

May 14, 2012

Honorable Robert P. Astorino  
County Executive  
Westchester County  
148 Martine Avenue  
9th Floor  
White Plains, NY 10601

Honorable Ken Jenkins  
Chair  
County Board of Legislators  
148 Martine Avenue  
8th Floor  
White Plains, NY 10601

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

Dear Mr. Astorino and Mr. Jenkins:

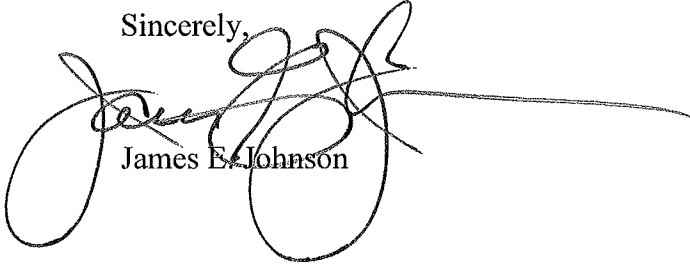
This letter seeks compliance with the ruling of the United States District Court for the Southern District of New York concerning the County's compliance with paragraph 33(g) of the Stipulation and Order of Settlement and Dismissal in the above captioned matter ("Settlement").

Paragraph 33(g) of the Settlement requires that the County "promote, through the County Executive, legislation currently before the Board of Legislators to ban 'source-of-income' discrimination in housing." That legislation would have barred discrimination against otherwise qualified renters based on the source of their income. The County Executive had a duty to promote that legislation and instead vetoed it. *See* Monitor's Report and Recommendation Regarding Dispute Resolution ("Monitor's Report"), at 2-11; Monitor's Biennial Assessment, at 26-27. In the Monitor's Report, the Monitor found, pursuant to paragraph 14 of the Settlement, the County Executive's conduct, both the failure to promote and the subsequent veto, was a breach of the Settlement. On May 3, 2012, District Judge Denise L. Cote upheld in its entirety the Monitor's Report. *See* Judge Cote's Opinion & Order, filed May 3, 2012 ("Opinion"), at 12-27 (ECF No. 402).

In her ruling, Judge Cote adopted the recommendation of the Monitor that to discharge the County's duty, the County Executive should "[request] that the legislature reintroduce the prior legislation, [provide] information to assist in analyzing the impact of the legislation, and [sign] the legislation passed." *See* Opinion at 16-17; Settlement, paragraph 13(c). The Monitor hereby requests that both the County Executive and the Chair of the Board of Legislators inform me by May 21, 2012, separately or together, of

the steps each intends to take to implement the Court's order. This information will be promptly reported to the District Court.

Sincerely,



James E. Johnson

cc: Kevin J. Plunkett, Deputy County Executive  
Mary J. Mahon, Special Assistant to the County Executive  
Glenda L. Fussá, Deputy Regional Counsel, New York Office, HUD  
Andrew W. Schilling, Assistant U. S. Attorney,  
Chief of the Civil Division (S.D.N.Y.)  
Benjamin H. Torrance, Assistant U.S. Attorney (S.D.N.Y.)