

Supreme Court
of the
State of New York



100 CENTRE STREET
NEW YORK, N.Y. 10013

August 26, 2010

Mr. Jeffrey Epstein
9 East 71st Street
New York, N.Y. 10021

Re: SCID # 30129-2010

Dear Mr. Epstein:

Please be advised that pursuant to the 1996 Sex Offender Registration Act, the court must conduct a hearing to determine whether you will be classified as a level 1, 2 or 3 sex offender and if you will be designated as a sexual predator, a sexually violent offender or a predicate sex offender. The court's decision will determine how long you must register as a sex offender and how much information can be provided to the public concerning your registration. The court's determination may be higher, lower or the same as the one recommended by the Board of Examiners.

Your hearing has been scheduled for September 15, 2010 at 9:30 a.m., before the Hon. Ruth Pickholz in part 66 located at 111 Centre Street, New York, N.Y. You have a right to attend this hearing. If you wish to waive your appearance for the hearing enclosed is a waiver form which must be notarized and returned to this office within ten days of receipt. **A request has been made for an attorney to represent you at this hearing.**

If you fail to appear at this proceeding, without sufficient excuse, it shall be held in your absence. Failure to appear may result in a longer period of registration or a higher level of community notification because you are not present to offer evidence or contest evidence offered by the District Attorney.

Enclosed please find the Board of Examiners summary with their recommendation that you be assigned a risk level of 3 and a document which describes what your duties will be after you are assigned a risk level. At the conclusion of the determination hearing you will receive a copy of the court's final recommendation with a notice to appeal.

Very truly yours,

Mary A. Price, CCS
Supreme Court - Criminal Term, New York County

encs.

The following is the Board of Examiners of Sex Offenders' recommendation pursuant to Section 168-l of Article 6-C of the NYS Correction Law as to whether the offender shall be designated a Sexually Violent Offender, Predicate Sex Offender, or Sexual Predator as defined in subdivision seven of Section 168-a or whether the offender does not fit any of those categories due to his conviction.

Please check all that apply:

- Sexually Violent Offender - a sex offender who has been convicted of a sexually violent offense defined in Correction Law section 168-a (3).

Please check which conviction(s) apply, also please indicate whether the conviction was for an attempt at an offense:

<u>Attempt</u>	<u>Current</u>	<u>Previous</u>	<u>Attempt</u>
<input type="checkbox"/> 130.35 - Rape 1st degree	<input type="checkbox"/>	<input type="checkbox"/>	130.53 - Persistent sexual abuse
<input type="checkbox"/> 130.50 - Sodomy 1st degree/Criminal Sexual Act 1st degree	<input type="checkbox"/>	<input type="checkbox"/>	130.65-a - Aggravated sexual abuse 4th degree
<input type="checkbox"/> 130.65 - Sexual Abuse 1st degree	<input type="checkbox"/>	<input type="checkbox"/>	130.90 - Facilitating a sex offense with a controlled substance
<input type="checkbox"/> 130.66 - Aggravated sexual abuse 3rd degree	<input type="checkbox"/>	<input type="checkbox"/>	a conviction of or a conviction for an attempt to commit any provisions of the foregoing sections committed or attempted as a hate crime defined in section 485.05 of the penal law or as a crime of terrorism defined in section 490.25 of such law.
<input type="checkbox"/> 130.67- Aggravated sexual abuse 2nd degree	<input type="checkbox"/>	<input type="checkbox"/>	a conviction of an offense in any other jurisdiction which includes all of the essential elements of any such felony provided for above or conviction of a felony in any other jurisdiction for which the offender is required to register as a sex offender in the jurisdiction which the conviction occurred.
<input type="checkbox"/> 130.70 - Aggravated sexual abuse 1st degree	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> 130.75 - Course of sexual conduct against a child 1st degree	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> 130.80 - Course of sexual conduct against a child 2nd degree	<input type="checkbox"/>	<input type="checkbox"/>	

- Predicate Sex Offender - a sex offender who has been convicted of an offense set forth in subdivision 2 or 3 of Correction Law Section 168-a when the offender has been previously convicted of an offense set forth in subdivision 2 or 3 of Section 168-a, regardless of the date of the prior conviction and regardless of whether the offender was required to register for the previous conviction.

Please identify below the offenders previous qualifying conviction(s) as well as the offender's current qualifying conviction, also please indicate whether the conviction was for an attempt at an offense:

<u>Current</u>	<u>Previous</u>	<u>Attempt</u>	<u>Current</u>	<u>Previous</u>	<u>Attempt</u>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	130.20 - Sexual Misconduct	<input type="checkbox"/>	130.60 - Sexual Abuse 2nd degree
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	130.25 - Rape 3rd degree	<input type="checkbox"/>	255.25 - Incest
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	130.30 - Rape 2nd degree	<input type="checkbox"/>	Article 263 offense - Sexual Performance by a Child
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	130.40 - Sodomy 3rd degree/ Criminal Sexual Act 3rd	<input type="checkbox"/>	135.05 - Unlawful Imprisonment 2nd degree
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	130.45 - Sodomy 2nd degree/ Criminal Sexual Act 2nd	<input type="checkbox"/>	135.10 - Unlawful Imprisonment 1st degree
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	135.20 - Kidnapping 2nd degree
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	135.25 - Kidnapping 1st degree

(*Note: 135.05, 135.10, 135.20, 135.25 - the victim must be less than 17 years old and the offender must not be the parent of the victim)

Continued on the next page.

2. (Cont'd)

<u>Current</u>	<u>Previous</u>	<u>Attempt</u>	<u>Current</u>	<u>Previous</u>	<u>Attempt</u>
230.04 - Patronizing a prostitute 3rd degree (victim <17 years old)			130.35 - Rape 1st degree		
230.05 - Patronizing a prostitute 2nd degree			130.50 - Sodomy 1st degree/Criminal Sexual Act 1st degree		
230.06 - Patronizing a prostitute 1st degree			130.65 - Sexual Abuse 1st degree		
230.30 (2) - Promoting prostitution 2nd degree			130.66 - Aggravated sexual abuse 3rd degree		
230.32 - Promoting prostitution 1st degree			130.67- Aggravated sexual abuse 2nd degree		
235.22 - Disseminating indecent material to minors 1st degree			130.70 - Aggravated sexual abuse 1st degree		
a conviction of or a conviction for an attempt to commit any provisions of a listed sex offense committed or attempted as a hate crime defined in section 485.05 of the penal law or as a crime of terrorism defined in section 490.25 of such law.			130.75 - Course of sexual conduct against a child 1st degree		
130.52 - Forceible touching (victim<18 years old)			130.80 - Course of sexual conduct against a child 2nd degree		
130.55 - Sexual abuse 3rd degree (victim<18 years old)			130.53 - Persistent sexual abuse		
Conviction/Attempt to commit any provision of 130.52 or 130.55 of the penal law regardless of age of victim and the offender has previously been convicted of: (i) a sex offense listed in Correction Law Section 168-a (2), or (ii) a sexually violent offense listed in Correction Law Section 168-a (3), or (iii) any of the provisions of section 130.52 or 130.55 of the penal law or an attempt thereof.			130.65-a - Aggravated sexual abuse 4th degree		
A conviction of (i) an offense in any other jurisdiction which includes all of the essential elements of any such crime provided for in Correction Law Section 168-a (2) (a), or (ii) a felony in any other jurisdiction for which the offender is required to register as a sex offender in the jurisdiction in which the conviction occurred, or (iii) any of the provisions of 18 U.S.C. 2251, 18 U.S.C. 2251A, 18 U.S.C. 2252, 18 U.S.C. 2252A, or 18 U.S.C. 2260 provided the elements of such crime of conviction are substantially the same as those which are part of such offense as of March 11, 2002.			130.90 - Facilitating a sex offense with a controlled substance a conviction of or a conviction for an attempt to commit any provisions of a sexually violent offense as set forth in Correction Law Section 168-a (3) committed or attempted as a hate crime defined in section 485.05 of the penal law or as a crime of terrorism defined in section 490.25 of such law.		
			a conviction of an offense in any other jurisdiction which includes all of the essential elements of any such felony provided for above or conviction of a felony in any other jurisdiction for which the offender is required to register as a sex offender in the jurisdiction which the conviction occurred.		
			250.45(2),(3)and(4) - Unlawful surveillance 2nd degree		
			250.50 - Unlawful surveillance 1st degree		

3. Sexual Predator - a sex offender who has been convicted of a sexually violent offense defined in Correction Law Section 168-a (3) and who suffers from a mental abnormality or personality disorder that makes him or her likely to engage in predatory sexually violent offenses.

4. None of the above.

SEX OFFENDER REGISTRATION ACT RISK ASSESSMENT INSTRUMENT		RISK FACTOR	VALUE	SCORE
I. CURRENT OFFENSE(S)				
1. Use of Violence				
Used forcible compulsion		+10	X	10
Inflicted physical injury		+15		
Armed with a dangerous instrument		+30		
2. Sexual Contact with Victim				
Contact over clothing		+5		
Contact under clothing		+10		
Sexual intercourse, deviate sexual intercourse or aggravated sexual abuse		+25	X	25
3. Number of Victims				
Two		+20		
Three or more		+30	X	30
4. Duration of offense conduct with victim				
Continuing course of sexual misconduct		+20	X	20
5. Age of victim				
11 through 16		+20	X	20
10 or less, 63 or more		+30		
6. Other victim characteristics				
Victim suffered from mental disability or incapacity or from physical helplessness		+20		0
7. Relationship with victim				
Stranger or established for purpose of victimizing or professional relationship		+20	X	20
II. CRIMINAL HISTORY				
8. Age at first act of sexual misconduct				
20 or less		+10		0
9. Number and nature of prior crimes				
Prior history/no sex crimes or felonies		+5	X	5
Prior history/non-violent felony		+15		
Prior violent felony, or misdemeanor sex crime or endangering welfare of a child		+30		
10. Recency of prior offense				
Less than 3 years		+10		0
11. Drug or Alcohol abuse				
History of abuse		+15		0
COLUMNS 1- 11 SUBTOTAL				130

SEX OFFENDER REGISTRATION ACT RISK ASSESSMENT INSTRUMENT		RISK FACTOR	VALUE	SCORE
III. POST-OFFENSE BEHAVIOR				
12. Acceptance of Responsibility				
Not accepted responsibility		+10		0
Not accepted responsibility / refused or expelled from treatment		+15		
13. Conduct while confined / supervised				
Unsatisfactory		+10		0
Unsatisfactory with sexual misconduct		+20		
IV. RELEASE ENVIRONMENT				
14. Supervision				
Release with specialized supervision		0		0
Release with supervision		+5		
Release without supervision		+15		
15. Living / employment situation				
Living or employment inappropriate		+10		0
COLUMNS 12-15 SUBTOTAL				0
COLUMNS 1-11 SUBTOTAL				130
TOTAL RISK FACTOR SCORE (add 2 subtotals)				130

1 2 X

Level 1 (low)	=	0 to +70
Level 2 (moderate)	=	+75 to +105
Level 3 (high)	=	+110 to +300

Note: The Sex Offender Registration Act requires the court or Board of Examiners of Sex Offenders to consider any victim impact statement in determining a sex offender's level of risk.

Offender Name: JEFFREY E EPSTEIN

NYSID #: OS1909

Docket #: _____

RISK LEVEL: 3

Assessor's Signature: [Signature]

Date: 8-19-10

A. Overrides (if any override is circled, offender is presumptively a Level 3)

- Offender has a prior felony conviction for a sex crime
- Offender inflicted serious physical injury or caused death
- The offender has made a recent threat that he will reoffend by committing a sexual or violent crime
- There has been a clinical assessment that the offender has a psychological, physical, or organic abnormality that decreases ability to control impulsive sexual behavior

B. Departure

- A departure from the risk level is warranted
 Yes No
- If yes, circle the appropriate risk level 1 2 3
- If yes, explain the basis for departure (See Summary)

RE: JEFFREY E EPSTEIN
NYSID #: OS1909

DATE: 8/23/2010

CASE SUMMARY

This assessment is based upon a review of the inmate's file which may include but is not limited to the pre-sentence investigation, prior criminal history and post-offense behavior.

Jeffrey Epstein is a 57-year-old sex offender who pled guilty in the state of Florida on 6/30/2008 to two felony sex offenses. Procuring a Person Under 18 for Prostitution and Felony Solicitation of Prostitution. He was sentenced to 12 months in jail followed by 12 months of Community Control.

It would appear he was convicted in London England of Unlawful Possession of an Offensive Weapon, a Sword Stick, and was sentenced to a Conditional Discharge on 1/4/1973.

Regarding the instant offense, Epstein was approximately 51 years of age on or about the year 2005 when he sexually assaulted numerous females between the approximate ages of 14 and 17. Most of the victims were recruited by one of Epstein's female employees from a local high school in the Palm Beach Florida area. Some of the female participants were age 18 or older. The contact included vaginal intercourse, mouth to vagina sodomy, the touching of the breasts and vagina, placing his fingers inside the vagina and Epstein using a vibrator on the victim's vaginal area. The available police reports from the Palm Beach Police Department include conversations with numerous female victims who in most cases, did not know Epstein when they were victimized. Most of the females were embarrassed to speak with police regarding what had happened to them while they were at Epstein's home. Sworn statements were taken from at least five victims and seventeen witnesses concerning massages and unlawful sexual activity that took place at the residence of Jeffrey Epstein. Most of the victims were paid at least \$200.00 each time they performed a massage.

The victims were told they would be giving Epstein a massage and they were escorted to his bedroom. Most victims noted numerous pictures of naked young females, (some of the photos depicted females who would be eventually interviewed by police), on display throughout the home. The offender would enter the room only wearing a towel. In most cases he would remove the towel and ask the victim to remove her clothing. In some cases he would masturbate into a towel while receiving a massage. In other cases he would touch the breasts or vagina of the victim with his hands or use the vibrator. One 14 year old described how Epstein touched her vaginal area with a vibrator and thereafter, when contacted by law enforcement, she had to identify the offender through the use of a photo array. Another 16-year-old victim described giving Epstein massages for two years and at times, he grabbed her buttocks and caressed her butt cheeks as she gave him a massage. Another 16-year-old described going to the offender's home at least 100 times. He would touch her breasts, insert his fingers into her vagina and sometimes use the vibrator on her while masturbating. He would also pay this underage victim to have sex with a female friend while he watched. Occasionally, he would join both girls and perform oral sex on both. This 16-year-old victim described for police how one time, Epstein turned her over on the massage table and forcibly raped her. When she screamed, "NO," he stopped and subsequently apologized for his actions.

The offenders conduct while on Community Control will be considered satisfactory and he does not have a history of substance abuse. Based upon his plea of guilty, Epstein will be credited with accepting responsibility for his actions. He will be scored for sexual and deviate sexual intercourse, forcible compulsion, numerous victims and their ages, a continued course of sexual misconduct, a prior misdemeanor conviction in England absent specific information, for his stranger relationship to most victims and for establishing a relationship with these underage girls for the purpose of victimization.

The Board acknowledges correspondence received from the offender's attorney.

RE: JEFFREY E EPSTEIN
NYSID #: OS1909

DATE: 8/23/2010

CASE SUMMARY

Jeffrey Epstein used his wealth and power in such a way so that he could take advantage of many teenage girls to satisfy his own sexual perversions. He scores as a Level III Sex Offender with absolutely no basis for downward departure.

YOUR DUTIES AS A SEX OFFENDER IN ACCORDANCE WITH NEW YORK STATE CORRECTION LAW ARTICLE 6-C (ACT) ARE LISTED BELOW

1. You must register with the Division of Criminal Justice Services (DCJS), 4 Tower Place, Albany, NY, 12203-3764, 15 days prior to your release from a state or local correctional facility, or upon the imposition of a probation sentence, to verify your intended home address.
2. You must notify DCJS in writing of any change of home address within 10 days before you move. (NOTE: Change of address forms are available at your local law enforcement agency, parole or probation office, or from DCJS.) If you move to another state, you must register as a sex offender within 10 days of establishing residence. You must also register in any state in which you are employed or are a student.
3. You must notify DCJS in writing if you attend, enroll at, reside at or are employed at any institution of higher education. You must also notify DCJS in writing of any change of status at an institution of higher education no later than 10 days after such change.
4. You must verify your home address once a year, for a minimum period of 10 years through the return of a signed address verification form to DCJS within 10 days of its receipt.
5. If it is determined that your risk level is 3, you must verify your home address in person with your local law enforcement agency every 90 days. You must also verify your home address once a year, as described above.
6. You may be requested to provide fingerprints, a photograph, or other pertinent information found necessary for compliance with this Act.
7. If you fail to register or verify under this Act, you may be convicted of a class E felony. If you are convicted of a second or subsequent offense, you shall be guilty of a class D felony. Failure to register may also be the basis for revocation of parole or probation.

SUS DEBERES COMO DELINCUENTE SEXUAL DE ACUERDO CON LA LEY DE CORRECCION DEL ESTADO DE NUEVA YORK, ARTICULO 6-C (ACTA) ESTAN DESCRITOS A CONTINUACION

1. Usted tiene que registrarse con la Division de Servicios de Justicia Criminal ("DCJS"), 4 Tower Place, Albany, NY 12203-3764, quince días (15) antes de su liberación de una institución correccional estatal o local, o de la imposición de una sentencia de probatoria, para verificar la dirección donde piensa residir.
2. Usted tiene que notificarle a la agencia local de la ejecución de la ley y a DCJS, por escrito, de cualquier cambio en la dirección residencial dentro de los diez (10) días antes de mudarse. (NOTA: Los formularios de cambio de dirección están disponibles en su agencia local de la ejecución de la ley o de DCJS.) Si se muda a otro estado, usted tiene que registre como un delincuente sexual dentro de los 10 días de establecer la residencia. Tiene que registrarse también en cualquier Estado donde este empleado o sea un estudiante.
3. Usted tiene que notificarle a DCJS, por escrito, si está asistiendo a , matriculado en, reside en, o está empleado por, cualquier institución de educación superior. Usted tiene que notificarle también a DCJS, por escrito, de cualquier cambio de su estado en una institución de educación superior, no más tarde de 10 días después de tal cambio.
4. Usted tiene que verificar su dirección residencial una (1) vez al año, por un período mínimo de diez (10) años, por medio de un formulario firmado de verificación de dirección a DCJS dentro de los diez (10) días de recibirlo.
5. Usted tiene que verificar su dirección residencial en persona con la agencia local de la ejecución de la ley cada noventa (90) días si se determina que su nivel de riesgo es tres (3). Usted también tiene que verificar su dirección residencial una (1) vez al año, como se estipula con anterioridad.
6. Se puede exigir que provea huellas dactilares, una fotografía o cualquier otra información pertinente que se considere necesaria para el cumplimiento con esta Acta.
7. Si falla de registrarse o autenticar bajo esta acta, se le podrá condenar de un delito grave tipo E. Si se le encuentra culpable de un delito por una segunda (2) o subsiguiente ocasión, será culpable de un delito grave, tipo D. La falta de registrarse puede servir de base para la revocación de la libertad bajo palabra o probatoria.



STATE OF NEW YORK
BOARD OF EXAMINERS OF SEX OFFENDERS
4 TOWER PLACE
ALBANY, NEW YORK 12203-3764

TO: JEFFREY E EPSTEIN
9 EAST 71ST STREET
NEW YORK, NY 10021

FROM: NYSID# OR BOARD ID # : OS1909
BOARD EXAMINER, STEPHEN D. WEBER

RE: **Board Determination and Risk Level Recommendation**

DATE: 8/19/2010

Pursuant to the New York State Sex Offender Registration Act, the Board of Examiners of Sex Offenders has reviewed your conviction in another jurisdiction and has determined that you are required to register with the New York State Sex Offender Registry. If you haven't already, you will receive a registration form for completion and signature from the New York State Division of Criminal Justice Services Sex Offender Registry or, if you are under supervision, from your supervising officer.

Attached for your review is the risk level recommendation made by the Board. The Board has also forwarded its risk level recommendation to the Court and District Attorney in the jurisdiction in which you currently reside.

Please note that all relevant information considered by the Board has been forwarded to the Court. At least 20 days prior to the determination proceeding, the Court will send you notification of the date of the hearing. You will be advised of the right to be represented by counsel at the hearing and that counsel will be appointed if it is determined that you are financially unable to retain counsel.

This is the final decision of the Board of Examiners of Sex Offenders. If you are aggrieved by this final decision, you may commence a proceeding for judicial review in accordance with Article 78 of the Civil Practice Law and Rules.

The following is the Board of Examiners of Sex Offenders' recommendation pursuant to Section 168-l of Article 6-C of the NYS Correction Law as to whether the offender shall be designated a Sexually Violent Offender, Predicate Sex Offender, or Sexual Predator as defined in subdivision seven of Section 168-a or whether the offender does not fit any of those categories due to his conviction.

Please check all that apply:

1. Sexually Violent Offender - a sex offender who has been convicted of a sexually violent offense defined in Correction Law section 168-a (3).

Please check which conviction(s) apply, also please indicate whether the conviction was for an attempt at an offense:

<u>Attempt</u>	<u>Attempt</u>
_____ 130.35 - Rape 1st degree	_____ 130.53 - Persistent sexual abuse
_____ 130.50 - Sodomy 1st degree/Criminal Sexual Act 1st degree	_____ 130.65-a - Aggravated sexual abuse 4th degree
_____ 130.65 - Sexual Abuse 1st degree	_____ 130.90 - Facilitating a sex offense with a controlled substance
_____ 130.66 - Aggravated sexual abuse 3rd degree	a conviction of or a conviction for an attempt to commit any provisions of the foregoing sections committed or attempted as a hate crime defined in section 485.05 of the penal law or as a crime of terrorism defined in section 490.25 of such law.
_____ 130.67- Aggravated sexual abuse 2nd degree	
_____ 130.70 - Aggravated sexual abuse 1st degree	a conviction of an offense in any other jurisdiction which includes all of the essential elements of any such felony provided for above or conviction of a felony in any other jurisdiction for which the offender is required to register as a sex offender in the jurisdiction which the conviction occurred.
_____ 130.75 - Course of sexual conduct against a child 1st degree	
_____ 130.80 - Course of sexual conduct against a child 2nd degree	

2. Predicate Sex Offender - a sex offender who has been convicted of an offense set forth in subdivision 2 or 3 of Correction Law Section 168-a when the offender has been previously convicted of an offense set forth in subdivision 2 or 3 of Section 168-a, regardless of the date of the prior conviction and regardless of whether the offender was required to register for the previous conviction.

Please identify below the offenders previous qualifying conviction(s) as well as the offender's current qualifying conviction, also please indicate whether the conviction was for an attempt at an offense:

<u>Current</u>	<u>Previous</u>	<u>Attempt</u>	<u>Current</u>	<u>Previous</u>	<u>Attempt</u>
_____	_____ 130.20 - Sexual Misconduct	_____	_____	_____ 130.60 - Sexual Abuse 2nd degree	_____ 135.20 - Kidnapping 2nd degree
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_____	_____ 130.40 - Sodomy 3rd degree/ Criminal Sexual Act 3rd	_____	_____	_____ 135.05 - Unlawful Imprisonment 2nd degree	
_____	_____ 130.45 - Sodomy 2nd degree/ Criminal Sexual Act 2nd	_____	_____	_____ 135.10 - Unlawful Imprisonment 1st degree	

(*Note: 135.05, 135.10, 135.20, 135.25 - the victim must be less than 17 years old and the offender must not be the parent of the victim)

Continued on the next page.

2. ()

<u>Current</u>	<u>Previous</u>	<u>Attempt</u>	<u>Current</u>	<u>Previous</u>	<u>Attempt</u>
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3. Sexual Predator - a sex offender who has been convicted of a sexually violent offense defined in Correction Law Section 168-a (3) and who suffers from a mental abnormality or personality disorder that makes him or her likely to engage in predatory sexually violent offenses.

4. None of the above.

SEX OFFENDER REGISTRATION ACT RISK ASSESSMENT INSTRUMENT		RISK FACTOR	VALUE	SCORE
I. CURRENT OFFENSE(S)				
1. Use of Violence				
Used forcible compulsion	+10	X		10
Inflicted physical injury	+15			
Armed with a dangerous instrument	+30			
2. Sexual Contact with Victim				
Contact over clothing	+5			
Contact under clothing	+10			
Sexual intercourse, deviate sexual intercourse or aggravated sexual abuse	+25	X		25
3. Number of Victims				
Two	+20			
Three or more	+30	X		30
4. Duration of offense conduct with victim				
Continuing course of sexual misconduct	+20	X		20
5. Age of victim				
11 through 16	+20	X		20
10 or less, 63 or more	+30			
6. Other victim characteristics				
Victim suffered from mental disability or incapacity or from physical helplessness	+20			0
7. Relationship with victim				
Stranger or established for purpose of victimizing or professional relationship	+20	X		20
II. CRIMINAL HISTORY				
8. Age at first act of sexual misconduct				
20 or less	+10			0
9. Number and nature of prior crimes				
Prior history/no sex crimes or felonies	+5	X		5
Prior history/non-violent felony	+15			
Prior violent felony, or misdemeanor sex crime or endangering welfare of a child	+30			
10. Recency of prior offense				
Less than 3 years	+10			0
11. Drug or Alcohol abuse				
History of abuse	+15			0
COLUMNS 1- 11 SUBTOTAL				130

SEX OFFENDER REGISTRATION ACT RISK ASSESSMENT INSTRUMENT		RISK FACTOR	VALUE	SCORE
III. POST-OFFENSE BEHAVIOR				
12. Acceptance of Responsibility				
Not accepted responsibility	+10			0
Not accepted responsibility / refused or expelled from treatment	+15			
13. Conduct while confined / supervised				
Unsatisfactory	+10			0
Unsatisfactory with sexual misconduct	+20			
IV. RELEASE ENVIRONMENT				
14. Supervision				
Release with specialized supervision	0			0
Release with supervision	+5			
Release without supervision	+15			
15. Living / employment situation				
Living or employment inappropriate	+10			0
COLUMNS 12-15 SUBTOTAL				0
COLUMNS 1-11 SUBTOTAL				130
TOTAL RISK FACTOR SCORE (add 2 subtotals)				130
	1	2	X	

Level 1 (low)	=	0 to +70
Level 2 (moderate)	=	+75 to +105
Level 3 (high)	=	+110 to +300

Note: The Sex Offender Registration Act requires the court or Board of Examiners of Sex Offenders to consider any victim impact statement in determining a sex offender's level of risk.

Offender Name: JEFFREY E EPSTEIN

NYSID #: OS1909

Docket #: _____

RISK LEVEL: 3

Assessor's Signature: Sul D. Ul

Date: 8-19-10

A. Overrides (If any override is circled, offender is presumptively a Level 3)

- Offender has a prior felony conviction for a sex crime
- Offender inflicted serious physical injury or caused death
- The offender has made a recent threat that he will reoffend by committing a sexual or violent crime
- There has been a clinical assessment that the offender has a psychological, physical, or organic abnormality that decreases ability to control impulsive sexual behavior

B. Departure

- A departure from the risk level is warranted
 Yes No
- If yes, circle the appropriate risk level 1 2 3
- If yes, explain the basis for departure (See Summary)

RE: JEFFREY E EPSTEIN
NYSID #: OS1909

DATE: 8/23/2010

CASE SUMMARY

This assessment is based upon a review of the inmate's file which may include but is not limited to the pre-sentence investigation, prior criminal history and post-offense behavior.

Jeffrey Epstein is a 57-year-old sex offender who pled guilty in the state of Florida on 6/30/2008 to two felony sex offenses, Procuring a Person Under 18 for Prostitution and Felony Solicitation of Prostitution. He was sentenced to 12 months in jail followed by 12 months of Community Control.

It would appear he was convicted in London England of Unlawful Possession of an Offensive Weapon, a Sword Stick, and was sentenced to a Conditional Discharge on 1/4/1973.

Regarding the instant offense, Epstein was approximately 51 years of age on or about the year 2005 when he sexually assaulted numerous females between the approximate ages of 14 and 17. Most of the victims were recruited by one of Epstein's female employees from a local high school in the Palm Beach Florida area. Some of the female participants were age 18 or older. The contact included vaginal intercourse, mouth to vagina sodomy, the touching of the breasts and vagina, placing his fingers inside the vagina and Epstein using a vibrator on the victim's vaginal area. The available police reports from the Palm Beach Police Department include conversations with numerous female victims who in most cases, did not know Epstein when they were victimized. Most of the females were embarrassed to speak with police regarding what had happened to them while they were at Epstein's home. Sworn statements were taken from at least five victims and seventeen witnesses concerning massages and unlawful sexual activity that took place at the residence of Jeffrey Epstein. Most of the victims were paid at least \$200.00 each time they performed a massage.

The victims were told they would be giving Epstein a massage and they were escorted to his bedroom. Most victims noted numerous pictures of naked young females, (some of the photos depicted females who would be eventually interviewed by police), on display throughout the home. The offender would enter the room only wearing a towel. In most cases he would remove the towel and ask the victim to remove her clothing. In some cases he would masturbate into a towel while receiving a massage. In other cases he would touch the breasts or vagina of the victim with his hands or use the vibrator. One 14 year old described how Epstein touched her vaginal area with a vibrator and thereafter, when contacted by law enforcement, she had to identify the offender through the use of a photo array. Another 16-year-old victim described giving Epstein massages for two years and at times, he grabbed her buttocks and caressed her butt cheeks as she gave him a massage. Another 16-year-old described going to the offender's home at least 100 times. He would touch her breasts, insert his fingers into her vagina and sometimes use the vibrator on her while masturbating. He would also pay this underage victim to have sex with a female friend while he watched. Occasionally, he would join both girls and perform oral sex on both. This 16-year-old victim described for police how one time, Epstein turned her over on the massage table and forcibly raped her. When she screamed, "NO," he stopped and subsequently apologized for his actions.

The offenders conduct while on Community Control will be considered satisfactory and he does not have a history of substance abuse. Based upon his plea of guilty, Epstein will be credited with accepting responsibility for his actions. He will be scored for sexual and deviate sexual intercourse, forcible compulsion, numerous victims and their ages, a continued course of sexual misconduct, a prior misdemeanor conviction in England absent specific information, for his stranger relationship to most victims and for establishing a relationship with these underage girls for the purpose of victimization.

The Board acknowledges correspondence received from the offender's attorney.

RE: JEFFREY E EPSTEIN
NYSID #: OS1909

DATE: 8/23/2010

CASE SUMMARY

Jeffrey Epstein used his wealth and power in such a way so that he could take advantage of many teenage girls to satisfy his own sexual perversions. He scores as a Level III Sex Offender with absolutely no basis for downward departure.