



U.S. Department of Justice

Civil Rights Division

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ERIE COUNTY  
DEPARTMENT OF LAW

SYC:DHW:ZIL:AF:BJ:NA  
DJ 168-53-41, 168-53-42

Special Litigation Section - PHB  
950 Pennsylvania Avenue, NW  
Washington, DC 20530

November 26, 2008

VIA FIRST CLASS MAIL AND FACSIMILE

Cheryl A. Green  
County Attorney  
Erie County  
69 Delaware Avenue  
Buffalo, NY 14202

RE: Investigation of the Erie County Holding Center and  
the Erie County Correctional Facility

Dear Ms. Green:

AS you know, we are conducting an investigation of the Erie County Holding Center ("ECHC") and the Erie County Correctional Facility ("ECCF") pursuant to the Civil Rights of Institutionalized Persons Act ("CRIPA"), 42 U.S.C. § 1997. In conjunction with our investigation of these facilities, we will be in Buffalo from December 15, 2008 through December 17, 2008. During this time we intend to interview ECHC and ECCF inmates and are willing to conduct these interviews during the routine attorney visitation hours. To facilitate our interviews, we request that the County provide us a current census of inmates at both facilities no later than December 8, 2008.

We continue to encourage Erie County to cooperate with our investigation. Our previous offer to confer in person regarding this investigation and to address any questions you may have about our investigative process remains open. We welcome the opportunity to discuss this investigation with you, in person, at any time. Our scheduled December visit is for inmate interviews, but we are willing to schedule a meeting with you and other County officials at your convenience. It is still our hope that our two governmental agencies can work cooperatively to resolve our investigation.



Should you wish to discuss this matter further, or to schedule a meeting, please feel free to contact me at



Sincerely,

A handwritten signature in black ink, appearing to read 'Shanetta Y. Cutlar'.

Shanetta Y. Cutlar  
Chief

Special Litigation Section

cc: Terrance P. Flynn  
United States Attorney  
Western District of New York