

Ethics Watch

August 4, 2009

Patricia Kelly, Esq.
Chief Legal Officer, City of Colorado Springs
30 South Nevada Avenue, Suite 501
Colorado Springs, CO 80903

VIA FACSIMILE: (719) 385-5535 AND CERTIFIED MAIL

RE: Colorado Open Records Act Request

Dear Ms. Kelly,

Pursuant to the Colorado Open Records Act, C.R.S. § 24-72-201 *et seq.* (“CORA”), Colorado Ethics Watch (“Ethics Watch”) makes this request of the City of Colorado Springs for records, regardless of format, medium or physical characteristics.

1. All documents provided to the Colorado Springs *Gazette*, Colorado Springs *Independent* or any other media outlet regarding the Colorado Springs Independent Ethics Commission (CSIEC) or any ethics complaint filed by Ronald S. Johnson against Mayor Lionel Rivera, and not already provided to Ethics Watch pursuant to its June 18, 2009 CORA request to the City of Colorado Springs.

2. All documents provided to the CSIEC regarding the ethics complaint filed by Ronald S. Johnson against Mayor Lionel Rivera, to the extent those documents are not subject to disclosure in response to No. 1 above and to the extent those documents were not already provided to Ethics Watch pursuant to its June 18, 2009 CORA request to the City of Colorado Springs.

3. All documentary evidence in the CSIEC file maintained in the Office of the City Attorney pursuant to Rule 8.4 of the CSIEC Rules of Procedure regarding any ethics complaint filed by Ronald S. Johnson against Mayor Lionel Rivera.

Please set a date and hour within three working days at which the records will be available for inspection as required by C.R.S. § 24-72-203(3). *Ethics Watch does not agree to pay any charges associated with the retrieval of responsive documents without prior authorization.*

If these records are not in your custody or control, please notify me forthwith and state in detail to the best of your knowledge the reason for the absence of the records, their location, and what person or persons has custody or control of the records, as required by C.R.S. § 24-72-203(2).

If you deny access to any of the above public records, please provide forthwith a written statement of the grounds for the denial, citing the law or regulation under which access is denied as required by C.R.S. § 24-72-204(4).

If you have any questions about this request or foresee any problems in releasing fully the requested records within the requisite three-day period, please call me within that time period. I can be reached at (303) 626-2100. Alternatively, you can deliver the requested documents to Luis Toro, Colorado Ethics Watch, 1630 Welton Street, Suite 415, Denver, CO 80202, via facsimile at (303) 626-2101 or via electronic mail at lto@coloradoforethics.org.

Thank you for your prompt attention to this request.

Sincerely,

A handwritten signature in black ink that reads "Luis Toro". The signature is written in a cursive style with a large, sweeping flourish at the end.

Luis Toro
Senior Counsel