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**UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

State of Arizona,
Plaintiff,

v.

Case No: 2:21-cv-00617-DWL

Alejandro Mayorkas in his official capacity as Secretary of Homeland Security; United States Department of Homeland Security; Troy Miller in his official capacity as serves as Senior Official Performing the Duties of the Commissioner of U.S. Customs and Border Protection; Tae Johnson in his official capacity as Senior Official Performing the Duties of Director of U.S. Immigration and Customs Enforcement; United States Department of Defense; Lloyd Austin in his official capacity as Secretary of Defense,

Defendants.

DECLARATION OF MARK LAMB

I, Mark Lamb, declare as follows:

1. I am competent to testify as to the matters contained herein and make this declaration based on my own personal and professional knowledge, law enforcement expertise, and the information available to me in my positions in public service.
2. I currently serve as Sheriff of Pinal County, Arizona, and have been a law enforcement officer for over 14 years.
3. Pinal County, Arizona, includes a large section of desert through which unauthorized aliens often attempt to travel. Pinal County Sheriff’s Office routinely works with the U.S. Border Patrol and other federal authorities in the pursuit and capture of such individuals.
4. My office has recorded a surge in the number of pursuits of suspected unauthorized aliens it has been involved in since the beginning of the year compared to

1 the same months in previous years. We have been involved in 24 such pursuits in
2 January and February 2021. We only had 10 in 2019 and 14 in 2020.

3 5. The 24 pursuits this year required an estimated 377 man-hours at an
4 average personnel cost of \$30 per hour, totaling a cost of \$11,310 to my office, not
5 including other expenses such as vehicle and aviation wear and tear, vehicle and aviation
6 fuel costs, administrative costs, and investigative costs from specialty units.

7 6. This represents a roughly 71% increase in costs over the estimated
8 \$6,597.50 in personnel costs experienced during the same time period last year.

9 7. Additionally, where these pursuits result in arrests, the Pinal County
10 Sheriff's Office incurs the cost of incarcerating the individual. Our records indicate an
11 average jail stay of 25-29 days at an average cost of \$70 per day. This represents an
12 additional cost of \$1,750 per booking on average.

13 8. On or about March 9, 2021, my staff conducted a review of records
14 regarding inmates then in Pinal County's custody and found as follows:

15 a. Pinal County on average has around 35 inmates in custody who have
16 ICE Detainers, costing the county an estimated \$208,845 annually. At
17 the time of review, we had 31 such inmates in our jails out of a total
18 population in custody of 592.

19 b. The 31 inmates in custody with ICE Detainers at the time of review
20 have 41 violations of state law pending against them. This includes.
21 Assault, Disorderly Conduct, Crimes against Children, Domestic
22 Violence, Assault with a Deadly Weapon, Possession of Drugs,
23 Possession of Drugs with intent to Distribute, DUI, and Possession of
24 Deadly Weapon. This is fairly representative of the charges such
25 populations have at any given time in custody in our jails.


26 c. An examination of the criminal history files of the inmates in custody
27 with an ICE Detainer for 2019 shows that these individuals have a
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recidivism rate (indicated by prior jail time) of approximately 53% for that population.

9. In my professional opinion, the increase in incidents, and therefore increase in costs, my office is experiencing is at least in part directly related to announced changes in federal border enforcement and alien removal policies, including cancellation of the construction of border barriers and the termination of the MPP. These policies serve to incentivize individuals to illegally cross the border into Arizona because, among other things, it removes one of the chief consequences deterring such actions. This will, in turn, increase the number of unauthorized crossings and further exacerbate the current increase in law enforcement costs we are experiencing.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, and that this declaration was issued on June 24, 2021, in Pinal County, Arizona.



Sheriff Mark Lamb (Jun 24, 2021 22:42 PDT)
Mark Lamb
Sheriff
Pinal County Sheriff's Office