

such a lawsuit is an injunction against the appropriate entity for compliance with the law—not a tort claim for damages against individual canvas board members. See Colo. Rev. Stat. § 26-6-402(9). As a result, Clerk Hall does not believe that individual members of the canvass board could or should be held liable for alleged Open Meetings Law violations.

With respect to CORA, Clerk Hall intends to take custody of any records produced by her office or provided to her as a result of the canvas board process. Thus, she believes that any CORA requests related to the canvas board's official election-related activities should be directed to her (and possibly the Secretary of State) and she will respond appropriately. Once the canvas board has completed its statutory functions, Clerk Hall believes it is disbanded and therefore can take no further actions in any official capacity—including responding to CORA requests.

Please let me know if you have further questions regarding these issues.

Sincerely,

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