

## **EXHIBIT 263**

CAROL T. JACOBS  
U.S. VIRGIN ISLANDS vs JP MORGAN CHASE

July 13, 2023

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1 UNITED STATES DISTRICT COURT FOR THE  
2 SOUTHERN DISTRICT OF NEW YORK  
3 CASE NUMBER: 22-CV-10904-JSR  
4 ACTION FOR DAMAGES

5 GOVERNMENT OF THE UNITED STATES )  
6 VIRGIN ISLANDS, )  
7 Plaintiff, )  
8 VS. )  
9 JP MORGAN CHASE BANK, N.A., )  
10 Defendant. )  
11 -----

12  
13  
14  
15 VIDEO RECORDED DEPOSITION OF  
16 CAROL THOMAS JACOBS  
17 THURSDAY, JULY 13, 2023  
18  
19  
20

21 REPORTED BY:  
22  
23 DENISE D. HARPER-FORDE  
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1           A. I reviewed the file and I  
2 consulted with Shani regarding course  
3 of action.

4           Q. Okay. And what did you decide  
5 to do?

6           A. I decide to modify his -- the  
7 waiver that was in there -- that he  
8 had before.

9           Q. And when you say you decided  
10 to modify the waiver that he had  
11 before, can you explain to me --

12          A. Well --

13          Q. -- what you mean?

14          A. Well, Attorney General Frazer  
15 --

16          Q. Uh-huh.

17          A. -- had granted Mr. Epstein a  
18 waiver of certain requirements, which  
19 -- and so I -- after I reviewed, I  
20 decided to modify that waiver.

21          Q. And why did you decide to  
22 modify the waiver?

23          A. Because I did not -- upon my  
24 review --

25          Q. Uh-huh.

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1           A. -- I did not see anything in  
2 the file to support the waiver.

3           Q. Okay. When had the waiver  
4 occurred, as best you can recall?

5           A. I am -- I don't recall right  
6 now sitting here.

7           Q. All right. We'll look at some  
8 documents in a minute.

9           A. Okay.

10          Q. But did Shani explain to you  
11 -- withdrawn.

12           Mr. Frazer had been the AG  
13 from the 2007 to 2015 time period?  
14 Does that sound right?

15          A. Yes.

16          Q. Okay. And so this was a  
17 waiver that had been at least several  
18 years prior to when Shani came to  
19 you?

20          A. It was.

21          Q. Okay. Did Shani explain why  
22 she was coming to you now about a  
23 waiver from many years ago?

24           ATTORNEY ACKERMAN: Well,  
25 objection. You can answer that

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1 conduct.

2 (BY ATTORNEY NEIMAN) :

3 Q. So from your point of view,  
4 part of this notification requirement  
5 is for the protection of the  
6 community?

7 ATTORNEY ACKERMAN: Object to  
8 form.

9 THE WITNESS: Yes, that's just  
10 a -- that's the purpose.

11 (BY ATTORNEY NEIMAN) :

12 Q. When you looked at this issue  
13 about the adequacy of what had been  
14 done with regard to Mr. Epstein's  
15 notification requirements in the  
16 past?

17 ATTORNEY ACKERMAN: Object to  
18 form.

19 THE WITNESS: Yes, I was  
20 concerned.

21 (BY ATTORNEY NEIMAN) :

22 Q. Can you explain?

23 A. Well, I -- after -- on my  
24 review, I thought that every effort  
25 should be made to comply with the

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1 statute as closely as possible.

2 Q. Okay. And had that been done  
3 in the past?

4 ATTORNEY ACKERMAN: Object to  
5 form.

6 THE WITNESS: Well, I think  
7 the statutes allows their Attorney  
8 General the discretion to make  
9 modifications -- and so -- to the  
10 basic requirements. And I felt that I  
11 wanted to stick closer to the basic  
12 requirements of the statute.

13 (BY ATTORNEY NEIMAN) :

14 Q. Okay. And why was that?

15 A. Again, because to protect our  
16 community.

17 Q. Uh-huh. Were you surprised  
18 when you saw the waivers that had been  
19 granted to Mr. Epstein previously?

20 ATTORNEY ACKERMAN: Object to  
21 form.

22 THE WITNESS: Was I surprised?  
23 Yes.

24 (BY ATTORNEY NEIMAN) :

25 Q. Explain?

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1           A. I was -- how do I explain I  
2 was surprised? That's -- I just felt  
3 that at least for me, the better  
4 course would have been to have him  
5 comply as strictly as possible to the  
6 statute.

7           Q. Okay. What happened after you  
8 sent this letter?

9           ATTORNEY ACKERMAN: Object to  
10 form.

11           THE WITNESS: Well, what  
12 happened is that I think it was sent  
13 to him.

14           (BY ATTORNEY NEIMAN) :

15           Q. Uh-huh.

16           A. My understanding, it was sent  
17 to him and that he had to come in in  
18 person to -- if he's -- to notify us.

19           Q. Uh-huh.

20           A. I believe -- and I believe  
21 that was done. Because if wasn't  
22 done, I want to believe Shani would  
23 have notified me.

24           Q. Uh-huh. Okay. And did you  
25 ever get contacted by anybody either

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1 Q. Uh-huh.

2 A. I don't have all the facts  
3 before me. I don't know if there were  
4 other communications. I just don't  
5 know. So, again, I don't think I'm  
6 the best person to ask. I think the  
7 best person would be the person who is  
8 responsible for the sex offender  
9 registration.

10 (BY ATTORNEY NEIMAN) :

11 Q. Okay. But just for purposes  
12 of my questions now, just assume for a  
13 second with me that the context -- the  
14 compliance checks reflected in these  
15 documents are the only compliance  
16 checks that were done.

17 Okay. Just assume that for a  
18 second. And assume again that the  
19 description of what happened in those  
20 compliance checks in these documents  
21 is accurate. Okay?

22 A. Uh-huh.

23 Q. With those two assumptions, do  
24 you think that the Virgin Islands did  
25 an adequate job in its compliance

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1 checks regarding Mr. Epstein?

2 ATTORNEY ACKERMAN: Object to  
3 form.

4 THE WITNESS: I think Epstein,  
5 Mr. Epstein was evasive --

6 (BY ATTORNEY NEIMAN) :

7 Q. Uh-huh.

8 A. -- and clever in avoiding the  
9 verifications, if nothing else.

10 Q. And do you think that  
11 evasiveness should have triggered some  
12 follow-up by the Virgin Islands  
13 Department of Justice, which after all  
14 was charged with protecting the  
15 community?

16 ATTORNEY ACKERMAN: Object to  
17 form.

18 THE WITNESS: Again, I -- you  
19 know, I don't -- they may have been.  
20 And if they wasn't, they should have  
21 been.

22 (BY ATTORNEY NEIMAN) :

23 Q. Okay. Did you ever look at  
24 the question of whether Mr. Epstein  
25 was appropriately classified at the

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1 some information about Mr. Epstein.

2 Do you see that?

3 ATTORNEY ACKERMAN: Object to  
4 form.

5 (BY ATTORNEY NEIMAN):

6 Q. The writer writes, "When was  
7 Epstein last visited by the DOJ at his  
8 little island palace? When was the  
9 last time Epstein signed in to the DOJ  
10 in St. Thomas? If I do not get a  
11 response from you and the AG, I will  
12 result to plan B, which is to  
13 embarrass the VIDEOJ, if need be.  
14 Remember, I work as a private chef  
15 under my LLC. We private chefs here  
16 on the island are tight, and we see  
17 and hear everything, specially what  
18 goes on in Little St. James island.  
19 We have pictures, audio, video of it  
20 all going on."

21 Do you see that?

22 A. Yes.

23 Q. You agree with me that  
24 pictures, audio and video of what was  
25 going on on Little St. James would be

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1 of interest if there were interest in  
2 finding out whether Mr. Epstein was  
3 engaged in any sexual misconduct?

4 ATTORNEY ACKERMAN: Object to  
5 form.

6 THE WITNESS: Yes.

7 (BY ATTORNEY NEIMAN) :

8 Q. All right. And you would  
9 therefore expect that the Virgin  
10 Islands would follow up when somebody  
11 claimed to have such pictures, audio  
12 and video.

13 ATTORNEY ACKERMAN: Object to  
14 form.

15 THE WITNESS: They should  
16 have.

17 (BY ATTORNEY NEIMAN) :

18 Q. Do you any -- if any --  
19 withdrawn.

20 Was this ever brought to your  
21 attention?

22 A. I don't recall this.

23 Q. And you agree that follow-up  
24 would have been appropriate?

25 ATTORNEY ACKERMAN: Object to

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1 form.

2 (BY ATTORNEY NEIMAN) :

3 Q. Do you know if any follow-up  
4 happened?

5 A. I don't know.

6 Q. Did the Virgin Islands, to  
7 your knowledge, do anything to monitor  
8 press accounts related to Mr. Epstein  
9 to see whether there was reason to be  
10 concerned that he was reoffending?

11 ATTORNEY ACKERMAN: Object to  
12 form.

13 THE WITNESS: I don't know  
14 when you say "monitor." But if there  
15 are press accounts, I'm sure the  
16 Virgin Islands would be aware of any  
17 national press accounts.

18 (BY ATTORNEY NEIMAN) :

19 Q. Okay. And do you know if  
20 anything --

21 ATTORNEY ACKERMAN: You can  
22 put that document aside.

23 (BY ATTORNEY NEIMAN) :

24 Q. -- was ever done --

25 THE WITNESS: Oh, I was just

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1                   Do you see that?

2                   A. Yes.

3                   Q. And then if you continue to  
4 the next page, you'll see in paragraph  
5 46 that the lawsuit alleges that "On  
6 one occasion after suffering verbal  
7 abuse and threats by Defendants  
8 Epstein, Maxwell and Kellen, Plaintiff  
9 attempted to escape from Defendant  
10 Epstein's private island, and a search  
11 party located her and physically  
12 returned her to the main house on the  
13 island."

14                   Do you see that?

15                   A. I do.

16                   Q. Do you agree with me that  
17 these are the kind of allegations that  
18 the Virgin Islands had a  
19 responsibility to follow up on?

20                   ATTORNEY ACKERMAN: Object to  
21 form.

22                   THE WITNESS: If the Virgin  
23 Islands knew of these allegations,  
24 they would -- yes, I would say they  
25 have a responsibility. I don't know

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1 in 2017 -- at least I wasn't aware  
2 and I don't know if anyone at Attorney  
3 General's Office was aware of these  
4 allegations in 2017.

5 (BY ATTORNEY NEIMAN) :

6 Q. And do you know if the  
7 Attorney General's Office in the  
8 Virgin Islands did anything at anytime  
9 prior to 2019 to try to see what kind  
10 of allegations were being made in  
11 publicly filed lawsuits regarding  
12 Jeffrey Epstein?

13 ATTORNEY ACKERMAN: Object to  
14 form.

15 THE WITNESS: I'm not aware of  
16 any.

17 (BY ATTORNEY NEIMAN) :

18 Q. Would you agree with me that  
19 it would have been appropriate for the  
20 Virgin Islands to make efforts to find  
21 out what kind of allegations were  
22 being made against a prominent  
23 resident like Mr. Epstein in publicly  
24 filed lawsuits?

25 ATTORNEY ACKERMAN: Object to