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IN THE UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF ARIZONA

Manuel de Jesus Ortega Melendres, et al,
Plaintiffs,

And

United States of America,
Plaintiff-Intervenor,

vs.

Joseph M. Arpaio, et al.,
Defendants.

CASE NO.: 2:07-CV-02513-GMS

**DEFENDANT MARICOPA COUNTY,
ARIZONA'S RESPONSE TO MICHAEL
ZULLO'S MOTION FOR EXTENSION
OF TIME TO RETAIN COUNSEL**

[Assigned to Judge G. Murray Snow]

Defendant Maricopa County ("The County")¹, hereby submits its response to
Michael Zullo's Motion for Extension of Time to Retain Counsel, filed by non-party

¹ "Maricopa County" and "The County," as used herein, are intended to refer to that "body politic and corporate" created by Article XII, § 1 of the Arizona Constitution and A.R.S. § 11-202 (A), and to that portion of the government of Maricopa County embodied in the Maricopa County Board of Supervisors, the Maricopa County Manager, and those appointed officials and employees of The County who serve under the supervision and direction of the foregoing. The phrases are not intended, and should not be construed, to refer to any other Maricopa County officer whose office is filled by the

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1 contemnor Michael Zullo (Doc. 1501). For the record, the County notes that Mr. Zullo's
2 motion at several points makes reference to "counsel for the County," when the context
3 suggests he is, in fact, referring to the counsel for Sheriff Arpaio. To the extent relevant
4 to the Court's consideration of Mr. Zullo's motion, undersigned counsel advises the
5 Court that no attorney who has appeared on behalf of the County in this action has ever
6 made any representation to him that was intended to convey, or could have fairly been
7 construed as conveying, a suggestion that counsel for the County were representing him,
8 or could do so in any event.

11 Further, a major thrust of Mr. Zullo's motion appears to be to have the Court grant
12 him time "to make arrangements with Maricopa County to pay for [him] to retain counsel
13 in this civil case" Zullo Motion at 1. Based on information presently available to
14 the County and current County policy, the County does not consider Mr. Zullo to be
15 eligible to have counsel provided for him in this matter at County expense. While the
16 County respects Mr. Zullo's desire to ensure that his constitutional rights receive
17 adequate protection and does not oppose a brief extension of time to permit him to secure
18 legal counsel if he deems it prudent to do so, any portion of such extension that is
19 premised on the prospect of the County's agreeing to pay the fees of his counsel appears
20 unwarranted.

24
25 DATED this 30th day of October, 2015.

26 electoral process as provided in the Arizona Constitution (Constitutional Officers), or to
27 any of the officials and other employees of The County who serve under the supervision
28 and direction of such Constitutional Officers.

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4 By: /s/ Richard K. Walker
Richard K. Walker, Esq.
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5 Scottsdale, Arizona 85254-2236
6 Attorneys for Defendant Maricopa County,
7 Arizona

8 NOTICE OF ELECTRONIC FILING AND CERTIFICATE OF SERVICE

9 I hereby certify that on October 30, 2015, I electronically filed the Defendant,
10 Maricopa County, Arizona's Response to Michael Zullo's Motion for Extension of Time
11 to Retain Counsel, with the Clerk of the Court for filing and uploading to the CM/ECF
12 system which will send notification of such filing to all parties of record.
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15 /s/ Michelle Giordano
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