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9 Attorneys for SHERIFF ROSS MIRKARIMI

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12 **ETHICS COMMISSION**
13 **CITY AND COUNTY OF SAN FRANCISCO**
14

15 In the matter of Charges of) **DECLARATION OF SHERIFF ROSS**
16 EDWIN M. LEE, Mayor,) **MIRKARIMI**
17 City and County of San Francisco)
18 Against)
ROSS MIRKARIM, Sheriff,)
19 City and County of San Francisco)

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21 I, ROSS MIRKARIMI, declare:

22 1. I am the Sheriff of the City and County of San Francisco. I have personal
23 knowledge of the contents of this declaration, and if called upon to testify, I could and would
24 testify competently to the contents of this declaration.

25 2. I served on the San Francisco Board of Supervisors of the City and County of San
26 Francisco from January 8, 2005, until January 8, 2012.

27 3. I was elected to the Office of Sheriff of the City and County of San Francisco on
28 November 2, 2011, for a four-year term beginning January 8, 2012.

1 4. On December 31, 2012, I had an argument with my wife, Eliana Lopez. At the
2 end of the argument, I grabbed her arm. This resulted in a bruise.

3 5. It was wrong of me to grab Eliana's arm. I have apologized to Eliana and to the
4 people of San Francisco. I entered counseling in January 2012 of my own volition.

5 6. Eliana went out later in the day on December 31, 2012, to pick up food from a
6 local restaurant. We watched a movie with our son that evening.

7 7. Eliana went out in the morning on January 1, 2012, while I took our son out to
8 breakfast and then we went to the park. Later that the day, I went to the gym and Eliana ran
9 errands. That evening, I went grocery shopping and got pizza and then came home and we read
10 stories to our son, and watched a movie.

11 8. On January 2, 2012, the three of us drove to Monterey. We had planned weeks
12 earlier to get away to relax in between the holidays and my inauguration.

13 9. We drove back from Monterey to San Francisco on January 3, 2012.

14 10. On January 4, 2012, Eliana called me at 4:23pm and told me that our neighbor
15 had called the police regarding the argument Eliana and I had on December 31, 2011.

16 11. On January 8, 2012, I was sworn in as Sheriff of the City and County of San
17 Francisco.

18 12. On January 13, 2012, I was arrested and charged with violations of Penal Code
19 sections 273.5(a), 273a(b), and 136(b)1. I was cited and immediately released.

20 13. On March 12, 2012, the initial charges were dropped, and I plead guilty to a
21 misdemeanor violation of Penal Code section 236.

22 14. Since the end of March, 2012, I have been in court-ordered counseling.

23 15. Eliana and I have not seen each other since January 13, 2012.

24 16. On March 12, 2012, I called the Mayor twice, both by cell phone and through my
25 office phone, but he chose not to speak with me.

26 17. I met with the Mayor on March 20, 2012, and he gave me 24 hours to either
27 resign or face suspension without pay.

28 18. On March 21, 2012, the Mayor suspended me without pay.

 19. The Mayor never told me why he suspended me.

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20. The Mayor never asked me or my wife what happened.

21. I remain ready, willing and able to serve the City and County of San Francisco as its duly elected Sheriff.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 13th Day of June, 2012, in San Francisco, California.

/s/ Ross Mirkarimi

SHERIFF ROSS MIRKARIMI