

CITY OF ALBUQUERQUE
BOARD OF ETHICS AND CAMPAIGN PRACTICES

NERI HOLGUIN,

Complainant,

v.

BOE Case No. 01-2021

MANUEL GONZALES, III,

Respondent.

ORDER REGARDING CONDUCT OF EVIDENTIARY HEARING

THIS MATTER was referred to the City of Albuquerque Board of Ethics and Campaign Practices by the City Clerk. The matter presently is set for an evidentiary hearing on Friday, August 27, 2021.

With regard to the evidentiary hearing, the Board orders as follows:

1. The Evidentiary Hearing shall be held for a total of 150 minutes from 9:00 AM until 11:30 AM on August 27, 2021. The time shall be divided equally between Complainant and Respondent. During their allotted time, each party will be afforded an opportunity to make opening and closing statements and to present evidence in support of their respective positions in the form of witness testimony, documents and other submissions.
2. As per the Board's ruling at its previous hearing in this matter, and with the consent of counsel for both parties, following the release of the report from the Inspector General, Complainant has until August 20, 2021 either to supplement or amend her original Complaint, and Respondent has until August 24, 2021 to amend his Answer.

3. No later than 5:00 PM on Monday, August 23, 2021, counsel for each party shall submit a brief containing legal authorities related to the legal issues to be considered by the Board at the evidentiary hearing. The briefs shall be limited to no more than 7 double spaced pages. No response briefs by either party are permitted. Briefs must be submitted to the Office of the City Clerk via email addressed to mdiemer@cabq.gov.

4. The parties also are required to comply with all other submission deadlines set out in the Rules and Regulations of the Board of Ethics and Campaign Practices.

Dated this 13th day of August, 2021.

/s/ Andrew G. Schultz

Andrew G. Schultz
Chair, Board of Ethics and Campaign Practices