

STATE OF COLORADO SECRETARY OF STATE BEFORE THE ADMINISTRATIVE HEARING OFFICER 1700 Broadway #550 Denver, CO 80290	<p style="text-align: center;">COURT USE ONLY</p> Case Number: 2024 AHO 0011  <i>(in re ED 2023-33, 2023-36)</i>
ELECTIONS DIVISION OF THE SECRETARY OF STATE,  Complainant, vs.  KWAME SPEARMAN FOR DPS,  Respondent.	
ORDER GRANTING CONTINUANCE	

THIS MATTER WAS PREVIOUSLY set for hearing on May 10, 2024 at 1:00 PM and then reset to May 21, 2024 at 10:00 AM. Shortly after 9:35 AM on May 21<sup>st</sup>, counsel for the Division advised the court that Respondent and the Division had reached a settlement agreement and requested that the hearing be vacated and the matter stayed to “allow the parties to execute their Agreement and submit it to the Deputy Secretary of State for approval.”

In a Minute Order May 21, I granted the Motion for a period of two weeks, giving the parties until June 4 to tender to the court a fully executed settlement agreement *or else* for the Division to file a Motion to Reset the hearing. No settlement was signed and the Division filed a Motion to Reset—which led to the setting on July 17, 2024.

Division’s counsel has now filed another Motion to Reset, to which Respondent has agreed. The reason stated is that counsel was on parental leave in June when the July 21<sup>st</sup> hearing was set, and that he has a trial in the US District Court from July 15 through July 26. This is certainly good cause to reset the matter.

Accordingly, the hearing in this matter now scheduled for July 17, 2024 at 10:00 AM is vacated. The Administrative Court Clerk will confer with Mr. Spearman and counsel and set the date for the hearing. **There will be no further continuances granted, once the parties have agreed to a new date. The new hearing date and time will be vacated only if the parties tender a settlement agreement containing the signature of Mr. Spearman 24 hours before the new hearing date and time.**

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SO ORDERED this 15<sup>th</sup> day of July 2024.

  
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Macon Cowles, Hearing Officer

CERTIFICATE OF SERVICE

The undersigned hereby states and certifies that one true copy of this Order was sent via email on July 15, 2024 to the following:

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*/s/ N. B. Porte*  
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Nathan Borochoff-Porte, Administrative Court Clerk