November 4, 2019

To whom it may concern:

Any charge or charges that a candidate, candidate's committee, Measure Finance Committee, or any other group has committed a violation of the Election Code, Code of Ethics, Open and Ethical Elections Code, or the Rules and Regulations promulgated by the Board of Ethics or the City Clerk shall be made in writing, notarized and brought before the City Clerk.

We allege that the Mayor of Albuquerque, Timothy Keller, and others have violated the Charter of the City of Albuquerque, including, but not limited to, Article XII, Section 4; Article XII, Section 6; Article XII, Section 7; Article XIII, Section 6; Article XVI, Section 2.

Article XII: Code of Ethics. Section 4: Conflict of Interest; Section 6: Use of Public Property; Section 7: Misuse of City Employees in Campaigns.


Article XVI: Open and Ethical Elections Code. Section 2: Legislative Intent

Mayor Timothy Keller et al. disclosed or used confidential information concerning the property, government or affairs of the governmental body by which that official is employed or of which the official is a member without proper authorization in order to advance the direct or indirect private financial or other private interests of said official or others;

Mayor Timothy Keller et al. used property, owned by any governmental body or funds of any governmental body, for personal benefit, convenience or profit, except in accordance with policies promulgated by the Council.

Mayor Timothy Keller et al. did not register a Measure Finance Committee with the City Clerk within five days of formation by preparing and filing with the Board a statement, signed by the chairperson of the Committee.

Mayor Timothy Keller et al. used their position(s) or employment with the city to influence support of employees of the city for or against any candidate, issue or Measure Finance Committee or other similar organization in any election or pre-election activity;

Mayor Timothy Keller et al. failed to avoid both actual undue influence of large campaign donors and the appearance of undue influence in Council and Mayoral elections and decision-making.

Sincerely,

Patrick Monroe Brenner
Director, Rio Grande Foundation
COMPLAINT FORM

1. Complainant's Information

<table>
<thead>
<tr>
<th>Last Name</th>
<th>First Name</th>
<th>Mailing Address</th>
<th>City</th>
<th>State</th>
<th>Zip Code</th>
</tr>
</thead>
<tbody>
<tr>
<td>Brenner</td>
<td>Patrick</td>
<td></td>
<td></td>
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2. Respondent's Information

<table>
<thead>
<tr>
<th>Last Name</th>
<th>First Name</th>
<th>Mailing Address</th>
<th>City</th>
<th>State</th>
<th>Zip Code</th>
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</thead>
<tbody>
<tr>
<td>Duhigg</td>
<td>Katy</td>
<td>PO Box 1293</td>
<td>Albuquerque</td>
<td>NM</td>
<td>87103</td>
</tr>
</tbody>
</table>

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

Mayor Timothy Keller, City Clerk Katy Duhigg, et al.
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.

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.

We allege that the Mayor of Albuquerque, Timothy Keller, and others have violated the Charter of the City of Albuquerque, including, but not limited to, Article XII, Section 4; Article XII, Section 6; Article XII, Section 7; Article XIII, Section 6; Article XVI, Section 2.

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Mayor Timothy Keller et al. used their position(s) or employment with the city to influence support of employees of the city for or against any candidate, issue or Measure Finance Committee or other similar organization in any election or pre-election activity.

Mayor Timothy Keller et al. failed to avoid both actual undue influence of large campaign donors and the appearance of undue influence in Council and Mayoral elections and decision-making;
The inquiry included documentation and sources acquired through information that is publicly accessible, and through information obtained through the inspection of public records act (IPRA).
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.

“Your voice matters. Let’s come together on November 5 as One Albuquerque to make our community safer, more innovative, and more inclusive by voting “YES” on the G.O. Bonds and on all of the ballot items that will help our City reach its full potential. Find more information on the election at cabq.gov/vote.”
I, __________________________, hereby swear and affirm under penalty of perjury that, to the best of my knowledge, information, and belief, formed after a reasonable inquiry under the circumstances, each factual contention of this Complaint is supported by evidence.

Complainant (Signature)

Print or type name of Complainant

Sworn or affirmed before me, the undersigned authority by _________________ this ______ day of ___________ 20___.

Notary Public

If, after a reasonable inquiry under the circumstances, you are unable to certify that certain specifically identified factual contentions of the Complaint are supported by evidence, you may certify as follows:

I, __________________________, hereby swear and affirm under penalty of perjury that, to the best of my knowledge, information, and belief, there are grounds to conclude that the specifically identified factual contentions of this Complaint are likely to be supported by evidence after a reasonable opportunity for further inquiry.

Complainant (Signature)

__________________________
Print or type name of Complainant

Sworn or affirmed before me, the undersigned authority by __________________________ this ______ day of ___________ 20___.

OFFICIAL SEAL
TAMMY PELLETIER
Notary Public State of New Mexico My Commission Expires 9-13-29

Notary Public

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

**Invoice Date**: 10/15/2019  
**Invoice #:** 14364

**Bill To**
City of Albuquerque,  
Office of the City Clerk  
PO Box 1293  
Albuquerque, NM 87102  
(505) 768-3298

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<td>Programmatic Audio (Spotify, Soundcloud, etc.)</td>
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**Total**: $43,150.00

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**Balance Due**: $43,150.00

Phone #: 505-764-4444  
Fax #: 505-764-8636

E-mail: accounting@sunny505.com

Please remit payment to:  
Sunny505  
119 Dartmouth Dr. SE  
Albuquerque, NM 87106

For ACH or Credit Card payments please call or email.
challenges. We are working to address those challenges head on with lasting solutions and we need your help.

Tuesday, November 5, 2019 is Election Day and there will be issues on the ballot that make a big impact in our community. For the first time, our City election is combined with the elections for APD, CNM and AMAFCA. We want to make sure you know about some of the important issues that will come after the candidates.

There will be items such as the proposed General Obligation (G.O.) Bond that, if passed, will help us continue to make our city a better place to live for our neighbors and our children. And all without raising taxes.

If passed, the Bonds will fund projects such as:

- New library in the International District
- Shaded structures and playground equipment for parks
- Railways redevelopment
- Improvements to senior centers
- Centralized emergency shelter and affordable housing
- Police vehicles and equipment for APD and AFR

Other items on the ballot will include public finance changes that focus on accountability to voters and increased transparency and access to local government. These reforms are necessary to bring our City in line with decisions made the Supreme Court of the United States. A Transit Tax Renewal will also be on the ballot to continue funding maintenance and repart of roads in our city, as well as new bike ways and walking trails. That tax is a renewal, so you will not see an increase in taxes if it is passed.

Your voice matters. Let’s come together on November 5 as one Albuquerque to make our community safer, more innovative, and more inclusive by voting “YES” on the G.O. Bonds and on all of the ballot items that will help our City reach its full potential. Find more information on the election at city.gov/vote.

We'll see you at the polls!

Your Mayor,
Timothy M. Keller