

P R O C E E D I N G S

(10:05 a.m.)

██████████. Let the record reflect that there are 17 grand jurors present and that the foreperson is present.

Good morning, ladies and gentlemen. My name is ██████████ and I am an Assistant United States Attorney here in the Southern District of New York.

Can everyone hear me okay? All right. I see everybody's heads nodding. Thank you.

I am here today to present for your consideration a proposed superseding indictment charging Ghislaine Maxwell in six counts. This indictment is virtually identical to the indictment that you returned last week charging Maxwell in those same six counts except that it corrects two clerical errors, or two typographical errors that were contained in Counts Five and Six which are the perjury charges.

As a result, I will not be presenting any new evidence or new witnesses today. Instead, I will identify for you those two clerical errors in the indictment. I will point out the portion of the exhibits that you saw last week that provide the correct information. Then I will identify the corrected portion of the superseding indictment in the proposed superseding indictment.

Before I do that though, I must ask you all the

1 same preliminary questions that we went over last week.

2 First, do any of you believe that you personally know or
3 have met the proposed defendant, Ghislaine Maxwell? I see
4 no hands.

5 Next, have you any heard or read about, or learned
6 anything Ghislaine Maxwell, Jeffrey Epstein or anyone else
7 related to this case, if you could just raise your hand? I
8 see a number of hands. Virtually every hand is in the air.
9 You can all put your hands down. Thank you.

10 As you know, you must make your determination as a
11 grand jury based on the evidence presented before you in the
12 grand jury, in this room alone. Accordingly, you must set
13 aside any other knowledge you may have about this case or
14 the people involved in it, and base your decision solely on
15 the evidence presented to this grand jury to determine
16 whether there is probable cause to believe that the charges
17 in the proposed indictment were committed.

18 Is there any grand juror here today who cannot
19 follow these instructions? I see no hands. Just to be
20 sure, is there any grand juror here who would have any
21 difficulty setting aside the outside information you may
22 have about the defendant or the facts of this case? I see
23 no hands.

24 Finally, do any of you believe you know me in
25 anything other than my professional capacity? I see no

1 hands.

2 Now, as I mentioned, I will not be calling any
3 witnesses today. Instead I will present you with the
4 exhibits from last week, the transcript of the testimony you
5 heard from last week and the proposed superseding
6 indictment. I will then walk you through the error that the
7 superseding indictment seeks to correct.

8 Please keep in mind though that what I say is not
9 evidence. Only the testimony of the witnesses and the
10 exhibits are evidence. So as I'm walking you through these
11 exhibits, your understanding of them and your understanding
12 of the evidence controls. I am just trying to provide you
13 with an overview.

14 With that instruction in mind, I am going to put
15 up onto the Elmo what was previously received and marked as
16 Grand Jury Exhibit 1. That is the proposed six-count
17 indictment that you voted to return last week. A copy of it
18 will be available for review when you deliberate.

19 You also received what has been marked as Grand
20 Jury Exhibit 2, which I will not put up on the Elmo. That
21 was a PowerPoint presentation containing photographs and
22 excerpts of certain documents that was shown to you during
23 the testimony last week. You also heard testimony from FBI
24 Special Agent [REDACTED].

25 Today I am marking, as Grand Jury Exhibit 3, a

1 copy of the transcript of that testimony. It is up on the
2 Elmo now and it will be available for you to review if you
3 would like as you deliberate. I will not read it back to
4 you now, but you can read through it as you deliberate.

5 Finally, I am marking, as Grand Jury Exhibit 4,
6 the proposed superseding indictment, which I have now placed
7 up on the Elmo. As I mentioned, this proposed superseding
8 indictment corrects two clerical errors and is otherwise
9 identical to the original indictment, Grand Jury Exhibit 1.

10 I'm now going to walk you through the errors that
11 we're going to correct starting on Grand Jury Exhibit 1.
12 Page 15 contains the beginning of Count Five which charges
13 Maxwell with perjury. Paragraph 21 on that page refers to
14 the civil case in which Maxwell gave deposition testimony on
15 April 22nd, 2016, as 15 Civ. 7344. That is the error we are
16 going to correct.

17 Similarly, page 16 contains the beginning of Count
18 Six which charges another count of perjury. Paragraph 23 on
19 that page refers to the civil case in which Maxwell gave
20 deposition testimony on July 22nd, 2016, under the same
21 number, 15 Civ. 7344.

22 Turning now to Grand Jury Exhibit 2. Slide 22 of
23 that exhibit contains the first page of the deposition
24 transcript from the testimony that Maxwell gave on
25 April 22nd, 2016. As you can see here, the docket number

1 for that case is in fact 15 Civ. 7433 not 7344.

2 Similarly, slide 25 contains the first page of the
3 transcript from the July 22nd, 2016 deposition that Maxwell
4 gave. As you can see here, again, the docket number for
5 that case is 15 Civ. 7433 not 7344.

6 Finally, I will turn to the proposed indictment,
7 Grand Jury Exhibit 4. On page 15, you have again the same
8 perjury count with one change. Paragraph 21 corrects the
9 docket number for the civil case to be 15 Civ. 7433.

10 Similarly, on page 16, which contains the second
11 perjury count for the July 22nd, 2016 deposition, the docket
12 number is corrected to 15 Civ. 7433. There are otherwise no
13 changes to the substance of this indictment.

14 That is my presentation. Before I leave you to
15 deliberate, would anyone like me to read the full proposed
16 superseding indictment out loud? I see no hands.

17 I must advise you that you must independently find
18 probable cause, again, for each count in the superseding
19 indictment. The evidence before you in support of the
20 charges in the superseding indictment is the same evidence
21 that was before you when you considered the indictment last
22 week.

23 Does anyone have any questions about that
24 evidence? I see no hands.

25 The legal instructions that you received before

1 voting on the indictment last week are the same instructions
2 that apply to your consideration of the proposed superseding
3 indictment. Would anyone like me to read those instructions
4 out loud for you again? I see no hands.

5 Does anyone have any questions about the legal
6 instructions? I see no hands.

7 I will leave you now with the exhibits to
8 deliberate. As always, if you have any questions or
9 concerns about the proposed indictment, please let me know
10 before you vote so that I may answer any questions you may
11 have on the law, or bring any additional evidence before you
12 to consider. Thank you, all.

13 (Matter concluded)

14 (Time Noted: 10:14 a.m.)
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C E R T I F I C A T E

I hereby certify that the foregoing is a true and accurate transcription, to the best of my skill and ability, from my electronic notes of this proceeding.

July 22, 2020
Date

Acting Grand Jury Reporter
Free State Reporting, Inc.