

## Rita Knoll

---

**From:** Ross Cunniff <rcunniff@gmail.com>  
**Sent:** Wednesday, December 27, 2023 4:33 PM  
**To:** Anissa Hollingshead  
**Cc:** cyh@hpwclaw.com; Sara Arfmann; Carrie Daggett; elections  
**Subject:** [EXTERNAL] Re: Findings regarding complaint filed against PFC Action

Ms. Hollingshead,

Regarding the election complaint against PFC Action, I believe Mr Hoffmann reached an incorrect conclusion, **and I therefore am asking that this complaint be dismissed immediately, in its entirety.**

The GoFundMe referenced (<https://gofund.me/4f9b4fc1>) clearly refers to Preserve Fort Collins, and its purpose is to provide funding for legal assistance for Preserve Fort Collins in its various ongoing activities.

"Preserve Fort Collins" is not the same corporate entity as "PFC Action". They are independent Colorado non-profit corporations, with completely separate Colorado registrations, IRS EINs, bank accounts, and governance structures. Since the GoFundMe is not being used by PFC Action, nor is it used to support any election-related activities, the complaint should be dismissed as having no standing or merit. I would be glad to provide documentation of the corporate registrations, EINs, and bank accounts for both Preserve Fort Collins and PFC Action if needed.

It should also be noted that, although the GoFundMe lists on its public page some contributions as "anonymous" they are not anonymous to the fundraisers (Preserve Fort Collins in this case). The identities and contact information for the donors is made visible to the fundraisers even if the donor marks their contribution as "anonymous." This fact is strictly for your education and the education of Mr. Hoffmann, and should not be necessary in order to dismiss the complaint.

Thanks,

Ross Cunniff

PFC Action

On Tue, Dec 26, 2023 at 2:43 PM Ross Cunniff <[rcunniff@gmail.com](mailto:rcunniff@gmail.com)> wrote:

Ms. Hollingshead,

Thank you for the information. We will respond within 7 days indicating how Mr. Hoffmann has made an incorrect determination. There are no violations of the City Election Code in these actions.

Thanks,  
Ross Cunniff

On Tue, Dec 26, 2023 at 2:02 PM Anissa Hollingshead <[ahollingshead@fcgov.com](mailto:ahollingshead@fcgov.com)> wrote:

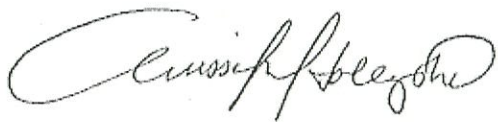
Dear Mr. Cunniff:

I am writing regarding a complaint filed by Sean McCoy against PFC Action alleging a violation of Chapter 7, Article V of the Code of the City of Fort Collins. Mr. McCoy filed a complaint with the Fort Collins City Clerk's Office on December 11, 2023.

Pursuant to Code Section 7-145(d)(2), I forwarded the complaint to the City Attorney for her review. The City Attorney retained special counsel, and the special counsel, Corey Y. Hoffmann of the law firm of Hoffmann, Parker, Wilson & Carberry, P.C., has notified me that the allegation satisfies the three elements set forth in Section 7-145(d)(2). More specifically, PFC Action received a contribution on its GoFundMe fundraising page from "Anonymous" in the amount of \$1,000. As an issue committee registered in the City of Fort Collins, PFC Action must report to the City Clerk the name and address of any person who contributes to the committee pursuant to Section 7-136(a). The acceptance of anonymous donations is thus prohibited.

In accordance with Section 7-145(d)(4), you have seven (7) days to cure the violation or provide an explanation that would otherwise indicate the above contribution did not violate the Code, or the City will have to consider additional action in accordance with Article V of Chapter 7 of the Code.

Regards,



Anissa N. Hollingshead

cc: Corey Y. Hoffmann, Esq.

Carrie Daggett, City Attorney

Sara Arfmann, Assistant City Attorney

.....  
**ANISSA HOLLINGSHEAD**  
Pronouns: she/her/hers

City Clerk  
City of Fort Collins  
300 Laporte Ave, Bldg A  
970-416-2995 office  
612-720-8751 mobile  
[ahollingshead@fcgov.com](mailto:ahollingshead@fcgov.com)