

STATE OF COLORADO
SECRETARY OF STATE
1700 BROADWAY #550
DENVER, COLORADO 80290

BEFORE THE SECRETARY OF STATE, COLORADO DEPARTMENT OF STATE,
ADMINISTRATIVE HEARING OFFICER

AHO Case No. _____

ED Case No. 2025-49

In the Matter of

ELECTIONS DIVISION OF THE SECRETARY OF STATE,

Complainant,

vs.

GOMEZ FOR GROWTH,

Respondent.

COMPLAINT

Pursuant to § 1-45-111.7, C.R.S. (2024), the Elections Division of the Secretary of State files this complaint Gomez for Growth (“Respondent” or the “Committee”).

BACKGROUND

1. To provide voters with information about the sources of election-related communications, Colorado law requires entities spending a certain amount on regular biennial school electioneering communications to include in those communications a disclaimer identifying the person who paid for the advertisement. If the person is a non-natural person, like a committee, the disclaimer must also identify the person’s registered agent.

2. Here, the Committee failed to include compliant disclaimers on just over \$4,000 worth of regular biennial school electioneering communications during the 2025 election cycle.

3. Accordingly, the Elections Division brings this action for appropriate relief.

PARTIES

4. Complainant is the Elections Division (“Division”) of the Colorado Secretary of State.

5. Respondent is Gomez for Growth, a candidate committee registered with the Colorado Secretary of State, ID # 20255048055.

JURISDICTION AND VENUE

6. The Division has jurisdiction under § 1-45-111.7.

7. The Division files this complaint with a hearing officer consistent with § 1-45-111.7(5)(a)(IV).

8. This complaint is timely filed within thirty days of the Division’s December 18, 2025, Notice of Investigation, according to § 1-45-111.7(5)(a)(IV).

9. Venue is proper before the hearing officer under § 1-45-111.7(5).

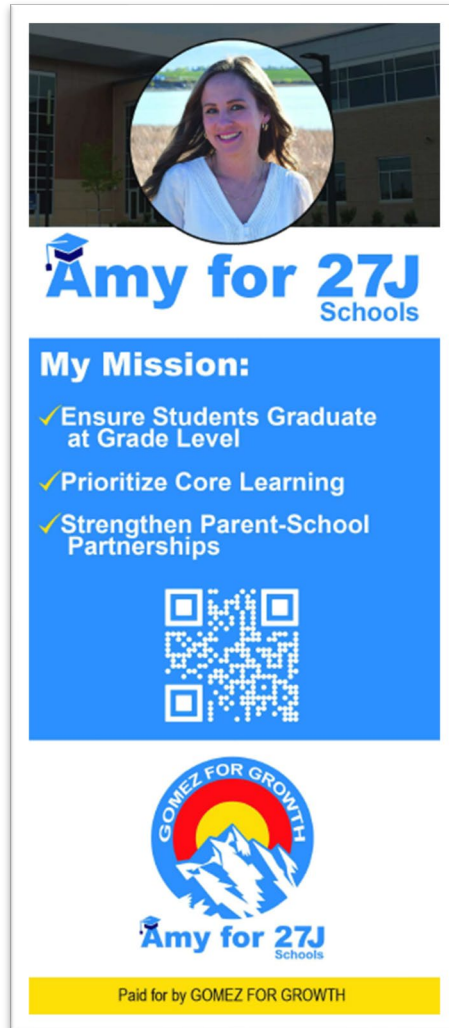
ALLEGATIONS

10. In 2025, Amy Gomez ran for school board director in the Brighton 27J School District. Gomez for Growth was the candidate committee organized to support Gomez’s candidacy.

11. On October 7, 2025, the Division received a campaign finance complaint against Amy Gomez. The complaint was filed by Lyndsey Collins, and alleged that the Committee had failed to report expenditures on “official campaign literature.”

12. The Division reviewed the Complaint, and issued a Notice of Initial Review and Opportunity to Cure. In response—and before the November 2025 election—the Committee cured the alleged reporting violations and substantially complied with its legal obligations.

13. However, during its investigation the Division reviewed the Committee’s campaign materials. With one exception, all of those campaign materials included the disclaimer: “Paid for by Gomez for Growth.”



14. In total, the Committee distributed \$4,248 worth of communications with a disclaimer that did not identify the Committee’s registered agent. This encompassed:

- a. \$1,574 for 200 yard signs;
- b. \$434 for 5 4x8 banner signs;
- c. \$130 for a retractable banner;
- d. \$500 for a Facebook video;
- e. \$245 for 500 door hangers;

- f. \$240 for 1,000 hand cards;
- g. \$150 for a custom logo;
- h. \$25 for campaign website registration; and
- i. \$950 for all other charges related to the Committee’s campaign website.

15. Each of these communications was paid for and distributed to members of the electorate in Gomez’s race, and after September 5, 2025.

COLORADO CAMPAIGN FINANCE LAW

16. “Any person who expends one thousand dollars or more per calendar year on . . . regular biennial school electioneering communications shall, in accordance with the requirements specified in section 1-45-107.5(5), state in the communication the name of the person making the communication.” § 1-45-108.3(3), C.R.S. (2024).

17. Under 107.5(5), that statement must (I) say that “The communication has been ‘paid for by (full name of the person paying for the communication)’; and (II) identif[y] a natural person who is the registered agent if the person identified in subsection (5)(a)(I) of this section is not a natural person.” § 1-45-107.5(5)(a).

18. An electioneering communication is “any communication broadcasted by television or radio, printed in a newspaper or on a billboard, directly mailed or delivered by hand to personal residences, or otherwise distributed that: (I) unambiguously refers to any candidate; and (II) is . . . distributed within thirty days before a primary election or sixty days before a general election; and (III) is . . . distributed to an audience that includes members of the electorate for such public office.” Colo. Const. art. XXVIII, § 2(7)(a).

19. A “regular biennial school electioneering communication” “has the same meaning as ‘electioneering communication . . . except that, for purpose of the definition of regular biennial school electioneering communication only, ‘candidate’ . . . means a candidate in a regular biennial school election and the requirements specified in section 2(7)(a)(II) [of the Colorado Constitution] mean a communication that is . . . distributed within sixty days before a regular biennial school election.” § 1-45-103(15.5).

CLAIM ONE
FAILURE TO INCLUDE COMPLIANT DISCLAIMER
(§ 1-45-108.3(3), C.R.S.)

20. All preceding allegations are incorporated.

21. In 2024, the Committee distributed \$4,248 worth of electioneering communications that did not include compliant disclaimers.

22. These communications were distributed to members of the electorate for school board director in the Brighton 27J School District, during the 2025 regular biennial school electioneering window, and unambiguously referred to Amy Gomez.

23. Although these communications did identify the person paying for the communications, they did not identify the Committee's registered agent.

24. The Division is entitled to relief under Article XXVIII of the Colorado Constitution and the Fair Campaign Practices Act, § 1-45-101 et seq.

PRAYER FOR RELIEF

WHEREFORE, the Elections Division prays for judgment and relief as follows:

1. Penalties as set out under 8 CCR 1505-6, Rule 23.4.3.
2. Such other relief as the Hearing Officer may deem appropriate.

Respectfully submitted this 20th day of January, 2026

PHILIP J. WEISER
Attorney General

/s/ Peter G. Baumann

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CERTIFICATE OF SERVICE

This is to certify that I will cause the foregoing to be served this 20th day of January, 2026, by email and/or U.S. mail, addressed as follows:

Gomez for Growth
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Respondent

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rugbylyn@gmail.com
Third-Party Complainant

/s/ Peter G. Baumann