

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. 2024-0011
ED Case No. 2023-33; 2023-36

In the Matter of

ELECTIONS DIVISION OF THE SECRETARY OF STATE,

Complainant,

vs.

KWAME SPEARMAN FOR DPS,

Respondent.

NOTICE OF DISMISSAL

Pursuant to C.R.C.P. 41(a)(1)(A) and 8 CCR 1505-6, Rule 24.14.2, the Elections Division of the Secretary of State hereby provides notice of its voluntary dismissal, with prejudice, of its action against Respondent Kwame Spearman for DPS.

1. Pursuant to C.R.C.P. 41(a)(1)(A), a plaintiff may dismiss an action “without order of court . . . by filing a notice of dismissal at any time before filing or service by the adverse party of an answer or of a motion for summary judgment.” The dismissal is without prejudice “unless otherwise stated in the notice of dismissal.” Id.

2. Pursuant to Rule 24.14.2 of the Secretary’s Rules on Campaign and Political Finance, “the division shall file a notice of dismissal with the hearing officer if a settlement has been approved by the Deputy Secretary.”

3. The Elections Division and Respondent have entered a settlement agreement resolving this matter, and that settlement agreement has been approved by the Deputy Secretary.

Therefore, the Elections Division voluntarily dismisses this action, with prejudice.

Respectfully submitted this December 16, 2024.

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 within filing to be served by electronic mail this December 16, 2024, addressed as follows:

Kwame Spearman for DPS
C/O Registered Agent Kwame Spearman
Kwame.spearman@gmail.com
Respondent

Catherine L. McCall
cathymccall@hotmail.com
Third-party Complainant

/s/ Nicole Flores
Nicole Flores
Campaign Finance Enforcement
Colorado Secretary of State