell them that he did.

24 Q. So it's now your testimony that you recall
25 telling the Palm Beach Police Department that he did

1 asked [REDACTED]. if you could go to Mr. Epstein's?

2 A. [REDACTED]. asked me twice, and then [REDACTED] asked me
3 from then on. So I never asked [REDACTED]. to go.

4 Q. Okay. Did you ever make a call to [REDACTED]?

5 A. No, [REDACTED] would always call --

6 MR. HOROWITZ: Let him finish. You know what
7 each other is going to say, but let him finish.

8 BY MR. CRITTON:

9 Q. Did you ever make a call to [REDACTED]?

10 A. No, not that I could remember.

11 Q. And if [REDACTED] called you, she basically said,
12 in essence the conversation was "Would you like to come
13 over today?"

14 A. Yeah, she asked me what my schedule was and
15 when I had school and classes and like what days I could
16 come.

17 Q. And that was the extent of the conversation,
18 it was strictly a scheduling?

19 A. No, and she asked me if I knew anybody too
20 that I would want to bring for a massage.

21 Q. Okay. And that was the extent of the
22 conversation, at least as to you? Whatever
23 conversations you had with [REDACTED], she may have called
24 you on the phone and she said basically is what's your
25 schedule? Can you come at a certain time, or what times

1 Q. Okay. So if she was doing cocaine or ecstasy
2 or xanax, again, you never saw it?

3 MR. HOROWITZ: Form.

4 THE WITNESS: No. My friends knew I didn't do
5 it, so some of them would try to hide it or not do
6 it around me. So I never really saw them, whoever
7 did what.

8 BY MR. CRITTON:

9 Q. I think you told me you've never been in a
10 hospital?

11 MR. HOROWITZ: Form.

12 BY MR. CRITTON:

13 Q. Right?

14 A. Not that I can recall, no.

15 Q. I asked you what you told the Palm Beach
16 police the first time you went to Mr. Epstein's house,
17 what you told them as to how you ended up going to
18 Epstein's. I asked you what you had told them.

19 Now my question to you is I never asked you
20 what you told the FBI. At this point I'm beyond that,
21 so let me ask this question.

22 How did you first hear that other people in
23 your grade or at school were going to Mr. Epstein's
24 home? Who did you hear that from?

25 A. I mean I just remember the first time I heard

1 about it was [REDACTED]. asking me to go. And then after that,
2 I just remember Jane Doe 4 talking about it and then
3 [REDACTED].

4 Q. And you said [REDACTED]. asked you to go. And at
5 that time I think you said it was, you remembered it
6 being in gym class or something like that.

7 A. Yes.

8 Q. And [REDACTED]. was in your grade?

9 A. [REDACTED], but anybody could
10 have gym together.

11 Q. So what specifically did [REDACTED]. say to you, your
12 best recollection?

13 A. She asked me if, if I needed a job and if I
14 needed money, and then she asked me if I knew how to
15 give a massage. And I said yes, but not professionally.
16 And she told me that was fine.

17 And then she told me how she knows a guy that
18 lives in Palm Beach and will pay me if I give a massage.

19 Q. You had been to Palm Beach before?

20 A. Yes.

21 Q. And I assume based on what you told me earlier
22 you had been to the beach in Palm Beach?

23 A. Yes.

24 Q. And had your dad driven you over there in Palm
25 Beach because this is where I work, this is the kind of

1 A. No.

2 Q. All right. She just said "If you want a job,
3 you want to make some money, you have to give a
4 massage."

5 You said, "I'm not a professional, but I've
6 given massages before"?

7 A. Yes.

8 Q. Who had you ever given a massage to?

9 A. I don't remember, just girlfriends mainly,
10 like back massages.

11 Q. So did you ask [REDACTED]. when she said, you know,
12 you can make some money, did she tell you how much you
13 could make?

14 A. Yeah, I think she said \$200.

15 Q. And did she say whether she was going to make
16 any money?

17 A. No.

18 Q. And did you say okay, did you say "Yeah, I'm
19 interested"; or "No, I'm not interested, let me think
20 about it"?

21 A. I told her I was interested.

22 Q. Why were you interested in any way -- well,
23 let me ask you this. Did you say "Well, where exactly
24 is the massage going take place?"

25 A. I didn't ask her any of the details. I just

1 remember us going there.

2 Q. And [REDACTED]. drove?

3 A. Yes.

4 Q. What did she have at the time? Did she have a
5 car, a truck, SUV?

6 A. [REDACTED].

7 Q. What did it look like, do you remember?

8 A. [REDACTED].

9 Q. [REDACTED], all right. Now before you went, did
10 you talk with her again and say "Okay, what am I
11 supposed to wear?"

12 A. No. That first conversation, she just told me
13 to dress cute.

14 Q. Dress cute?

15 A. Yeah.

16 Q. What's that mean to you or what did that mean
17 to you?

18 A. I don't know. I just wore like my bathing
19 suit, because she said -- like we were planning on going
20 to the beach after. And then I wore a skirt and a tank
21 top?

22 Q. So you wore a bathing suit, tank top, skirt
23 and like flip-flops?

24 A. Uh huh.

25 Q. Yes?

1 was interested in making money, I guess.

2 Q. So when is the next time you and [REDACTED]. had some
3 conversation about it?

4 A. The next time is she just, I'm pretty sure
5 like when I actually went there.

6 Q. Did she say at school, "Hey, we're going to go
7 on Tuesday" or whatever?

8 A. I don't remember.

9 Q. On any of the times that you ever went to
10 Mr. Epstein's, did you ever miss school to go?

11 A. I went on -- no, I usually went after school.

12 Q. What time? What time did you get out of
13 school, like two, three o'clock?

14 A. Yes.

15 Q. So you would go after you got out of school?

16 A. Yes.

17 Q. And on the first occasion, how did you know
18 that you were going to go a particular day?

19 A. [REDACTED]. told me. I guess she made plans with
20 [REDACTED] or Jeffrey.

21 Q. Tell me what you know, not what you guess. So
22 let me ask you again. What did [REDACTED]. say to you?

23 A. I don't remember exactly. I just remember her
24 asking me, and then I forget how we actually, when we
25 made plans to go there, like what day, but -- and then I

1 MR. HOROWITZ: Form.

2 BY MR. CRITTON:

3 Q. Or something like that?

4 A. I'm sure I did. I don't remember exactly what
5 I told her.

6 Q. All right. So at that point, that is, after
7 that, describe that as a pretty miserable experience for
8 you yourself?

9 A. Yes.

10 Q. So this miserable experience having occurred,
11 I assume you made a decision right then and there that
12 you would never go back to Mr. Epstein's house, because
13 why would you put yourself in such a situation which was
14 awkward, where you would be weird, you would be scared,
15 nervous, anxious, and what he did from your view was
16 inappropriate and uncomfortable for you?

17 MR. HOROWITZ: Form.

18 THE WITNESS: Well, you know I went eight to
19 ten times, so obviously you know I went back after
20 that.

21 BY MR. CRITTON:

22 Q. That's my question to you, was if you found
23 the situation awkward, weird, you were scared, nervous,
24 you felt what he did was inappropriate and you were
25 uncomfortable and confused and you felt that [REDACTED]. had

1 anybody, and then other girls started going, and that's
2 when I believe [REDACTED]. asked me about it or [REDACTED]., one of
3 them. And that's when I took one of those girls.

4 Q. All right. So on the second occasion is when
5 you took somebody else?

6 A. Yes.

7 Q. All right. So on the second occasion you took
8 either [REDACTED]. or [REDACTED]., right?

9 A. Yes.

10 Q. Do you remember which one now, having thought
11 about it?

12 A. No. I mean I know -- now I'm pretty sure it
13 was [REDACTED]., not [REDACTED]., but I can't remember which one I
14 took first.

15 Q. All right. And, all right, on the second
16 occasion you said [REDACTED] called you and asked you whether
17 you wanted to come back or whether you had someone else
18 that would like to come?

19 A. Yeah, she said either.

20 Q. All right. And did she say to you when she
21 called you "Do you have someone else that would like to
22 give Mr. Epstein a massage?"

23 A. Yes.

24 Q. Or did she say to come and work? What did she
25 say?

1 A. She asked me both if I wanted to come work or
2 if I knew somebody what wanted to come work.

3 Q. Those were her exact words?

4 MR. HOROWITZ: Form.

5 THE WITNESS: Pretty much.

6 BY MR. CRITTON:

7 Q. When she said that -- again, you have never
8 texted with [REDACTED], have you?

9 A. I don't remember. I don't think so.

10 Q. You never communicated by Facebook or social
11 networking with [REDACTED]?

12 A. No.

13 Q. Or anyone on behalf of Mr. Epstein?

14 MR. HOROWITZ: Form.

15 THE WITNESS: No.

16 BY MR. CRITTON:

17 Q. All right. And when you talked with [REDACTED] and
18 she said would you like to come and work or do you have
19 a friend that would like to come and work, you said
20 what?

21 A. I told her that I didn't know and that I would
22 call her back.

23 Q. And did you at that time -- how much time had
24 passed since the time you were there the first time?

25 A. I'm not sure. I think like two weeks or so.

1 A. I don't remember.

2 Q. What was her reputation around school?

3 A. It was good.

4 Q. All right. So what did you do? Did you call
5 ██████ back and say "Yep, I'm bringing a friend"?

6 A. No. ██████ actually called me again, and then
7 I told her that I, yes, I had a friend that wanted to
8 come, ██████.

9 Q. And she said, ██████ said "Okay, just set up a
10 time"?

11 A. Yes.

12 Q. And did you set up a time and did you take
13 ██████ there?

14 A. I don't remember.

15 Q. ██████, was she driving at the time?

16 A. Yes.

17 Q. Did you say you were in the same class?

18 A. Yes.

19 Q. So one of the two of you drove, and I think
20 you told us earlier maybe ██████ went, you just don't
21 remember, or you think just the two of you went?

22 A. I don't remember.

23 Q. So you drive over there. Did ██████ ask you any
24 questions as you were going over there?

25 A. I don't remember.

1 her like it had been to you?

2 MR. HOROWITZ: Form.

3 THE WITNESS: She didn't go into any detail.

4 I'm sure she was embarrassed.

5 BY MR. CRITTON:

6 Q. As you had been, right?

7 A. Yes.

8 Q. Okay. And did she say anything else?

9 A. Not that I can remember.

10 Q. To your knowledge, did [REDACTED] ever go back to
11 Mr. Epstein's?

12 A. I don't know.

13 Q. You never took her?

14 A. No. I never took her again.

15 Q. All right. On the third occasion that you
16 went to Mr. Epstein's, is this when you would have taken
17 [REDACTED].?

18 A. Yes, I believe so.

19 Q. So the third time, how did that happen?

20 A. I don't remember exactly. I just remember me
21 taking her there. I think I might have drove, and
22 basically the same thing with [REDACTED].

23 Q. Did you tell [REDACTED] what your experience had
24 been?

25 A. Yes, but she also heard about it from other

1 this occasion?

2 A. I believe [REDACTED] and maybe [REDACTED], the girl,
3 [REDACTED] girl.

4 Q. I'm sorry, [REDACTED] and, and [REDACTED]?

5 A. Yeah, [REDACTED].

6 Q. You pull into the kitchen. Was the cook
7 there?

8 A. I think so, yeah. There was usually a cook
9 there.

10 Q. Did you have anything to eat?

11 A. I don't remember.

12 Q. So you sat in the kitchen and did [REDACTED] take
13 [REDACTED]. upstairs?

14 A. Yes.

15 Q. How long was she up there, about 30 minutes?

16 A. Yes.

17 Q. She comes back down. Did Mr. Epstein come
18 back down again?

19 A. Umm, umm, actually I think that was the time
20 that [REDACTED] brought me up there and Jeffrey was, was in
21 like a smaller room kind of by the bathroom.

22 And he gave me the money and he said something
23 like "good job," and then just tried to grab my butt
24 again. And then I was kind of like pulled away, and he
25 gave me the money and then [REDACTED]. came out and then we

1 Q. Did they ever call for help when they were
2 there?

3 A. No.

4 Q. Did you after the first visit ever call the
5 Palm Beach Police Department?

6 A. No.

7 Q. Okay. Did [REDACTED]. ever say, "You know what?
8 This guy did something inappropriate, we should call the
9 police"?

10 A. No.

11 Q. How about [REDACTED]. and you? Did [REDACTED]. say anything
12 to you about calling the police that maybe what was
13 going on was inappropriate?

14 A. No.

15 Q. All right. So you made another 200 bucks for
16 taking somebody else, right?

17 A. Yes.

18 Q. Okay. The fourth time now you went, how did
19 it happen that you went a fourth time?

20 A. I just heard about, you know, girls going, and
21 then I just needed money and [REDACTED] like kept calling me,
22 so then I just decided to go back, but it's hard to
23 distinct from time to time. I just remember like major
24 things that happened when I was there.

25 Q. Okay. The fourth time, you say you needed

1 kitchen. One time I saw a little girl there. One time
2 I saw the [REDACTED] girl there. [REDACTED] was usually always
3 there.

4 Q. Can you tell me, can you identify the fourth
5 time and what happened at the fourth time?

6 A. I think the fourth time was when he was in the
7 shower and I went up there.

8 Q. So you went up. Did [REDACTED] take you up or you
9 just knew how to get up there?

10 A. I think she took me up.

11 Q. Okay. Now this is the fourth time you went.
12 You went one time, you were, you felt the situation
13 completely inappropriate, you were traumatized, you were
14 scared and confused.

15 The next two times you take friends. You
16 explain to them what was going to go on, and they knew,
17 they heard it from other people.

18 Why did you put yourself in a position to go
19 back now a second time yourself after the first
20 experience was traumatic and awful for you?

21 MR. HOROWITZ: Form.

22 THE WITNESS: I don't know, I just, I wanted
23 money. And I mean a lot of my high school
24 girlfriends were going and I thought it was kind of
25 like, you know, getting to be normal almost. And I

1 that.

2 Q. Did he ever pay you more than \$200?

3 A. No.

4 Q. So he always paid you \$200?

5 A. Yes.

6 Q. Okay. Now on that occasion, on the sixth now,
7 you say again -- well, were you on the fifth or the
8 sixth?

9 A. They kind of blend together for me, so --

10 Q. On the fifth or the sixth, what happened
11 again -- now let's go to the sixth. What happened
12 differently on the sixth than the fifth?

13 MR. HOROWITZ: Form.

14 THE WITNESS: I honestly can't remember every
15 visit. I just remember like really the things that
16 stood out. Like it's so painful for me to
17 remember, like I don't know, it's hard to bring
18 back up, and I just remember the main things that
19 happened.

20 BY MR. CRITTON:

21 Q. Well, at some visit, whether it was the fifth
22 or the sixth, you say he tried to touch your breasts.
23 You moved away from him and said you didn't feel
24 comfortable with that.

25 A. Yes.

1 you, and I think -- well, let me strike that.

2 When I asked you earlier, I think you said
3 that [REDACTED] never texted you through the phone, nor did
4 she ever communicate with you over the computer,
5 correct?

6 A. I don't believe, I definitely never had any
7 e-mails or computer, but I don't think she ever texted
8 me.

9 Q. All right. And the only communication
10 separate and apart from the conversation that you had
11 with [REDACTED] or the voice message that she left you when
12 you were with the Palm Beach police and they were
13 interviewing you, all other calls for [REDACTED] were dealing
14 with could you come or could you bring someone else to
15 come to work?

16 MR. HOROWITZ: Form.

17 THE WITNESS: Yes.

18 BY MR. CRITTON:

19 Q. And you understood that to mean could you come
20 and give Mr. Epstein a massage?

21 MR. HOROWITZ: Form.

22 THE WITNESS: Yes. Well, she said -- well,
23 basically, yeah.

24 BY MR. CRITTON:

25 Q. And she never, that is, [REDACTED] never said to

1 you "I want you to come to work to provide sexual
2 services for Mr. Epstein"?

3 She never said that, did she?

4 MR. HOROWITZ: Form.

5 THE WITNESS: No.

6 BY MR. CRITTON:

7 Q. All right. And based on what you told me,
8 just told me, [REDACTED] never attempted to persuade or to
9 induce or to entice you to engage in any sexual conduct
10 with Mr. Epstein during any phone conversation, did she?

11 MR. HOROWITZ: Form.

12 THE WITNESS: Just the massages and basically
13 that.

14 BY MR. CRITTON:

15 Q. Right. And she's the only one who ever called
16 you, true?

17 A. I think so.

18 Q. Has anyone, separate and apart from the
19 allegations you have made in this complaint, has anyone
20 ever attempted to sexually assault you or to rape you?

21 A. No.

22 Q. At any time? Have you ever been attacked by
23 anyone?

24 A. No.

25 Q. Other than your [REDACTED]

1 Q. Let me get back to the police here.

2 So the police sit and they interview you for
3 an hour and a half to two hours, and during that, not
4 only the sworn part of the testimony out of your
5 statement, but as well you're saying that you lied to
6 them during part of, part of what you've said, both
7 sworn and unsworn, and as well you didn't provide them
8 all the information, right?

9 A. Yes.

10 Q. Now, you filed your lawsuit in this case
11 against Mr. Epstein and you are seeking, at least your
12 lawyers are asking in part of the complaint for
13 \$50 million. Are you aware of that?

14 A. No, my lawyers take care of all that.

15 Q. All right. Let me show you I'll mark as
16 Exhibit 1.

17 (The document was marked Defendant's
18 Exhibit 1 for identification.)

19 BY MR. CRITTON:

20 Q. Exhibit 1 is the amended complaint that you
21 filed, that your lawyers -- it's the second complaint
22 that actually was filed in this action. The original
23 complaint was filed on September 10th of '08, all right?

24 A. Uh huh.

25 Q. Yes?

1 A. Yes.

2 Q. All right. So between the time that the
3 lawsuit was filed on September -- let me strike that --
4 that you gave a statement to the police officers under
5 which you, about which you've admitted you did not tell
6 the truth on [REDACTED], 2005, up until three years
7 later -- almost three years later, September 10th of
8 '08, did you recontact the police and tell the police
9 that you had not told them the truth? In fact, you had
10 lied to them and withheld information?

11 A. I told the FBI that when they came up to visit
12 me [REDACTED].

13 Q. That wasn't my question.

14 MR. HOROWITZ: Form.

15 BY MR. CRITTON:

16 Q. My question was did you talk to the Palm Beach
17 police department --

18 A. I never talked to them after that.

19 Q. I need to finish the question.

20 A. I'm sorry.

21 Q. -- from the time that you first spoke with
22 them on [REDACTED] of 2005 up until the time that the
23 complaint was filed, that is, to bring this lawsuit
24 seeking damages in excess of \$50 million against
25 Mr. Epstein, did you ever call or recontact the Palm

1 you first went to Mr. Epstein's home?

2 A. I believe I went the end of my sophomore year
3 till about the end of my junior year. I'm not sure if
4 it was the beginning or the end of my sophomore year.
5 Somewhere around there.

6 Q. Well, you told the police that you were
7 approximately 17 when you first went to Mr. Epstein's
8 home, didn't you?

9 A. I don't exactly remember what, when I said
10 that, I first told them I went.

11 Q. If I asked you to assume that the police
12 report reflects that the statement that you gave to
13 them, that you were there when you were 17 years old,
14 all right?

15 A. Okay.

16 Q. If you were 17 years old and you were born in,
17 let's see, [REDACTED], so it would have been
18 approximately June, the end of June of 2004, correct,
19 that you first went there?

20 MR. HOROWITZ: Form.

21 THE WITNESS: I, I don't exactly know, to be
22 honest with you.

23 BY MR. CRITTON:

24 Q. You mean when you first went to Mr. Epstein's?

25 A. I can't put a date on it. I just remember it

1 was my sophomore year to my junior year.

2 Q. When you gave a statement to the police on
3 [REDACTED], 2005, whether you were 16 or 17, what
4 difference would it have made to the police officers?
5 Why would being scared or confused, why would you lie
6 about your age when you first went to Mr. Epstein's?

7 MR. HOROWITZ: Form.

8 THE WITNESS: I don't know.

9 BY MR. CRITTON:

10 Q. Maybe in fact --

11 A. I mean I did go when I was 17 too, so I may
12 have just said 17, I don't really know.

13 Q. Well, you were 18 -- again, would you agree
14 with me that your recollection of the events involving
15 Mr. Epstein would have been better in October of '05
16 than it is at the current time?

17 MR. HOROWITZ: Form.

18 THE WITNESS: Yes.

19 BY MR. CRITTON:

20 Q. And if you told the police officers you were
21 17 when you first went to Mr. Epstein's home, would you
22 agree with me that that, there would have been no reason
23 for you to lie about your age at that time --

24 MR. HOROWITZ: Form.

25

1 BY MR. CRITTON:

2 Q. -- to the police officers?

3 MR. HOROWITZ: Form.

4 BY MR. CRITTON:

5 Q. Whether you were scared or confused at that
6 time, you probably would have given them at least your
7 accurate age when you first went to Mr. Epstein's?

8 MR. HOROWITZ: Form.

9 THE WITNESS: I may have said it because I was
10 scared and I didn't want to them to think I
11 actually went that long, or I don't know why I said
12 it. I honestly don't know.

13 BY MR. CRITTON:

14 Q. And maybe it was the truth at the time?

15 MR. HOROWITZ: Form.

16 THE WITNESS: I mean I really don't know.

17 BY MR. CRITTON:

18 Q. So it may have been the truth, it may not have
19 been the truth; even today you don't know, correct,
20 whether you were 17 when you first went to
21 Mr. Epstein's?

22 A. I believe I was 16, because I believe it was
23 the end of my sophomore year. So I at least think I was
24 16.

25 Q. So you are meeting with two police officers

1 from the Town of Palm Beach in basically a secure
2 environment, nothing can happen to you there. You told
3 them that you were 17 years old when you first went to
4 Mr. Epstein's.

5 Now that you are seeking \$50 million in a
6 lawsuit that was filed on September 10 of '08, now all
7 of a sudden maybe you were 16? Is that your testimony?

8 MR. HOROWITZ: Let me object to form. You are
9 mischaracterizing the testimony.

10 BY MR. CRITTON:

11 Q. You can go ahead and answer, ma'am.

12 A. Well, I told you that I didn't tell them the
13 complete truth. So what would it matter if I told them
14 I was 17 or 16, when I already told you I didn't tell
15 them the complete truth and I didn't tell them
16 everything that happened?

17 Q. Well, again, my point is merely is --

18 A. I understand.

19 Q. I want you to confirm that you didn't even
20 tell them the correct age, or at least your position is
21 you may have lied to the police officers even about the
22 age when you first went to Mr. Epstein's house?

23 A. I believe the only reason I would have lied
24 about my age, because I was scared and I didn't want
25 them obviously when I was 16 to think that I went there

1 as well as 17 and if I didn't really want to be involved
2 in it, so maybe that's why I said I was 17. I don't
3 remember that far back what I was thinking.

4 Q. Okay. I understand that. But in fact it
5 could have been true that the first time you went to
6 Mr. Epstein's house you were 17 years old, correct?

7 MR. HOROWITZ: Form.

8 THE WITNESS: No, I remember going around the
9 end of my sophomore year.

10 BY MR. CRITTON:

11 Q. Give me your best exact date when you first
12 went to Mr. Epstein's home.

13 A. I remember [REDACTED]. was [REDACTED] and she
14 asked me to go, and I'm almost positive that was my
15 towards the end of my sophomore year. She was in [REDACTED]
16 class.

17 Q. That takes you now to your sophomore year?

18 A. Yes.

19 Q. Okay.

20 A. Yes.

21 Q. Which would have been when?

22 A. When I was 16.

23 Q. You were a senior -- let's just get the dates
24 right. You were senior as of August of '05 -- I'm
25 sorry, of '04, correct?

1 A. Yes.

2 Q. And as of August of '04, you would have been
3 17 years old as a senior; is that correct?

4 A. Yes.

5 Q. Okay. So as a junior, you would have been 16
6 years old and you would have started in August of '03 to
7 '04, right?

8 A. Yes.

9 Q. If '05, 04-05 is your senior year and you were
10 17 during your whole senior year; is that correct?

11 A. Yes.

12 Q. All right. So you would have been 16 during
13 your entire junior year?

14 A. Uh huh.

15 Q. Yes?

16 A. Yes.

17 Q. Okay. But you just said [REDACTED]. asked you to go
18 to Mr. Epstein's house now when you were in your
19 sophomore year.

20 A. Yes.

21 Q. Okay. So you would have been 15 then?

22 A. I guess so. I wasn't really going by age. I
23 was just trying to remember when she was in [REDACTED]
24 class, and I can't remember if it was my sophomore or my
25 junior year.

1 Q. So now you are saying it really could be the
2 junior year?

3 A. I really, I really don't know. I can't
4 remember. I just remember her being [REDACTED]
5 asking me to go.

6 Q. So maybe it's '03, maybe it's '04, maybe it's
7 '05, you are just not sure?

8 MR. HOROWITZ: Form.

9 THE WITNESS: It's not '05. It was either
10 2003, I'm pretty sure it was 2003 -- or 2002 or
11 2003 through 2004. It wasn't 2005 at all.

12 BY MR. CRITTON:

13 Q. All right. Let me show you what I'll mark as
14 Exhibit 2.

15 (The document was marked Defendant's Exhibit
16 2 for identification.)

17 MR. CRITTON: Here's extra copy for you.

18 MR. HOROWITZ: Okay.

19 BY MR. CRITTON:

20 Q. These are interrogatory answers that you
21 signed on January 23, 2008. Do you see that?

22 A. Yes.

23 Q. Would you go to the second, go to the
24 second-to-last page.

25 MR. HOROWITZ: What, is there a question?