

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA**

United States of America,  
Plaintiff,

No. 2:10-cv-01878-LOA

v.

Maricopa County, Arizona; Maricopa  
County Sheriff's Office; and Joseph M.  
Arpaio, in his official capacity as Sheriff  
of Maricopa County, Arizona,

Defendants.

**DECLARATION OF PETER S. GRAY**

Peter S. Gray, pursuant to penalty of perjury under 28 U.S.C. § 1746, does hereby state the following:

I am an attorney for the United States Department of Justice, and I am counsel for the Plaintiff in the above-captioned matter. I submit this Declaration in support of Plaintiff's motion for summary judgment. Attached to this Declaration are true and correct copies of the following numbered exhibits:

1. Declaration of Kathryn Winton Finn.
2. Grant Award No. 2008-DJ-BX-0500.
3. Grant Award No. 2009-SB-B9-2970.
4. Grant Award No. 2009-DJ-BX-0342.
5. Declaration of John G. Oliphant.
6. COPS grant application.

7. COPS grant award letter.
8. COPS extension letter.
9. COPS grant funding report.
10. Declaration of Alice Waller Dery.
11. Federal Annual Certification Report for FY 2006-07.
12. Equitable Sharing Agreement and Certification for FY 2007-08.
13. Equitable Sharing Agreement and Certification for FY 2008-09.
14. AFMLS Detail Distribution Report for 7/1/06 to 6/30/07.
15. AFMLS Detail Distribution Report for 7/1/07 to 6/30/08.
16. AFMLS Detail Distribution Report for 7/1/08 to 6/30/09.
17. AFMLS Detail Distribution Report for 7/1/09 to 6/30/10.
18. AFMLS Detail Distribution Report for 7/1/10 to 8/31/10.
19. Electronic receipt of assurances for Grant Award No. 2008-DJ-BX-0500.
20. Electronic receipt of assurances for Grant Award No. 2009-SB-B9-2970.
21. Electronic receipt of assurances for Grant Award No. 2009-DJ-BX-0342.
22. OJP Standard Assurances.
23. COPS signed award document.
24. COPS Assurances.
25. AFMLS Equitable Sharing Agreement and affidavit.
26. AFMLS Instructions.
27. AFMLS Affidavit for FY 2007-08.

28. AFMLS Affidavit for FY 2008-09.
29. Letter from King to Arpaio of 3/10/09.
30. Email from McCormick to Weiss of 3/13/09.
31. Letter from Cutlar to McCormick of 3/25/09.
32. Letter from Friedlander to McCormick of 3/25/09.
33. First Request for Documents and Information.
34. Email from Jung to McCormick of 5/5/09.
35. Email from McCormick to Jung of 5/6/09.
36. Email from Jung to McCormick of 5/6/09.
37. Email from Jung to Liddy of 5/20/09.
38. Second email from McCormick to Jung of 5/6/09.
39. Letter from McCormick to Jung of 5/12/09.
40. Email from Jung to McCormick of 5/12/09.
41. Email from Jung to McCormick of 5/19/09.
42. Email from Jung to McCormick of 5/27/09.
43. Email from Liddy to Jung of 5/20/09.
44. Letter from Driscoll to Holder of 5/29/09.
45. Letter from Cutlar to Driscoll of 6/22/09.
46. Press Release, Maricopa County Sheriff's Office, *Washington D.C.*

*Attorney for the Maricopa County Sheriff's Office Says U.S. Department of Justice's Investigation is not Grounded in Facts (July 7, 2009).*

47. Sandra Haros & Brandon Donahoo, *Arpaio Done Cooperating with DOJ*, KTAR.com, July 7, 2009, at <http://www.ktar.com/?nid=6&sid=1187069>.

48. *Arpaio to DOJ: Don't Pick on Me*, KPHO.com, July 8, 2009, at <http://www.kpho.com/politics/19991075/detail.html>.

49. Letter from Cutlar to Driscoll of 8/6/09.

50. Email from Sierra to Cutlar of 8/12/09.

51. Email from Cutlar to Driscoll of 8/13/09.

52. Email from Driscoll to Cutlar of 8/13/09.

53. Letter from Friedlander to Driscoll of 8/14/09.

54. Email from Sierra to Friedlander of 11/10/09.

55. Letter from Gill to Kappelhoff of 6/14/10.

56. Letter from Perez to Driscoll of 8/3/10.

57. Letter from Driscoll to Perez of 8/5/2010.

58. Letter from Perez to Driscoll of 8/12/10.

59. Letter from Irvine to Perez of 8/12/10.

60. Letter from Smith to Arpaio of 8/12/10.

61. Letter from Driscoll to Smith of 8/13/10.

62. Email from Preston to Driscoll of 8/20/10.

63. Email from Driscoll to Preston of 8/23/10.

64. Email from Preston to Driscoll of 8/23/10.

65. Letter from Preston to Driscoll of 8/25/10.

- 66. Letter from Driscoll to Preston of 8/27/10.
- 67. Letter from Driscoll to Preston of 8/27/10 re: "First *Melendres* Cross-Reference."
- 68. Letter from Perez to Driscoll of 9/2/10.

Dated: 9.13.10  
Washington, DC

  
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Peter S. Gray