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22784

IN THE CIRCUIT COURT OF THE  
FIFTEENTH JUDICIAL CIRCUIT  
IN AND FOR PALM BEACH COUNTY, FL  
CRIMINAL DIVISION

STATE OF FLORIDA )  
vs ) CASE NO. 06 CF9454AMB W  
JEFFREY EPSTEIN ) 08 9381CFAMB  
Defendant. )

PLEA CONFERENCE

PRESIDING: HONORABLE DEBORAH DALE PUCILLO

APPEARANCES:

ON BEHALF OF THE STATE:  
BARRY E. KRISCHER, ESQUIRE  
State Attorney  
401 North Dixie Highway  
West Palm Beach, Florida 33401  
By: LANNA BELOHLAVEK, ESQUIRE  
Assistant State Attorney

ON BEHALF OF THE DEFENDANT:  
ATTERBURY, GOLDBERGER & WEISS, P.A.  
250 Australian Avenue South  
Suite 1400  
West Palm Beach, Florida 33401  
By: JACK GOLDBERGER, ESQUIRE

ORIGINAL

June 30, 2008  
Palm Beach County Courthouse  
West Palm Beach, Florida 33401  
Beginning at 8:40 o'clock, a.m.

PHYLLIS A. DAMES, OFFICIAL COURT REPORTER

1 BE IT REMEMBERED that the following  
2 proceedings were had in the above-entitled cause  
3 before the HONORABLE DEBORAH DALE PUCILLO, one of  
4 the judges of the aforesaid court, at the Palm  
5 Beach County Courthouse, located in the City of  
6 West Palm Beach, State of Florida on June 20, 2008  
7 beginning at 8:40 o'clock, a.m. with appearances  
8 as hereinbefore noted, to wit:

9 THEREUPON:

10 MR. GOLDBERGER: Good morning, Judge,  
11 Jack Goldberger on behalf of Jeffrey  
12 Epstein.

13 THE COURT: Good morning.

14 MR. GOLDBERGER: Your Honor, we are  
15 here for a plea conference.

16 THE COURT: Raise your right hand.

17 THEREUPON:

18 JEFFREY EPSTEIN,  
19 after being called as a witness by the Defense and  
20 after being first duly sworn by the Court, was  
21 examined and testified as follows:

22 THE DEFENDANT: Yes, ma'am.

23 THE COURT: Is this one case or two?

24 MS. BELOHLAVEK: Two.

25 THE COURT: May I see the PC

1 affidavit in both cases, please?

2 MS. BELOHLAVEK: There are no PC  
3 affidavits. There was originally an  
4 Indictment, the second charge was filed  
5 arising out of the booking. It was all  
6 testimony presented to the grand jury.

7 THE COURT: Let me see the Indictment  
8 then?

9 I have one Indictment, one  
10 Information?

11 MS. BELOHLAVEK: Correct.

12 THE COURT: So one case is charged by  
13 Indictment, one is charged by Information?

14 MS. BELOHLAVEK: Correct.

15 THE COURT: In case 2006036744 you  
16 are charged with procuring a person under  
17 18 for prostitution, a second degree  
18 felony, maximum penalty of fifteen years  
19 Department of Corrections; minimum, some  
20 period of probation. No mandatory minimum  
21 apply, is that correct, State?

22 MS. BELOHLAVEK: Correct.

23 THE COURT: And in case number 06  
24 9454CF, you are charged with felony  
25 solicitation to prostitution, a third

1 degree felony, punishable by a maximum  
2 penalty of five years in the Department of  
3 Corrections, and a minimum, probation. No  
4 mandatory minimums, correct?

5 MS. BELOHLAVEK: Correct.

6 THE COURT: The defendant has no  
7 prior criminal record?

8 MS. BELOHLAVEK: Correct.

9 MR. GOLDBERGER: Yes, Your Honor.

10 THE COURT: You checked the NCIC as  
11 well as State records?

12 MS. BELOHLAVEK: Yes.

13 THE COURT: And the guideline score  
14 sheet I have before me shows 21.5 months in  
15 the Department of Corrections as the lowest  
16 permissible prison sentence in months.  
17 Both sides agree to the preparation of the  
18 guideline score sheet?

19 MR. GOLDBERGER: We so agree, Your  
20 Honor.

21 MS. BELOHLAVEK: Yes.

22 THE COURT: What is proposed -- it  
23 goes on for pages.

24 MR. GOLDBERGER: Your Honor, much of  
25 the documentation is acknowledgement by my

1 client to community control, sex offender  
2 status.

3 THE COURT: I understand.

4 Okay. What is proposed -- those  
5 are the maximums and minimums, Mr. Epstein.  
6 What is proposed is that you will be  
7 pleading guilty to felony solicitation to  
8 prostitution and procuring a person under  
9 18 for prosecution. A PSI would be waived,  
10 you would be adjudicated guilty of both  
11 felonies, is that correct?

12 MS. BELOHLAVEK: Correct.

13 THE COURT: And on 06 9454, the  
14 defendant to be sentenced to 12-months in  
15 the Palm Beach County -- detention  
16 facility? He's going to do time in the  
17 jail?

18 MS. BELOHLAVEK: Yes.

19 THE COURT: With credit for one day  
20 served. And on 08 9381, he is to be  
21 sentenced to six months in the Palm Beach  
22 County jail detention facility, with credit  
23 for one day served. And the six month  
24 sentence is to be served consecutive to the  
25 12 month sentence?

1 MS. BELOHLAVEK: Correct.

2 THE COURT: Following the six months  
3 sentence, the defendant will be placed on  
4 12-months of community control one. The  
5 conditions of the community control are  
6 attached hereto and incorporated herein.

7 As a special condition of  
8 community control, he's to have no  
9 unsupervised contact with minors and the  
10 supervising adult must be approved -- and I  
11 would say, pre-approved, approved ahead of  
12 time, not after the fact by the Department  
13 of Corrections. And you would mean by that  
14 his community control officer?

15 MS. BELOHLAVEK: Correct.

16 THE COURT: The defendant is  
17 designated as a sexual offender pursuant to  
18 Florida Statute 943.0435 and must abide by  
19 all the corresponding requirements of the  
20 statute, a copy of which is attached hereto  
21 and incorporated herein. The defendant  
22 must provide a DNA sample in court at the  
23 time of this plea. Is this the -- and the  
24 attachments are the terms and conditions of  
25 community control. There are some

1 squiggles on the bottom of the page, what  
2 would those squiggles be?

3 MR. GOLDBERGER: Thank you, Your  
4 Honor, those are my client's signature  
5 acknowledging that we have gone over all  
6 the conditions.

7 THE COURT: One page after the plea  
8 sheet that really spells out the terms and  
9 conditions of community control, Florida  
10 Statute 948.101, Mr. Epstein, is that  
11 squiggle at the bottom your squiggle?

12 THE DEFENDANT: Yes, ma'am.

13 THE COURT: Would those be your  
14 initials?

15 THE DEFENDANT: Yes, ma'am.

16 THE COURT: Did you read all of that  
17 page?

18 THE DEFENDANT: Yes, ma'am.

19 THE COURT: Can you read?

20 THE DEFENDANT: Yes, ma'am.

21 THE COURT: How far did you go in  
22 school?

23 THE DEFENDANT: High school.

24 THE COURT: That's your highest  
25 degree?

1 THE DEFENDANT: Yes.

2 THE COURT: And is this your  
3 signature on the plea sheet that recites  
4 the terms of the plea I just read?

5 THE DEFENDANT: Yes, ma'am.

6 THE COURT: Did you read that  
7 document as well?

8 THE DEFENDANT: Yes, ma'am.

9 THE COURT: You understand once you  
10 do your 12 months followed by your six  
11 months all in the Palm Beach County jail  
12 you will then be put on community control  
13 which involves having an electronic monitor  
14 attached to you and --

15 MR. GOLDBERGER: Actually Your Honor,  
16 the agreement of the parties is to, it's  
17 community control one which is not monitor.

18 THE COURT: Oh, community control  
19 one, is that spelled out in here?

20 MS. BELOHLAVEK: Yes.

21 MR. GOLDBERGER: Yes, it is, Your  
22 Honor.

23 MS. BELOHLAVEK: He does not fall  
24 under the Jessica Lunsford Act which  
25 requires the bracelet.



1 THE COURT: Community control two.

2 MS. BELOHLAVEK: Correct.

3 THE COURT: Community control one --  
4 that would be no electronic monitor?

5 MR. GOLDBERGER: That is correct.

6 THE COURT: Now which of the terms  
7 and conditions of community control one are  
8 you incorporating?

9 MR. GOLDBERGER: I can go through  
10 them with Your Honor.

11 THE COURT: None of the them appear  
12 to be articulated in the plea sheet which  
13 is why I'm asking.

14 MR. GOLDBERGER: These are the  
15 standard conditions of community control by  
16 statute would apply to anyone that goes on  
17 community control and out of an abundance  
18 of caution, we simply memorialized those  
19 standard conditions in the plea sheet  
20 agreement.

21 THE COURT: The Court shall require  
22 intensive supervision and surveillance for  
23 an offender placed on community control  
24 which may include but is not limited to  
25 specified contact with the parole and

1 probation officer, specified by who?

2 PROBATION OFFICER: Specified by you,  
3 Your Honor.

4 THE COURT: I don't see that in the  
5 plea sheet. That's why I'm asking the  
6 questions. No one has specified how often,  
7 how frequently he is to have contact with  
8 his parole and probation officer.  
9 Confinement to an agreed upon residence  
10 during the hours away from employment and  
11 public service activity, has that been  
12 articulated?

13 MS. BELOHLAVEK: I believe  
14 Judge McSorley has a standard order  
15 somewhere on the bench up there regarding  
16 this, I'm told by the prosecutor.

17 MS. LENHARDT: Judge, usually this is  
18 the probation sheet she hands out to folks.

19 THE COURT: I have seen those  
20 sheets -- I have seen them incorporated in  
21 plea agreements which is why I'm asking.

22 MR. GOLDBERGER: I see.

23 THE COURT: Is there some reason you  
24 didn't use this particular document in this  
25 case?

1 MS. BELOHLAVEK: I didn't realize  
2 until Ms. Lenhardt just told me that Judge  
3 McSorley has that.

4 MR. GOLDBERGER: We'd be happy to  
5 execute that document, Your Honor. We were  
6 -- we overreacted by just having him sign  
7 off on all conditions of community control.

8 THE COURT: Well, this is --

9 MR. GOLDBERGER: Perhaps the better  
10 practice would be --

11 THE COURT: This is, the reason  
12 Judge McSorley does this which makes  
13 ultimate sense is we're going to be here  
14 half the morning if we're going to decide  
15 among ourselves now what the --

16 MR. GOLDBERGER: That makes sense.

17 THE COURT: I'm not going to leave  
18 this just unspecified.

19 MS. BELOHLAVEK: We can take care of  
20 that right now if you could give us a few  
21 minutes.

22 THE COURT: All right.

23 These are the standard conditions  
24 that Judge McSorley normally uses. If you  
25 like them, you need to circle the ones that

1           apply and everyone must initial them. We  
2           will go over it. If you wish to change --  
3           you understand there is quite a bit of  
4           latitude given the court in putting  
5           somebody on community control. If you  
6           agree to some change, let me know, but  
7           understand at the outset that I'm a big fan  
8           of specificity. I want to know what he  
9           will be doing for employment. I want to  
10          know exactly where he is going to be living  
11          and I want it on the record now. It can  
12          change but it can only change with  
13          preapproval by DOC. I want it crystal  
14          clear. I don't want the community control  
15          officer who gets this case the day he walks  
16          out the Palm Beach County to have any doubt  
17          or confusion as to exactly what this  
18          defendant is supposed to do, where he is  
19          supposed to be when, exactly what I am  
20          requesting that officer to supervise.

21                       MS. BELOHLAVEK: Absolutely.

22                       THE COURT: Okay.

23                       MR. GOLDBERGER: We will work on it.

24                       Thank you, Your Honor.

25                       THE COURT: We will recall that case.

1 (Brief recess.)

2 MR. GOLDBERGER: Your Honor, we are  
3 back on Jeffrey Epstein, actually it  
4 worked, we had an opportunity to go through  
5 Judge McSorley's conditions of community  
6 control and we asked the Department of  
7 Corrections representative to assist us to  
8 make sure we did everything properly.  
9 They were very helpful and we executed the  
10 document.

11 MS. BELOHLAVEK: Yes, and Your Honor,  
12 this defendant doesn't fall under the sex  
13 offender probation but we have included  
14 special sex offender conditions as part of  
15 the community control and they are all  
16 circled there.

17 THE COURT: The plea agreement stated  
18 the defendant is designated as a sexual  
19 offender pursuant to Florida Statute  
20 942.035.

21 MS. BELOHLAVEK: Correct. But the  
22 sex offender probation, the statute is  
23 different and only applies to certain  
24 offenses and this one was not enumerated.

25 THE COURT: Okay. I want to make

1           sure both I and the defendant are clear.  
2           The sexual offender statute you are  
3           referring to in the plea sheet is the one  
4           that requires registration?

5                     MS. BELOHLAVEK: Correct.

6                     MR. GOLDBERGER: Correct.

7                     THE COURT: And we will talk about  
8           that.

9                     MR. GOLDBERGER: Okay.

10                    THE COURT: But it is not the one  
11           that requires the special conditions of sex  
12           offender probation?

13                    MS. BELOHLAVEK: Correct.

14                    THE COURT: Now, rather than 948, do  
15           you want me to disregard 948? He's read  
16           it?

17                    MS. BELOHLAVEK: He's read it.

18                    THE COURT: We will leave it in  
19           there. But these conditions we are going  
20           to go over right now are going to be viewed  
21           in my mind, yes, and they have been signed  
22           by the defendant and we will go over that  
23           in a second as a part of the whole plea.

24                    MS. BELOHLAVEK: Correct.

25                    THE COURT: So circled are

1 conditions, A, you will remain confined to  
2 your residence except one half hour before  
3 and after your approved employment,  
4 community service work or any other  
5 activity approved by your probation  
6 officer.

7 B, you will maintain an hourly  
8 accounting of all your activities on a  
9 daily log which you will submit to your  
10 supervising officer upon request.

11 My understanding about the daily  
12 log, maybe I'm just confused from other  
13 cases I've heard, is the daily log is a  
14 weekly log, I guess it is submitted ahead  
15 of time, is that correct?

16 PROBATION OFFICER: That is correct,  
17 Your Honor.

18 THE COURT: So part A, where he has  
19 to stay in his residence except for one  
20 hour before and after the approved  
21 employment, community service work and  
22 other activity. All that's information  
23 that will be recorded in writing and the  
24 defendant will have a copy and he will know  
25 exactly where he is supposed to be when.

1 PROBATION OFFICER: That is correct,  
2 Your Honor.

3 THE COURT: As will his supervising  
4 probation officer. And then to document  
5 that he's supposedly done all that he  
6 himself will be keeping a daily log?

7 PROBATION OFFICER: That is correct,  
8 Your Honor.

9 THE COURT: And the log form will be  
10 provided by the department and he will be  
11 turning that in every time he meets with  
12 the probation officer?

13 PROBATION OFFICER: That is correct,  
14 Your Honor.

15 THE COURT: Okay. So that applies  
16 and F applies. Does E apply? No.

17 MS. BELOHLAVEK: Did I circle E?

18 THE COURT: No. F -- made one up,  
19 the defendant will be residing at 358 El  
20 Brillo Way, Palm Beach, Florida, 33480. He  
21 knows now that that's where he will be  
22 living when he is released after his 12  
23 months and six months.

24 MR. GOLDBERGER: That is correct,  
25 Your Honor.



1 THE COURT: That's a private  
2 residence?

3 MR. GOLDBERGER: That is his home.

4 THE COURT: Does he own the  
5 residence?

6 MR. GOLDBERGER: He does, Your Honor.

7 THE COURT: Is there any possibility  
8 that he no longer owns the residence?

9 MR. GOLDBERGER: Not anticipated,  
10 Your Honor.

11 THE COURT: Okay. Should he not be  
12 for whatever reason -- 18-months is a long  
13 time, should he not be owning that  
14 residence or able to reside there, he will  
15 have the obligation of notifying his  
16 probation officer prior, and I emphasize  
17 this, prior to his release from custody. I  
18 assume that the department will be notified  
19 prior to, to his release?

20 PROBATION OFFICER: That is correct,  
21 Your Honor.

22 THE COURT: And then you would need  
23 to send someone to meet with him before he  
24 walks out of the Palm Beach County jail and  
25 verify his address and employment

1 information?

2 PROBATION OFFICER: That is correct.

3 THE COURT: All address -- I assume  
4 all of this to and from work and any other  
5 approved activities restricts him to Palm  
6 Beach County, is that correct?

7 PROBATION OFFICER: That is correct,  
8 Your Honor.

9 THE COURT: So let's be clear,  
10 everything, from the day he walks out  
11 occurs in Palm Beach County, is that clear?

12 MR. GOLDBERGER: We understand, Your  
13 Honor. That's correct.

14 THE COURT: Then the additional  
15 condition of his probation, they are not  
16 sex offender standard conditions, they are  
17 just conditions that are being imposed  
18 especially in this case?

19 MS. BELOHLAVEK: Correct.

20 THE COURT: They are as follows, you  
21 shall submit to a mandatory curfew from 10  
22 p.m. to 6:00 a.m. regardless of any other  
23 restrictions regarding work or approved  
24 activity, there will be no exceptions to  
25 being at home in house from 10 p.m. to 6

1 a.m., is that correct?

2 MS. BELOHLAVEK: Yes.

3 THE COURT: If the victim was under  
4 age of 18 years which I gather is the case  
5 because it's circled, you shall not live  
6 within 1000 feet of a school, day care  
7 center, park, playground or other place  
8 where children regularly congregate.

9 Has someone verified that 358 El  
10 Brillo is such a place?

11 MS. BELOHLAVEK: No, but that will be  
12 done prior to his release.

13 THE COURT: So 358 El Brillo will not  
14 be approved if it should happen to be one  
15 thousand feet from a school, day care  
16 center, park, playground or other place --  
17 this is rather open.

18 MR. GOLDBERGER: Where children  
19 gather.

20 THE COURT: Where children regularly  
21 congregate.

22 MS. BELOHLAVEK: Right.

23 THE COURT: The Court knows 358 El  
24 Brillo Way is a residential neighborhood,  
25 are there areas there where children

1 regularly congregate?

2 MS. BELOHLAVEK: I personally do not  
3 know.

4 THE COURT: Neither do I, which is  
5 why I'm asking. Has that been  
6 investigated?

7 MR. GOLDBERGER: We have done our due  
8 diligence, for what it's worth, there is a  
9 residential street. There are not children  
10 congregating on that street. We think the  
11 address applies, if it doesn't, we fully  
12 recognize that he can't live there.

13 THE COURT: Okay. D is, you shall  
14 not have any contact with the victim, are  
15 there more than one victim?

16 MS. BELOHLAVEK: There's several.

17 THE COURT: Several, all of the  
18 victims. So this should be plural. I'm  
19 making that plural. You are not to have  
20 any contact direct or indirect, and in this  
21 day and age I find it necessary to go over  
22 exactly what we mean by indirect. By  
23 indirect, we mean no text messages, no  
24 e-mail, no Face Book, no My Space, no  
25 telephone calls, no voice mails, no

1 messages through carrier pigeon, no  
2 messages through third parties, no hey  
3 would you tell so and so for me, no having  
4 a friend, acquaintance or stranger approach  
5 any of these victims with a message of any  
6 sort from you, is that clear?

7 THE DEFENDANT: Yes, ma'am

8 THE COURT: And then it states,  
9 unless approved by the victim, the  
10 therapist and the sentencing court. Okay.

11 THE DEFENDANT: I understand.

12 THE COURT: And the sentencing court.  
13 So, if there is a desire which, I would  
14 think would be a bit strange to have  
15 contact with any of the victims the court  
16 must approve it.

17 MS. BELOHLAVEK: Correct.

18 THE COURT: If the victim was under  
19 the age of 18, which was the case, you  
20 shall not until you have successfully  
21 attended and completed the sex offender  
22 program. So, is this sex offender program  
23 becoming a condition of probation?

24 MS. BELOHLAVEK: That is not. I  
25 don't believe I circled that one.

1 THE COURT: You did.

2 MR. GOLDBERGER: That's a mistake on  
3 our part. Actually the statute that he is  
4 pleading guilty to does not require the --

5 THE COURT: I understand that, but  
6 you circled it.

7 MS. BELOHLAVEK: I apologize, that  
8 one is not. He has already been in  
9 treatment with a private psychiatrist.

10 THE COURT: Which you find to be an  
11 adequate substitute for sex offender  
12 program?

13 MS. BELOHLAVEK: I -- it is not  
14 required and based upon the evaluation and  
15 my contact with that doctor, I don't  
16 believe it's necessary at this point.

17 THE COURT: Has that been -- I assume  
18 you have a law degree and do not have a  
19 Ph.D in a psychology or MD in psychiatry?

20 MS. BELOHLAVEK: That is correct, I  
21 don't.

22 THE COURT: So it is just your  
23 judgement --

24 MS. BELOHLAVEK: Correct.

25 THE COURT: -- that his treatment

1 with some fancy private psychiatrist or  
2 psychologist in his case is okay?

3 MS. BELOHLAVEK: That is correct.

4 THE COURT: So you are not imposing  
5 E?

6 MS. BELOHLAVEK: Correct.

7 THE COURT: F, if the victim was  
8 under the age of 18, you shall not work or  
9 play or as a volunteer in any school, day  
10 care center, park, play ground or other  
11 place where children regularly congregate,  
12 is that understood?

13 THE DEFENDANT: Yes, ma'am.

14 THE COURT: Children will be defined  
15 as anyone under the age of 18. There are a  
16 lot of places where children regularly  
17 congregate. What kind of work do you do?

18 THE DEFENDANT: Banking.

19 THE COURT: Here in Palm Beach  
20 County?

21 THE DEFENDANT: Virgin Islands,  
22 ma'am.

23 THE COURT: You understand you will  
24 not travel from Palm Beach County for the  
25 duration of this?

1 THE DEFENDANT: Yes, ma'am.

2 MR. GOLDBERGER: Your Honor, I'm  
3 sorry to interrupt, we do cover the  
4 employment later in the agreement as to  
5 what he is going to be doing during the one  
6 year that he is on community control.

7 THE COURT: Okay. And let me --  
8 condition G, which is circled, unless  
9 otherwise indicated in the treatment plan  
10 provided by sexual offender treatment  
11 program.

12 MR. GOLDBERGER: That's not in there.

13 THE COURT: Is that what you want?

14 MS. BELOHLAVEK: No.

15 THE COURT: But you do want the, you  
16 will not view, own or possess any obscene  
17 pornographic --

18 MS. BELOHLAVEK: Correct.

19 THE COURT: Okay. But are you saying  
20 that this therapist can okay him to own  
21 certain pornographic material?

22 MS. BELOHLAVEK: No, not at all.

23 MR. GOLDBERGER: No, Your Honor.

24 THE COURT: Would be really helpful  
25 if people read these things before they



1 signed them thoroughly.

2 Unless otherwise indicated in the  
3 treatment plan. I'm just going to strike  
4 out, provided by the sexual offender  
5 treatment program. Is that what you  
6 intend, that his therapist can --

7 MS. BELOHLAVEK: No.

8 THE COURT: No?

9 MS. BELOHLAVEK: No.

10 THE COURT: Unless otherwise  
11 indicated.

12 MR. GOLDBERGER: The parties have  
13 agreed that during the period that he is --  
14 cannot be --

15 THE COURT: Condition G will now  
16 read, you shall not view, own, possess any  
17 obscene, pornographic or sexually  
18 stimulating visual or auditory material  
19 including telephonic, electronic media,  
20 computer program or computer services that  
21 are relevant to your deviant behavior  
22 pattern. And who is going to enforce that?

23 MS. BELOHLAVEK: The community  
24 control officer.

25 THE COURT: How?

1 MS. BELOHLAVEK: They have the  
2 obligation and included in there for  
3 warrantless search to check at any time his  
4 home, his computer, anything he has contact  
5 with.

6 THE COURT: And do they regularly do  
7 that?

8 PROBATION OFFICER: Yes, ma'am.

9 THE COURT: Since we have the  
10 pleasure of having someone from the  
11 Department of Corrections here.

12 Okay. H, you shall submit two  
13 specimens of blood to the Florida  
14 Department of Law Enforcement to be  
15 registered in the DNA data bank.

16 J, you shall submit to a  
17 warrantless search by your probation  
18 officer or community control officer of  
19 your person, residence or vehicle.

20 G -- where is the G?

21 MS. BELOHLAVEK: That was under the  
22 original part, not under the sex offender  
23 one.

24 THE COURT: Okay. Defendant to have  
25 contact with the community control officer

1 at a minimum one time a week.

2 Defendant to work at Florida  
3 Science Foundation, 250 Australian Avenue,  
4 West Palm Beach, Florida. Is that  
5 volunteer work or work for pay?

6 MR. GOLDBERGER: It is a 501C  
7 corporation that he has formed, Your Honor,  
8 that will be doing charitable work.

9 THE COURT: That he has formed?

10 MR. GOLDBERGER: Yes.

11 THE COURT: What exactly is Florida  
12 Science Foundation?

13 MR. GOLDBERGER: Do you want to  
14 explain?

15 THE DEFENDANT: It funds science  
16 programs around the state and the country.

17 THE COURT: How long has it been in  
18 existence?

19 THE DEFENDANT: Fifteen years.

20 THE COURT: How many programs has it  
21 funded?

22 THE DEFENDANT: Numerous, more than  
23 50.

24 THE COURT: What is your position  
25 with the organization?

1 THE DEFENDANT: President.

2 THE COURT: Is there a board of  
3 directors?

4 THE DEFENDANT: Yes, ma'am.

5 THE COURT: Who's on the board of  
6 directors?

7 THE DEFENDANT: Two attorneys.

8 THE COURT: What exactly do you do?

9 THE DEFENDANT: I'm an investment  
10 banker but my --

11 THE COURT: No, no, I mean with the  
12 science foundation.

13 THE DEFENDANT: We fund  
14 science programs --

15 THE COURT: I don't want to know what  
16 we do, I want to know what you do. How  
17 often are you there?

18 THE DEFENDANT: I'm there every day,  
19 I research, I take in people who want to  
20 make presentations about why they need  
21 money for funding medical research,  
22 advanced science research. My background  
23 is in physics. I go through all the  
24 programs in detail, review the science work  
25 potentials, I follow through on a daily

1 basis with what they have been given money  
2 to do.

3 THE COURT: Who are some recent  
4 grantees?

5 THE DEFENDANT: Harvard University.  
6 There is a full program of Evolutionary  
7 Dynamics, Neuro Science Institute of  
8 California, the Physics Institute, MIT.

9 THE COURT: Do you ever have occasion  
10 to deal with anyone under the age of  
11 eighteen?

12 THE DEFENDANT: Not very often. It  
13 is, if someone is in college -- sorry.

14 THE COURT: Right, that's why I'm  
15 asking the question.

16 THE DEFENDANT: Most of the people I  
17 fund are all usually professors.

18 THE COURT: Thank you. You  
19 understand that you can't have contact with  
20 anyone if -- this organization, do they  
21 ever have any involvement with high  
22 schools?

23 THE DEFENDANT: No, ma'am.

24 THE COURT: Students or teachers?

25 THE DEFENDANT: No, ma'am.

1 THE COURT: Okay.

2 MS. BELOHLAVEK: Those are  
3 duplicates, you will see those are the same  
4 as the ones on the previous page, however,  
5 it was reproduced.

6 THE COURT: The next condition, you  
7 shall maintain a driving log. You shall  
8 not drive a motor vehicle while alone  
9 without prior approval of your supervising  
10 officer.

11 If there was sexual contact, you  
12 shall submit to at probationer's or  
13 community controllee's expense an HIV test  
14 with results to be released to the victims,  
15 victim's parent or guardian -- will be  
16 victims, plural. Has that been done?

17 MR. GOLDBERGER: Not yet.

18 THE COURT: Do we have a time frame  
19 on that? I would think ASAP might be good  
20 on something like that.

21 MS. BELOHLAVEK: I believe they can  
22 actually do that at the jail.

23 THE COURT: At his expense?

24 MS. BELOHLAVEK: Yes.

25 THE COURT: I would request that that