



STATE ETHICS COMMISSION

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Hon. Garrey Carruthers, Member
Hon. Celia Foy Castillo, Member
Ronald Solimon, Member
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Resolution No. 2021-02: Authorizing a demand and civil action to enforce the Governmental Conduct Act

WHEREAS, THE NEW MEXICO STATE ETHICS COMMISSION (“Commission”) met virtually, on October 1, 2021, at 9:00 a.m.;

WHEREAS, the Commission has the power to investigate violations and bring a civil action to enforce the Governmental Conduct Act;

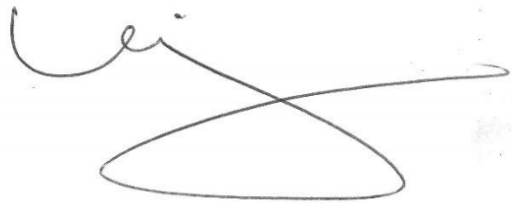
WHEREAS, the Commission has reason to believe that Gabriel Vargas, an employee of Double Eagle Real Estate, LLC, doing business as Double Eagle Property Tax Consultants (“Double Eagle”), has violated Section 10-16-8 of the Governmental Conduct Act by (i) representing a person in the person’s dealings with the government on a matter in which the he participated personally and substantially while a public officer or employee, in violation of Subsection 10-16-8(B); and (ii) representing for pay a person before the state agency or local government agency at which he served or worked, in violation of Subsection 10-16-8(D);

WHEREAS, the Executive Director has sought the approval of the Commission to initiate a civil action under NMSA 1978, Sections 10-16-18(B) and 10-16G-9(F) against Vargas and his employer Double Eagle, and has explained the proposed civil action and remedies to be sought, to include vicarious liability against Double Eagle, civil penalties, and injunctive, disgorgement, and other equitable remedies;

NOW, THEREFORE, BE IT RESOLVED by the New Mexico State Ethics Commission:

1. The Commission's staff are authorized to demand that Vargas and Double Eagle comply with the Governmental Conduct Act and to prepare and file a civil action in a court of competent jurisdiction seeking to enforce the civil compliance provisions of the Governmental Conduct Act and any other relief that the court deems just and proper.
2. If Commission staff file a lawsuit against Vargas and Double Eagle, the Executive Director is instructed to provide regular updates on the status of the suit at the Commission's meetings during closed session. Commission staff shall communicate with the Chair as necessary between Commission meetings.
3. Commission staff are authorized to enter an agreement to settle or dismiss claims brought against Vargas and Double Eagle, upon having conferred with the Chair or his designee.

Adopted by the New Mexico State Ethics Commission this 1st day of October 2021.

A handwritten signature in black ink, appearing to read 'W. Lang', with a large, sweeping flourish underneath.

The Hon. William F. Lang
New Mexico State Ethics Commission
Chair