

KLAYMAN LAW FIRM

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Via Certified Mail

February 20, 2013

Mr. William James Fischer
Chairman
Respect Arizona
P.O. Box 15355
Phoenix, Arizona

Mr. Robert Unferth
Treasurer
Respect Arizona
2255 E. State Avenue
Phoenix, Arizona 85020

Ms. Mary Lou Boettcher
Respect Arizona
814 N. Hudson Circle
Mesa, Arizona 85203

Re: Cease and Desist Demand Concerning Illegal Planned Recall of Sheriff Joe Arpaio of Maricopa County, Arizona.

Dear Ladies and Gentlemen:

We represent the bona fide voters of Maricopa County, Arizona through our client, Citizens to Protect Fair Election Results (Hereafter "CPFER").

It has recently come to our attention that your front group "Respect Arizona" has filed a recall petition to remove Sheriff Joe Arpaio of Maricopa County, Arizona from office.

As you know full well, Sheriff Joe Arpaio was elected by the people of Maricopa County, Arizona in a free and fair election as their sheriff, by a majority of votes, on last November 6, 2012.

CPFER, a newly constituted citizens group, has been formed for the sole purpose of protecting the integrity of the Arizona, and Maricopa County electoral process. The dangerous, subversive-like activities of *Respect Arizona* have the potential to launch this county and possibly the entire state in what can only be called an "*Electoral Civil War*" that could cost the citizens of Arizona millions of taxpayer dollars; and a Civil War where others could well start their own recall

efforts against every newly elected official at the county, city and state levels, and also quite possibly, appointed officials, too, including judges!

In your recall petition you state: “We, members of Respect Arizona and citizens of Maricopa County, petition to recall Sheriff Joe Arpaio.” You then go on to complain, without any specifics but only vague ad hominem attacks consistent with your failed and stale past assaults on the character of Sheriff Arpaio, that he has failed to perform his duties. In short, you do not provide any specific examples of these allegations occurring since the last election. You cannot, since there are none!

These representations are thus not only false on their face, but in addition also fraudulent since Respect Arizona obviously does not represent the majority of voters of Maricopa County, Arizona who just reelected Sheriff Arpaio a few months ago, knowing full well the specifics of his proper and lawful service to them as its chief law enforcement official.

Nothing has occurred or changed since the November 6, 2012 general election, nor his swearing in on January 7, 2013, nor your January 30, 2013 petition that would, by any stretch of one’s imagination, justify the recall of Sheriff Arpaio – initiated a mere twenty-four days after the Sheriff Arpaio was sworn in! Most telling, your petition is untimely, and is simply an abuse of process which seeks to nullify the votes of and disenfranchise the large majority of Maricopa County, Arizona citizens who elected Sheriff Arpaio with full knowledge of his past accomplishments and service to the community.

In sum, we submit that your recall effort to cast out of office the duly elected Sheriff Arpaio without sufficient grounds relating to his performance since he was reelected, is nothing more than a blatant illegal attempt to disenfranchise the majority of voters who cast their votes in the general election, thereby depriving these voters of the results of the election, and also thus also depriving them of due process of law and their First Amendment rights of freedom of speech and association. This rises even to the level of a criminal conspiracy and enterprise, by furthering a continuing illegal effort to stop Sheriff Arpaio from enforcing the laws and executive orders duly enacted or decreed by the Legislature and the Governor and nefariously conferring upon those seeking this recall preferential treatment prohibited by the U.S. and Arizona Constitutions.

Finally, your petition seeks to implement a recall election that would waste large amounts of taxpayer resources during these hard times of fiscal crisis.

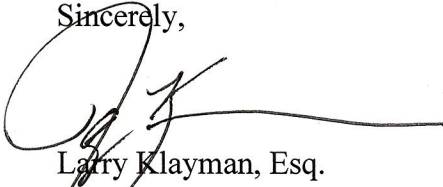
For these and others reasons, if you and your group Respect Arizona do not agree to cease and desist and withdraw your frivolous, politically and criminally motivated recall petition forthwith, we have been instructed by our client to pursue all available legal recourse against Respect Arizona and you personally to protect the voters of Maricopa County, Arizona from your fraudulent and illegal attempt to nullify their legitimate votes, and misuse the resources of the county and the state through this attempted unconstitutional “abuse of process.” On its face your recall enterprise appears designed to raise funds for Respect Arizona and yourselves personally, as well as harass the Sheriff of Maricopa County to prevent him from doing his job. This criminal recall enterprise thus has no legitimate lawful purpose.

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Should there prove to be a need to file legal actions with our local counsel, the conspiratorial criminal intent and nature of your untimely and factually baseless illegal recall enterprise will be more fully exposed during the discovery and deposition phase of any court cases that we may initiate, and also turned over if necessary to non-conflicted law enforcement authorities for appropriate action in addition to our seeking civil remedies.

Please let us know what your intentions are on or before March 2, 2013, and we will then proceed accordingly.

Sincerely,

A handwritten signature in black ink, appearing to be 'L. Klayman', with a long horizontal line extending to the right.

Larry Klayman, Esq.

General Legal Counsel for Citizens to Protect Fair Election Results