

STATE OF NEW MEXICO  
OFFICE OF THE ATTORNEY GENERAL



HECTOR H. BALDERAS  
ATTORNEY GENERAL

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April 11, 2019

Dary D. G. Adam  
13500 Skyline Rd. NE  
Albuquerque, NM 87123

**Re: Open Meetings Act Complaints – Cloudview Terrace**

Dear Mr. Adam:

The Office of the Attorney General, Open Government Division (“OGD”) has received your complaints alleging violations of the Open Meetings Act (“OMA”), NMSA 1978, Sections 10-15-1 to -4 (1974, as amended through 2013), by Cloudview Terrace Apartments (“Cloudview”). The OGD is charged with enforcement of the OMA and in that capacity has reviewed the facts and allegations in your complaints. *See* NMSA 1978, § 10-15-3(B).

The Open Meetings Act is intended to provide the public with access to “the greatest possible information regarding the affairs of government and the official acts of those officers and employees who represent them.” Section 10-15-1(A). The OMA is therefore applicable to any public body, which is defined as “any state agency or any agency or authority of any county, municipality, district or political subdivision, held for the purpose of formulating public policy.” Section 10-15-1(B). It does not, however, apply to private entities such as businesses or corporations.

In the complaints you have submitted to us, you allege violations of the OMA by Cloudview Terrace Apartments. However, because Cloudview appears to be a private entity, we have concluded at this time that it is not a public body for the purposes of the OMA. As a result, we also conclude that your complaints have not identified a violation of the OMA, and we consider this matter closed.

The Office of the Attorney General appreciates you bringing possible violations to this office and will welcome any further complaints you may submit. If you have any concerns in the future, please do not hesitate to contact us. Additionally, the OMA Guide is available on the website of the Office of the Attorney General at [www.nmag.gov](http://www.nmag.gov).

Sincerely,

A handwritten signature in blue ink that reads "John Kreienkamp".

John Kreienkamp  
Assistant Attorney General

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## Electronic Complaint Submission

### Submission Detail

**ECS Reference Number** NMOAG-ECS-20181229-4b58

**Final Submit Date** 12/29/2018 9:02:59 AM

**Disclosure of your complaint:** This complaint is a public record, thus available under provisions of the NM Inspection of Public Records Act.

**Disclosure to other entities:** This complaint, its content, and other information may be disclosed to other law enforcement and regulatory agencies.

**I understand this complaint and any submitted documents are public record and may be shared with other law enforcement and regulatory agencies.**

**DECLARATION:** By submitting this form, I attest that the information in this complaint is true and accurate to the best of my knowledge. I further understand that by submitting this form I may be called to testify as a witness in this matter.

**I understand declaration statement.**

*The New Mexico Office of the Attorney General cannot give legal advice regarding this complaint and will not act as your personal attorney. If you have questions regarding your rights please contact a private attorney.*

*Submission of this complaint is not confirmation that an investigation will be initiated.*

## Complaint Detail

**Complaint Type** Open Meetings (OMA) Complaint  
**Retained Attorney**

## Parties

### Complainant

Dary D G Adam 1

Person

#### Address

[REDACTED]

#### Contact information

[REDACTED]

### Complaint against

CloudviewTerrace Terrace - Karie Taylor

Business

#### Address

13500 Skyline Rd NE  
Apt 236  
Albuquerque , New Mexico 87123

#### Contact information

Elevated Management

## Complaint Specifics

**Specific date(s) of OMA violation(s)**

12212018

**Other Violation**

Public accommodation is ruthless. My roof has two big holes. The neighbors are disruptive. The heater does not work, temperatures are freezing

## Transaction

## Documents

\*\*\* END OF COMPLAINT \*\*\*