

The Honorable Maggie Toulouse Oliver
Office of the Secretary of State
New Mexico Capitol Annex North
325 Don Gaspar, Suite 300
Santa Fe, NM 87501

June 6, 2022

Re: New Mexico Values PAC
PO Box 14111
Albuquerque, NM 87191
(575) 201-3628
newmexicovaluespac@gmail.com

Dear Secretary of State Toulouse Oliver:

By this letter, I am filing a formal complaint against New Mexico Values PAC for flagrant violations of multiple state campaign finance laws.

In recent days, voters in House District 41 have received campaign mail pieces paid for and authorized by The New Mexico Values PAC (see Appendix A). While I support the First Amendment rights of any individual or entity to communicate with voters about elections, they must do so in compliance with all applicable laws. The New Mexico Values PAC failed to do so, violating—at a minimum—Sections 1-19-26.1, 1-19-27.3, and 1-19-29 NMSA 1978, as detailed in subsequent pages.

The result of NM Values PAC's refusal to comply with basic campaign finance laws is that the voters of House District 41 do not have access to legally required information about who is attempting to influence their votes in tomorrow's primary election.

Faith and confidence in government and elections are at an all-time low in this country, and voters are faced with disinformation campaigns that are escalating in size, scope, and intensity. To help restore and protect voters' faith in elections, we must ensure that they have access to the information they need to evaluate the sources of all communications they receive. That's why it is critical for your office to aggressively enforce campaign finance laws, and impose the maximum penalties on New Mexico Values PAC, and Sara Ridley, the PAC's Treasurer.

I thank you very much for your time and attention to this most pressing matter.

Sincerely,

Susan Herrera
State Representative, House District 41

cc: Kari Fresquez, Deputy Secretary of State
Mandy Vigil, Director of the Bureau of Elections

NEW MEXICO VALUES PAC: CAMPAIGN FINANCE VIOLATIONS

Failure to Report Expenditures

Pursuant to 1-19-29 (B)(5), New Mexico Values PAC was legally required to report all expenditures through May 31, 2022, on the 3rd Primary report filed June 2, 2022. However, on June 2nd, New Mexico Values PAC filed a Statement of No Activity. This is impossible, given that mail from the PAC arrived in mailboxes in Northern New Mexico on June 3rd and 4th. For mail to arrive then, the printing and mail house costs would have been incurred before June 2nd.

Because the definition of “expenditure” in 1-19-26 (M) includes an “obligation or promise to pay...”, there is no way that New Mexico Values PAC could have incurred printing and postage costs without an obligation or promise to pay during the 3rd primary reporting period.

Failure to Report Contributions

Pursuant to 1-19-29 (B)(5), contributions received by May 31st were legally required to be reported by New Mexico Values PAC on its 3rd Primary Report of June 2nd. As a nonstatewide election in a single House district, any contributions of more than \$1,000 received after May 31st were legally required to be reported in a 24-hour report filed with the Secretary of State. No such report was filed.

Failure to Report Independent Expenditures

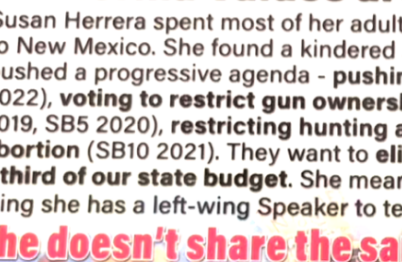
Pursuant to 1-19-27.3 (A), independent expenditures like the New Mexico Values PAC mail pieces must be reported to the Secretary of State within three days if made more than a week before the election. If made within 7 days of the election, the report must be filed within 24 hours. Whichever timeline is applicable to the mail program referenced here, New Mexico Values PAC filed no such reports.

Failure to Register Purpose for Committee

Pursuant to 1-19-26.1(C)(2), the required statement of organization for New Mexico Values PAC was to include a statement of the purpose for which the committee was organized. In its May 24, 2022, committee registration, Andrew Thornton, the organizer of New Mexico Values PAC, states that the purpose of the committee is to “support candidates who prioritize child welfare in the state of New Mexico, and to oppose those candidates who do not.”

This sworn statement is patently false. The mail piece produced and distributed by New Mexico Values PAC makes no reference whatsoever to child welfare or any related issues, and any assertion that child welfare is relevant to the claims in the mail piece is absurd. Clearly, the real purpose for which the committee was organized has been obscured from voters, depriving them of information to which they are legally entitled.

New Mexico Values PAC has clearly violated at least four different sections of New Mexico law. It is incumbent upon the Office of the Secretary of State and/or the Attorney General to enforce the law by imposing criminal penalties as provided in 1-19-36 NMSA.



California Values aren't New Mexico Values.

Susan Herrera spent most of her adult life in California and she brings her Californian values to New Mexico. She found a kindred spirit and mentor in Speaker Egolf and they have pushed a progressive agenda - **pushing for higher tax on gasoline and diesel fuels** (SB14, 2022), **voting to restrict gun ownership** every time it comes up for a vote (HB87 & HB8 2019, SB5 2020), **restricting hunting and fishing on public lands**, & supporting **late term abortion** (SB10 2021). They want to **eliminate oil and gas as a fossil fuel which generates a third of our state budget**. She means well - but she is too far left for New Mexico, good thing she has a left-wing Speaker to tell her what to do.

She doesn't share the same values as Northern New Mexico.

Paid for by:
The New Mexico Values PAC
PO Box 14111
Albuquerque, NM 87191

PRESORTED
STANDARD
U.S. POSTAGE
PAID
Albuquerque, NM
PERMIT # 1238

Susan Herrera and Amalio Madueno Or Current Resident
PO Box 189
Embudo NM 87531-0189



Left-Wing Liberal Santa Fe House Speaker Egolf

WHY THROW SUSAN HERRERA OUT AS OUR STATE LEGISLATOR?

She supports Los Alamos over Northern New Mexico! She killed a memorial to share GRT tax with Española and surrounding communities

She is anti-rancher and anti-hunter!

She voted for SB 14! That Bill would have raised our cost of gas .25 cents a gallon or more putting the cost of filling up a pickup truck over \$100.

She supported the elimination of the Land Grant committee which dealt with Acequias!

She was responsible for a drug rehab facility being built instead of a nursing home by our elementary school.

Susan Herrera doesn't share our values.

His Favorite Left-Wing Liberal Legislator, Susan Herrera