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November 30, 2016

Michael Rankin, Esq.
Tucson City Attorney
255 W. Alameda Street
Tucson, Arizona 85701

Via email

Re: Next Steps Concerning the Attorney General's Office A.R.S. § 41-194.01
Investigative Report

Dear Mike:

I am writing in regards to our November 21, 2016 phone conversation concerning next steps following the Attorney General's Office ("Office") November 14, 2016 investigative report issued under A.R.S. § 41-194.01. In addition to discussing other logistical matters, you stated that you plan to present the Office's investigative report to the City Council on December 6, or sooner if the City Council has a special meeting. We set up a follow-up phone call for the afternoon of December 6 to discuss, without disclosing any attorney-client privileged information, whether the Council is likely to take action such as setting an agenda item at its next meeting after December 6 to consider repealing or modifying Tucson City Code § 2-142 in light of the Office's conclusions in the report.

To be clear, if the Council does not intend to promptly undertake such action to remedy the issues regarding the destruction of firearms identified in the Office's report, then the Office plans to file a petition for special action with the Arizona Supreme Court shortly thereafter to obtain a resolution of the issue pursuant to A.R.S. § 41-194.01(B)(2). If the Council does intend to promptly take action and can provide a date when it will do so, then we plan to hold off filing our petition to allow the Council time to act.

I appreciate the cooperation and professionalism you have shown throughout this matter. If you have any questions, do not hesitate to call me.

Sincerely,

Brunn ("Beau") W. Roysden III
Assistant Attorney General