

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

January 7, 2021

**VIA EMAIL**

Laura Birger  
Chief of the Criminal Division  
United States Attorney's Office  
Southern District of New York  
1 St. Andrew's Plaza  
New York, New York 10007

Re: [REDACTED] [REDACTED]

Dear Laura:

In anticipation of our call tomorrow, we thought it would be useful to set out our thoughts about our client, [REDACTED].

Since 2019, [REDACTED] has engaged in plea negotiations with your Office. Throughout this time period, prior counsel and we have stressed that we believe that any prosecution of [REDACTED] is wrong. The events for which you are considering prosecuting [REDACTED] occurred [REDACTED] years ago. The sex trafficking was run by and for the benefit of Mr. Epstein. [REDACTED] did not sexually or financially benefit from Mr. Epstein's sexual abuse of women. There is no question that [REDACTED] making appointments and phone calls were at Epstein and Maxwell's direction.

[REDACTED] Your Office has acknowledged that none of the victims ever told [REDACTED] their age, but you argue she should have known their age from circumstantial evidence. Thus, you allege that she turned a blind eye to Mr. Epstein's wrongdoing – the same that can be said about every other person in Mr. Epstein's orbit, including the numerous people who worked in his houses, arranged his travel, etc.

For these reasons and others, we have told your Office that we believe that it is unjust to single [REDACTED] out for prosecution. We understand from you that many of the victims are angry at her because they recall her scheduling some of their appointments and walking some of them to the massage room, whereupon Mr. Epstein molested them. The victims were young at the time that this occurred, and they were traumatized by Mr. Epstein's abusive conduct. We

understand that this would of course cause [REDACTED] to loom large in their memories and that since Mr. Epstein has twice escaped serious consequences for his crimes, they would seek vengeance elsewhere and blame [REDACTED] for what occurred. Additionally, we understand that two of the women claim that [REDACTED] was present during some of the sexual abuse, causing even more anger at her. As we have told you, we firmly believe that these memories are inaccurate and that they are substituting [REDACTED] for another person. However, it would be grossly unfair to charge [REDACTED] so many years later when it will be difficult for her to prove that these victims' recollections are wrong and therefore defend herself.

But even if the victims' memories were 100% accurate, we do not believe that any of this is sufficient justification for seeking to prosecute and imprison [REDACTED]. The abuse that happened to these young women was Jeffrey Epstein's fault, not [REDACTED] fault. [REDACTED]

[REDACTED] she did not understand that something wrong was occurring – what she saw was young women who voluntarily returned on multiple occasions to give massages. She believed that they wanted to be there and none of them ever told her that they were being sexually abused or ever indicated that they did not want to return or give a massage to Mr. Epstein. [REDACTED] – it is absurd to think that she had the wherewithal to understand that she should protect others. [REDACTED]

Nor was [REDACTED] the only person who failed to speak up. Everyone in Mr. Epstein's universe – including all of the household workers, the people who scheduled and arranged travel for the young women, the highly accomplished professionals and the economically and politically powerful people who associated with Mr. Epstein – failed to speak up. To single out for prosecution [REDACTED]

Prosecuting [REDACTED] for sex trafficking now cannot atone for the failure of other state and federal prosecutors to protect victims of Mr. Epstein more than fifteen years ago when his



We look forward to discussing this with you tomorrow.

Yours Truly,

/s/

[Redacted signature]

cc:

[Redacted recipient list]