



# NYCLU

NEW YORK CIVIL LIBERTIES UNION

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BY ELECTRONIC MAIL AND BY HAND

May 19, 2009

David Hazan  
Senior Corporation Counsel  
New York City Law Department  
100 Church Street  
New York, N.Y. 10007

Re: *Sultan v. City of New York*, 09 Civ. 698 (RJD/RER)

Dear David:

On behalf of the plaintiff Jangir Sultan, we write to inform you that he has accepted the defendants' Offer of Judgment, and we enclose a formal acceptance. In doing this, we note that Mr. Sultan twice offered to forego all damages in this matter if the NYPD would agree to monitor and supervise subway checkpoints to assure that transit riders were being selected for search based on the numerical count and not, as happened to Mr. Sultan, because of their ethnicity or race. The City rejected both these offers, which we think is unfortunate, as we believe the City should be more concerned with protecting against racial profiling than paying damage settlements.

As we discussed, I will write to Judge Dearie to inform him of the offer and acceptance and to request that he therefore cancel tomorrow's pre-motion conference. We also can discuss a proposed judgment or alternative disposition later this week

Sincerely,

Christopher Dunn  
Elizabeth Mosher\*  
Erin Simon\*  
Amalea Smirniotopoulos\*

\*Law Graduate

c: Celeste Koeleveld (by electronic mail only)