



NEW MEXICO STATE ETHICS COMMISSION

Hon. William F. Lang, Chair
Jeffrey L. Baker, Member
Stuart M. Bluestone, Member
Hon. Celia Castillo, Member
Hon. Gary Clingman, Member
Hon. Dr. Terry McMillan, Member
Dr. Judy Villanueva, Member

[Proposed] RESOLUTION NO. 2025-05 Authorizing a demand and civil action to enforce the Governmental Conduct Act.

WHEREAS, THE NEW MEXICO STATE ETHICS COMMISSION (“Commission”) met virtually on April 4, 2025, 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 the Mayor of the Village of Cuba, Denny Herrera, and his company DDH, Inc. violated NMSA 1978, Section 10-16-13.2(A) of the Governmental Conduct Act.

WHEREAS, the Executive Director has sought the approval of the Commission to initiate a civil action under NMSA 1978, Sections, 10-16-14(E), 10-16-18(B) and 10-16G-9(F) to remedy violations the Governmental Conduct Act, and any other laws within the Commission’s jurisdiction, and has explained the proposed civil action and remedies to be sought;

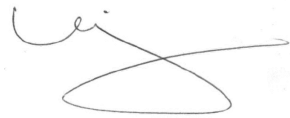
NOW, THEREFORE, BE IT RESOLVED by the New Mexico State Ethics Commission:

1. The Commission’s staff are authorized to demand that Mayor Denny Herrera and DDH, Inc., comply with the Governmental Conduct Act, to engage in settlement negotiations and mediation, to prepare and file 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. The Executive Director is instructed to provide regular updates on the status of the matter at the Commission's meetings during closed session. Commission staff shall communicate with the Chair as necessary between Commission meetings.
3. The Executive Director is authorized to enter an agreement to settle or dismiss claims brought against Mayor Denny Herrera and DDH, Inc. upon having conferred with the Chair or his designee.

Adopted by the New Mexico State Ethics Commission this 4th day of April 2025.

A handwritten signature in dark ink, appearing to read 'W. Lang', is written above a horizontal line.

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