



City of Phoenix

September 26, 2024

Andrea Batchelor

Sent Via: Email - [REDACTED]

RE: Dismissal of Ethics Inquiry EC-20-02

Dear Andrea Batchelor:

I am writing to formally notify you that the Ethics Commission (“Commission”) met on June 20, 2024, and after a thorough review and consideration of Ethics Inquiry EC-20-02, which was filed on September 28, 2020 (“Ethics Complaint”), the Commission voted to **dismiss** the Ethics Complaint.

The Commission’s decision was based on a comprehensive assessment of the available facts and in accordance with relevant city ordinances, policies, or procedures, including but not limited to, Phoenix City Code Sec. 2-52 and 2-53. The Commission dismissed the Ethics Complaint by an affirmative vote of at least four members, that the Ethics Complaint was outside the Commission’s jurisdiction and/or was facially insufficient to warrant investigation by the Commission’s Counsel. Pursuant to Phoenix City Code Sec. 2-53, the dismissal of the Ethics Complaint is not subject to review and the matter is now closed.

For additional information, please see the City of Phoenix Ethics Commission website for meeting results, minutes, and resources, including the Bylaws, Rules of Procedure, and Ordinances: www.phoenix.gov/ethics.

On behalf of the Commission, we appreciate you bringing this matter to our attention and for your cooperation and understanding regarding the process for considering ethics or gift policy violations by elected officials or board members. Should you have any questions or require additional information regarding our decision, please contact the Ethics Commission at ethics.commission@phoenix.gov for further clarification.

Sincerely,

Sam Leyvas
Ethics Commission Chair



City of Phoenix

September 26, 2024

Emily Jespersen

Sent Via: Email - [REDACTED]

RE: Dismissal of Ethics Inquiry EC-20-02

Dear Emily Jespersen:

I am writing to formally notify you that the Ethics Commission (“Commission”) met on June 20, 2024, and after a thorough review and consideration of Ethics Inquiry EC-20-02, which was filed on September 28, 2020 (“Ethics Complaint”), the Commission voted to **dismiss** the Ethics Complaint.

The Commission’s decision was based on a comprehensive assessment of the available facts and in accordance with relevant city ordinances, policies, or procedures, including but not limited to, Phoenix City Code Sec. 2-52 and 2-53. The Commission dismissed the Ethics Complaint by an affirmative vote of at least four members, that the Ethics Complaint was outside the Commission’s jurisdiction and/or was facially insufficient to warrant investigation by the Commission’s Counsel. Pursuant to Phoenix City Code Sec. 2-53, the dismissal of the Ethics Complaint is not subject to review and the matter is now closed.

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Sincerely,

Sam Leyvas
Ethics Commission Chair



City of Phoenix

September 26, 2024

Guadalupe Ramirez

Sent Via: Email - [REDACTED]

RE: Dismissal of Ethics Inquiry EC-20-02

Dear Guadalupe Ramirez:

I am writing to formally notify you that the Ethics Commission (“Commission”) met on June 20, 2024, and after a thorough review and consideration of Ethics Inquiry EC-20-02, which was filed on September 28, 2020 (“Ethics Complaint”), the Commission voted to **dismiss** the Ethics Complaint.

The Commission’s decision was based on a comprehensive assessment of the available facts and in accordance with relevant city ordinances, policies, or procedures, including but not limited to, Phoenix City Code Sec. 2-52 and 2-53. The Commission dismissed the Ethics Complaint by an affirmative vote of at least four members, that the Ethics Complaint was outside the Commission’s jurisdiction and/or was facially insufficient to warrant investigation by the Commission’s Counsel. Pursuant to Phoenix City Code Sec. 2-53, the dismissal of the Ethics Complaint is not subject to review and the matter is now closed.

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Sincerely,

Sam Leyvas
Ethics Commission Chair



City of Phoenix

September 26, 2024

Joseph Larios

Sent Via: Email - [REDACTED]

RE: Dismissal of Ethics Inquiry EC-20-02

Dear Joseph Larios:

I am writing to formally notify you that the Ethics Commission (“Commission”) met on June 20, 2024, and after a thorough review and consideration of Ethics Inquiry EC-20-02, which was filed on September 28, 2020 (“Ethics Complaint”), the Commission voted to **dismiss** the Ethics Complaint.

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Sincerely,

Sam Leyvas
Ethics Commission Chair



City of Phoenix

September 26, 2024

Kara Hyland

Sent Via: Email - [REDACTED]

RE: Dismissal of Ethics Inquiry EC-20-02

Dear Kara Hyland:

I am writing to formally notify you that the Ethics Commission (“Commission”) met on June 20, 2024, and after a thorough review and consideration of Ethics Inquiry EC-20-02, which was filed on September 28, 2020 (“Ethics Complaint”), the Commission voted to **dismiss** the Ethics Complaint.

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Sincerely,

Sam Leyvas
Ethics Commission Chair



City of Phoenix

September 26, 2024

Manuel Bernal

Sent Via: Email - [REDACTED]

RE: Dismissal of Ethics Inquiry EC-20-02

Dear Manuel Bernal:

I am writing to formally notify you that the Ethics Commission (“Commission”) met on June 20, 2024, and after a thorough review and consideration of Ethics Inquiry EC-20-02, which was filed on September 28, 2020 (“Ethics Complaint”), the Commission voted to **dismiss** the Ethics Complaint.

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Sincerely,

Sam Leyvas
Ethics Commission Chair



City of Phoenix

September 26, 2024

Victoria Murray

Sent Via: Email - [REDACTED]

RE: Dismissal of Ethics Inquiry EC-20-02

Dear Victoria Murray:

I am writing to formally notify you that the Ethics Commission (“Commission”) met on June 20, 2024, and after a thorough review and consideration of Ethics Inquiry EC-20-02, which was filed on September 28, 2020 (“Ethics Complaint”), the Commission voted to **dismiss** the Ethics Complaint.

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Sincerely,

Sam Leyvas
Ethics Commission Chair



City of Phoenix

September 26, 2024

Sal DiCiccio

Sent Via: Email - [REDACTED]

RE: Dismissal of Ethics Inquiry EC-20-02

Dear Sal DiCiccio:

I am writing to formally notify you that the Ethics Commission (“Commission”) met on June 20, 2024, and after a thorough review and consideration of Ethics Inquiry EC-20-02, which was filed on September 28, 2020 (“Ethics Complaint”), the Commission voted to **dismiss** the Ethics Complaint.

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Sincerely,

Sam Leyvas
Ethics Commission Chair



City of Phoenix

To: Cris Meyer
City Attorney

Date: September 28, 2020

From: Denise Archibald
City Clerk

A handwritten signature in black ink, appearing to be 'DA' or similar initials, written over the name Denise Archibald.

Subject: TRANSMITTAL OF ETHICS COMPLAINT (EC-20-02)

From Monday, September 21, 2020 to Saturday, September 26, 2020, the City Clerk Department received the attached complaints from the following individuals:

Andrea Batchelor
Victoria Murray
Joseph Larios
Kara Hyland
Guadalupe Ramirez
Emily Jespersen
Manuel Bernal

These complaints all relate to the same subject matter.

Phoenix City Code, Section 2-53 requires the City Clerk to forward ethics inquiries to the Ethics Commission. Since there is currently no appointed City Ethics Commission, I am forwarding these complaints to the Law Department for appropriate handling.

Enclosures: Ethics Complaints

ec: Deryck Lavelle, Assistant City Attorney
Ben Lane, Deputy City Clerk

From: no-reply@phoenix.gov
To: [Mailbox City Clerk Department CLK](#)
Subject: emcityclerk - Form Submission
Date: Monday, September 21, 2020 2:19:53 PM

FROM : Andrea Batchelor

SUBJECT : Councilman DiCiccio Misconduct

MESSAGE : I'm writing to urge the City of Phoenix to open a formal ethics investigation into Councilman Sal DiCiccio and his use of Twitter to spread lies last week. Councilman DiCiccio was spreading misinformation that endangered the lives of Black people, Black Lives Matter protestors, and all people exercising their 1st amendment right to protest in the City of Phoenix.

Councilman DiCiccio claimed to have a source who confirmed a shooter was a Black Lives Matter protestor. Contrary to the lies Councilman DiCiccio was spreading, the person who attacked a federal officer on Tuesday was a 68-year old man experiencing severe mental illness. These facts are according to his family and the court documents, and were reported by several journalists, including ABC 15. The gunman was not affiliated with any organization and the officer did not suffer life threatening injuries.

Instead of calling for adequate mental health support in our city, Councilman DiCiccio spread falsities. I'm asking that we take this situation seriously and open an investigation into Councilman DiCiccio's behavior. As an elected leader, Councilman DiCiccio took an oath to abide by certain ethics. His actions are a violation of those ethics.

Thank you for your time.

Andrea Batchelor

INTEMAIL [REDACTED]

AREA [REDACTED]

PHONE : [REDACTED]

ADDRESS : [REDACTED]

CITY [REDACTED]

STATE : [REDACTED]

ZIP [REDACTED]

Submission ID: 875a3c3fb5fc42b690159510e7ef2b5c

Form Submission On : 9/21/2020 2:19:47 PM

Referer: <https://phoenix.gov/cityclerk/contactus>

This is Not Spam - This message is sent on behalf of the City of Phoenix.
Please handle appropriately.

From: no-reply@phoenix.gov
To: [Mailbox City Clerk Department CLK](#)
Subject: emcityclerk - Form Submission
Date: Monday, September 21, 2020 3:26:44 PM

FROM : Victoria Murray

SUBJECT : Sal DiCiccio

MESSAGE : As a constituent of Sal DiCiccio and a resident of Phoenix, I am appalled by the comments made on twitter by the council member regarding the shooting at the downtown federal court house. Sal endangered our community by using inflammatory and false characterizations of a mentally ill civilian to try and push lies to undermine the progress People

Of Color have been attempting to make in Arizona and across the world. I am disgusted that the councilman would use his platform to try and incite further divisions by weaponizing the unfortunate attack on one of our own court officers. This type of rhetoric should be swiftly and visibly condemned to ensure others in positions of power understand that hatred and division have no place in Pheonix.

INTEMAIL : [REDACTED]

PHONE : [REDACTED]

ADDRESS [REDACTED]

CITY [REDACTED]

STATE [REDACTED]

ZIP : [REDACTED]

Submission ID: f3e114a47b9c468795fb641d67156706

Form Submission On : 9/21/2020 3:26:40 PM

Referer: <https://phoenix.gov/cityclerk/contactus>

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Please handle appropriately.

From: no-reply@phoenix.gov
To: [Mailbox City Clerk Department CLK](#)
Subject: emcityclerk - Form Submission
Date: Tuesday, September 22, 2020 8:49:54 AM

FROM : Joseph larios

SUBJECT : Ethics investigation

MESSAGE : Councilman sal diciccio claimed the police shooting at Sandra day O'Connor building was done by BLM identified activist. He then attributed the violence to BLM and Antifa. All these statements are false and seek to incite violence against local community organizations. He should be investigated for ethics violation in using his bully platform to spread missinformation which put residents lives in danger

INTEMAIL : [REDACTED]

AREA : [REDACTED]

PHONE : [REDACTED]

ADDRESS : [REDACTED]

CITY : [REDACTED]

STATE : [REDACTED]

ZIP : [REDACTED]

Submission ID: d4724a1705c1417ab6927d5e3ed39aa9

Form Submission On : 9/22/2020 8:49:47 AM

Referer: <https://phoenix.gov/cityclerk/contactus>

This is Not Spam - This message is sent on behalf of the City of Phoenix.
Please handle appropriately.

From: no-reply@phoenix.gov
To: Mailbox City Clerk Department CLK
Subject: emcityclerk - Form Submission
Date: Tuesday, September 22, 2020 9:34:03 AM

FROM : Kara Hyland

SUBJECT : DiCiccio Ethics Investigation

MESSAGE : Please open an ethics investigation on Council member DiCiccio. He is using his public twitter to place irresponsible and unfounded blame on an organization (Black Lives Matter) that had nothing to do with the federal courthouse shooting. He is endangering peaceful protestors that simply believe that black people should not be shot for existing, by making up falsehoods and associating them with anyone that believes that black people should not be extrajudicially murdered in the streets.

INTEMAIL : [REDACTED]

CITY : [REDACTED]

STATE : [REDACTED]

ZIP : [REDACTED]

Submission ID: 3f27c75e2b5d460aa3c9dd5b33cf0ac5

Form Submission On : 9/22/2020 9:33:58 AM

Referer: <https://phoenix.gov/cityclerk/contactus>

This is Not Spam - This message is sent on behalf of the City of Phoenix.
Please handle appropriately.

From: no-reply@phoenix.gov
To: [Mailbox City Clerk Department CLK](#)
Subject: emcityclerk - Form Submission
Date: Tuesday, September 22, 2020 9:48:15 PM

FROM : Guadalupe Ramirez

SUBJECT : Ethics investigation Sal Diccio

MESSAGE : Councilman Sal Diccio has used Twitter to spread hate and lies against Black Lives Matter protesters. He should be investigated and these Twitter posts should be removed. His use of Twitter was unethical. He is not serving the community, instead he is causing more fear in our Black communities by pointing fingers at BLM without having any facts. He is not fit to be a councilman if he cannot use his power to protect all our citizens.

INTEMAIL : [REDACTED]

AREA : [REDACTED]

PHONE : [REDACTED]

ADDRESS : [REDACTED]

CITY : [REDACTED]

STATE : [REDACTED]

ZIP : [REDACTED]

Submission ID: 25fc9b9635974227b3c35cc9979cdfc0

Form Submission On : 9/22/2020 9:48:09 PM

Referer: <https://phoenix.gov/cityclerk/contactus>

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Please handle appropriately.

From: no-reply@phoenix.gov
To: [Mailbox City Clerk Department CLK](#)
Subject: emcityclerk - Form Submission
Date: Wednesday, September 23, 2020 1:26:24 PM

FROM : Emily Jespersen

SUBJECT : Councilman DiCiccio

MESSAGE : Hello,

I am a Phoenix metro area resident who is very concerned about Councilman DiCiccio's recent tweets and attitude regarding the unfortunate incident of a citizen firing upon an officer. As we have come to understand, the individual involved was experiencing a mental health crisis, and was not acting as an agent of any organization. DiCiccio's tweets, aside from being outright lies (which they were), were an intentional attempt to stir up fear and distrust amongst the very citizens whose best interest he should have at heart. DiCiccio had an opportunity to show compassion for everyone involved and advocate for mental health funding and access in order to prevent similar acts of violence in the future. Instead he chose to fear monger with a clear goal of inciting distrust and division amongst neighbors. City council members should be held to a higher standard than this. How can we expect someone like this to lead or to advocate for every Phoenician? The answer is, we can't. DiCiccio has shown he is not acting in good faith and does not deserve the trust of the people he represents.

A full investigation should be launched to address this behavior.

Thank you.

INTEMAIL : [REDACTED]

AREA : [REDACTED]

PHONE : [REDACTED]

ADDRESS : [REDACTED]

CITY : [REDACTED]

STATE : [REDACTED]

ZIP : [REDACTED]

Submission ID: d309a7aa493e4dee8643bb826a91914b

Form Submission On : 9/23/2020 1:26:20 PM

Referer: <https://phoenix.gov/cityclerk/contactus>

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Please handle appropriately.

From: no-reply@phoenix.gov
To: [Mailbox City Clerk Department CLK](#)
Subject: emcityclerk - Form Submission
Date: Saturday, September 26, 2020 9:58:01 AM

FROM : Manuel Bernal

SUBJECT : Formal Ethics Investigation

MESSAGE : The City of Phoenix needs to open a formal ethics investigation of Councilman DiCiccio and his use of Twitter to spread lies last week — lies that endanger the lives of Black people, Black Lives Matter protestors, and all people exercising their 1st amendment right to protest police brutality in the City of Phoenix. [See screenshots]

The person who attacked the federal officer last Tuesday was a 68-year old man experiencing severe mental illness, according to his family and the court documents, as reported by several journalists including Zach Crenshaw at ABC 15.

The shooter was not affiliated with any organization at all. The officer did not suffer life threatening injuries.

Maybe if we had adequate mental health support in our city, this wouldn't have happened. But leaders like DiCiccio would rather spend time grandstanding than actually working on making this city a safe and healthy place to live.

DiCiccio's lies this weekend are a violation of the ethics that elected officials, especially city councilmembers, are supposed to observe.

INTEMAIL : [REDACTED]

AREA : [REDACTED]

PHONE : [REDACTED]

ADDRESS : [REDACTED]

CITY : [REDACTED]

STATE : [REDACTED]

ZIP : [REDACTED]

Submission ID: 2197c97b34ab428881f800403c7a4d57

Form Submission On : 9/26/2020 9:57:56 AM

Referer: <https://phoenix.gov/cityclerk/contactus>

This is Not Spam - This message is sent on behalf of the City of Phoenix.
Please handle appropriately.

Dava Hall

From: Cris Meyer
Sent: Monday, September 28, 2020 1:14 PM
To: Dava Hall
Subject: FW: Complaint EC-20-02
Attachments: Memo (EC_20-02) to Law.pdf

Please print and place in the Ethics Complaint file.

Cris

From: Denise Archibald <denise.archibald@phoenix.gov>
Sent: Monday, September 28, 2020 1:07 PM
To: Cris Meyer <cris.meyer@phoenix.gov>
Cc: Deryck Lavelle <Deryck.Lavelle@phoenix.gov>; Ben Lane <ben.lane@phoenix.gov>
Subject: Complaint EC-20-02

Hi Cris,

Attached please find complaint EC-20-02.

Thanks,



Denise Archibald | City Clerk
City Clerk Department - City of Phoenix
Ph: 602.261.8900
phoenix.gov/cityclerk
Follow us on Twitter @PHXClerk