

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT,
IN AND FOR PALM BEACH COUNTY, FLORIDA

STATE OF FLORIDA

CASE NO.: 2006CF009454AXX

DIVISION: "W"

vs.

JEFFREY EPSTEIN,

Defendant.

DEFENDANT'S MOTION FOR RETURN OF PROPERTY

COMES NOW the Defendant, JEFFREY EPSTEIN, by and through his undersigned attorney, and moves this Honorable Court to enter an Order for return of property seized on October 20, 2005 during execution of a search warrant at the Defendant's residence. In support thereof the Defendant states as follows:

1. On October 20, 2005, the Palm Beach Police Department executed a search warrant at the Defendant's residence. During the execution of the warrant, numerous items of the Defendant's personal property were seized and impounded by the Palm Beach Police Department. A copy of the search warrant return is attached to this motion (Exhibit A).

2. On June 30, 2008, the criminal charges arising from the search warrant were resolved through a negotiated plea agreement.

3. No legal justification exists for the continued impoundment of the Defendant's personal property. The Defendant is entitled to the return of all personal property listed in Exhibit A.

WHEREFORE, the Defendant, JEFFREY EPSTEIN, respectfully requests this Honorable Court to enter an Order for the return of his personal property.

FILED
2008 JUL 23 PM 2:24
SHARON R. BOCK, CLERK
PALM BEACH COUNTY
FIFTEENTH JUDICIAL CIRCUIT CRIMINAL

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Motion was sent via FAX and U.S. MAIL to Lanna Belohlavek, Esq., Assistant State Attorney, 401 North Dixie Highway, West Palm Beach, Florida 33401, this 21st day of July, 2008.

ATTERBURY, GOLDBERGER & WEISS, P.A.
250 Australian Avenue South, Suite 1400
West Palm Beach, Florida 33401
(561) 659-8300

JACK A. GOLBERGER, ESQUIRE
Florida Bar Number 262013

**PALM BEACH POLICE DEPARTMENT
PROPERTY RECEIPT
SEARCH WARRANT RETURN**

Pg 1 of 6
DETECTIVE BUREAU

PBR Form #52

<input type="checkbox"/> PROPERTY	<input type="checkbox"/> FOUND	<input type="checkbox"/> DECEASED (Probated)	<input type="checkbox"/> PERSONAL	<input type="checkbox"/> CONFISCATED	<input type="checkbox"/> DESTROY
<input checked="" type="checkbox"/> EVIDENCE	<input checked="" type="checkbox"/> TRIAL	<input type="checkbox"/> LABORATORY	<input type="checkbox"/> STOLEN/RECOVERED	<input type="checkbox"/> OTHER	
INCIDENT/CITATION NUMBER 05-368		DATE/TIME RECOVERED 10-20-2005		PROPERTY NUMBER (Leave Blank) 05-1024	
BIN NUMBER (Leave Blank)					
ADDRESS WHERE PROPERTY IMPOUNDED 258 FL-Brillo					
DISCOVERED BY / D.O.B.		ADDRESS <small>Street City Zip</small>		PHONE NUMBER	
OWNER / VICTIM'S NAME / D.O.B.		ADDRESS <small>Street City Zip</small>		PHONE NUMBER	
SUSPECT'S NAME / D.O.B. Epstein Jeff		ADDRESS 358 FL Brillo		PHONE	
ADDITIONAL SUSPECT / D.O.B.		ADDRESS <small>Street City Zip</small>		PHONE	
SPECIAL INSTRUCTIONS				FOUND PROPERTY <input type="checkbox"/> CLAIM <input type="checkbox"/> 90 DAYS NOT CLAIM <input type="checkbox"/>	



ITEM #	QUANTITY	VALUE	DESCRIPTION
1	1		Phone message book (kitchen)
2	3		Phone message book (office off kitchen)
3	3		file folder (messages) w/ 2 more files (Purp)
4	1		shredded paper marked amber amber (kitchen)
5	1		orange file folder marked "message"
6	✓		* items 2-5 from office off kitchen
7	✓		Big message table off from closet
8	✓		Brown message table → foyer
9	1		Black Framed Photo of nude girl
10	99		Pictures in frame 10x10 from kitchen
11	1		7 from yellow/blue room off kitchen (off foyer)
12	8		Photos from office off pool area
13	2		Photos from table on left → living room
14	2		Photos table on right → pool area
TOTAL PACKAGE WEIGHT			

I hereby acknowledge that the above list represents all property taken from me and that I have received a copy of this receipt.		I hereby acknowledge that the above list represents all property impounded by me in the official performance of my duty as a police officer.	
SIGNATURE	DATE	SIGNATURE	ID# UNIT
RECEIVED BY		REASON	
DATE/TIME RECEIVED			
I, Joseph Recarey, the officer by whom this warrant was executed, do swear that the above inventory contains a true and detailed account of all the property taken by me, under the authority of this warrant.			
Sworn to and subscribed before me			
this 21 day of October 2005.			

PAGE 2 OF 6
DETECTIVE BUREAU

DETECTIVE BUREAU

I hereby acknowledge that the above list represents all property taken from me and that I have received a copy of this receipt.

I hereby acknowledge that the above list represents all property impounded by me in the official performance of my duty as a police officer.

PALM BEACH POLICE DEPARTMENT

PAGE 3 OF 6

PROPERTY RECEIPT
SEARCH WARRANT RETURN

DETECTIVE BUREAU

PBPD Form #52

<input type="checkbox"/> PROPERTY	<input type="checkbox"/> FOUND	<input type="checkbox"/> DECEASED (Probated)	<input type="checkbox"/> PERSONAL	<input type="checkbox"/> CONFISCATED	<input type="checkbox"/> DESTROY
<input checked="" type="checkbox"/> EVIDENCE	<input checked="" type="checkbox"/> TRIAL	<input type="checkbox"/> LABORATORY	<input type="checkbox"/> STOLEN/RECOVERED	<input type="checkbox"/> OTHER	Lab
INCIDENT/CITATION NUMBER 05-368	DATE/TIME RECOVERED 10-20-05	PROPERTY NUMBER (Leave Blank) 05-1024	BIN NUMBER (Leave Blank)		
ADDRESS WHERE PROPERTY IMPOUNDED 358 EL Brillo					
DISCOVERED BY / D.O.B.	ADDRESS	Street	City	Zip	PHONE NUMBER
OWNER / VICTIM'S NAME / D.O.B.	ADDRESS	Street	City	Zip	PHONE NUMBER
SUSPECT'S NAME / D.O.B. 01-20-53 Epstein Jeff	ADDRESS	Street	City	Zip	PHONE NUMBER
ADDITIONAL SUSPECT / D.O.B.	ADDRESS	Street	City	Zip	PHONE NUMBER
SPECIAL INSTRUCTIONS			FOUND PROPERTY 80 DAYS		
			CLAIM <input type="checkbox"/> NOT CLAIM <input type="checkbox"/>		

ITEM #	QUANTITY	VALUE	DESCRIPTION
27	1	NCV	School transcript, [REDACTED] MASTER BEDROOM DESK
28	1	NCV	BOTTLE OF TOY JELLY, MASTER BEDROOM CROCHETA MASTER BEDROOM
29	3	NCV	VIDEOTAPES 1/2", SEX IN CITY, LATIN JAMIE, I LOVE LESBIANS FOUR, MASTER R
30	6	NCV	FRAMED PHOTOS FROM MEN'S ROOM - MASTER BEDROOM
31	1	NCV	GREEN MASSAGE TABLE, MEN'S ROOM - MASTER BEDROOM → DNA test Greg
32	1	NCV	THRIFTY RENTAL AGREEMENT FROM CHEVROLET SUBURBAN (COPIED)
33	1	NCV	NOTE FROM [REDACTED] FROM CHEVROLET SUBURBAN.
34	11	11	CD'S from office of kitchen
35	6		ZIP CD'S from Book case RETURN
36	2		8mm Video tapes from Book case RETURN
37	4		Compact flash cards from Book case RETURN
38	1		Flash card from camera on book case - RETURN TO OWNER
39	3		ZIP CD'S from Book case RETURN
40	30		CD'S from Book case (items 35-40 from) RETURN
TOTAL PACKAGE WEIGHT			Guest house

I hereby acknowledge that the above list represents all property taken from me and that I have received a copy of this receipt.

I hereby acknowledge that the above list represents all property impounded by me in the official performance of my duty as a police officer.

SIGNATURE

DATE

SIGNATURE

ID#

UNIT

RECEIVED BY

REASON

DATE/TIME RECEIVED

PALM BEACH POLICE DEPARTMENT PROPERTY RECEIPT

PAGE 4 of 6

DETECTIVE BUREAU

PBPD Form #52

SEARCH WARRANT RETURN

<input type="checkbox"/> PROPERTY	<input type="checkbox"/> FOUND	<input type="checkbox"/> DECEASED (Probated)	<input type="checkbox"/> PERSONAL	<input type="checkbox"/> CONFISCATED	<input type="checkbox"/> DESTROY
<input checked="" type="checkbox"/> EVIDENCE	<input checked="" type="checkbox"/> TRIAL	<input type="checkbox"/> LABORATORY	<input type="checkbox"/> STOLEN/RECOVERED	<input type="checkbox"/> OTHER	Lab
INCIDENT/CITATION NUMBER 05-368		DATE/TIME RECOVERED 10-20-05		PROPERTY NUMBER (Leave Blank) 05-1024	
BIN NUMBER (Leave Blank)					
ADDRESS WHERE PROPERTY IMPOUNDED 258 E1 Brillo					
DISCOVERED BY / D.O.B.		ADDRESS Street City Zip		PHONE NUMBER	
OWNER'S NAME / D.O.B.		ADDRESS Street City Zip		PHONE NUMBER	
SUSPECT'S NAME / D.O.B. Epstein, Jeff		ADDRESS 358 E1 Brillo		PHONE NUMBER	
ADD'L SUSPECT / D.O.B.		ADDRESS Street City Zip		PHONE NUMBER	
SPECIAL INSTRUCTIONS				FOUND PROPERTY CLAIM <input type="checkbox"/> 90 DAYS NOT CLAIM <input type="checkbox"/>	

ITEM #	QUANTITY	VALUE	DESCRIPTION
✓ 41	11	✓	Floppy disks from desk middle shelf RETURN
✓ 42	1	✗	ZIP Drive disk from guest room RETURN
✓ 43	1		Power Cord for CPU from guest room
✓ 44	1	✓	CPU from Guest Bedroom
✓ 45	10	✓	8mm video Tapes in Guest Bedroom RETURN
✓ 46	1	✓	maxell CD-R in guest bedroom RETURN (COPIES)
✓ 47	10	✗	Disks in clear Box RETURN
✓ 48	7		ZIP DISKS from guest room RETURN
✓ 49	1		Items # 35-48 from guest bedroom RETURN
✓ 50	1		Message book from guest house office RETURN
✓ 51	2		Message book RETURN
✓ 52	6		Compact flash cards from RETURN
✓ 53	1		CD's RETURN #49-51 RETURN
			CPU from guest house office RETURN
TOTAL PACKAGE WEIGHT			

I hereby acknowledge that the above list represents all property taken from me and that I have received a copy of this receipt.

I hereby acknowledge that the above list represents all property impounded by me in the official performance of my duty as a police officer.

SIGNATURE

DATE

SIGNATURE

ID#

UNIT

RECEIVED BY

REASON

DATE/TIME RECEIVED

[Signature]

7915 D2

PAGE 5 OF 6

DETECTIVE BUREAU

PBPD Form #52

~~SEARCH WARRANT RETURN~~

[illegible]

I hereby acknowledge that the above list represents all property taken from me and that I have received a copy of this receipt.

I hereby acknowledge that the above list represents all property impounded by me in the official performance of my duty as a police officer.

SIGNATURE

DATE _____

SIGNATURE

ID#

UNIT

RECEIVED BY

REASON

DATE/TIME RECEIVED

PROPERTY RETURN

DETECTIVE BUREAU

<input type="checkbox"/> PROPERTY	<input checked="" type="checkbox"/> FOUND	<input type="checkbox"/> DECEASED (Probated)	<input type="checkbox"/> PERSONAL	<input type="checkbox"/> CONFISCATED	<input type="checkbox"/> DESTROY
<input checked="" type="checkbox"/> EVIDENCE	<input checked="" type="checkbox"/> TRIAL	<input type="checkbox"/> LABORATORY	<input type="checkbox"/> STOLEN/RECOVERED	<input type="checkbox"/> OTHER	(lab)
INCIDENT/CITATION NUMBER 05-		DATE/TIME RECOVERED 10-20-05 1410		PROPERTY NUMBER (Leave Blank) 05-1024	
BIN NUMBER (Leave Blank)					
ADDRESS WHERE PROPERTY IMPOUNDED 358 EL Bullo					
DISCOVERED BY / D.O.B.		ADDRESS Street City Zip		PHONE NUMBER	
OWNER'S NAME / D.O.B.		ADDRESS Street City Zip		PHONE NUMBER	
SUSPECT'S NAME / D.O.B. KISTEN JEFF S3		ADDRESS Street City Zip 358 EL Bullo		PHONE NUMBER	
ADD'TNL SUSPECT / D.O.B.		ADDRESS Street City Zip		PHONE NUMBER	
SPECIAL INSTRUCTIONS				FOUND PROPERTY CLAIM <input type="checkbox"/> 90 DAYS NOT CLAIM <input type="checkbox"/>	
ITEM #	QUANTITY	VALUE	DESCRIPTION RETURN		
1	*	*	GREEN PHOTO FRAME WITH NAKED GIRL Return		
			Return		
			Return		
			Return		
			Return		
			Return		
			Return		
			Return		
			Return		
			Return		
TOTAL PACKAGE WEIGHT					
I hereby acknowledge that the above list represents all property taken from me and that I have received a copy of this receipt.			I hereby acknowledge that the above list represents all property impounded by me in the official performance of my duty as a police officer.		
SIGNATURE	DATE	SIGNATURE	ID#	UNIT	
RECEIVED BY	REASON	DATE/TIME RECEIVED			
PB P33P	G	10-20-05 1500k			

2009