January 17, 2020

Osvaldo Gonzalez   **SENT VIA EMAIL and USPS**
3715 SW Marquam Hill Rd.
Portland, OR 97239

Re: Dismissal of Campaign Finance Complaint: 2020-03-OG

Dear Osvaldo Gonzalez,

On December 19, 2019, the City of Portland Auditor's Office received a complaint alleging violations by your campaign. The complaint references Portland City Charter sections regarding campaign finance restrictions. This letter shall act as a decision on the complaint and no further action will be taken regarding this matter.

As previously noted, the complaint alleges violations of provisions which fall under Portland Charter Section 3-301 (a) and (b) "Contributions in City of Portland Candidate Elections" [note: the complaint erroneously cites Charter Section 3-302], which were struck down as unconstitutional by the most recent court order issued on June 10, 2019[1]. The case is currently pending appeal.

Complaint Decision: The complaint is dismissed.

Appeals Process: The complainant or anyone who is the object of the complaint may appeal to the Multnomah Circuit Court, per Portland City Code Section 2.10.050 I.

The Auditor's Office intends to uphold the will and intent of the voters in implementing campaign finance restrictions. However, we will not be enforcing, investigating, or acting on complaints regarding provisions of the Charter that are currently being litigated and have been held unconstitutional.

If you have any questions, please be in touch directly.

Sincerely,

Deborah Scroggin
City Elections Officer

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[1] [*See In re. Validation Proceeding to Determine the Legality of City of Portland Charter Chapter 3, Article 3 and Portland City Code Chapter 2.10 Regulating Campaign Finance and Disclosure* (Multnomah County Circuit Court Case No. 19CV06544). The City has appealed from that determination in a case now pending in the Oregon Court of Appeals. *See City of Portland and Trojan et al.* (Court of Appeals Case No. A171435). The decision of the Multnomah County Circuit Court has not been stayed while the case is on appeal.]