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7 Attorneys for Defendants Maricopa County
 Sheriff's Office and Joseph M. Arpaio

9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF ARIZONA**

11 United States of America,

12 Plaintiff,

13 v.

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

16 Defendants.
 17

NO. CV10-01878-PHX-GMS

**RESPONSE TO MOTION TO
 DISMISS**

18 Through undersigned counsel, named Defendants Maricopa County Sheriff,
 19 Joseph M. Arpaio, and the Maricopa County Sheriff's Office ("MCSO") agree with the
 20 United States that substantial compliance under the June 2, 2011 Agreement has occurred.

21 These Defendants, however, disagree with the United States' contention that
 22 the MCSO has only cooperated with the United States' underlying Title VI investigation
 23 since the filing of this action. Appropriate cooperation, along with the rightful
 24 questioning of the scope and propriety of the United States' investigation, occurred prior
 25 to the filing of this action.
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1 The United States has notified the aforementioned Defendants of its
2 determination of substantial compliance under the June 2, 2011 Agreement, and counsel
3 for these Defendants has acknowledged this determination. *See* Exhibit 1.

4 Accordingly, pursuant to the June 2, 2011 Agreement and the June 3, 2011
5 Order of this Court (Snow, J.) (Dkt. 62), the dismissal of this action on August 2, 2011 is
6 mandated.

7 RESPECTFULLY SUBMITTED this 1st day of August, 2011.

8 JONES, SKELTON & HOCHULI, P.L.C.

9
10 By /s/ Joseph J. Popolizio

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15 ORIGINAL electronically filed
16 this 1st day of August, 2011.

17 COPY e-mailed this same date to:

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