

ELECTRONIC MAIL ? RECORD COPY

From: CampFin (ELE) <campfin@maricopa.gov>

To: [COMPLAINANT ? EMAIL REDACTED]

Date: 2026-07-31T19:00:00.000Z

Subject: CF-2026-004: Notice of Dismissal

Dear [COMPLAINANT],

Maricopa County Elections Department (?the Office?), as the filing officer, received a complaint on April 6, 2026 claiming that Rusty Kennedy (?the respondent?) potentially violated A.R.S. § 16-922. The Office has reviewed the initial complaint, response, reply, and publicly available information. Pursuant to A.R.S. § 16-938, the Office is dismissing the complaint due to vague or weak evidence failing to provide reasonable cause to believe a violation of A.R.S. § 16-922 has occurred.

A.R.S. § 16-922(B) states that an expenditure is not an independent expenditure if there is actual coordination with respect to an expenditure between the respondent or their agent and the person making the expenditure or that person?s agent or if both of the following apply: (a) the expenditure is based on nonpublic information about the respondent or respondent?s committee and (b) the candidate or candidate?s agent provides nonpublic information with the intent toward having the expenditure made.

The Office finds there is insufficient evidence to reasonably believe that the expenditures of Turning Point Action were based on nonpublic information provided by the candidate or their agent with the intent toward having the expenditure made. This means the

Office does not have reason to believe the conditions of A.R.S. § 16-922(B)(2) have been met.

A.R.S. § 16-922(C) provides that a filing officer may consider three conditions as rebuttable evidence of coordination. The conditions must indicate coordination for raising or spending money between the independent expenditure entity and a candidate?s campaign.

The Office does not have sufficient evidence to determine that any agent of Turning Point Action is also an agent of the respondent, that Turning Point Action has been authorized to raise or spend monies on the respondent?s behalf, or that the respondent is

or has been authorized to raise money or solicit contributions on behalf of Turning Point Action. Therefore, the Office does not have reason to believe there is coordination defined in A.R.S. § 16-922(B)(1).

The complaint, CF-2026-004, is now closed.

Thank you,

Candidate Services and Campaign Finance

Elections, A Department of the Board of Supervisors

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