

EXHIBIT 29

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL
CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA
CASE No.502008CA037319XXXXMB AB

B.B.

Plaintiff,

-vs- VOLUME I OF II
JEFFREY EPSTEIN
AND SARAH KELLEN,
Defendants.

DEPOSITION OF
DETECTIVE JOSEPH RECAREY

Friday, March 19, 2010
9:37 - 5:12 p.m.
250 Australian Avenue South
Suite 1500
West Palm Beach, Florida 33401

Reported By:
Cynthia Hopkins, RPR, FPR
Notary Public, State of Florida
Prose Court Reporting
Job No.: 1509

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 10-80309

JANE DOE NO. 103,
Plaintiff,
-vs- VOLUME I OF II
JEFFREY EPSTEIN,
Defendant.

DEPOSITION OF
DETECTIVE JOSEPH RECAREY

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9:37 - 5:12 p.m.
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Appearances continued...

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Q. I mean, I'm sorry for such a bad question, but in looking at these property receipts, I just don't see where it tells me how much time each interview had taken. So, I mean, is there an average?

A. That's not going to indicate on any property receipt. There is no...

Q. Right. Okay. Have you ever seen the nonprosecution agreement?

A. No.

Q. Have you ever seen the attached list of victims that was attached as an addendum to the nonprosecution agreement?

MR. PIKE: Form.

THE WITNESS: I believe the Chief had a copy of it. He may have, you know, done one of these, but, no, not in my physical hands.

MR. PIKE: And just for the record when the witness said --

THE WITNESS: I held it up.

MR. PIKE: -- one of these, he held up Exhibit 29.

MR. EDWARDS: Which said memorandum.

MR. PIKE: Memorandum.

THE WITNESS: I just held it up.

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BY MR. EDWARDS:

Q. If a memorandum exists and it is the attached addendum to the nonprosecution agreement containing the names of the underage victims, would that be something in the possession currently of the Palm Beach Police Department?

MR. PIKE: Form.

THE WITNESS: I don't believe so.

BY MR. EDWARDS:

Q. Is that something that's been destroyed or also --

MR. PIKE: Form.

THE WITNESS: I never received a copy of it so...

BY MR. EDWARDS:

Q. Have you ever seen it?

A. Like I said, I may have seen it. I may have been shown it, you know, and just by holding it up and I am only using this exhibit as an example. It may have been just shown to me like this but not in my hands where I actually read the entire document.

MR. PIKE: Move to strike.

BY MR. EDWARDS:

Q. In your investigation, did you prepare a flight log summary?

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A. I remember getting documents from Alan Dershowitz which were flight logs pertaining to Mr. Epstein's plane. And I subpoenaed the information from Jet Aviation, but I don't, I don't recall preparing a flight log.

Q. Okay. Do you remember receiving information from Jet Aviation directly?

MR. PIKE: Form.

THE WITNESS: Jet Aviation does not keep records according to them as to who flies on what plane. I guess you can just drive up to a plane, board it. They have no idea who's on the, who is flying on the plane. They have records of when the plane comes in, if the plane is serviced, and when the plane leaves.

BY MR. EDWARDS:

Q. Did you ever attempt to check with customs or FAA on any of the passengers that have ever been on international flights with Jeffrey Epstein or on his planes?

MR. PIKE: Form.

THE WITNESS: I'm trying to recall.

BY MR. EDWARDS:

Q. At the current time do you have any knowledge of that being done by either the U.S.

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Attorney's office or the FBI?

A. I have no idea what the FBI does. They are primarily one way. You give them the information and nothing comes back, so...

Q. I am starting to get that idea. I am understanding that. Okay.

A. But you know, and I work with them almost on a daily basis, so I am in direct contact with them. And still I have yet to see information come back the other way.

Q. Just so the record is clear, when you say you're working with them on a daily basis, when you're in the Organized Crime Unit on other cases, correct?

A. Yeah, and I am also assigned to the JTTF, the Joint Terrorism Task force here in West Palm Beach.

Q. My understanding from reading your reports is that you also subpoenaed phone records of numerous individuals, correct?

A. Correct.

Q. One of those individuals is Jeffrey Epstein?

A. I believe so.

Q. Sarah Kellen?

A. Yes.

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1 stuck around just to assist the victims.

2 BY MR. EDWARDS:

3 Q. And when you talk about the statement that
4 you provided, did you present testimony related to
5 all of the minor females that you discovered to have
6 come in contact with Jeffrey Epstein or only the
7 four or five names that ultimately were at the end
8 of your probable cause affidavit?

9 MR. PIKE: Form and compound.

10 THE WITNESS: As far as my testimony at
11 the grand jury, I only answered the questions
12 that were asked of me by the state. At that
13 point it was Lanna Belohlavek.

14 I'm sorry about the last name. I don't
15 know how to spell her last name.

16 BY MR. EDWARDS:

17 Q. And in talking with the State Attorney's
18 Office during the investigation, did you indicate to
19 them the number of underage females that you were
20 aware had come in contact sexually with Mr. Epstein?

21 MR. PIKE: Form and assumes facts not in
22 evidence.

23 THE WITNESS: Yes, they were aware of the
24 probable cause affidavit which indicated all
25 the facts.

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1 BY MR. EDWARDS:

2 Q. And can you recall what their position was
3 on the various acts that are related in the probable
4 cause affidavit? And ultimately I am asking why is
5 it that they were not interested in hearing from all
6 of the girls and only a select few?

7 MR. PIKE: Form and compound.

8 THE WITNESS: That's a question that
9 you're going to have to ask Lanna Belohlavek
10 because she was aware of all the people that I
11 submitted to her, and yet she choose three
12 people to appear before the grand jury, one
13 knowing that she was not going to be able to
14 appear.

15 MR. PIKE: Move to strike.

16 BY MR. EDWARDS:

17 Q. And who was the person that was not going
18 to be able to appear?

19 A. That would have been Jane Doe No. 103.

20 Q. Do you know why she was unable to appear?

21 A. Because it was finals week in her university
22 and the limited time that they had scheduled the grand
23 jury and the time that it would have been for her to
24 make arrangements to come down was very short.

25 Q. Was there a disagreement about this case

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1 between the Palm Beach Police Department and the
2 State Attorney's Office?

3 A. Yes, there was.

4 Q. And --

5 A. This case was originally brought to their
6 attention very early on in the investigation to which
7 they were, you know, very gung-ho, very let's go, let's
8 do this, up until, up until, up until the meeting with
9 Alan Dershowitz and the State Attorney. And then it, it
10 all took a turn.

11 Q. Were you at that meeting?

12 A. I attended one meeting where I believe it
13 Dershowitz, Krischer, and Belohlavek.

14 MR. PIKE: Object to form.

15 BY MR. EDWARDS:

16 Q. What was said during that meeting?

17 MR. PIKE: All right. With regard to this
18 line of questioning, I just want to be clear
19 that I have form objections to this line of
20 questioning. And the fact that under various
21 Federal Rules, I believe it's 408, 410 as well
22 as various rules under Florida Evidence Code,
23 some of these discussions are protected as
24 potential plea negotiations. So, having said
25 that...

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1 BY MR. EDWARDS:

2 Q. What was said during these, this meeting
3 that you attended?

4 A. Several of the girls' MySpaces were discussed.
5 MySpace being the social network. They all had
6 MySpaces. And the girls, the girls were actually who
7 had the MySpaces had inputted, you know, various
8 different things regarding alcohol use or marijuana use
9 or that kind of thing.

10 Q. And what was brought up at that meeting as
11 to the relevance of whether or not these females
12 that had been to Jeffrey Epstein's house while
13 underage used alcohol or drugs? What was the point
14 of that?

15 MR. PIKE: Form.

16 THE WITNESS: To show that the character
17 of the girls were not, was not to be believed.

18 BY MR. EDWARDS:

19 Q. Okay. It was specifically to attack their
20 credibility?

21 MR. PIKE: Form, move to strike.

22 THE WITNESS: Correct.

23 BY MR. EDWARDS:

24 Q. So, at that point in time who was making
25 those arguments on behalf of Jeffrey Epstein?

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1 attorneys have been unanswered and messages remain
2 unreturned. Is that a statement that you agree
3 with?

4 A. Absolutely.

5 Q. How many messages do you think that you
6 left the State Attorney's Office that were
7 unreturned?

8 A. Quite a few. I actually showed up at Lanna's
9 office because I had left her several messages and
10 didn't, didn't return get a return phone call. And it
11 was during the time where: We're going to the grand
12 jury, no, we're not going to grand jury; yes, we're
13 going; no, we're not.

14 And it was, I believe, the following day
15 when we were supposed to go to the grand jury and I
16 still had not heard from her as to what time nor had
17 I received a subpoena. So, I had contacted her
18 numerous times during that day. I would say three
19 to four times during that day. In the afternoon I
20 actually showed up at her office where she was
21 sitting in her office.

22 Q. Did you speak with her?

23 A. Yes, I did.

24 Q. And what happened within that
25 conversation?

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1 MR. PIKE: Form.

2 THE WITNESS: There was actually a time
3 where there was a plea negotiation being
4 discussed where it was to one count of felony,
5 five years probation, and I believe no one had
6 been contacted regarding to that negotiations.

7 BY MR. EDWARDS:

8 Q. When you say no one, are you speaking
9 about the police or victims?

10 MR. PIKE: One second. Form. I'm going
11 to move to strike and I am going to continue to
12 assert the same privileges under the Federal
13 Rules 408, 410, and 401.9. I'm sorry. Go
14 ahead.

15 BY MR. EDWARDS:

16 Q. When you say no one had been contacted,
17 are you speaking about no police officers that were
18 on the case or no victims?

19 A. Both the police officers and the victims
20 because I was getting phone calls from the victims'
21 parents as to what time are we needed.

22 Q. And when you say we were getting phone
23 calls from the victims' parents, are those the
24 victims that ultimately were listed as victims in
25 the, in the plea that transpired?

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1 A. Correct.

2 MR. PIKE: Form.

3 BY MR. EDWARDS:

4 Q. So, are you talking about A.D., C.L.,
5 S.G., and Jane Doe No. 103?

6 MR. PIKE: Form.

7 THE WITNESS: From S.G.'s family I had
8 gotten multiple phone calls during that day.

9 BY MR. EDWARDS:

10 Q. During any of the meetings -- how many
11 meetings are you aware of that Mr. Dershowitz
12 participated in with the State Attorney's Office?

13 A. There were a couple. Like I said, I attended
14 one.

15 MR. PIKE: Form.

16 THE WITNESS: I didn't attend the second
17 one. I want to say two to three.

18 BY MR. EDWARDS:

19 Q. And he is a person who also is found in
20 the message pad as somebody who has called Jeffrey
21 Epstein's home, correct?

22 A. As far as I can recall, yes.

23 Q. And did he ever indicate to them that he
24 was actually at the home on various occasions when
25 some of these underage girls would come over to

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1 Mr. Epstein's house?

2 MR. PIKE: Form.

3 THE WITNESS: Not that I recall.

4 BY MR. EDWARDS:

5 Q. In fact, was he trying to convey to the
6 State Attorney's office that you should not believe
7 these girls that they were at his house at all
8 because they have credibility problems?

9 MR. PIKE: Form, asked and answered.

10 THE WITNESS: That's, that was the
11 impression I received, yes.

12 MR. EDWARDS: The next portion is going to
13 take a long time. I mean it's getting into the
14 juice of it. So, are we at a point that you
15 want to stop rather than getting into something
16 that's going to take a long time?

17 MS. O'CONNOR: How long?

18 MR. EDWARDS: Couple of hours.

19 MS. O'CONNOR: I need to stop.

20 MR. KUVIN: Okay.

21 MR. PIKE: All right. So we are going to
22 break. We have an agreement on the record that
23 Detective Recarey, and correct me if I am
24 wrong, Ms. O'Connor will get back to us through
25 you sometime next week with a few available

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