



Office of the City Attorney

Mayor

Oscar Leeser

March 15, 2016

City Council

District 1

Peter Svarzbein

Mr. Eric A. Tillotson
8021 Broadway
El Paso, Texas 79915-4006

District 2

Larry Romero

RE: Ethics Complaint – Mayor Oscar Leeser

District 3

Emma Acosta

Dear Mr. Tillotson:

I am in receipt of the ethics complaint you filed on February 19, 2016, regarding Mayor Oscar Leeser. Section 2.92.080 (G) of the City's Ethics Ordinance requires that I, as the City Attorney shall take one of the following actions:

District 4

Carl L. Robinson

District 5

Dr. Michiel R. Noe

1. Refer the matter to the ethics review commission if the complaint is filed in conformity with the requirements of this section and the matter is within the purview of the ethics review commission;

District 6

Claudia Ordaz

2. In the event that deficiencies in the complaint are identified that prevent the city attorney's office from making a meaningful review of and determination regarding the appropriate disposition of the complaint, the city attorney's office may notify the complainant in writing of such deficiencies that could be capable of correction and request such correction within fifteen days of the date of the communication to the complainant. The time for action under this section shall be tolled while the city attorney's office awaits the complainant's response, up to a maximum of fifteen days;

District 7

Lily Limón

District 8

Cortney C. Niland

3. Dismiss any complaint that does not relate to a person subject to the jurisdiction of the ethics review commission, or any complaint, that if true as alleged, would not as a matter of law constitute a violation of this chapter; or

City Manager

Tommy Gonzalez

4. Refer complaints that cannot be readily assigned to the ethics review commission because of deficiencies, complaints that lack specificity in identifying the alleged violations of this chapter, and complaints that appear to have been frivolously filed to a panel of the commission.

Sylvia Borunda Firth – City Attorney

City 1 | P.O. Box 1890 | El Paso, Texas 79950-1890 | (915) 212-0033

16-1020-1086/518227

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Office of the City Attorney

Based upon the information you have provided, I have decided to dismiss the complaint. Assuming all the facts you allege are true, the situation does not as a matter of law constitute a violation of the City of El Paso Ethics Ordinance. Neither the fact your wife's grandfather purchased a Hyundai or that there are lawsuits of record against Hyundai amount to a violation of the Ethics Ordinance on the part of Mayor Oscar Leeser.

Sincerely,

A handwritten signature in blue ink that reads "Sylvia Borunda Firth".

Sylvia Borunda Firth
City Attorney

cc: Mayor and City Council
Charter Review Commission