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To the County Attorneys of Mohave County, Pinal County, and Yuma County:

Please find attached a complaint that I filed on behalf of the Arizona Free Enterprise Club with the Arizona Attorney General and Maricopa County Attorney, which alleges violations of A.R.S. § 15-1633 by the leadership of Arizona State University (“ASU”) in manipulating the rules governing a 2022 gubernatorial debate that ASU co-sponsored. Citing a supposed conflict of interest, the Attorney General has recused herself from considering the complaint. And the Maricopa County Attorney’s Office reflexively announced that it was “not interested in” investigating the complaint’s allegations but “declined to explain why,” reaching this conclusion without reviewing any of the evidence. Stacey Barchenger, *Complaint Over ASU’s Role in Katie Hobbs, Kari Lake Debate Goes Nowhere*, Ariz. Republic (Sept. 3, 2025).

A.R.S. § 15-1633(H) confers jurisdiction on a “county attorney for the county in which an alleged violation . . . occurred.” ASU is a statewide institution and violations of A.R.S. 15-1633 derive from the improper use of university resources. Those resources are fungible and diffuse, and are not physically sited solely in any single Arizona county. At the time of the alleged violations in 2022, ASU operated full-fledged campuses in both Mohave County (Lake Havasu) and Yuma County. Further, the gubernatorial debate that ASU effectively rigged to aid its preferred candidate was broadcast statewide through a partnership with PBS. For all these reasons, we believe each of you has jurisdiction to pursue enforcement actions in this matter.

Respectfully,

Scot Mussi
President, Arizona Free Enterprise Club