

Election Complaint to the Platte County Clerk (W.S. §22-26-121)

Important Information: All fields marked with a red asterisk (*) are required to be completed. Areas not marked with a red asterisk are optional. However, the more fields completed will increase the chance of a faster response to your complaint. This complaint form is a public record once received by the Platte County Clerk. If you have questions when completing this form please contact the Platte County Clerk's Office.

Clerk's Office Use Only

Date Received:

Received by: _____

Section 1: Jurisdiction of Complaint

1. Did this alleged violation involve a statewide or legislative candidate, committee or organization or a violation of W.S. §22-25-106(d) by a county central party committee?*

_____ Yes _____ No

***if yes, please do not continue this form. The clerk's office does not have jurisdiction in this matter; you must file a written complaint with the Secretary of State's Office.*

2. Did this alleged violation involve a county or municipal candidate, committee or organization? Or, did the alleged violation take place within Platte County?*

_____ Yes _____ No

Section 2: Identity of Complainant

(person making complaint)

3. Your Name*:

4. Your Physical Address*:

5. Your Mailing Address*:

6. Your Phone Number*:

7. Your email Address*:

Section 3: Identity of Respondent

(Person or Entity you allege has committed a violation)

8. Respondent's Name*:

9. Respondent's Position/Title:

10. Respondent's Physical Address:

11. Respondent's Mailing Address:

12. Respondent's Phone Number:

13. Respondent's Email Address:

Section 4: Nature of Alleged Violation*

Below, please describe what violation of the Election Code you believe took place. Please state the specific acts committed by the person or entity names in the complaint, along with a reference to the section of the Election Code alleged to have been violated, if known. If you know what date the alleged violation took place please list that below as well. If you need more space, please attach a separate sheet.

Attach additional pages as needed.

Section 5: Attachments & Evidence of Violation

List all documents and other materials you wish to file with this complaint. If there are materials that you no exist, and are relevant to this complaint, but are not in your possession please describe those below.

Attach additional pages as needed.

Section 6: Important Information

W.S. §22-26-121. Violations of election code; complaints; investigations and prosecutions.

(a) Except as otherwise provided in this section, any person may file a written complaint with the secretary of state regarding any violation of the Election Code by any statewide or legislative candidate, committee or organization or any violation of W.S. 22-25-106(d) by a county party central committee. If the secretary of state finds that the complaint has merit and suspects a violation of the Election Code, he shall refer the complaint to the Wyoming attorney general for investigation and prosecution. The attorney general may prosecute the complaint in the district court for the district in which the violation was alleged to occur or in the district court for Laramie county if the violation is reasonably believed to occur in more than one (1) judicial district.

(b) Except as otherwise provided in this section, any person may file a written complaint with the county clerk regarding any violation of the Election Code by any county or municipal candidate, committee or organization. If the county clerk finds that the complaint has merit and suspects a violation of the Election Code, the county clerk shall refer the complaint to the district attorney for the county in which the candidate resides for investigation and prosecution.

(c) Complaints that the secretary of state violated the Election Code shall be filed with the attorney general for investigation and prosecution. Complaints that the county clerk violated the Election Code shall be filed with the district attorney for the county for investigation and prosecution.

(d) The secretary of state or the county clerk may refer any suspected violation of the Election Code to the appropriate prosecuting authority as provided in this section.

(e) A complaint of a violation of W.S. 22-26-102 or 22-26-106 shall be filed with the county clerk for the county in which the elector resides and be investigated by the county sheriff as provided in those sections. If the county clerk or other appropriate official specified in W.S. 22-26-102(e) or 22-26-106(e) fails or refuses for any reason to take action on the elector's complaint, the elector may file a complaint with the Wyoming attorney general.

(f) As used in this section:

(i) "County or municipal candidate, committee or organization" means any county or municipal candidate, candidate committee for county or municipal office, political action committee for county or municipal candidate, political action committee or organization supporting or opposing a municipal initiative or referendum petition drive or ballot proposition within a county or political subdivision, county party central committee or any other person not identified in paragraph (ii) of this subsection;

(ii) "Statewide or legislative candidate, committee or organization" means any statewide or legislative candidate, candidate committee for statewide or legislative office, political action committee or organization supporting or opposing any statewide or legislative candidate or any statewide initiative or referendum petition drive or ballot proposition, or state party central committee.

Section 7: Signed Statement*

I, _____, the undersigned, acknowledge that any information provided regarding this complaint is subject to disclosure under the Wyoming Public Records Act. I am filing this complaint based on my understanding of the facts. By signing below, I certify that the statements given in this complaint are true, and I authorize the County Clerk to forward it, with all attachments, to be investigated if found to have merit.

Signature of Complainant

Date Completed

Return this form to the Platte County Clerk's Office by mailing to PO Box 728, Wheatland, or by delivering in person at 800 9th Street, Wheatland.

Section 8: County Clerk's Office Use Only

1. Did this alleged violation involve a county or municipal candidate, committee or organization?

_____ Yes _____ No

a. If yes, who? _____

2. Did the alleged violation take place within Platte County?

a. _____ Yes _____ No

b. If yes, where? _____

3. If true, did the facts in Section 4 qualify as a violation of the Election Code?

a. _____ Yes _____ No

b. If yes, which? _____

4. Will this complaint be forwarded for investigation?

a. _____ Yes _____ No

b. If yes, to whom? _____

5. Has the County Clerk's Office attached additional facts or narrative to this form?

a. _____ Yes _____ No

b. If yes, # of pages? _____

Signature of County Clerk

Date Completed