



Office of the City Clerk
P.O. Box 1293
Albuquerque, NM 87103
Phone (505) 924-3650 Fax (505) 924-3660
www.cabq.gov/clerk

Katy Duhigg, City Clerk

Sent via Tracked Mail and Electronic Mail

November 25, 2019

Republican Party of Bernalillo County
c/o Julie Wright
PO Box 92422
Albuquerque, NM 87199
bcgophq@gmail.com
bcgopjulie@gmail.com

Eric Shimamoto

[REDACTED]
Albuquerque, NM [REDACTED]
kcemigre@hotmail.com

Re: Shimamoto vs. Republican Party of Bernalillo County, BOE-07-19

Dear Ms. Wright and Mr. Shimamoto,

On November 25, 2019 Eric Shimamoto filed the enclosed Complaint, naming the Republican Party of Bernalillo County as the Respondent, care of Ms. Wright.

I have gone through the complaint diversion process provided for in Part I of the City Clerk's 2019 Election Code Rules and Regs (<http://www.cabq.gov/vote/documents/final-election-code-2019.pdf>) and I find that the Complaint meets all required criteria, therefore I am not rejecting the Complaint.

Under the complaint diversion process, I may attempt to require the Respondent to correct the violation or prevent further violations by informal methods and may enter into a voluntary compliance agreement with the Respondent prior to referring the Complaint to the Board of Ethics and Campaign Practices.

If the Republican Party of Bernalillo County registers as an MFC on Monday, December 2, and files all required campaign finance reporting and political communications, I will propose a voluntary compliance agreement reflecting Republican Party of Bernalillo County's compliance and will give notice to the Board of Ethics and Complainant that the Complaint has been resolved and will not be referred to the Board of Ethics. If you would like to pursue this voluntary compliance resolution, please contact Miriam Diemer (mdiemer@cabq.gov, 924-3650) to set up a time to come in to submit your filings.

Another option available to the Respondent is settlement. At any time after the filing of a Complaint, the Respondent may offer to settle the Complaint by admitting to the allegations in the Complaint and requesting a settlement conference. If the Respondent makes this request, we will have a settlement conference at my office, with the parties in separate rooms, and myself acting as the mediator. If Respondent would like to make this request, please do so as soon as possible.

Any potential settlement agreement would state the sections of the Election Code and/or Rules and Regulations violated, the action taken or to be taken by the Respondent to correct the violation and proposed sanctions, if any, upon Respondent.

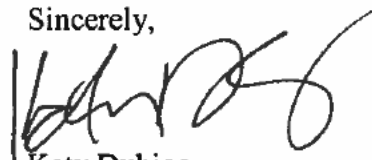
If the parties reach a settlement agreement, the Board of Ethics will meet to review and approve or reject a proposed settlement agreement, and, if the Board approves, to issue a Consent Order, which then concludes the case.

Neither party is required to have a lawyer or other representation, but if you wish to have someone represent you that is fine. Please just let me know who that person is so that I can include them in communications.

If the Respondent does not wish to pursue either voluntary compliance or a settlement conference, the Complaint will be referred to the Board of Ethics.

If you have any questions, please contact me as soon as possible.

Sincerely,

A handwritten signature in black ink, appearing to read 'Katy Duhigg', written in a cursive style.

Katy Duhigg
Albuquerque City Clerk

Encl.

Cc: Andrew Schultz, Board of Ethics and Campaign Practices
John Grisham, Election Auditor