



Robert P. Astorino  
County Executive

August 23, 2012

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

Re: *United States ex rel. Anti-Discrimination Center v. Westchester County*  
06 Civ. 2860 (DLC)

Dear Mr. Johnson,

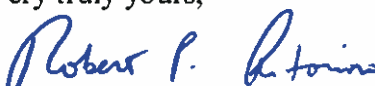
I am writing pursuant to Judge Cote's August 10, 2012 Order. Throughout my tenure as Westchester County Executive, I have instructed Westchester County staff to cooperate fully and completely with you and your staff to expeditiously and completely fulfill Westchester County's obligations under the Settlement Agreement. We are significantly ahead of schedule in meeting the benchmarks set for the completion of AFFH units and have and continue to provide you and your staff with information requested to assist you in assessing the County's actions.

On August 3, 2012, the Second Circuit Court of Appeals denied the County's request for a stay, but granted an expedited appeal. I understand that the Court of Appeals has now ordered that the Government's brief be filed by September 24, 2012. I anticipate oral argument will be scheduled shortly thereafter.

I strongly believe our position will be upheld on appeal and it is therefore appropriate to await the decision of the Second Circuit. However, given the District Court's most current order, I am left with no choice but to ask the Board of Legislators to reintroduce the prior source of income legislation.

Accordingly, in compliance with the order of the District Court, I will submit the attached letter to the Chairman of the Board on or before August 31, 2012 and will provide information to assist in analyzing the impact of the legislation. As it is hypothetical at this point as to whether or what provisions may be adopted, or not, by the legislative board, as to the third part of the Court's directive, I cannot at this time make any specific declaration, except that I will continue to abide by all lawful orders of the Court in effect at any given time.

Very truly yours,

  
Robert P. Astorino

Office of the County Executive

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cc: Mr. Vincent Hom, Director  
Community Planning and Development  
U.S. Department of Housing and Urban Development  
25 Federal Plaza  
New York, New York 10278-0068

**Enclosure to letter to Monitor dated August 23, 2012**

August 31, 2012

Honorable Kenneth W. Jenkins  
Chairman of the Board  
Westchester County Board of Legislators  
Michaelian Office Building  
148 Martine Avenue, 8<sup>th</sup> Floor  
White Plains, New York 10601

Re: Source of Income Legislation

Dear Chairman Jenkins:

Pursuant to the May 3, 2012 Order of the Honorable Denise Cote, it is requested that the Board of Legislators reintroduce the prior source of income legislation. For your information, I am enclosing a copy of my letter to the monitor dated August 23, 2012.

Very truly yours,

Robert P. Astorino  
Westchester County Executive