

# Exhibit 43

**From:** [Liddy Thomas](#)  
**To:** [Jung, Je Yon \(CRT\)](#)  
**Subject:** RE: Documents  
**Date:** Wednesday, May 20, 2009 1:00:05 PM

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Je Yon: I have checked with Clarisse. She is out of the office, but continuing to work on these discovery issues with key personnel at the MCSO and counsel.

Tom

Thomas P. Liddy  
DCA-MCAO  
Civil Division  
602-506-2012

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**From:** Jung, Je Yon (CRT) [<mailto:JeYon.Jung@usdoj.gov>]  
**Sent:** Wednesday, May 20, 2009 7:17 AM  
**To:** Liddy Thomas  
**Cc:** Weiss, Daniel (CRT); Aminfar, Amin (CRT); Lopez-Ortiz, Luz (CRT); Keenan, Elizabeth B (CRT); Chang, Patrick (CRT); McCormick Clarisse  
**Subject:** FW: Documents

Tom-

I received Clarisse's "out of office" reply email. We would appreciate it if you could please advise us as to the status of our requests below? If you have any questions, please do not hesitate to contact me at (202) 305-1457 or Amin Aminfar at (202) 307-0652.

Thank you,

Je Yon Jung

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**From:** Jung, Je Yon (CRT)  
**Sent:** Wednesday, May 20, 2009 10:05 AM  
**To:** 'McCormick Clarisse'  
**Cc:** Weiss, Daniel (CRT); Aminfar, Amin (CRT); Keenan, Elizabeth B (CRT); Chang, Patrick (CRT); Lopez-Ortiz, Luz (CRT); Zajic, Aaron (CRT)  
**Subject:** RE: Documents

Clarisse-

Please advise regarding the status of the document production that you stated would be produced in accordance with the timeline you provided below. Please also advise about our request for the blank citation form. If you would like to have a phone conference this week to discuss your document production, we would be happy to do so.

Thank you and we look forward to hearing from you,

Je Yon Jung

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**From:** McCormick Clarisse [mailto:mccormc@mcao.maricopa.gov]  
**Sent:** Wednesday, May 06, 2009 1:01 PM  
**To:** Jung, Je Yon (CRT)  
**Cc:** Weiss, Daniel (CRT); Aminfar, Amin (CRT); Keenan, Elizabeth B (CRT); Chang, Patrick (CRT); Lopez-Ortiz, Luz (CRT); Zajic, Aaron (CRT)  
**Subject:** RE: Documents

Je Yon,

Given that some of the requested documents contain legally protected criminal justice information, MCSO would prefer to complete the redaction, Bates stamping, and copying process using MCSO personnel. Barring unforeseeable circumstances, MCSO will begin producing documents within two to three weeks.

Clarisse

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**From:** Jung, Je Yon (CRT) [mailto:JeYon.Jung@usdoj.gov]  
**Sent:** Wednesday, May 06, 2009 9:35 AM  
**To:** McCormick Clarisse  
**Cc:** Weiss, Daniel (CRT); Aminfar, Amin (CRT); Keenan, Elizabeth B (CRT); Chang, Patrick (CRT); Lopez-Ortiz, Luz (CRT); Zajic, Aaron (CRT)  
**Subject:** RE: Documents

Thanks Clarisse. I realized that I left off our litigation support contact, Aaron Zajic, off of the last email. I have included him here so that your IT personnel can feel free to contact him with any questions. We look forward to receiving the documents in the next few weeks. If the document production becomes delayed beyond 2-3 weeks from now, would you be amenable to us contracting with a copy service in the interim?

Je Yon

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**From:** McCormick Clarisse [mailto:mccormc@mcao.maricopa.gov]  
**Sent:** Wednesday, May 06, 2009 12:31 PM  
**To:** Jung, Je Yon (CRT)  
**Cc:** Weiss, Daniel (CRT); Aminfar, Amin (CRT); Keenan, Elizabeth B (CRT); Chang, Patrick (CRT); Lopez-Ortiz, Luz (CRT)  
**Subject:** RE: Documents

Je Yon,

Thank you for the helpful information regarding the IPRO software. Based on information obtained to date, MCSO has decided to proceed with the purchase of IPRO and a scanner. If all goes as planned, MCSO will have the software in place and training completed within the next two weeks. Other than

the specific documents and information referenced in your email below, MCSO will begin to produce redacted and Bates stamped documents to you directly thereafter. Your patience and understanding are appreciated.

Clarisse

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**From:** Jung, Je Yon (CRT) [mailto:JeYon.Jung@usdoj.gov]  
**Sent:** Tuesday, May 05, 2009 10:11 AM  
**To:** McCormick Clarisse  
**Cc:** Weiss, Daniel (CRT); Aminfar, Amin (CRT); Keenan, Elizabeth B (CRT); Chang, Patrick (CRT); Lopez-Ortiz, Luz (CRT)  
**Subject:** Documents

Good Afternoon Clarisse-

Thank you for the call yesterday. As promised, I am getting back to you regarding your questions about IPro software. I learned the following from our litigation support colleagues:

We do use IPro software for OCR (Optical Character Recognition), but depending on what I-Pro products you purchase, you can become a full scale copying shop. If you purchase I-Pro...you should be sure that you purchase the proper tools so that the its capable of:

- Scanning
- Bates labeling
- Running OCR
- Coding data to the images
- Document determination
- Redacting
- AND importantly: Providing load files so that we can load the materials directly into Summation or Concordance

Ensuring that it has all of these capabilities may result in added costs to the layered software purchase. In addition to the software, I presume you are considering the purchase of scanners/copiers to perform the document processing. As we discussed, in our experience, outside copying services are more economical and capable of performing all of the functions we need.

If you go forward with IPro...our litigation support folks have offered to speak directly with your IT personnel to make sure that the documents/data are input correctly, since the software is only a tool that processes the information, and cannot guarantee that the result will be helpful to either one of us unless it is utilized correctly from the beginning. Aaron Zajic is our contact in litigation support and he is cc'ed here. He welcomes the opportunity

to talk to your IT personnel further about the process. His telephone number is 202.616.9965.

Again, we renew our offer to split the costs with an outside copying service to perform this task. In the alternative, you indicated that you would confirm whether we could move forward with a copying service in the interim while your software is purchased and implemented.

Finally, it is our understanding that you have agreed to provide us with a limited number of documents pending resolution of the full document production:

1. To COR: sample blank visitation form; and sample blank grievance form. You indicated you would clarify whether the visitation form is completed by all individuals visiting an inmate, including lawyers, interpreters, etc., and how the visitation process operates generally (including policies and procedures for each jail).
2. To SPL: sample blank citation form; CAD report capabilities and data captured, including MCSO codes.
3. To COR and SPL: all passwords for access to training materials that can be accessed online, including that provided internally and by outside training organization to review available training material online.

Thank you and I hope this information is helpful. If you have any questions, please do not hesitate to contact us.

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