



Robert P. Astorino
County Executive

Kevin J. Plunkett
Deputy County Executive

VIA EMAIL

August 17, 2012

James E. Johnson, Esq.
Debevoise & Plimpton, LLP
919 Third Avenue
New York, NY 10022

David J. Kennedy, Esq.
Assistant US Attorney
Department of Justice, SDNY
86 Chambers Street
New York, NY 10007

RE: United States *ex rel* Anti-Discrimination Center of Metro
New York, Inc. v. Westchester County, New York
(No. 06 Civ. 2860 (DLC))

Dear Mr. Johnson and Mr. Kennedy:

I write in compliance with Judge Cote's Order of August 10, 2012. The Order provides:

“ORDERED that defendant Westchester County shall make a written presentation to the Monitor and the United States Government by **August 17, 2012** regarding the County's efforts to comply with the obligations set out in the Court's May 3 Opinion and Order.”

Please accept this letter as the County's written presentation in compliance with the District Court's August 10, 2012 Order.

It is the County's intention to expeditiously perfect the pending appeal in the Second Circuit Court of Appeals (Second Circuit). To that end the County's brief was filed on August 10, 2012. The government's brief will be filed on September 24, 2012 and oral argument will be expedited. If the Second Circuit affirms the District Court's decision,

Office of the County Executive

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White Plains, New York 10601

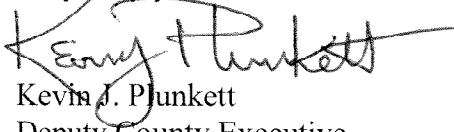
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then within five (5) business days of that decision, the County Executive will ask the Board of Legislators to reintroduce the legislation pending before the Board at the time of the settlement in August 2009, or legislation sufficiently similar to that legislation. If the Second Circuit renders a decision which modifies the District Court's decision, the County agrees to meet with the Monitor within five (5) business days of that decision to discuss the next steps based upon such decision by the Second Circuit.

The procedure set forth herein responds to the Monitor's letter of August 3, 2012 and is responsive to the District Court's Order of August 10, 2012. The process set forth above permits the parties to obtain a decision in an expedited time frame from the Second Circuit on the important constitutional issues, so that the appeal is not rendered moot.

Very truly yours,



Kevin J. Plunkett
Deputy County Executive

KJP/pel

cc: Hon. Robert P. Astorino, County Executive
Mary J. Mahon, Esq., Special Assistant to the County Executive
Robert F. Meehan, Esq., County Attorney
Hon. Kenneth Jenkins, Chairman, Board of Legislators
Erich Grosz, Esq., Debevoise & Plimpton LLP
Benjamin H. Torrance, Esq., Assistant U.S. Attorney (S.D.N.Y.)
Glenda L. Fussa, Esq., Deputy Regional Counsel, New York Office, HUD