EXHIBIT B
April 27, 2009

BY U.S. MAIL AND FACSIMILE

Secretary Rick Homans
New Mexico Taxation and Revenue Department
P.O. Box 630
1100 South St. Francis Drive
Santa Fe, NM 87504-0630

Re: National Voter Registration Act of 1993

Dear Secretary Homans:

This letter follows a letter written to New Mexico Secretary of State, Mary Herrera, on behalf of the Association of Community Organizations Now ("ACORN"), dated March 23, 2009, of which you were copied. A copy of the March 23, 2009 letter is enclosed for your convenience.

In that letter, we outlined our very serious concerns with the Motor Vehicle Division's ("MVD") failure to provide voter registration services in accordance with the National Voter Registration Act of 1993 ("NVRA"). Our letter requested that Ms. Herrera promptly advise us of the steps that will be taken to remedy New Mexico's violations of the NVRA, including (1) the measures that will be implemented to ensure future compliance; and (2) the steps that will be taken to provide registration opportunities to those who have been denied their rights under the NVRA. We have yet to receive a response from Ms. Herrera or any of the other agencies copied on the letter, including your own.

Further, we have recently learned that the MVD intends on purchasing a new computer system to allow its customers to transact MVD business on-line. As you know, any such new computer system must include voter registration capabilities consistent with the NVRA. The purpose of this letter is to remind you of your duties in that regard and to renew our request for an explanation of the steps that will be taken, if any, to remedy the MVD's violations of the NVRA, including, but not limited to, a confirmation that the MVD's new computer system will comply with the NVRA in all respects.
Mr. Rick Homans  
April 27, 2009  
Page Two  

We look forward to your anticipated cooperation.

Sincerely,

[Signature]

Cynthia A. Ricketts  
Shane D. Gosdis  
DLA Piper LLP (US)  
2525 E. Camelback Road, Suite 1000  
Phoenix, AZ 85016  
T: 408.606.5100  
F: 408.606.5101  

Yolanda Sheffield  
Nicole Kovite  
Project Vote  
T: 202.546.4173  

Brenda Wright  
Demos: A Network for Ideas & Action  
T: 617.232.5885 (Ext. 13)  

Jon Greenbaum  
Mark Posner  
Lawyer's Committee for Civil Rights Under Law  
T: 202.662.8389  

Jon Boyd  
Freedman Boyd Hollander Goldberg & Ives, PA  
T: 505.842.9960  

cc: The Honorable Mary Herrera  
New Mexico State Capital  
325 Don Gaspar, Suite 325  
Santa Fe, NM 87503
Mr. Rick Homans  
April 27, 2009  
Page Three

Director Ken F. Ortiz  
Motor Vehicle Division  
Joseph Montoya Division  
P.O. Box 1028  
1100 South St. Francis Drive  
Santa Fe, NM 87504-1028

Secretary Pamela S. Hyde  
New Mexico Human Services Department  
P.O. Box 2348  
Santa Fe, NM 87504

SDG:If
Enclosure