

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

STATE OF FLORIDA

CASE NO.: 2006CF009454AXX
DIVISON: "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 2:15
SHERIFF BOB CLARK
PALM BEACH COUNTY
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

NOT A CERTIFIED COPY

PALM BEACH POLICE DEPARTMENT
PROPERTY RECEIPT
SEARCH WARRANT RETURN

Pg 1 of 6
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	
INCIDENT/CITATION NUMBER 05-368	DATE/TIME RECOVERED 10-20-2005	PROPERTY NUMBER (Leave Blank)			BIN NUMBER (Leave Blank) 05-1024

ADDRESS WHERE PROPERTY IMPOUNDED
258 FL-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. 1-20-82 Epstein Jeff	ADDRESS	Street	City	Zip	PHONE
ADDT'L. SUSPECT D.O.B.	ADDRESS	Street	City	Zip	PHONE

EXHIBIT

"A"

SPECIAL INSTRUCTIONS	FOUND PROPERTY	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 (massager) w/2 more files (Part of
✓ 4	1		shredded paper office off kitchen marked Amber & Black
✓ 5	1		orange file folder marked message
			→ items 2-5 from office off kitchen
✓ 6	1		Beige massage table off from c/85 off
✓ 7	1		Brown massage table → foyer
✓ 8	1		Black Framed Photo of nude girl
✓ 9	1		Picture in frame → from
✓ 10	1		→ from Yellow/Blue room off kitchen (off foyer)
✓ 11	8		Photos from office off Post area
✓ 12	2		Photos from table on left → Living Room off Post area
	2		Printed table on right → Post 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# 7915 D2
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.

10/21/05

Glory A Burns

PALM BEACH POLICE DEPARTMENT
PROPERTY RECEIPT
SEARCH WARRANT RETURN

PAGE 2 OF 6

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	6-16
INCIDENT/CITATION NUMBER	DATE/TIME RECOVERED		PROPERTY NUMBER (Leave Blank)		BIN NUMBER (Leave Blank)
05-368	10-20-05		05-1024		
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. Fostein Jeff 07-20-53	ADDRESS	Street	City	Zip	PHONE NUMBER
ADD'L SUSPECT / D.O.B.	ADDRESS	Street	City	Zip	PHONE NUMBER
SPECIAL INSTRUCTIONS	FOUND PROPERTY		CLAIM <input type="checkbox"/> 90 DAYS <input type="checkbox"/> NOT CLAIM <input type="checkbox"/>		
ITEM #	QUANTITY	VALUE	DESCRIPTION		
✓ 13	2	✓	VHS tapes from Cr. data By prof		
✓ 14	2	*	CD's unboxed Happy Birthday ↑ Creditors		
✓ 15	3	✓	Photos framed from Catskills		
✓ 16	1	✓	message book 1st Floor SW corner (top)		
✓ 17	1	✓	message book (from inside)		
✓ 18	3	✓	CD's from desk		
✓ 19	1	*	DVD from desk (item # 18-19-20-21)		
✓ 20	unframed	Photos from desk	from 1st floor SW		
✓ 21	2	✓	framed Photos from desk		
✓ 22	2	*	framed Photos from table in SW corner office		
✓ 23	3	✓	Soap on Rope (NE Bedroom) (with box)		
✓ 24	2	✓	Tin in Torpedo in Brown box		
✓ 25	2	✓	Wax in Rope (middle Bedroom) (with box)		
✓ 26	1	✓	Large Framed Picture (from Foyer into Middle Bedroom)		
TOTAL PACKAGE WEIGHT					

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DATE/TIME RECEIVED

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 type="checkbox"/> TRIAL	<input type="checkbox"/> LABORATORY	<input type="checkbox"/> STOLEN/RECOVERED	<input type="checkbox"/> OTHER	Lab
INCIDENT/CITATION NUMBER	DATE/TIME RECOVERED		PROPERTY NUMBER (Leave Blank)		BIN NUMBER (Leave Blank)
05-368	10-20-05		05-1024		
ADDRESS WHERE PROPERTY IMPOUNDED 258 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	ADDRESS	Street	City	Zip	PHONE NUMBER
Epstein, Jeff	358 El Brillo				
ADDNL. SUSPECT / D.O.B.	ADDRESS	Street	City	Zip	PHONE NUMBER
SPECIAL INSTRUCTIONS			FOUND PROPERTY 90 DAYS	CLAIM NOT CLAIM	CLAIM NOT CLAIM
ITEM #	QUANTITY	VALUE	DESCRIPTION		
27	1	NCV	SCHOOL TRANSCRIPT, [REDACTED]	MASTER BEDROOM DESK	
28	1	NCV	BOTTLE OF TOY JELLY, MASTER BEDROOM CRADENZA MASTERS BEDROOM		
29	3	NCV	VIDEOTAPES 1/2", SIX IN CITY, EATIN JANINE, LOVE LESBIANS FOUR, BATHROOM		MASTER
30	6	NCV	FRAMED PHOTOS FROM MENS BATH - MASTERS BATHROOM		
31	1	NCV	GREEN MASSAGE TABLE, MENS BATHROOM - MASTERS BEDROOM	→ DNA testing	7
32	1	NCV	THRIFTY RENTAL AGREEMENT from CHEVROLET SUBURBAN (COPIED)		
33	1	NCV	NOTE FROM [REDACTED] FROM CHEVROLET SUBURBAN.		
34	14	11	CD'S from office of kitchen		
35	6	11	ZIP CD'S from Book case RETURN		
36	2	8	8 MM 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 34-40 from guest house)		RETURN
			TOTAL PACKAGE WEIGHT		

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PALM BEACH POLICE DEPARTMENT
PROPERTY RECEIPT

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DETECTIVE BUREAU

PBPD Form #52

SEARCH WARRANT RETURN

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<input type="checkbox"/> EVIDENCE	<input checked="" type="checkbox"/> TRIAL	<input type="checkbox"/> LABORATORY	<input type="checkbox"/> STOLEN/RECOVERED	<input type="checkbox"/> OTHER	
INCIDENT/CITATION NUMBER	DATE/TIME RECOVERED	PROPERTY NUMBER (Leave Blank)			BIN NUMBER (Leave Blank)
05-368	10-20-05	05-1024			

ADDRESS WHERE PROPERTY IMPOUNDED

258 El 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.	ADDRESS	Street	City	Zip	PHONE NUMBER
ADDT'NL SUSPECT / D.O.B.	ADDRESS	Street	City	Zip	PHONE NUMBER

SPECIAL INSTRUCTIONS

FOUND PROPERTY CLAIM
90 DAYS NOT CLAIM

ITEM #	QUANTITY	VALUE	DESCRIPTION
41	11		Floppy disks from desk middle shelf Return
42	1	*	210 Drive disk from guest room Return
43	1		Power Cord for CPU from guest room
44	1		CPU from guest Bedroom
45	10		8 mm Video Tapes in Guest Bedroom Return
46	1		maxell CD-R in guest bedroom Return
47	BD	*	DISK in clear Box Return
48	7		ZIP DISKS from guest room Return
			Items # 35-48 from guest bedroom
49	1		MESSAGE book from guest house office Return
50	1		MESSAGE book Return
51	2		Compact Flash cards from guest house office
52	6		CD's return #49-54 guest house office
53	1		CPU from guest house office Return

TOTAL PACKAGE WEIGHT

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SIGNATURE

DATE

SIGNATURE

ID#

UNIT

7915 D2

RECEIVED BY

REASON

DATE/TIME RECEIVED

PALM BEACH POLICE DEPARTMENT
PROPERTY RECEIPT

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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	(ab)
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 Palm Beach					
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. 01-30-5 Epstein, Jeff	ADDRESS	Street	City	Zip	PHONE NUMBER
ADDT'L. SUSPECT / D.O.B.	ADDRESS	Street	City	Zip	PHONE NUMBER
SPECIAL INSTRUCTIONS			FOUND PROPERTY 90 DAYS	CLAIM <input type="checkbox"/>	NOT CLAIM <input type="checkbox"/>
ITEM #	QUANTITY	VALUE	DESCRIPTION		
54	1		Power cord to CPU (#53)	Return	
(55)	1	*	CPU from office off kitchen	Returned	
56	1		Power cord to item #55		
57	3		CD's item #55-57 from office off kitchen	Return	
58	1	*	Peach message table upstairs	RETURN	
				RETURN	
TOTAL PACKAGE WEIGHT					
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SIGNATURE	DATE	SIGNATURE	7915 DR	ID#	UNIT
RECEIVED BY	REASON	DATE/TIME RECEIVED			

**PALM BEACH POLICE DEPARTMENT
PROPERTY RECEIPT**

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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-	DATE/TIME RECOVERED 10 2005 14:00	PROPERTY NUMBER (Leave Blank) 05-1024		BIN NUMBER (Leave Blank)	
ADDRESS WHERE PROPERTY IMPOUNDED 358 EL Bulla					
DISCOVERED BY / D.O.B.		ADDRESS	Street	City	Zip
OWNER'S NAME / D.O.B.		ADDRESS	Street	City	Zip
SUSPECT'S NAME / D.O.B. REPTON JEFF 1-20-53		ADDRESS	Street	City	Zip
ADDT'NL. SUSPECT / D.O.B.		ADDRESS	Street	City	Zip
SPECIAL INSTRUCTIONS			FOUND PROPERTY	CLAIM <input type="checkbox"/>	
ITEM #	QUANTITY	VALUE	DESCRIPTION	NOT CLAIM <input type="checkbox"/>	
1	*		GREEN Photo FRAME with NAKED GIRL	Return	
			Return	Return	
			Return	Return	
			Return	Return	
			Return	Return	
			Return	Return	
			Return	Return	
			Return	Return	
			Return	Return	
			Return	Return	
TOTAL PACKAGE WEIGHT					
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SIGNATURE		DATE	SIGNATURE	ID#	UNIT
RECEIVED BY AB P 328		REASON 6	DATE/TIME RECEIVED 10-20-05 1500 hrs		