

City of Santa Fe, New Mexico

memo

DATE: November 6, 2015
TO: City Council
FROM: Mayor Javier M. Gonzales
RE: Appointments

I would like to make the following appointment:

Planning Commission

John B. Hiatt (At-Large) -- to fill unexpired term ending 6/2017 (Resume attached)

JOHN B. HIATT

3117 Pueblo Sapawe
Santa Fe, NM 87507

(505) 474-5929 (home)
(505) 660-8813 (mobile)

Education

<u>Institution</u>	<u>Location</u>	<u>Years Attended</u>	<u>Degree</u>
University of Utah	Salt Lake City, Utah	1971-1974	Juris Doctor
Westminster College	Salt Lake City, Utah	1968-1970	Bachelor of Science Alpha Chi Honors

Admissions

Supreme Court of New Mexico, 1987
Supreme Court of Utah (Inactive), 1974

Professional Memberships and Activities

State Bar of New Mexico
Past Member Client Protection Fund
Past Member Disaster Response Team

State Bar of Utah (Inactive)
American Inns of Court

North American Securities Administrators Association
Past Member Board of Directors
Enforcement Section Chairman

Recognition and Awards

Business Week, 5-20-88, "Can This Man Contain The Gold Fraud Epidemic?"
Business Week, 6-30-86, "Utah Goes To War Against Penny Stock Fraud"
Business Week, 7-1-85, "The Wild West Days May Be Back For Utah Brokers"
Business Week, 2-6-84, "The Stock Fraud Capital Tries To Clean Up Its Act"

New Mexico State Bar Outstanding Contribution Award, 1999

Courses Taught Through Continuing Legal Education

September 3, 2015 **Probable Cause in Vehicle Forfeiture Hearings (Santa Fe, NM)**

September 3, 2015 **Ethics and Professionalism in Vehicle Forfeiture Hearings**

June 9, 2015 **Scope of Arbitration (Albuquerque, NM)**

May 1, 2015 **Legal Aspects of Arbitration (Albuquerque, NM)**

Employment

ATTORNEY AT LAW THE HIATT FIRM

**Santa Fe, New Mexico
2009 to present**

Private practice with emphasis on advice to government entities. Substantive areas of practice include subcontract work on behalf of the New Mexico Taxation and Revenue Department as counsel to County Property Tax Protest Boards; City of Santa Fe Hearing Officer; Town of Edgewood land use code; guardian ad litem, criminal law, construction contracts, personal injury, real estate disputes, purchase agreements, contractor disputes, homeowner association issues and general arbitration.

CITY OF SANTA FE DIRECTOR, LAND USE DEPARTMENT DEPUTY CITY MANAGER

**Santa Fe, New Mexico
2006-2009
2006-2007**

Supervise and manage 55 employees including engineers, planners, inspectors and support staff to provide development, administration and enforcement of the City General Plan, Land Development Code and Building/Environment Codes. Development and presentation of budgets, strategic plans, work plans and projects.

Appointed Deputy City Manager October, 2006 and thereafter, appointed Acting Director of the Land Use Department in November to serve in both capacities. In March 2007, a new Deputy City Manager was appointed Director of the Land Use Department.

SANTA FE COUNTY DEPUTY COUNTY ATTORNEY

**Santa Fe, New Mexico
2005-2006**

Provide legal representation to the County Commission, other elected officials, boards and commissions and employees in the course of their work. General duties include review and approval of contracts, leases, insurance and ordinances; drafting Memoranda of Understanding, correspondence, press releases and other documents. More specifically, providing review of Findings of Fact, Conclusions of Law and Orders related to land use committees.

GRANT COUNTY

Silver City, New Mexico

COUNTY ATTORNEY**2003-2005**

Provide legal representation to the County Commission, other elected officials, boards and commissions and employees in the course of their work. General duties include review and approval of contracts, leases, insurance and ordinances; drafting of Memoranda of Understanding, correspondence, press releases and other documents. Specific assignments included drafting, filing and prosecution of action involving the County's major insurance carrier with Temporary Restraining Order; creation and development of 16 member water planning group to acquire 18,000 acre feet of water; development of projects to remove abandoned automobiles; review of all tort claims and participation in settlement negotiations.

**NM TAXATION AND REVENUE DEPARTMENT
GENERAL COUNSEL****Santa Fe, New Mexico
2001-2003**

Supervise staff of 27 including attorneys, paralegals, tax protest specialists, bankruptcy specialists and other support staff. General duties included review and approval of agency litigation strategy; review and assignment of legislation analysis; participation in settlement negotiations; review of contested personnel matters and acting as hearing officer. Specific assignments included reconfiguration of a Department hearing process that was unconstitutional (improper notice) and acting as hearing officer throughout the state in MVD matters of license revocation to provide timely hearings while understaffed.

**NM PUBLIC REGULATION COMMISSION
CHIEF OF STAFF****Santa Fe, New Mexico
1999-2001**

Supervise a newly created agency of 250 including hearing examiners, attorneys, paralegals, engineers, auditors, accountants, insurance specialists and other professionals. The PRC was created by constitutional amendment that combined the former State Corporation Commission and the Public Utility Commission. General duties included the direct management of the PRC budget, legislation, personnel and oversight of six divisions. The PRC is the second largest jurisdictional agency in the United States and includes oversight of state regulation of electricity, gas, telecommunications, water, wastewater, transportation, pipeline safety, insurance, fire marshal, corporations and consumer relations regarding each of the regulated industries. Specific responsibilities included the human resource management of the combination of two agencies; development of legislation and lobbying on particular matters; representation of the agency in all executive and administrative matters with other agencies; direct supervision of agency coordination of Emergency Operations related to Y2K and the Cerro Grande fire.

**NM ATTORNEY GENERAL
DIRECTOR, CONSUMER PROTECTION DIVISION****Santa Fe, New Mexico
1991-1999**

Supervise a staff of 25 including attorneys, paralegals, consumer advocates, investigators and other professionals. General duties included preparation and administration of division budgets; staff performance evaluations; review and approval of litigation; direct participation in settlement negotiations; development of consumer education programs including written and video presentation; public education programs utilizing radio and television; preparation of legislation and lobbying. Specific assignments included the development of automobile self-regulatory organizations for the settlement of consumer claims and advertising disputes; increased enforcement of Native American jewelry fraud laws; increased enforcement of subdivision statutes.

**NM SECURITIES DIVISION
DIRECTOR**

Supervised a staff of 18 including attorneys, securities examiners, broker dealer specialists, criminal investigators and other support staff. General duties included preparation and administration of division budget; staff performance evaluations, review and approval of litigation, direct participation in settlement negotiations; development of securities education programs including written and video presentation; public education programs utilizing radio and television; preparation of legislation and lobbying. Specific assignments included the organization and development of Project Goldbrick, a task force of federal, state and local prosecutors and criminal investigators to combat nationwide gold mine frauds resulting in 65 criminal, civil and administrative prosecutions; new laws to streamline the registration process for mutual funds and development of a securities education fund (currently \$1.2 million).

**COLUMBUS SECURITIES, INCOR SECURITIES,
H.J. TESSIER & ASSOCIATES, INVESTMENT
RESEARCH INSTITUTE
VICE PRESIDENT/COMPLIANCE**

**Phoenix, Arizona
1985-1987**

Provided in house counsel to real estate securities firms regarding regulatory compliance. General duties included review and approval of firm's due diligence policies and procedures; on site inspection of broker facilities; training for firm staff in regulatory matters; correspondence and interaction with state and federal regulatory authorities. Specific assignments included licensing in securities (Series 7, 63 and 24 permitting sales and supervisory activities); development of efficient due diligence reviews and approval of securities offerings and blue-sky registration; interact with outside counsel to defend major due diligence case.

**UTAH SECURITIES DIVISION
DIRECTOR**

Supervised a staff of 18 attorneys, securities examiners, auditors, criminal investigators and other support staff. General duties included development and administration of division budget; staff performance evaluations; review and approval of litigation; development of legislation and lobbying; interaction with state and federal prosecutors to develop criminal prosecutions of securities fraud. Specific responsibilities included the creation and administration of the Utah Securities Fraud Task Force to combat the Utah reputation as the 'stock fraud capitol of the

world' resulting in numerous changes to Utah law and enforcement as featured in BUSINESS WEEK magazine.

**ELLETT & HIATT
PARTNER**

**Murray, Utah
1981-1983**

Partner in a three-person law firm specializing in criminal defense, business litigation and personal injury. Specific responsibility for firm billing, collection and administration in the absence of the senior partner while on medical leave.

**SALT LAKE COUNTY ATTORNEY
DEPUTY COUNTY ATTORNEY/PROSECUTOR**

**Salt Lake City, Utah
1975-1981**

Criminal prosecution of felonies and misdemeanors. Developed first child abuse prosecution team utilizing Battered Child Syndrome evidence. Developed warrant review program to reduce outstanding wants/warrants exposure and liability to Salt Lake County. Developed and implemented the Prosecutor Management and Information System (PROMIS).

**UNITED STATES HOUSE OF REPRESENTATIVES
ADMINISTRATIVE ASSISTANT-REP. WAYNE OWENS**

**Washington, D.C.
1974**

Supervised a Congressional staff of 18 for Rep. Wayne Owens (D-UT). Administered budget, managed staff assignments for a Utah Congressman during House Judiciary Committee proceedings regarding the impeachment of President Richard Nixon.

Community Involvement

Community Coop (Santa Fe, NM) Board of Directors, Vice-President 2014- Present

Neighborhood Law Center (Santa Fe, NM) Board of Directors, 2013-Present

Tierra Contenta (Santa Fe, NM) Board of Directors, Secretary, 2013-Present

Building Trades Advisory Corporation (Santa Fe, NM)

Board of Directors, Secretary 2011- Present

National White Collar Crime Center (Richmond, Va.)

Chairman and Board Member, 1994-1998

National Coalition for the Prevention of Economic Crime

Past President and Board Member, 1998-2001

“Law, Power and Personal Freedom”, Instructor at Westminster College

“Law for the Layman”, Instructor at East High School, Salt Lake City, Ut.
Crossroads Urban Center (Salt Lake City, Ut.)
Past Board Member
Big Brothers/Big Sisters (Salt Lake City, Ut.)
Volunteer