



U.S. Department of Justice

Civil Rights Division

Office of the Assistant Attorney General

Washington, D.C. 20530

OCT 22 2012

VIA ELECTRONIC MAIL

The Honorable Joseph Maturo, Jr.
Mayor of the Town of East Haven
250 Main Street
East Haven, CT 06512

RE: Investigation of the East Haven Police Department

Dear Mayor Maturo:

We write to memorialize the intent to enter into an agreement between the Town of East Haven ("East Haven" or "the Town") and the Department of Justice ("DOJ") to resolve DOJ's pattern or practice investigation of the East Haven Police Department ("EHPD"). Please review the terms below and indicate your agreement by your signature, and return the countersigned letter to our attention.

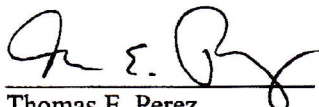
1. In September 2009, DOJ, through the Civil Rights Division and the United States Attorney's Office for the District of Connecticut, initiated an investigation of EHPD, pursuant to the Violent Crime Control and Law Enforcement Act, 42 U.S.C. § 14141 ("Section 14141"), and the anti-discrimination provisions of the Omnibus Crime Control and Safe Streets Act of 1968, 42 U.S.C. § 3789d ("Safe Streets Act"). The investigation also included a review of EHPD's compliance with Title VI of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000d to 2000d-4a ("Title VI"). These statutes authorize DOJ to file a civil action and seek equitable relief to remedy a pattern or practice of police misconduct.
2. On December 19, 2011, DOJ issued a report detailing its investigative findings regarding EHPD. DOJ indicated it would engage the Town in negotiations to reach a court-enforceable agreement to resolve DOJ's investigation. Shortly after the release of the DOJ report, the Town pledged to work collaboratively with DOJ to implement sustainable reforms in EHPD.
3. DOJ sent a draft settlement agreement to the Town on August 23, 2012. DOJ and the Town of East Haven, through counsel (collectively, "the Parties"), have negotiated the

agreement over the course of several months. After thorough review by the Mayor, the EHPD Chief of Police, the Town Attorney, and the Town's outside counsel, the Parties have expressed their intent to enter into the attached Settlement Agreement. The Parties have determined that the proposed Settlement Agreement, rather than protracted and costly litigation, is the most effective means of resolving the DOJ investigation and ensuring constitutional and effective policing.


4. The Mayor agrees to promptly seek the necessary approvals from the Board of Police Commissioners, the East Haven Board of Finance, and the East Haven Town Council to effectuate the proposed Settlement Agreement and ensure transparency in EHPD's path toward reform. To that end, the Mayor agrees to seek approvals on the following schedule:
 - a. The EHPD Chief will request that the Board of Police Commissioners approve the proposed Settlement Agreement at its next Regular Meeting on October 30, 2012.
 - b. The Mayor will request that the Board of Finance approve the initial funding necessary to commence implementation of the proposed Settlement Agreement at a Special Meeting to be called on November 5, 2012.
 - c. The Mayor will request that the Town Council consider the proposed Settlement Agreement at an Informational Session to be called on November 8, 2012.
 - d. The Mayor will request that the Town Council approve the proposed Settlement Agreement at its Regular Meeting on November 13, 2012.
 - e. The Mayor agrees to personally recommend approval of the proposed Settlement Agreement in presentations to the Board of Finance and the Town Council. Immediately upon approval of the proposed Settlement Agreement by the Town Council, but in no event later than November 15, 2012, the Mayor will sign and fully execute the proposed Settlement Agreement.
5. DOJ agrees to withhold the filing of a civil action under Section 14141, Title VI, or the Safe Streets Act, or otherwise take other civil enforcement action, until November 15, 2012, to provide the Mayor an opportunity to obtain necessary approvals on the proposed Settlement Agreement. However, if the Mayor fails to make reasonable efforts to obtain necessary approvals, acts in bad faith, or is otherwise unable to secure necessary approvals, DOJ reserves the right to file a civil action or take other appropriate enforcement action at any time.
6. The Parties may issue press releases or make other public announcements regarding the proposed Settlement Agreement after this letter is countersigned indicating an assent by all Parties. The Parties agree to make the proposed Settlement Agreement publicly available upon request. The Town may provide copies of the proposed Settlement Agreement to members of the East Haven Board of Police Commissioners, Board of Finance and Town Council immediately upon signing.

If the foregoing terms are acceptable to you, please so indicate with your signature below and return this executed letter to us. By your signature, you represent that you are authorized to sign on behalf of the Town of East Haven.

Sincerely,

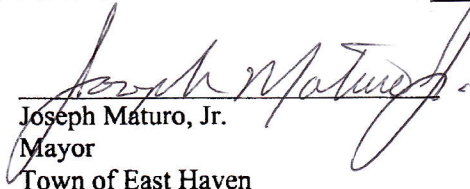


Thomas E. Perez
Assistant Attorney General



David B. Fein
United States Attorney
District of Connecticut

COUNTERSIGNED AND AGREED THIS 22 DAY OF Oct, 2012.



Joseph Maturo, Jr.
Mayor
Town of East Haven

cc: Lawrence C. Sgrignari, Esq.