

State of New Mexico
County of Sandoval
Thirteenth Judicial District

Kenneth and Kathleen DeHoff,
Appellants

vs.

No. D-1329-CV-2023-1382

Linda Gallegos in her role as Sandoval County Assessor
Appellee

Correction to the record to include Appellee Discovery Request Responses

Appellants note the absence of a material record component in the transmission notice from the Sandoval County Protests Board. Appellants believe the error is based on the organizational specifics of the Sandoval County Protests Board which in reality is controlled by the State Property Tax Division that employs Sandoval County residents, but is not a Sandoval County-based organization. The Sandoval County Protests Board has no awareness of any discovery communications that occurred as a part of the hearing but prior to and as they provided the record to the Appellees, information Appellees are directly responsible for was not included.

1-074(H)(2) defines the record as a copy of all papers, pleadings, and exhibits filed in the proceedings of the agency, entered into or made a part of the proceedings of the agency, **or actually presented to the agency in conjunction with the hearing**, which shall be organized by date submitted to the agency beginning with the earliest paper or pleading.

1-074(I) If anything material to either party is omitted from the record on appeal by error or accident, the parties by stipulation, or the agency on request, or the district court, on proper suggestion or on its own initiative, may direct that the omission be corrected and a supplemental record transmitted to the district court; provided, however, only those materials described in Paragraph H of this rule shall be made a part of the record on appeal.

Prior to the hearing, Appellants formally requested relevant data from Appellees during Appellant's discovery efforts. Appellees would not provide any informal discovery data and informally insisted on an IPRA request to receive any information at all from them. Appellants submitted IPRA P013570-062923 on June 29, 2023 and Appellees provided two excel spreadsheets containing their comparable analyses of Appellant's properties, on July 10, 2023.

The record currently includes the raw data from IPRA P013570-062923, but it has been modified in formatting to assist in establishing specific arguments. The IPRA is attached as exhibit A per 1-074(i) as a correction to the record establishes the original information and formatting from Appellees. In the Statement of the Issues Appellants will refer to this record addition simply as <IPRA:1-3>. This document includes both a computer screen capture of the contents of the IPRA request summary web page and responsive files as well as the original formatted excel responses and power point request, as can be found on the Sandoval County IPRA website.

Kenneth and Kathleen DeHoff

ksdehoff@netwks.com

505-301-5629

66 Bad Coyote Place, Corrales NM 87048

Kathleen A. DeHoff

Kenneth DeHoff

Exhibit A IPRA

The screenshot shows a web browser window displaying the Sandoval County Public Records Center website. The browser's address bar shows the URL: `sandovalcountynm.mycusthelp.com/WEBAPP/_rs/(S(0as4j1koj3kwr2mxtah0i5gq))/RequestEdit.aspx?sSessionI...`. The website header features the Sandoval County logo and the text "Public Records Center".

Public Records Menu

- Home
- FAQs
- Submit a Request
- My Request Center

FAQs

See All FAQs

Which records are exempt from the New Mexico Inspection of Public Records Act?

Does an IPRA request itself become a public record?

Request Details:

- Request Type:** Public Records Request
- Contact E-Mail:** ksdehoff@netwks.com
- Reference No:** P013570-062923
- Status:** Assigned - Being Processed
- Balance Due:** \$0.00
- Payments:** \$0.00

Files:

	UPLOAD DATE	
	07/10/2023	Corrales_East_ALL_vacant_sales_Edited.xlsx
	07/10/2023	Market_Analysis_DeHoff_3853sqft_Edited.xlsx
	06/29/2023	sandoval_protest_ipra.pptx

Request Details:

- Department:** Assessor's Office
- Type of Record(s) Requested:** Property Records
- Describe the record(s) requested:** I met with Jacob 6/28 and provided my discovery request for my aug 8 protests of 4 properties in corrales. He asked this to go through lawyers. The requested data includes current assessment data for non-residential properties in corrales and placitas, agricultural valuation application forms for corrales and placitas non-residential properties. response on the 2022 and 2023 assessment requests can include a confirmation that eagleweb data for the listed properties is correct.
- Date from:** 12/31/2021
- Date to:** 6/29/2023
- Preferred Method to Receive Records:** Electronic via Records Center
Please note not all public documents are available in electronic format. If the document(s) requested are not available electronically, we will make them available for inspection or by paper copy in accordance with the Public Records Law.

Actions: Save, New Message, Cancel

Messages: 3

Print Messages (PDF)

On 7/10/2023 11:50:14 AM, Sandoval County Public Records Center wrote:

Subject: [Records Center] Public Records Request :: P013570-062923

Powered by GovQA

7/10/2023 Market_Analysis_DeHoff_3853sqft_Edited.xlsx

	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P
1																
2	CORRALES EAST 3000sqft AND GREATER															
3																
4																
5	AccountNo	Legal	Validity	BUILT	ACRES	Adj to 1 ue	Adj to 1 A	SaleDate	SQFT	SalePrice	\$/Sqft	Adj Sales Price	Adj \$/Sqft	SitusAddress	Prior_Total	Current_Total
6	Comp 1	Legal: S: 4 T: :	Q/V	1989	2.66	-1.66	-338640	4/29/2022	5583	1,535,000	275	1,196,360	214	CHAPARRAL	893,405	1,707,545
7	Comp 2	Legal: S: 32 T: :	Q/V	2004	1.4469	-0.45	-91168	4/29/2022	4385	1,260,000	287	1,168,832	267	LOMA LARGA	775,878	1,258,093
8	Comp 3	Legal: S: 5 T: :	Q/V	1952	3.5402	-2.54	-518201	5/20/2022	4352	1,256,950	289	738,749	170	COYOTE TR	902,016	1,715,239
9	Comp 4	Legal: S: 34 T: :	Q/V	2002	1.715	-0.72	-145860	10/14/2022	3724	1,100,000	295	954,140	256	CINCO MILA	384,614	1,347,865
10	Comp 5	Legal: Subd: A	Q/V	2005	1	0.00	0	9/16/2022	3057	1,100,000	360	1,100,000	360	APPLE BLOS	531,584	1,282,824
11																
12																
13									Totals	6,251,950					3,487,497	
14																
15																
16																
17									Median	289	Adj Sales Media	256				
18																
19																
20																
21																
22																
23																
24																
25									Subject Property is 3853 sqft X Median \$/Sqft of 256 = \$986,368							
26																
27																
28																
29									\$986,368							
30									\$41,376	other structures						
31																
32									\$1,027,744							