

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. 2025-04  
ED Case No. 2024-84, 2024-93, 2024-108

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In the Matter of

ELECTIONS DIVISION OF THE SECRETARY OF STATE,

Complainant,

vs.

YES ON 6F FOR KEN-CARYL,

Respondent.

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### **NOTICE OF DISMISSAL**

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Pursuant to C.R.C.P. 41(a)(1)(A), the Elections Division of the Secretary of State hereby provides notice of its voluntary dismissal, with prejudice, of its action against Respondent Yes on 6F for Ken-Caryl.

1. Under Rule 41(a)(1)(A) of the Colorado Rules of Civil Procedure, 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. The Elections Division and Respondent have entered a settlement agreement resolving this matter and the Deputy Secretary of State has approved that settlement agreement.

3. Under Rule 3.9.6 of the Secretary’s General Procedural Rules for Administrative Hearings, the Deputy Secretary’s approval of the settlement agreement is final agency action under section 24-4-105, C.R.S. See 8 CCR 1505-3, Rule 3.9.6.

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

Respectfully submitted this May 1, 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 within filing to be served by electronic mail this May 1, 2025, addressed as follows:

Yes on 6F for Ken-Caryl  
c/o Lauri Lehan, registered agent  
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*Respondent*

Tim Berg  
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*Third-party Complainant*

Jamie Eickhoff  
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*Third-party Complainant*

/s/ Timothy Gebhardt

Timothy Gebhardt  
Campaign Finance Enforcement  
Colorado Secretary of State