

Exhibit 45



U.S. Department of Justice
Civil Rights Division

SYC:DW:JYJ:AA:SL:ES:NA
DJ: 207-8-8

*Special Litigation Section - PHB
950 Pennsylvania Avenue, NW
Washington, DC 20530*

June 22, 2009

Via Electronic and First Class Mail

Robert N. Driscoll, Esquire
Alston & Bird LLP
The Atlantic Building
950 F Street, N.W.
Washington, D.C. 20004-1404

Dear Mr. Driscoll:

We write to memorialize our telephone conversation of June 22, 2009, regarding the United States Department of Justice's ongoing investigation of the Maricopa County Sheriff's Office ("MCSO") pursuant to the pattern or practice provisions of the Violent Crime Control and Law Enforcement Act of 1994, 42 U.S.C. § 14141 ("Section 14141") and the Omnibus Crime Control and Safe Streets Act of 1968, 42 U.S.C. § 3789d; and pursuant to the prohibitions against national origin discrimination in Title VI of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000d-2000d-7.

During our telephone call, we inquired about the status of your client's cooperation with this investigation. Specifically, we inquired about the status of documents and information responsive to our March 25, 2009, document request and whether the MCSO would make staff available for meetings with our investigative team. You indicated that, at this time, the MCSO does not intend to produce any documents or to make any of its staff available for interviews.¹ We urge the MCSO to reconsider the position you articulated.

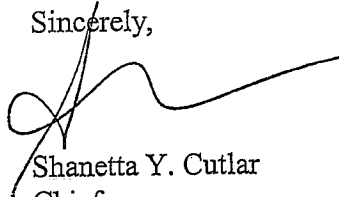
As we stated in our letter of March 10, 2009, notifying MCSO of the investigation, in conducting our investigation we will consider all relevant information, particularly the efforts the MCSO has undertaken to ensure compliance with federal law. It would clearly facilitate our consideration of such information for your client to provide responses to our document request and allow us to speak with MCSO deputies. However, irrespective of your client's unwillingness to provide information about its operations, our investigation will proceed. You acknowledged this fact and informed us that you had already advised your client accordingly regarding the "risks" associated with its current position, including the possibility of litigation. Further, as we

¹ You stated that your client is awaiting further clarification of the issues raised in your May 29, 2009 letter, including the respective roles of Department of Justice and Department of Homeland Security.

discussed and you well know, cases brought pursuant to 42 U.S.C. § 14141 do not have the same statutory prerequisites that our other statutes (i.e., CRIPA, 42 U.S.C. § 1997b(a)) have regarding pre-suit certifications.

We appreciate the time that you took to speak with us today. It is our understanding that you are the point of contact for the MCSO regarding our investigation. Should the status of your client's position regarding our investigation change, or if you have any other questions or concerns, please do not hesitate to contact me at (202) 514-6255 or Deputy Chief Daniel Weiss at (202) 616-6594.

Sincerely,



Shanetta Y. Cutlar
Chief
Special Litigation Section

cc: Merrily Friedlander
Chief, Coordination and Review Section