

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

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

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AHO Case No. \_\_\_\_\_

ED Case No. 2025-25

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In the Matter of

ELECTIONS DIVISION OF THE SECRETARY OF STATE,

Complainant,

vs.

RX PHARMACIES PLUS, INC. – POLITICAL ACTION COMMITTEE

Respondent.

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### **COMPLAINT**

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Pursuant to § 1-45-111.7, C.R.S. (2025), the Elections Division of the Secretary of State files this complaint against Rx Pharmacies Plus, Inc. – Political Action Committee (the “Committee” or “Respondent”).

### **BACKGROUND**

1. Under Colorado law, political committees are prohibited from accepting aggregate contributions from one person in excess of \$725.
2. Here, the Committee erroneously accepted a \$3,000 contribution from one individual. Although the Committee returned the contribution after receiving notice from the Division, it did not do so until well after the 2024 election.
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 Rx Pharmacies Plus, Inc. – Political Action Committee, a political committee registered with the Colorado Secretary of State, ID # 20195036537.

## **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 Division’s August 8, 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. The Committee is a Political Committee registered with the Colorado Secretary of State. Its purpose is to “allow contributions to support candidates who support independent pharmacy legislation.”

11. During the 2024 election cycle, the Committee made just over \$11,500 in expenditures.

12. According to Reports of Contributions and Expenditures filed with the Secretary of State, the Committee accepted a \$3,000 contribution on October 25, 2024.

13. The contribution was made by Selena Owen.

14. The next day, Committee used the contribution to make its own contributions to six candidate committees and one political committee.

15. On June 3, 2025, the Division, filed a complaint against the Committee under section 1-45-111.7(7). The complaint alleged that the Committee had accepted a contribution that exceeded the applicable limit under Colorado law.

16. The Committee worked quickly to cure the alleged violation. On June 15, 2025, the Committee returned \$2,275 of the contribution—the amount in excess of the applicable limit—to Owen.

17. The Committee also fully cooperated with the Division’s investigation. Nothing in the Division’s investigation suggested an intent to mislead the electorate.

### **COLORADO CAMPAIGN FINANCE LAW**

18. Under Colorado law, political committees are prohibited from accepting more than \$725 from any person over the course of an election cycle. Colo. Const. art. XXVIII, § 3(5); 8 CCR 1505-6, Rule 10.17.1(f).

### **CLAIM ONE RECEIPT OF EXCESS CONTRIBUTION (COLO. CONST. ART. XXVIII, § 3(5))**

19. All preceding allegations are incorporated.

20. On October 25, 2024, the Committee accepted a \$3,000 contribution.

21. That contribution exceeded the \$725 limit for contributions from one person to a political committee.

22. Although the Committee reimbursed the amount exceeding the \$725 contribution limit, it was unable to do so until after the 2024 election.

23. 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 8th day of September, 2025.

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 8th day of September, 2025, by email and/or U.S. mail, addressed as follows:

Rx Pharmacies Plus, Inc. – Political Action Committee  
C/O Registered Agent Thomas P. Gierwatoski  
PO Box 52  
Watkins, CO 80137  
rphspecialty@hotmail.com  
*Respondent*

/s/ Peter G. Baumann