

Office of the City Clerk P.O. Box 1293

Albuquerque, NM 87103 Phone (505) 924-3650 Fax (505) 924-3660 www.cabq.gov/clerk

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Katy Duhigg, City Clerk

State of New Mexico)

) s.s.

County of Bernalillo)

Complainant's Information

COMPLAINT FORM

Last Name Shimamoto	First Name Eric		
Mailing Address	City Albuquerque	State NM	Zip Code
Davtime Phone Number (include area code)	Email Address kcemigre@hotmai	l.com	
2. Respondent's Information			
Last Name Republican Party of Bernalillo County c/o Julie Wright	First Name		
Mailing Address PO Box 92422 (physical address: 5150 San Francisco Rd NE, Suite A)	City Albuquerque	State NM	Zip Code 87199
Daytime Phone Number (include area code) (505) 226-1238	Email Address bcgophq@gmail.c bcgopjulie@gmail.		

3.	If Respondent is a Candidate, the office or position sought
N/A	

4.	Has this complaint been filed with any law enforcement agencies? If so, list all agencies and attach copies of all complaints submitted. Additional pages may be attached to this form if the space provided below is not adequate.
No.	
5.	Describe in reasonable detail the alleged violation(s), including the Section(s) or Part(s) of the Election Code, Code of Ethics, Open and Ethical Elections Code, or Rules and Regulations of the Board of Ethics or City Clerk that you believe were violated, explain how you believe the Election Code, Code of Ethics, Open and Ethical Elections Code, or Rules and Regulations of the Board of Ethics or City Clerk were violated, the date of the alleged violation(s), and include any other pertinent information. Additional pages may be attached to this form if the space provided below is not adequate.
See at	tached narrative.

6.	Describe the inquiry attached to this form	undertaken regardir if the space provide	ng the alleged violations and below is not adequ	on. Additional pages may be late.		
The fa	The facts in this complaint are based entirely upon a review of Respondent's Facebook page and the Facebook page of Brook Bassan's Campaign.					
				j		

- 7. List and attach evidence that supports your allegations, including but not limited to:
 - a. The names/telephone numbers of persons whom you believe may be witnesses to the facts:
 - b. A copy or picture of any political advertisement(s) Complainant references;
 - c. A copy of each document the Complainant references; and
 - d. Any other evidence supporting your allegations.

Additional pages may be attached to this form if the space provided below is not adequate.

Exhibit A: 10-16-2019 RPBC Facebook post and image

Exhibit B: Image of 10-18-2019 Bassan Campaign Facebook video post

Exhibit C: 10-25-2019 RPBC Facebook post

Exhibit D: 10-25-2019 RCBP Facebook post and image

Exhibit E: 10-30-2019 RPBC Facebook post

Exhibit F: 10-30-2019 images from RPBC Facebook post

Exhibit G: 11-6-2019 RPBC Facebook post Exhibit H: 11-12-2019 RPBC Facebook post Exhibit I: 11-16-2019 RPBC Facebook post Exhibit J: Miscellaneous RPBC Facebook posts

Potential witnesses include the officers and employees, including unknown employees of the Republican Party of Bernalillo County, including, without limitation:

Officers

Chairwoman- Julie Wright 2nd Vice Chairman- Jim Kasik Treasurer- John Kubiak Secretary- Paula Devlin

Executive Committee
Executive Director- Geoffrey Snider
CFIS Reporting- Burdy Salazar
Election Integrity- Robert Roehm
Legislative- Representative Bill Rehm
Office Manager- Joe Foor
Rules- Charly Tipton
Volunteer Coordinator- Mike Knowles

	wear and affirm under penalty of perjury that, to the ief, formed after a reasonable inquiry under the is Complaint is supported by evidence.
OFFICIAL SEAL Stephanie Casaus NOTARY PUBLIC STATE OF NEW MEXICO by Commission Expires:	Complainant (Signature) ERIC SHI MA MOTO Print or type name of Complainant
Sworn or affirmed before me, the undersited day of Novimber 2019	igned authority by Frichmanoto this Lochandalus Notary Public
_ •	der the circumstances, you are unable to tified factual contentions of the Complaint y certify as follows:
best of my knowledge, information, and beli	wear and affirm under penalty of perjury that, to the ief, there are grounds to conclude that the specifically aint are likely to be supported by evidence after a
	Complainant (Signature)
	Print or type name of Complainant
Sworn or affirmed before me, the undersiday of20	gned authority by this
	Notary Public

All exhibits or attachments referenced in the complaint must be included with the Complaint.

On or about October 16, 2019, Respondent posted on its Facebook page an image inviting volunteers to join Respondent "as our field team works with Book [sic] Bassan's campaign to canvas her City Council district in NE Albuquerque." The image asked volunteers to show up at "10AM, SATURDAY OCTOBER 19TH." (Ex. A)

On or about October 18, Brook Bassan, who is a candidate for City Council, posted a video on her campaign's Facebook page in which she said, "[t]he other thing that I wanted to let you know, in addition to walking tomorrow, please message us if you want to meet. We're going at 10AM." (Ex. B)

On or about October 25, 2019, Respondent posted on its Facebook page to thank volunteers "for coming out yesterday and spending their valuable time to test out our cellular phonebanking system." Respondent reported that they "were able to make a couple thousand calls," and that, "twenty people were able to save the RNC, the Trump team, and our own state and local parties thousands of man hours and potentially millions of dollars in potentially lost productivity." (Ex. C)

Also on or about October 25, 2019, Respondent again posted an image inviting volunteers to join Respondent "as our field team works with Book [sic] Bassan's campaign to canvas her City Council district in NE Albuquerque." That image asked participants to show up at "10AM, SATURDAY OCTOBER 26TH." (Ex. D)

On or about October 30, 2019, Respondent published on its Facebook page a series of images depicting postcards encouraging voters to vote absentee for various Republican candidates, including Trudy Jones, Brook Bassan, and Peggy Muller-Aragon, in the local election taking place on November 5, 2019. (Ex. E)

The images show hundreds of postcard mailers apparently addressed to voters who had requested an absentee ballot for the local election. (Ex. F)

On or about November 6, 2019—the day after the local election—Respondent posted on its Facebook page that Respondent had worked to support three candidates in that election and that its goals during the election had included:

- Running an effective absentee ballot chase program
- Assisting candidates with walk-and-knock operations
- Pushing Republican voters to the polls with phonebanking (Ex. G)

Toward that end, Respondent reported that its volunteers had:



knocked on doors for all three winnable campaigns, making thousands of direct voter contacts (and thousands of phone calls) to let voters know who their Republican candidates were.

(ld.)

The post then continued, noting that Brook Bassan is a candidate in the runoff election, and declaring:

It is the goal of the Republican Party of Bernalillo County to assist Brook in her efforts to get elected and to stop radical progressive policies from being implemented in Albuquerque. Election Day is December 10th and we're hitting the ground running.

(ld.)

That statement was followed by a solicitation of donations in order to "rally Republican voters who will begin voting again NEXT WEEK!" (Id.) And the post again invited volunteers to join Respondent, "as our field team works with Book Bassan's campaign to canvas her City Council district in NE Albuquerque in the coming weeks." (Id.)

More than five days has elapsed since the above-described events, although it also appears that Respondent is continuing to engage in similar activities during the ongoing runoff election. See (Ex. H, announcing "We'll be running our easy-to-learn phonebanking operation from 10am to 4pm, every day of the week between now and 11/27"); see also (Ex. I, soliciting donations and insturcting "[i]f you can help knock on doors or make phonecalls to urge Republicans to vote, PLEASE contact us ASAP")

Upon information and belief, Respondent has accepted contributions and made expenditures (both cash and in-kind) in excess of \$250.00 in connection with compiling an absentee voter mailing list, purchasing postcards and postage, producing content for mailers, sending campaign materials to voters in Bernalillo County, purchasing campaign software, generating walk-lists for canvassing, and canvassing on behalf of candidates.

Political parties choosing to participate in local, non-partisan election campaigns are subject to the same rules, ordinances and statutes as any other actor who advocates for or against a candidate or ballot measure. See, e.g., NMSA 1978, § 1-1-3.3 (2019) (defining "election-related organization" to not include qualified political parties in elections in which the party is not "represented on the ballot").

Although more than five days have elapsed since all of the above-described activities, Respondent has failed to file a statement of formation or otherwise registered as a measure finance committee with the City Clerk as required by Section 6(a) and (c) of the Election Code.

Respondent has not reported any contributions or expenditures, either cash or in-kind, in connection with the above-described activities, as required by Section 4(c) of the Election Code.

In addition to the Facebook postings described above, Respondent has generally used its Facebook page to advocate for and against candidates running for office in the local election in November and in the runoff election taking place on December 10, 2019, as well as ballot measures at issue in the November election. (Ex J)

Upon information and belief, Respondent has not submitted any of the above-described campaign materials to the City Clerk as required by Section 5 of the election code and by the Rules and Regulations of the Board of Ethics at § 7 B and D.



JOIN US THIS SATURDAY! GOTV FOR BROOK!



But Out The Vale OPERATIONS

Saturday 10/19 for Brook Bassan's ABO City Council District 4 Campaign

THIS RACE IS NECK A NECKS

MAIL BATHMONY OCTOBER 1971 JOHN SCHOOPS PIELD VENUS AT LONIN COL. HORTE PARKE

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Dear Great, City County District & Condition

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13

1 Comment 9 Shares



Comment





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Get Out The Vote OPERATIONS

Saturday 10/19 for Brook Bassan's ABQ City Council District 4 Campaign

THIS RACE IS NECK & NECK!

10AM, SATURDAY ÓCTOBER 19TH JOBI BCGOP'S FIELD TEAM AT LOMA DEL NORTE PARK (map below)

You're welcome to join the Republican Party of Bernalillo County as our field team works with Book Bassan's campaign to canvas her City Council district in NE Albuquerque. Feel free to bring your friends and family!

NOTE: This is GREAT PRACTICE for New Candidates running in 2020.

You can learn how to use Campelg Sidekick and work on communicating with voters at their front door.

We'll be canvassing Brook's likely Republican voters to make sure they know when and where to vote (absentee voting has already begun on the 8th, early voting begins on the 19th, and Election Day is November 5th).

Come out and meet your fellow Republicans, blow off steam, get a bit of exercise, and let good Republican voters know the best way to support a great candidate?

We'll be using our new Campeign Sidekick smartphone application, so make sure to download it. (It's a far better system than Advantage)

If you can, please let us know you'll be showing up!

For more information, please contact:

Tony Marino, BCGOP Field Coordinator:

amarino0451@gmail.com

Brook Bassan, City Council District 4 Candidate:

brookfordistricts@gmail.com

As always, if you're a BCCC member, your dues can be paid at BCGOP.ORG

Exhibit A



Brook Bassan for ABQ District 4

@Brook4District4

Home

About

Videos

Posts

Events

Photos

Community

Create a Page

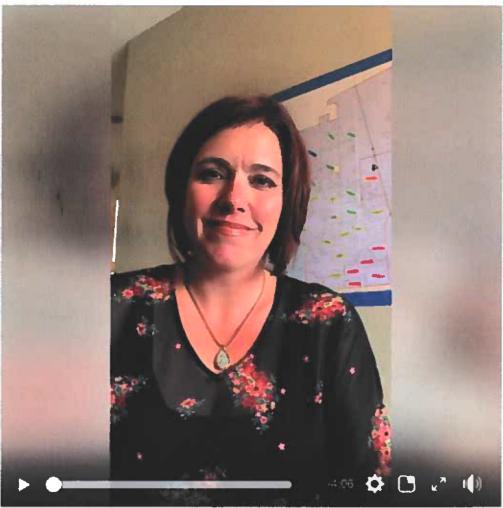


View 5 more comments



Brook Bassan for ABQ District 4 was live.

October 18 - 3





Watch together with friends or with a group

Start Watch Party



3 Comments 1 Share 339 Views

Exhibit B

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UPDATE ON VOLUNTEER ACTIVITIES

We would like to thank all of our AMAZING volunteers for coming out yesterday and spending their valuable time to test out our cellular phonebanking system!

We had two goals:

- 1) Support our city council and school board candidates by making GOTV calls
- 2) Test out our system to make sure we understood its ins and outs during a low turnout election year to prepare for 2020

After two days of practice with the system we discovered some glitches, some technical difficulties, and some training issues (thank you AGAIN to our volunteers for their patience).

We were able to make a couple thousand calls, inform good Republican voters about their candidates, and let those voters know where and when to vote.

Even more importantly, we were able to identify a host of issues with the system and relay those to the RNC, the Trump team, and the system developers themselves.

At the end of the day, twenty people were able to save the RNC, the Trump team, and our own state and local parties thousands of man hours and potentially millions of dollars in potentially lost productivity (which equates to votes).

Again, we cannot say "THANK YOU" enough to all involved!



Get Out The Vote OPERATIONS

Saturday 10/26 for Brook Bassan's

ABQ City Council District 4
Campaign

THIS RACE IS NECK & NECK!

10AM, SATURDAY OCTOBER 26TH
JOIN BCGOP'S FIELD TEAM AT
LOMA DEL NORTE PARK
(map below)

You're welcome to ioin the Republican

Shares

Get Out The Vote OPERATIONS

Saturday 10/26 for Brook
Bassan's

ABQ City Council District 4
Campaign

THIS RACE IS NECK & NECK!

10AM, SATURDAY OCTOBER 26TH
JOIN BCGOP'S FIELD TEAM AT
LOMA DEL NORTE PARK
(map below)

You're welcome to join the Republican
Party of Bernalillo County as our field
team works with Book Bassan's
campaign to canvas her City Council
district in NE Albuquerque. Feel free to
bring your friends and family!

Exhibit D



Republican Party of Bernalillo County

October 30 at 5:55 PM

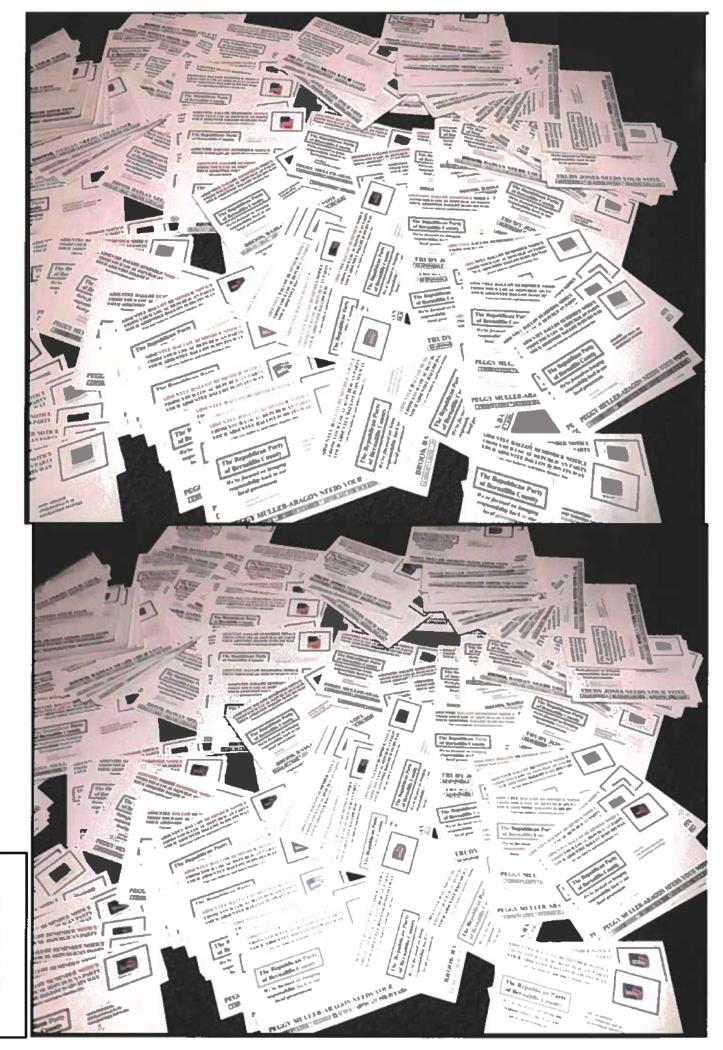
FINAL DAY TO CHASE ABSENTEE BALLOTS!!

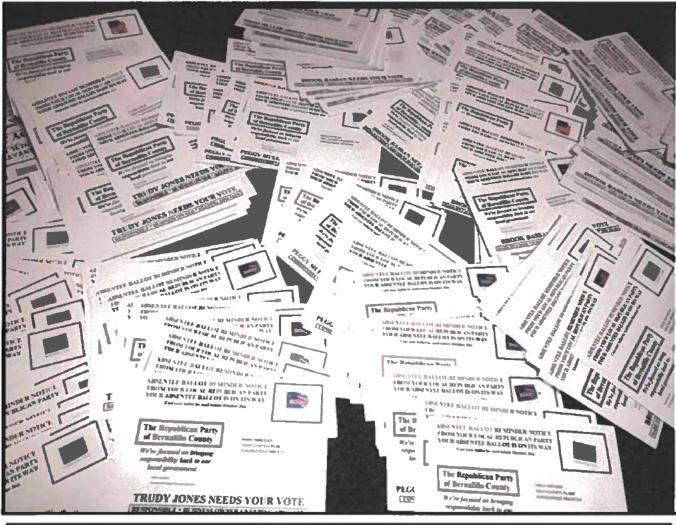


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Exhibit E

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Republican Party of Bernalillo County November 6 at 3.36 AM .

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DEMOCRATS' MEGA MONE BERNALILLO COUNTY REPUBLICANS STRIKE BACK AGAINST

Election Success Recap and a Path Forward

Bernatillo County! Last night's election results were a breath of fresh air for Republicans in

Aragon both won re-election. ™ABQ City Councilor Trudy Jones and APS Board Member Peggy Muller

secured her position as frontrunner in a December 10th runoff election. ABQ City council candidate Brook Bassan won a hard-fought race and

The insidious left-wing activist-inspirted 'Democracy Dollars' ballot instative

Our Bernalitlo County Parry's goals for this election were threefold

- Support our Republican candidates in winnable districts by.
- Running an effective absentee ballot chase program
- Assisting candidates with walk-and-knock operations Pushing Republican voters to the polls with phonebanking
- Test out our phonebanking system and make sure we understood its ins
- Inspire confidence in the Republican Party of Bernalillo County amongst and outs during a low turnout election year to prepare for 2020

more voters. This is why our absentee ballot chase program was effective. In volunteers, officeholders, candidates, and donors by demonstrating our we're able to effectively target and mobilize Republicans, we can tim out FIRST: Data-driven campaigning is essential in today's Republican Party. If operating capabilities

Trudy Jones won over 64.5% of absentee votes

Peggy Muller-Aragon won 59.2% of absence votes

Brook Bassan won 52.3% of absentee votes

Dollars ballot initiative (we all remember CD2's 2018 outcome!). Between as the amount of money spent to push overall turnout for the Democracy absentee ballots Democrat activists and organizers were gathering, as well were opposed by at least three times that amount of Democrat money! these three candidates and the BCGOP, we had less than \$150,000. We These results are exceptional, especially considering the sheer volume of

phone calls) to let voters know who their Republican candidates were (NOTE: Municipal elections don't display party affiliations next to candidate campaigns, making thousands of direct voter contacts (and thousands of Additionally, our amazing volunteers knocked on doors for all three winnable

> names on the ballot, so we have to compensate for this.) (NOTE: Municipal elections don't display party affiliations next to candidate

A street, and

easier for volunteers to learn, it can become an important asset manual dexterity to use; requiring smarphone accessories (heaphones) smartphone models and operating systems, requiring a great degree of due to weaker cell reception). Again, we must give a HUGE THANK YOU to got a thorough round of testing. We were able to effectively use it for walkuploading voter data. If the application becomes more user-friendly and involve: training voluntaers to use the application on a large variety of hiccups and glatches, a host of which we were able to identify. Its difficulties our volunteers for testing the phonebanking portion of the app. It had its and-knock operations in urban areas (the more rural, the harder it is to utitize SECOND: The Campaign Sidekick smartphone app RPNM has purchased

ELECTED. Our primary goal as a party is to help ensure that REPUBLICANS GET will respect their time, money, and reputations when we conduct operations candidates, and donors know that the Republican Party of Bernatillo County THIRD: it's extremely important to us that our volunteers, officeholders,

This means the BCGOP will continue to

A) Use all of our resources as wisely as possible (donations and volunteer

candidates. B | Build the infrastructure that acts as a springboard for all Republican

messages not hurt) our candidates' chances of being elected. flattering C) Communicate effectively with Republican voters in ways which help (and communications; accurate data and targeting; well-executed and timely

OUR IMMEDIATE PATH FORWARD

coming next. the state, so we have to stop them here and now. Ketter has already here will consequently be pushed in every county and municipality across Albuquerque. We all know that each piece of legislation the Democrats pass extremely important that Republicans keep every possible city council seat in radical enti-borders, gun-grabbing governor, Michelle Lujan Grisham, It's Ane has been endorsed by Albuquerque's leftst Mayor, Tim Keller, and our for office before - against former State House Rep Sarah Maestas Barnes Romero, is an experienced liberal/progressive Democrat activist who's run Council District 4 is entering its runoff phase. Brook's opponent, Ane Beginning today, November 6th, Brook Bassan's race for Albuquerque City implemented a public property gun ban in the city, so we know what's

her efforts to get elected and to stop radical progressive policies from being It is the goal of the Republican Party of Bernahllo County to assist Brook in implemented in Albuquerque. Election Day is December 10th and we're

> a public financing option), she has to rely on limited funding. hitting the ground running. Since Brook carriot accept donabons (she chose implemented in Albuquerque. Election Day is December 10th and we're

can rally Republican voters who will begin voting again NEXT WEEK! Please consider donating to the Republican Party of Bernahillo County so we

Donations can be made at:

Candidates, please contact us by email: If you would like to explore other options for assisting our Party and our

bcgophq@gmail.com

in NE Albuquerque in the coming weeks. Feet free to bring your friends and team works with Book Bassan's campaign to carryas her City Council district You're welcome to join the Republican Party of Bernaldio County as our field

voters at their front door can learn how to use Campaig Sidekick and work on communicating with NOTE: This is GREAT PRACTICE for New Candidates running in 2020. You

your dues can be paid at As always, if you're a Bernaldio County Party Central Committee member

BCGOP ORG

Our mailing address

PO Box 92422 Republican Party of Bernatillo County

Albuquerque NM 87199



Exhibit G

NOTICE:

FULL STEAM FOR BROOK BASSAN IN CITY COUNCIL DISTRICT 4 RUNOFF

We need your help to turnout Republican voters for this runoff election!

Please consider devoting just a few hours a week to making phone calls for us.

We'll be running our easy-to-learn phonebanking operation from 10am to 4pm, every day of the week between now and 11/27.

5150 San Francisco Suite A, just south of the Marriott Pyramid.

See you tomorrow!

RUNOFF VOTING SCHEDULE:

Absentee Voting begins 11/19

Early Voting From 8am to 8pm:

11/19 through 11/23 11/25 through 11/27 12/2 through 12/7

Election Day From 7am to 7pm:

Tuesday 12/10





Republican Party of Bernalillo County



November 16 at 1:51 PM - 💠

BEN RAY LUJAN PUSHES HARD LEFT VOLUNTEERS TOWARDS ANE ROMERO IN TIGHT CITY COUNCIL RUNOFF AGAINST REPUBLICAN BROOK BASSAN

The BCGOP needs your help urgently!

- 1) Donations
- 2) Volunteer time

If you'd like to help us push back against crazy hard left activists that are seeking to support an Albuquerque GUN BAN and massive tax increases, please HELP US.

Donations can be made at:

BCGOP.ORG

10

https://brookfordistrict4.info/

If you can come out and help knock on doors or make phone calls to urge Republicans to vote, PLEASE contact us ASAP.

bcgophq@gmail.com







Exhibit I

DEMOCRAT DOLLARS LEGISLATION: THE FULL TEXT FOR ANYONE MASOCHISTIC ENOUGH TO READ IT IN ITS ENTIRETY

Read here about how the Democrats plan to spend twenty-five times more of your tax money on electing themselves to positions which will allow them to spend an infinitely greater amount of your money... ad nauseam.

LWVCNM.ORG

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www.lwvcnm.org



5 Comments 3 Shares



Republican Party of Bernalillo County

October 28 at 8:28 PM - 🖨

ABQ DEM CANDIDATE CAMPAIGN BLATANTLY LIES; COORDINATES WITH INDEPENDENT EXPENDITURES

Democrat graphic designer Linda Lillow works for both Maurreen Skowran and the Measure Finance Committee supporting her.



KOAT.COM

Calif. money goes to publicly financed ABQ City Council candidate



6 Comments 13 Shares

Exhibit J



LAST DAY OF EARLY VOTING, ENDS at 8PM TONIGHT. Please go to our website for detailed info on this municipal election.

www.bcgop.org



BCGOP.ORG

ELECTIONS

Upcoming elections and candidate information.





Republican Party of Bernalillo County

November 3 at 9:58 AM - 🌣



Some of you may ask, "What exactly does GOTV mean?" It means Get Out The Vote, and I ask for your help. Simply enough, take today to call at least 5 of your Republican friends and talk to them about this upcoming municipal election. Here's why - I talk to fellow Republicans ALL the time who don't have a clue what district they're in or what's on the ballot. My friend Torn, from the gym, a die-hard Republican who watches Fox News all day long. has no idea who his legislator is much less his city councilor. We must not be angry with our friends, but we must educate them. I ask that you do this for me today:

- Create a list of 5-10 of your Republican friends.
- 2. Go to our website at www.bcgop.org, where you will find a list of voting locations and who the Republican candidates are
- 3. Call your friends and ask if they have voted. If they have, congratulate them and tell them they are fantastic! If they have not, strongly urge them to go to our website at www.bcgop.org. The site immediately goes to the Election page which lists the names of Republicans running. If they want to find out whose districts they are in, encourage them to go the our "About" page, and choose the red button labeled View My Voter Status. From there they will discover all of their districts, and can even see their sample ballot.
- 4. Tell them to GO VOTE on Tuesday, and offer to give them a ride if they need one!
- 5. Strongly encourage them to VOTE NO on Propositions 1 and 2. (I voted No on everything, as I've been taxed enough already:)

Please consider doing this today.

I appreciate all of your help



In case you missed it...

REPUBLICANS RUNNING IN BERNILLIO COUNTY:

ELECTION DAY: TUESAY NOVEMBER 5, 7AM-7PM

Ballots do not list political affiliation, save this image to your phone to reference at the polis

* * * Village of Tijeras

Mayor Gloria J. Chavez City Councilor Position 1 Jeffrey N. Claypool City Councilor Position 1 Don Johnson

Los Ranchos

City Councilor Position 1 Thomas S. Roccobene. Jr. City Councilor Position 2 Mary E. Homan City Councilor Position 2 Allen L. Lewis

* * * City of Albuquerque

City Councilor Position 2 Steven Boca City Councilor Position 4 Brook L. Bassan City Councilor Position 8 Trudy E. Jones School Board Member Position 1 Madetyn A. Jones* School Board Member Position 2 Peggy L. Muller-Aaragon* Soil & Water Supervisor 5 Daniel A. Conldin Ronald Duffield Brown Flood Control Board Member Special Zoning Board Member 1 Deanna T. Dopslaf

VOTE NO ON PROPS 1 AND 2

Endorsed by the Albuquerque Journal



Please Help Us Help Our Republican Candidate Brook Bassan! RUNOFF VOTING INFO:

Early Voting Dates:

11.19 - 11.23

11.25 - 11.27

12.2 - 12.7

12.10 (Election Day)

Voting Locations

Polls open Monday through Saturday, 8 am to 8 pm (with the exception of Thanksgiving and the Friday and Satruday following Thanksgiving)

Clerk's Annex

1500 Lomas A NW Albuquerque, NM 87104

Holly Plaza 6500 Holly NE Suite 86

Albuquerque NM, 87113

The Shoppes Suite B3

Daskalos 65339 Menaul Blvd NE Albuquerque NM, 87110

Los Ranchos Villa 6601 4th St NW Suites E & F Albuquerque NM, 87107

6001 San Mateo NE Albuquerque NM, 87109

1 22

1 Comment 30 Shares



There is hardly anyone voting at Del Norte HS right now!

