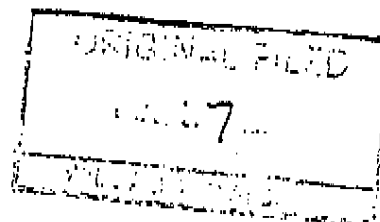


**Exhibit 16**

7-29-82

134

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY



-----  
DEMOCRATIC NATIONAL COMMITTEE,

Plaintiff,

Hon. Dickinson R. Debevoise  
Civil Action No. 86-3972

v.

SETTLEMENT STIPULATION AND  
ORDER OF DISMISSAL

REPUBLICAN NATIONAL COMMITTEE,

Defendant.  
-----

Whereas, on November 1, 1982, this Court entered a Consent Order in Democratic National Committee, et al. v. Republican National Committee, et al., Civil Action No. 81-3876 ("Consent Order"). The Democratic National Committee ("DNC"), Republican National Committee ("RNC") and others were parties to the settlement agreement incorporated in and adopted as the Consent Order. The Consent Order remains in full force and effect;

Whereas, during the course of the case, the parties have engaged in extensive discovery from each other and third parties. More than 50 depositions have been taken and thousands of documents have been examined;

Whereas, the RNC and DNC recognize the importance of encouraging citizens to register and vote and the importance of not hindering or discouraging qualified voters from exercising their right to vote;

Whereas, the RNC and DNC recognize the importance of preventing and remedying vote fraud where it exists;

Whereas, the RNC and DNC recognize the importance of neither using, nor appearing to use, racial or ethnic criteria in

connection with ballot integrity, ballot security or other efforts to prevent or remedy suspected vote fraud;

It is therefore ordered upon the agreement and stipulation of the parties and all prior proceedings herein that as to the RNC and DNC the Consent Order is amended to specifically provide:

A. "Ballot security" efforts shall mean ballot integrity, ballot security or other efforts to prevent or remedy vote fraud.

B. To the extent permitted by law and the November 1, 1982 Consent Order, the RNC may deploy persons on election day to perform normal poll watch functions so long as such persons do not use or implement the results of any other ballot security effort, unless the other ballot security effort complies with the provisions of the Consent Order and applicable law and has been so determined by this Court.

C. Except as provided in paragraph B above, the RNC shall not engage in, and shall not assist or participate in, any ballot security program unless the program (including the method and timing of any challenges resulting from the program) has been determined by this Court to comply with the provisions of the Consent Order and applicable law. Applications by the RNC for determination of ballot security programs by the Court shall be made following 20 days notice to the DNC which notice shall include a description of the program to be undertaken, the purpose(s) to be served, and the reasons why the program complies with the Consent Order and applicable law.

Until further order of the Court, the Court retains jurisdiction to make the determinations set forth above.

Except as provided herein, the RNC and DNC respectfully request that the above-captioned case be dismissed with prejudice upon the order of the Court with each to pay its own costs.

IT IS SO STIPULATED:

David Boies

David Boies  
Rodney L. Stenlake  
G. Elaine Wood  
CRAVATH, SWAINE & MOORE  
One Chase Manhattan Plaza  
New York, New York 10005  
(212) 422-3000

Douglas S. Eakeley

Douglas S. Eakeley  
Robert J. Gilson  
RIKER, DANZIG, SCHERER,  
HYLAND & PERRETTI  
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Attorneys for Plaintiff  
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Thomas F. Campion

Thomas F. Campion  
James M. Altieri  
SHAWLEY & FISHER  
131 Madison Avenue  
Morristown, New Jersey 07960  
(201) 285-1000

Attorneys for Defendant  
Republican National Committee

AND IT IS SO ORDERED this 27 day of July, 1987.

s/ Debevoise  
Dickinson R. Debevoise, U.S.D.J.

**Exhibit 17**

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY

DEMOCRATIC NATIONAL COMMITTEE,  
NEW JERSEY DEMOCRATIC STATE  
COMMITTEE, VIRGINIA L.  
PEGGINS, and LYNETTE MONROE,

Plaintiffs,

v.

REPUBLICAN NATIONAL COMMITTEE,  
NEW JERSEY REPUBLICAN STATE  
COMMITTEE, ALEX HURTADO,  
RONALD C. KAUFMAN and JOHN A.  
KELLY,

Defendants.

Civil Action No. 81-3876  
Hon. Dickinson R. Debevoise

FILED

NOV 1 1982

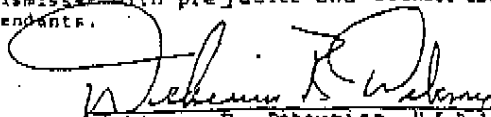
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C.R.K.

CONSENT ORDER

This matter having been brought before the Court by Plaintiffs Democratic National Committee ("DNC"), New Jersey Democratic State Committee ("DSC"), Virginia L. Peggins and Lynette Monroe, and by Defendants Republican National Committee ("RNC"), New Jersey Republican State Committee ("RSC"), John A. Kelly, Ronald Kaufman and Alex Hurtado, for the entry of a Consent Order disposing of all claims which have been raised and which could have been raised by way of complaint, counterclaim or crossclaim in the above-entitled matter, and the parties having consented to the entry of this order, and the Court having found good cause, it is on this 1st day of November, 1982,

ORDERED that the annexed settlement agreement between certain plaintiffs and certain defendants, without any finding by this Court of, and without any admission of, liability or wrongdoing by them or by any other person or entity be, and the same hereby is adopted by this Court as its final order in the above-entitled matter; and it is

FURTHER ORDERED that, as a result of the amicable resolution of this matter, Plaintiffs' Amended Complaint be, and the same hereby is, dismissed with prejudice and without costs as against all named Defendants.

  
Dickinson R. Debevoise, U.S.D.J.

CONSENT AS TO FORM AND ENTRY:

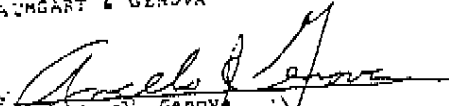
SONOSKY, CHAMBERS, SACKEE & GUIDO

BY

  
Kenneth Guido, Jr.

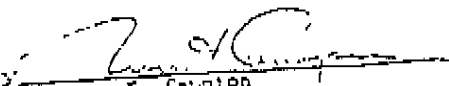
BAUMGART & GENOVA

BY

  
Angelo J. Genova  
Attorneys for Plaintiffs

SHANLEY & FISHER

BY

  
Thomas F. Campion  
Attorneys for Defendants  
Alex Hurtado and Ronald C.  
Kaufman

STERN, HERBERT & WEINROTH

BY

  
Richard K. Weinroth  
Attorneys for Defendant  
Republican National Committee

STRYKER, TAMS & DILL

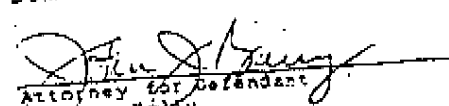
BY

  
William J. Heller  
Attorneys for Defendant  
New Jersey Republican State  
Committee

  
Philip D. Kaitenbacher  
Chairman, Republican  
State Committee

JOHN J. BARRY, ESQ.

BY

  
Attorney for Defendant  
John A. Kelly

- 2 -

## SETTLEMENT AGREEMENT

WHEREAS, the Democratic National Committee ("DNC"), New Jersey Democratic State Committee ("DSC"), Virginia L. Peggins and Lynette Monroe, Plaintiffs, have instituted an action in the United States District Court for the District of New Jersey, Civil Action No. 81-3876, against the Republican National Committee ("RNC"), New Jersey Republican State Committee ("RSC"), JOHN A. Kelly, Ronald Kaufman and Alex Hurtado, Defendants; and

WHEREAS, the parties wish to resolve amicably all matters raised or which could have been raised in the pleadings in the above-entitled matter,

NOW THEREFORE, in consideration of the foregoing, in consideration of the mutual covenants and conditions herein contained, and for other good and valuable consideration, the parties hereto agree as follows:

1. The undersigned plaintiffs agree to consent to the entry of an order dismissing their Amended Complaint against all Defendants, without costs, with all parties bearing their own attorneys' fees.

2. The RNC and RSC (hereinafter collectively referred to as the "party committees") agree that they will in the future, in all states and territories of the United States:

(a) comply with all applicable state and federal laws protecting the rights of duly qualified citizens to vote for the candidate(s) of their choice;

(b) in the event that they produce or place any signs which are part of ballot security activities, cause said signs to disclose that they are authorized or sponsored by the party committees and any other committees participating with the party committees;

(c) refrain from giving any directions to or permitting their agents or employees to remove or deface any lawfully printed and placed campaign materials or signs;

(d) refrain from giving any directions to or permitting their employees to campaign within restricted polling areas or to interrogate prospective voters as to their qualifications to vote prior to their entry to a polling place;

(e) refrain from undertaking any ballot security activities in polling places or election districts where the racial or ethnic composition of such districts is a factor in the decision to conduct, or the actual conduct of, such activities there and where a purpose or significant effect of such activities

is to deter qualified voters from voting; and the conduct of such activities disproportionately in or directed toward districts that have a substantial proportion of racial or ethnic populations shall be considered relevant evidence of the existence of such a factor and purpose;

(f) refrain from attiring or equipping agents, employees or other persons or permitting their agents or employees to be attired or equipped in a manner which creates the appearance that the individuals are performing official or governmental functions, including, but not limited to, refraining from wearing public or private law enforcement or security guard uniforms, using armbands, or carrying or displaying guns or badges except as required by law or regulation, in connection with any ballot security activities; and

(g) refrain from having private personnel deputized as law enforcement personnel in connection with ballot security activities.

3. The party committees agree that they shall, as a first resort, use established statutory procedures for challenging unqualified voters.

4. This Settlement Agreement, and the terms of the Consent Order to be entered pursuant thereto, shall bind the DNC, DSC, RNC, and RSC, their agents, servants and employees, whether acting directly or indirectly through other party committees. It is expressly understood and agreed that the RNC and the RSC have no present right of control over other state party committees, county committees, or other national, state and local political organizations of the same party, and their agents, servants and employees.

5. The parties to this Settlement Agreement shall ask that the New Jersey legislature institute an examination of the provisions of the New Jersey Election Laws to determine whether present laws are adequate to insure the integrity of the electoral process and the physical security of poll workers and their property in New Jersey.

6. All parties agree that they shall bear their own costs and attorneys' fees and further agree that they shall not seek to recover same in any action or proceeding instituted after the execution of this Settlement Agreement and the Consent Decree to be entered pursuant thereto. No party to this Agreement shall undertake any further legal action arising out of events surrounding the November 1981 general election in the State of New Jersey or arising out of the filing of this lawsuit, except as specified in paragraph 7 below.

7. The undersigned Plaintiffs, as Releasees, for and in consideration of the mutual covenants and conditions hereof, and in further consideration of the sum of One Dollar (\$1.00), lawful money of the United States of America to the Releasees in hand paid by all Defendants, the receipt of which is hereby acknowledged, have remised, released and forever discharged, and by these presents do remise, release and forever discharge the Defendants-Releasees of and from all obligations, causes of action, claims or demands, at law or in equity, which arose out of ballot security activities during the 1981 general election in New Jersey that Releasees asserted or could have asserted against the Releasees in Civil Action No. 81-3876 in the United States District Court for the District of New Jersey, provided that nothing in this agreement shall prevent plaintiffs from seeking relief, at law or equity, for a violation of the terms of this settlement agreement or the related consent order incorporating the terms hereof. More particularly, but not by way of limitation, the undersigned plaintiffs expressly agree to abandon and to waive all claims to monetary relief asserted or which could have been asserted against the defendants.

8. It is expressly understood and agreed that this Settlement Agreement, and the Consent Order incorporating the terms hereof, do not constitute any finding or admission of liability or wrongdoing by any defendant and do not constitute any finding or admission of merit or lack of merit to the allegations raised by the plaintiffs. This agreement is not an admission that any of the activities which the party committees have agreed not to undertake were undertaken by any of the party committees or by any party to this lawsuit or by any other person or entity. This agreement is not an admission of civil or criminal liability or responsibility on the part of any participant in it.

Dated November 1, 1982.

DEMOCRATIC NATIONAL COMMITTEE

REPUBLICAN NATIONAL COMMITTEE

By [Signature]

By [Signature]

By [Signature]

NEW JERSEY DEMOCRATIC STATE COMMITTEE

NEW JERSEY REPUBLICAN STATE COMMITTEE

By [Signature]

By [Signature]

[Signature]  
Philip D. Kaltenbacher  
Chairman, Republican  
State Committee

- 3 -

SETTLEMENT AGREEMENT

WHEREAS, the Democratic National Committee ("DNC"), New Jersey Democratic State Committee ("DSC"), Virginia L. Peggins and Lynette Monroe, Plaintiffs, have instituted an action in the United States District Court for the District of New Jersey, Civil Action No. 81-3876, against the Republican National Committee ("RNC"), New Jersey Republican State Committee ("RSC"), John A. Kelly, Ronald Kaufman and Alex Hurtado, Defendants; and

WHEREAS, the parties wish to resolve amicably all matters raised or which could have been raised in the pleadings in the above-entitled matter,

NOW THEREFORE, in consideration of the foregoing, in consideration of the mutual covenants and conditions herein contained, and for other good and valuable consideration, the parties hereto agree as follows:

1. The undersigned plaintiffs agree to consent to the entry of an order dismissing their Amended Complaint against all Defendants, without costs, with all parties bearing their own attorneys' fees.

2. The RNC and RSC (hereinafter collectively referred to as the "party committees") agree that they will in the future, in all states and territories of the United States:

(a) comply with all applicable state and federal laws protecting the rights of duly qualified citizens to vote for the candidate(s) of their choice;

(b) in the event that they produce or place any signs which are part of ballot security activities, cause said signs to disclose that they are authorized or sponsored by the party committees and any other committees participating with the party committees;

(c) refrain from giving any directions to or permitting their agents or employees to remove or deface any lawfully printed and placed campaign materials or signs;

(d) refrain from giving any directions to or permitting their employees to campaign within restricted polling areas or to interrogate prospective voters as to their qualifications to vote prior to their entry to a polling place;

(e) refrain from undertaking any ballot security activities in polling places or election districts where the racial or ethnic composition of such districts is a factor in the decision to conduct, or the actual conduct of, such activities there and where a purpose or significant effect of such activities

is to deter qualified voters from voting; and the conduct of such activities disproportionately in or directed toward districts that have a substantial proportion of racial or ethnic populations shall be considered relevant evidence of the existence of such a factor and purpose;

(f) refrain from attiring or equipping agents, employees or other persons or permitting their agents or employees to be attired or equipped in a manner which creates the appearance that the individuals are performing official or governmental functions, including, but not limited to, refraining from wearing public or private law enforcement or security guard uniforms, using armbands, or carrying or displaying guns or badges except as required by law or regulation, in connection with any ballot security activities; and

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4. This Settlement Agreement, and the terms of the Consent Order to be entered pursuant thereto, shall bind the DNC, DSC, RNC, and RSC, their agents, servants and employees, whether acting directly or indirectly through other party committees. It is expressly understood and agreed that the RNC and the RSC have no present right of control over other state party committees, county committees, or other national, state and local political organizations of the same party, and their agents, servants and employees.

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7. The undersigned Plaintiffs, as Releasors, for and in consideration of the mutual covenants and conditions hereof, and in further consideration of the sum of One Dollar (\$1.00), lawful money of the United States of America to the Releasors in hand paid by all Defendants, the receipt of which is hereby acknowledged, have remised, released and forever discharged, and by these presents do remise, release and forever discharge the Defendants-Releasees of and from all obligations, causes of action, claims or demands, at law or in equity, which arose out of ballot security activities during the 1981 general election in New Jersey that Releasors asserted or could have asserted against the Releasees in Civil Action No. 81-3876 in the United States District Court for the District of New Jersey, provided that nothing in this agreement shall prevent plaintiffs from seeking relief, at law or equity, for a violation of the terms of this settlement agreement or the related consent order incorporating the terms hereof. More particularly, but not by way of limitation, the undersigned plaintiffs expressly agree to abandon and to waive all claims to monetary relief asserted or which could have been asserted against the defendants.

8. It is expressly understood and agreed that this Settlement Agreement, and the Consent Order incorporating the terms hereof, do not constitute any finding or admission of liability or wrongdoing by any defendant and do not constitute any finding or admission of merit or lack of merit to the allegations raised by the plaintiffs. This agreement is not an admission that any of the activities which the party committees have agreed not to undertake were undertaken by any of the party committees or by any party to this lawsuit or by any other person or entity. This agreement is not an admission of civil or criminal liability or responsibility on the part of any participant in it.

DR+

Dated November 1, 1982.

DEMOCRATIC NATIONAL COMMITTEE

REPUBLICAN NATIONAL COMMITTEE

By [Signature]

By [Signature]

By [Signature]

NEW JERSEY DEMOCRATIC STATE  
COMMITTEE

NEW JERSEY REPUBLICAN STATE  
COMMITTEE

By [Signature]

By [Signature]

[Signature]  
Philip D. Kaltenbacher  
Chairman, Republican  
State Committee

**Exhibit 18**

### Ohio Poll Watcher Training

- This presentation is a general overview of Ohio election law.
- It is extremely important to know the law this election season.
- With all of the current and potential legal challenges, everyone must follow Ohio law to the letter.

### Agenda

- Basic Election Day Information
- Poll Watchers
- Voter Identification
- Absentee Ballots
- Provisional Voting
- Challenging Procedures
- Process for Resolving the Challenge
- Counting Ballots

### Polling Place Information

- Hours: 6:30 a.m. until 7:30 p.m.
- Persons in line when polls close must be allowed to vote.
- If there is an official order extending normal polling hours, voters who arrive after the official closing time may only cast a provisional ballot

### Prohibited Activity

- No campaigning or political activity of any kind may occur within 100 feet of any polling place. This threshold should be clearly marked with U.S. flags.

### **Who May Enter the Polling Place**

- No person, except election officials, employee, witnesses, challengers, or police officers, shall be allowed to enter the polling place during the election, except for the purpose of voting. No more electors shall be allowed to approach the voting shelves at any time than there are voting shelves provided. The judges of election and the police officer shall strictly enforce the observance of this section.

### **Disabled Voters**

- If the polling place is not accessible to a handicapped person, that person may cast their vote, in the vehicle in which they arrived at the polling place or at the door of the polling place, with the assistance of two polling place officials.

### **Voter Rights**

- must be provided with a voting machine that is in working condition,
- must be provided with another ballot if you made a mistake,
- may request up to three ballots due to mistakes you made,
- can ask for written or verbal instructions,
- can receive help in voting if you ask for it.

### **Voter Rights (Cont'd)**

- can bring an aide or interpreter if you are disabled or have a language barrier,
- cannot be prevented from voting for any reason if you are a registered voter,
- can vote if you are in line at the correct polling location at the time the polls close,
- must be given an explanation and offered a resolution if you are not allowed to vote.

According to <http://www.sos.state.oh.us/sos/elections/>

### **Voter Verification**

- The voter states his name and address to polling officials.
- He then writes his name and address in the poll signatures book.
- That signature is compared with the signature on the registration form or digitized signature list. No other ID is required.

### **Receiving a Ballot**

- A voter may receive replacement ballots from election officials prior to his vote being cast.
- The voter may not receive more than three ballots.
- A voter who is flagged as voting absentee should not be allowed to vote on Election Day. If the voter presses the issue, a provisional ballot may be cast.

### **Challengers**

- A political party may appoint one person who is a qualified elector, to serve as a challenger for the party during the casting of the ballots, and the actions of the judges from the opening to the closing of the polls.
- Any person attempting to vote may be challenged by any challenger, any elector lawfully in the polling place or by any judge or clerk of the elections.

### **How do I become a Challenger?**

- As a challenger or witness, you must file a certificate of appointment at the precinct with the presiding judge either:
  - At the meeting on the evening prior to the election;
  - Or On the day of the election

### More on Becoming a Challenger

- • After the certificate of appointment is filed with the presiding judge, you are permitted by law to:
- • Be present inside the polling place during the casting of the ballots.
- • Observe every proceeding of the judges and clerks of elections from the time of the opening until the closing of the polls.

### Challenge Process

- The presiding judge administers an oath to the challenged person. The oath is based on the reason the person is challenged as unqualified to vote. (i.e.: not 18, not registered)
- Judges can ask further questions to test person's qualifications as an elector at the election.
- If the person refused to answer any question, cannot answer any question fully, refuses to sign name or mark, or if for any other reason the judges believe the person is not eligible to vote, the judges may refuse the person a ballot.

### Challenge Continued

- If the person is disqualified because they have arrived at the wrong precinct, the voter shall be instructed to contact the appropriate board of elections for the voting precinct.

### Making a Challenge

- Make certain that your challenges are not based on race or sex.
- When challenging a voter's qualifications, specify the nature of your challenge by declaring that:
  - • The voter is not a citizen.
  - • The voter has not resided in Ohio for thirty days prior to the election.
  - • The voter is not a resident of the county or precinct where they are attempting to vote.
  - • The person is not of the legal voting age of eighteen years old.

### **Making a Challenge Cont'd**

- Challenge any person that you believe is impersonating an elector. The precinct officials must question that person and require him or her to sign their name on a card.
- If the majority of the precinct officers are of the opinion that the person is impersonating an elector, that person must be denied the right to vote.

### **Making a Challenge Cont'd 2**

- A challenger may not debate or appeal the presiding judge's determinations regarding an elector's qualifications to vote. The judge's determinations regarding a voter's qualifications are final.

### **Witnesses**

- Witnesses may watch the counting of the ballots in the precinct from the time of the closing of the polls until the counting is completed and final returns are certified and signed. (Challengers are not permitted to watch counting.)

### **Provisional Ballots**

- Pursuant to HAVA Section 302, if a person declares he or she is a registered voter and the voter's name is not on the official list of eligible voters, the person may vote a provisional ballot. Pursuant to Ohio law, any voter who does not appear on the registered voter list because he/she has moved or changed names should vote provisionally.

### Provisional Ballots Cont'd

- > A first time voter who registered by mail and is required to show proper identification before voting, but is unable to do so, may vote a provisional ballot. If a person shows proper identification (either a current and valid photo id or a utility bill, bank statement, government check, paycheck or other government document showing name and address) they should be permitted to vote a regular ballot. However, if they cannot show identification or if any questions regarding the sufficiency of the identification are raised, then the voter must vote provisionally.

### Provisional Ballots Cont'd

- According to the SOS, the pollworker must confirm that the voting residence claimed by the voter is located within the area on the precinct map and listed on the street listing.
- Only after the precinct pollworkers have confirmed that the person is eligible to vote in that precinct may the pollworkers issue a provisional ballot to that person. Under no circumstances shall precinct pollworkers issue a provisional ballot to someone whose address is not located in the precinct (or portion of) in which the person desires to vote.

### Closing of Polls

- Admission to the polling place after closing of the polls is exclusively limited to:
  - The judges and clerks of the election.
  - The registered witness (remember that if you serve as both a challenger and a witness, you are permitted to remain in the polling place after closing of the polls).
  - A police officer.
  - Other persons who are detailed to any precinct on request of the board of elections.
  - The secretary of state or his legal representative.

### Counting Ballots – Disputed Ballots

- If there is any disagreement as to how a ballot should be counted the members of the board must decide on whether or to what extent the ballot should be counted. If three of the members do not agree as to how any part of the ballot shall be counted, only that part of such ballot on which three of the members do agree shall be counted. A notation shall be made upon the ballot indicating what part has not been counted, and the ballot shall be placed in an envelope marked "Disputed Ballots."

### Counting Ballots - Judges

- From the time the ballot box is opened and the count of ballots begun until the ballots are counted and certificates of votes cast are made out, signed, certified and given to the presiding judge for delivery to the headquarters of the board of elections, the judges in each precinct shall not separate, nor shall a judge leave the polling place except from unavoidable necessity. In cases of illness or unavoidable necessity the board may substitute another qualified person for any precinct official so incapacitated.

### Counting Absentee Ballots -Where

Board of elections shall determine whether absent voter's ballots shall be counted in each precinct, at the office of the board, or some other location designated by the board.

- When ballots are counted in precincts, director of election boards shall deliver to the presiding judge of each precinct on Election Day, identification envelopes purporting to contain ballots of absentee electors from the precinct.
- When the board determines that the absentee ballots will be counted in the office, special election judges are appointed.

### Counting Absentee Ballots

- Judge shall announce name of the elector who appears to have signed the statement of voter on the outside of envelope and signatures on registration form and outside of envelope are compared.
- If no challenge is made (or made & not sustained), the presiding judge shall open the envelope without defacing the statement of the voter and without mutilating the ballots, and shall remove the ballots contained and count them.

### Counting Absentees- Not Counted

- If election officials find that the statement accompanying an absent voter's ballot is insufficient, that the signatures do not correspond, that the applicant is not qualified in the precinct, or that the ballot envelope contains more than one ballot or any ballot the voter is not entitled to vote, or that the stub is detached, the vote shall not be accepted or counted. Every ballot not counted shall be indorsed on its back "Not Counted" with the reasons, enclosed and returned to or retained by the board of elections along with contested ballots.

### **GUIDANCE FOR OHIO POLLWATCHERS**

- 1) **If a voter's name is not on the voter roll voter must cast a provisional ballot. Voter must cast ballot in proper precinct for provisional ballot to be counted.**
- 2) **Voter signs poll book, signature compared to registration form or digitized signature file. If majority of precinct officials agree signatures made by same person, person votes regular ballot; if not, voter may be denied a ballot.**
- 3) **If a voter appears at the polling place after requesting an absentee ballot, he will be directed to the Board of Elections where he must either surrender the absentee ballot or swear out an affirmation that he did not receive the absentee ballot. The voter will then vote a regular ballot.**
- 4) **If voter's name is flagged on the voter roll for ID, voter must show ID under HAVA, if he does not have ID, he must cast a provisional ballot**

#### **Reasons to challenge:**

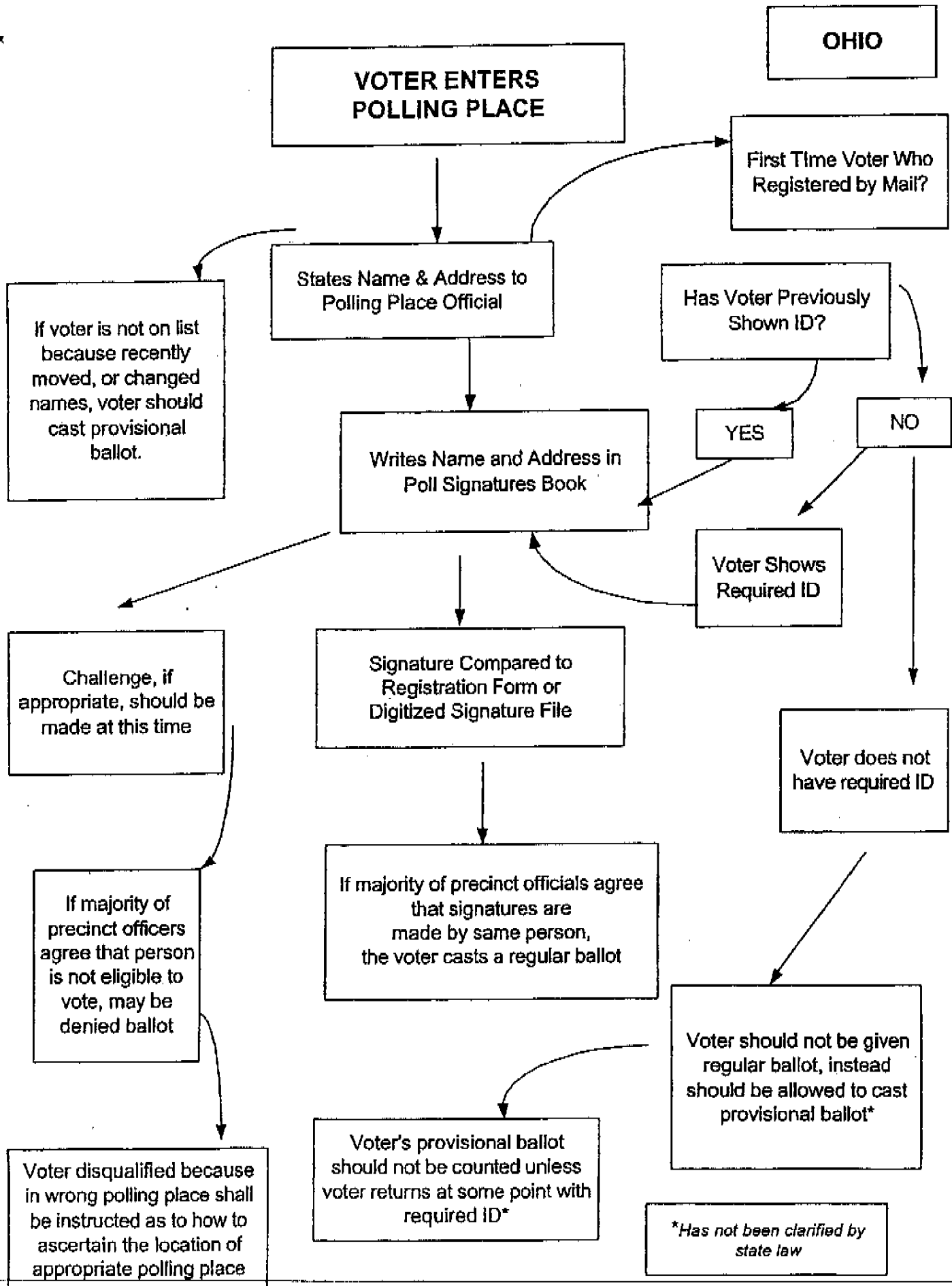
**Voter is not a resident of the precinct or the county where they are attempting to vote.**

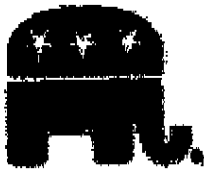
**Voter is not 18 years of age**

**Voter is not a US citizen**

**Voter has not resided in Ohio for thirty days prior to the election.**

***Note: Presiding judge puts challenged voter under oath, judge may refuse the voter a ballot if he believes the voter is not eligible to vote.***





Republican  
National  
Committee

Counsel's Office

September 2004

MEMORANDUM TO REPUBLICAN NATIONAL COMMITTEE MEMBERS,  
STATE PARTY CHAIRMEN, EXECUTIVE DIRECTORS,  
VICTORY EXECUTIVE DIRECTORS, BUSH-CHENEY '04  
EXECUTIVE DIRECTORS AND COUNSELS

FROM: MIKE DUNCAN, GENERAL COUNSEL  
JILL HOLTZMAN VOGEL, CHIEF COUNSEL  
CAROLINE HUNTER, DEPUTY COUNSEL

RE: ELECTION DAY ACTIVITIES

As Election Days approaches, we hope the enclosed *Poll Watcher 2004* manual will help you to put any needed finishing touches on your poll watcher program. The manual is geared primarily toward political operatives at the county / local level and consists of two sections:

- 1) Suggestions for designing and implementing a poll watcher program
- 2) Suggested materials for poll watchers

We suggest you add a third section to the manual – specific instructions for poll watchers based on your relevant state laws.

As you know, the purpose of the poll watcher program is to ensure that every eligible voter has the right to vote. Guaranteeing an honest, fair vote is a crucial component of American elections.

The Republican National Committee does not engage in any ballot security or Election Day program designed to prevent any eligible registered voter from voting. The party

will not promulgate, nor will it sanction or condone, any attempt to prevent an eligible voter from voting. Further, the Republican National Committee operates consistent with the terms of the consent order entered by the United States District Court for the District of New Jersey as a result of programs conducted in New Jersey and Louisiana in 1981 and 1986, respectively.

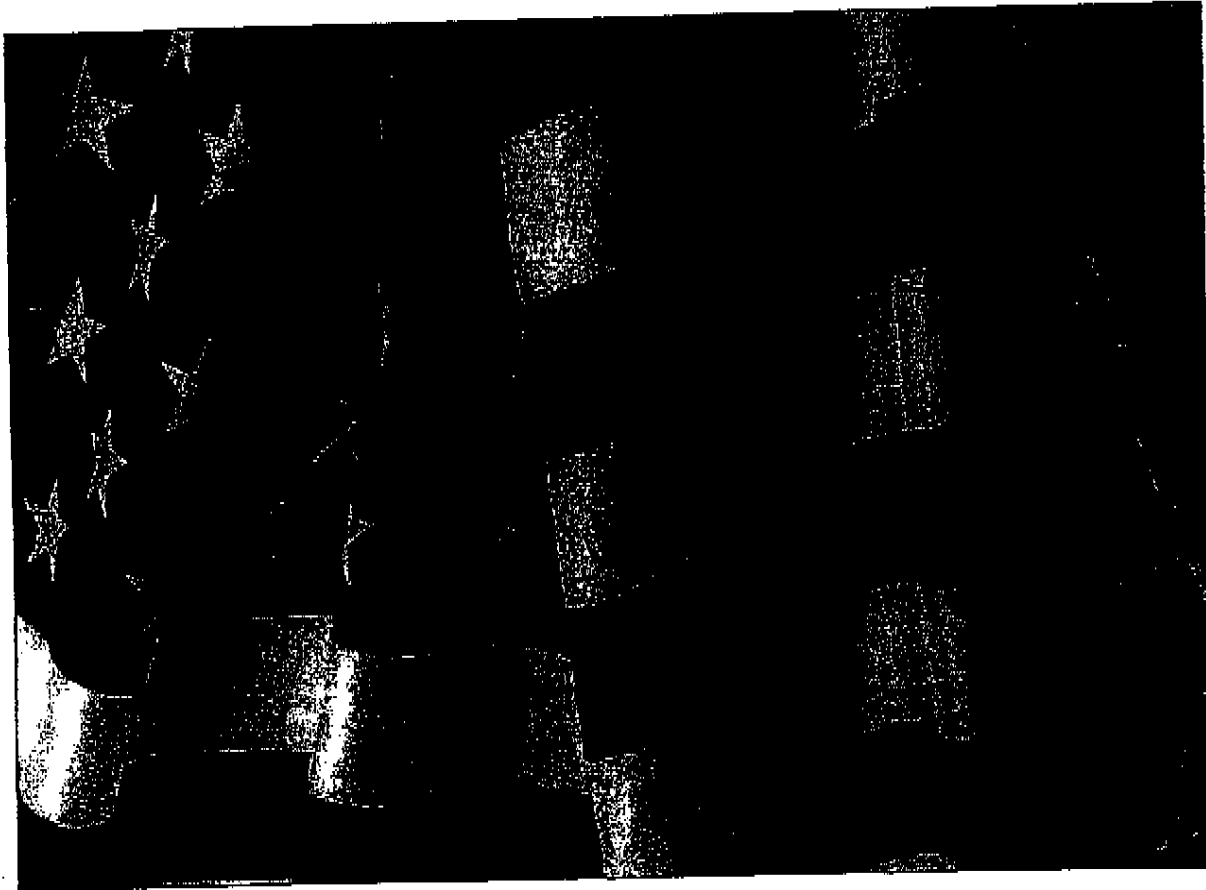
The consent order requires that the Republican National Committee "refrain from undertaking any ballot security activities in polling places or election districts where the racial or ethnic composition of such districts is a factor in the decision to conduct such activities there and where a purpose or significant effect of such activities is to deter qualified voters from voting." Further, the consent order states that "the conduct of such activities disproportionately in or directed toward districts that have a substantial proportion of racial or ethnic populations shall be considered relevant evidence of the existence of such a factor and purpose."

The consent order specifically permits the Republican National Committee to assist and participate in "normal poll watch functions" such as distribution of the enclosed *Poll Watcher 2004* manual and all Election Day operations and activities permitted by state law.

Should you or the campaigns in your state encounter any problems or irregularities on Election Day, we will be able to assist you. You can contact the RNC Election Day Hotline at 1-866-758-8938. Our fax number is 202-863-8654.

I urge you to be vigilant in any programs you conduct in order to ensure a fair and honest vote on November 2nd.

If you have any questions, please do not hesitate to call the Counsel's Office at (202) 863-8638.



# **POLL WATCHER 2004**

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## **POLL WATCHER 2004**

Poll Watcher 2004 is a necessary part of political planning to ensure the sanctity of the privilege of voting.

Poll Watcher 2004 has four broad objectives:

1. To guarantee a fair and complete vote count.
2. To ensure that no voters are unjustly denied their right to vote.
3. To prevent unlawful election practices, errors and omissions either intentional or not.
4. To get the public interested in the proper function of the electoral process.

The chairman at each level of the party structure is responsible for recognizing the importance of and initiating a poll watcher program. The chairman, however, should appoint a poll watcher chairman to oversee the day-to-day operation of this phase of the campaign.

The following guide includes some suggestions for designing and implementing a poll watcher program intended to ensure an honest, complete and fair vote.

## **ORGANIZING THE POLL WATCHER 2004 PROGRAM**

### **Key Personnel and their Responsibilities**

The following outline of personnel responsibilities will help you develop a written plan and timeline for a poll watcher effort. State laws, which will vary greatly, must be considered when developing specific plans.

State laws, for example, will address:

1. Poll watcher qualifications.
  - Many states require poll watchers to be registered to vote in the county or precinct to which they assigned to work on Election Day.
2. Credentialing of poll watchers.
  - Many states require the state and/or county party to submit a list of poll watchers to the appropriate elections officials in advance of Election Day.
3. The circumstances under which a voter's qualifications can be challenged.

## **STATE AND/OR LOCAL PARTY CHAIRMAN**

1. Appoint a poll watcher chairman/organizer.
2. Meet with poll watcher staff to plan program and personnel activities.
3. Prioritize precincts.

### **Duties of 2004 Pollwatcher Chairman**

Appoint and oversee personnel responsible for:

- a. Recruitment of volunteers
- b. Legal and research
- c. Operations and training
- d. Communications

## **RECRUITMENT DIRECTOR**

Individuals responsible for recruiting volunteers at the local level should coordinate their efforts with those of the state party and statewide campaigns to ensure maximize coverage of precincts on Election Day.

### **Determine the number of poll watchers required for an effective effort**

1. Work with the legal team to research relevant state law regarding the maximum number of poll watchers and challengers allowed per precinct and the legal requirements relating to the absentee ballot and provisional ballot (if applicable) count.
2. Check with state election commission or local election authorities for changes in name and number of precincts from the previous election.
3. Formula for determining the number of precinct workers needed: Multiply number of allowable precinct workers by number of precincts to be covered; then add the number needed for the absentee and provisional (if applicable) ballot counts to get a minimum figure (if absentee ballots at counted at a central location not at the individual precincts). Add 10% - 15% to compensate for those who will not appear for duty or who cannot work for the entire day.

### **Find volunteers**

1. Obtain lists of previous poll watchers and challengers. Call them.
2. Contact ward/precinct chairmen (or the local poll watcher chairman) for recommendations concerning potential volunteers.

Identify additional sources of workers:

- a) Lists of registered voters; party auxiliaries;
- b) Team Leaders; volunteers from local campaigns;
- c) Local Chamber of Commerce and other business groups, veterans' organizations;
- d) Retired individuals;
- e) Police (off duty) (check with police headquarters to determine if permitted);
- f) Church or civic groups

3. The Hatch Act - Civilian employees in the executive branch of the federal government and employees of the U.S. Postal Service are subject to the Hatch Act; however, nearly all of these employees are permitted to take an active part in partisan political management and campaigns. A federal employee, who is off-duty, may work at the polls on Election Day for the city or county as an election judge, poll watcher or clerical worker or for a candidate or political party by observing the check-in process, holding a sign or distributing campaign literature. A federal employee may not use a government vehicle, wear an official uniform, be in a government office, or be on-duty while

performing poll watcher duties. If you have any questions or concerns, please see <http://www.osc.gov/hatchact.htm> or contact the RNC Counsel's Office at (202) 863-8638.

#### **Coordination**

1. Prepare a computerized list of potential volunteer names, contact information, home precinct and hours available to work.
2. Contact each potential volunteer poll watcher and confirm availability and willingness to work.

#### **Make assignments**

1. Assignments should be made at the time of recruitment or shortly thereafter. First time volunteers may prefer to be assigned to their home precinct. More experienced volunteers should be considered for the top priority precincts.
2. Determine shifts and replacements (if allowed by state law).

## **LEGAL AND RESEARCH DIRECTOR**

Prior to undertaking the research and materials preparation suggested below, local teams should contact the state party's counsel to determine what research has already been compiled and materials prepared.

#### **Before the Election**

1. Review federal, state and local laws, including sections on absentee ballots and provisional ballots (if applicable) and voting fraud and irregularities.
2. Recruit the assistance of as many Party lawyers as possible to, among other tasks listed below, staff the phones at the operations center on Election Day; make up the mobile legal troubleshooting teams; monitor the absentee ballot and provisional ballot (if applicable) counts.
3. Assure, where applicable, that Party members are named as election officials in every precinct.
4. Work with the Operations and Training Director to determine when and where the local elections officials will be holding their training session(s) for their official Election Day precinct workers. Have at least one person from the legal team and one from the operations and training team attend the session(s).
5. Research past election litigation including efforts to extend polling place hours; challenges to poll watchers' credentials; ability to require voter identification, etc.
6. Use knowledge of past vote irregularities to select priority precincts, and make that knowledge available to all involved in the poll watcher effort. This information can come from local news media sources, court records and law enforcement officials.
7. Monitor absentee ballot and provisional ballot (if applicable) procedures and counts.
8. Work with Operations and Training Director to ensure proper credentials are prepared for Election Day poll watchers.
9. Know contact information for federal, state and local law enforcement officers and judges.
10. Research federal and state remedies for election violations.
11. Develop lists for the poll watchers of potential polling place procedural problems/irregularities as well as machine related problems for which they should be on the alert (See Section 2 for suggested lists)
12. Know pre-election rights and remedies to eliminate the need to seek remedies after the

election.

#### **On Election Day**

1. Supervise mobile dispatch of legal troubleshooting teams.
2. Have volunteers monitor relevant county clerks' offices for filings.
3. Have a lawyer or legal representative at the county courthouse with the required forms if prompt action becomes necessary.

#### **After the Election**

1. Ensure proper dispositions of all allegations
2. Remain aware of all serious allegations of election fraud, and follow up substantive legal challenges.

## **OPERATIONS AND TRAINING DIRECTOR**

Individuals tasked with overseeing the operations and training component of the poll watcher program should check with their state party to determine if the state party is holding training sessions and/or preparing training materials.

#### **Before the Election**

1. Establish the poll watcher "operations center" at a location with multiple phone lines through which all questions of propriety and procedure will pass on Election Day.

2. Prepare poll watcher kits for all necessary on-site staff containing (See Section 2 for suggested materials):

- Poll watcher identification and credentials, signed by authorized individual
- Election Poll Watcher instruction sheet
- Copy of list of potential Election Day procedural irregularities, problems or errors
- List of registered voters
- Complaint Intake Forms
- Witness Statement Forms
- List of key telephone numbers
- Election Day schedule

3. Train Party poll watchers and challengers. Include in the training:

- Election laws and any additional information from the official election worker training session(s) about expected election procedures at the precinct level.
- Description of the types of errors and irregularities that may occur and what actions to take.
- Voting procedures including the types of voting machines being used.
- Procedures for recording and reporting incidents. (See Section 2 for suggested Witness Statement Forms and Complaint Intake Forms.)
- Conduct of poll watchers.

- Shift and equipment requirements.
- 4. Distribute the poll watcher kits at training sessions. All materials should :
  - Emphasize emphatically and prominently the objective of the Poll Watcher Program is to work to ensure that no voter is unjustly denied their right to vote.
  - State very clearly what actions the volunteer poll watchers can and cannot take
  - Encourage the volunteer poll watchers, as representatives of the Party, to be a helpful, positive influence in the conduct of the election at their assigned precinct.
- 5. Monitor voting machine security including dispatching teams to observe the inspection and certification of voting machines by local elections officials prior to Election Day (if allowed by state/local law).

#### **Election Day**

1. Supervise poll watcher operations center and all people connected with the poll watcher effort
2. Keep records of all alleged voting incidents and irregularities. (See Section 2 for a suggested intake form for complaints).
3. If watchers are not permitted by law to leave the polling area during Election Day, meals and light refreshments for them should be considered.

#### **After the Election**

1. Make sure all ballot boxes and/or machines are properly secure when the polls officially close and, if necessary, impounded.
2. Have Party poll watcher officials present at the counting of absentee ballots and provisional ballots (if applicable).
3. Distribute blank incident report forms to poll watching staff. (See attached sample.) Gather/prepare reports on election-related incidents.

## **COMMUNICATIONS DIRECTOR**

Rather than appointing a individual to handle communications solely for this effort, many state and local party chairmen will opt to use their existing communications personnel for this function.

#### **Before the Election**

1. Originate contact with local news media; develop lists of media organizations; develop specific editorial contacts and make those people aware of the issue of ballot fraud.
2. Prepare op-ed articles and assist media in publicizing past instances of voting irregularities.
3. Develop publicity outlining the extent of the Party poll watcher program.
4. Distribute material promoting honest elections; develop materials locally if possible.
5. Identify local attorneys and other legal experts who are also capable of speaking to the press on the issues of voting irregularities and ballot fraud.

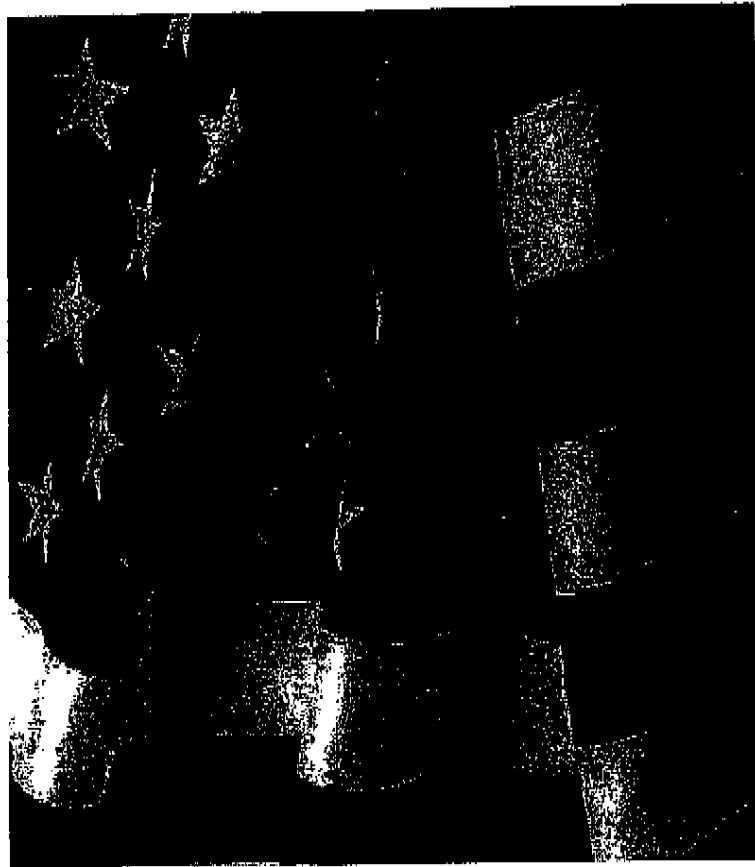
### **Election Day**

1. At the poll watchers operations center, gather information on specific polling incidents or possible election law infractions. Those judged by the party chairman, poll watcher chairman and other involved party officials to be most noteworthy on the basis of timeliness, completeness of fact and severity should be brought to the attention of the media quickly.

## **CONCLUSION**

The Program outlined in this booklet has one purpose, i.e., to ensure that only qualified voters cast their ballots in an election. It is of the greatest importance that attorneys and others involved in the Poll Watcher 2004 program be certain that their actions in pursuing this important goal are never misconstrued as attempts to prevent qualified voters from voting. The Party rejects any methods or tactics which in any way could be viewed as chilling an individual's intent to exercise his or her right to vote.

The Party will not promulgate, nor will it sanction or condone ANY attempt to prevent an eligible registered voter from voting.



# **SUGGESTED MATERIALS FOR POLL WATCHERS**

## **CERTIFIED MACHINE SERIAL, SEAL, AND VOTE COUNTER NUMBERS**

(1) STATE / COUNTY: \_\_\_\_\_

(2) INSPECTION DATE / TIME: \_\_\_\_\_  
Month/Day/Year Time

(3) WAREHOUSE  
LOCATION: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(4) NAMES OF ELECTION OFFICIALS PRESENT:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(5) OTHER CAMPAIGNS AND/OR GROUPS PRESENT:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(6) POLL WORKER CHECKLIST

· Did the Election Officials explain the procedures behind their actions (e.g., explain how they verify that the machines have not been tampered with)?

· Did all Election Officials agree that the machines that were present were the machines that were the proper machines?

· Did at least two Election Officials identify each machine, and verify that it was the proper machine, and that it was secure?

· Did you obtain a written form/verification from the Election Officials that the machines were in proper order?

- Did each machine's vote counting mechanism show a "zero count" (no pre-Election Day votes)?

- Did the machines appear to be well kept, and in working condition?

- Was the storage warehouse in which the machines were kept secure?

**(7) NOTES**

Please record any irregularity that you detected, if any, during the process of certifying the machine serial numbers and pre-Election Day vote count. Please also note any item that you believe to be relevant in the space provided below.

**NOTES**

(If you run out of space, continue on the back of this sheet)



## POLL WATCHER APPLICATION

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

CITY, STATE, ZIP: \_\_\_\_\_

PHONE: \_\_\_\_\_ (HOME) \_\_\_\_\_ (OFFICE)

Yes, I would like to be an official poll watcher appointed and authorized by the \_\_\_\_\_ to ensure a fair, honest and complete vote for all candidates in the \_\_\_\_\_ election to be held on \_\_\_\_\_. I am a qualified voter in the County of \_\_\_\_\_ and attest I meet all the qualifications to be a poll watcher as set forth in state law.

\_\_\_\_\_  
(SIGNATURE OF APPLICANT)

My home precinct is: \_\_\_\_\_

My name as it appears on my voter registration card is:

I am available to work at the polls on Election Day from \_\_\_\_\_ to \_\_\_\_\_.  
(Note: Polls will be open from \_\_\_\_\_ to \_\_\_\_\_.)

I have served as a poll watcher before YES \_\_\_\_\_ NO \_\_\_\_\_

I will accept an assignment outside my home precinct YES \_\_\_\_\_ NO \_\_\_\_\_

I speak a language (other than English) fluently YES \_\_\_\_\_ NO \_\_\_\_\_

If so, what language \_\_\_\_\_

## ELECTION DAY INSTRUCTIONS FOR POLL WATCHERS

NAME: \_\_\_\_\_

You have been assigned to Precinct: \_\_\_\_\_

The address for the polling place is: \_\_\_\_\_

You have been assigned to work from \_\_\_\_\_ to \_\_\_\_\_

The polls will be open from \_\_\_\_\_ to \_\_\_\_\_

If you have been assigned to be at the polling place when it opens in the morning:

- Arrive at least 30 minutes before the polling place is scheduled to open.
- Confirm that the machines which are in the polling place are the same ones certified by Elections Officials during the pre-election inspection (see attached list).
- Record the names of the Elections Officials assigned to the precinct

If you have been assigned to be at the polling place when it closes in the evening:

- Confirm that all voters standing in line at the official closing time are allowed to cast their vote.
- If there is an official order extending normal polling hours, voters who arrive after the official closing time may only cast a provisional ballot.
- Remain in the polling place until the vote tally is complete and the ballots are secured and picked up for transport to the Election Board.

The Elections Officials working in this polling place are:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

The Party poll watchers assigned to this precinct are:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## POTENTIAL VOTING MACHINE PROBLEMS

### I. Paper Ballot Voting Systems

"Paper ballot systems" include: (1) punchcard ballot systems; (2) optical scan ballot systems; and (3) "old fashioned" hand-written paper ballots. Paper voting systems share many of the same or similar potential problems. Following is a list of many of these problems. Where unique problems arise in connection with a particular system, it is clearly indicated below.

#### A. Paper Ballot Voting System Common Issues

Poll Watchers should make sure that:

While the polls are open

- The official ballot box, which includes a lock and secure opening mechanism, is used, and not switched with an "unofficial" ballot box.
- The ballot box is empty prior to the polls opening, and is not stuffed with votes.
- The number of ballots received by the polling place is verified prior to opening the polling place.
- No ballots other than the official ballots received by the polling place are utilized on Election Day.
- No ballots are erased and revoted during the voting period.
- Voters seeking help with how to properly use the voting system are not being guided by the poll workers in any manner as to their voting selection.
- No unauthorized person is allowed to handle the ballots at any point - including prior to and during the voting period, during the counting period, or anytime following the counting period.
- The ballot box remains sealed until after the polling station is closed and the counting process is to begin.
- No ballots are erased, excluded, or destroyed during the counting process.
- The counting process is orderly, and that no ballots, or stacks of ballots, are shifted, re counted, or excluded from the count.
- The ballots are handled carefully during the count, and that no ballots are smudged, ripped, or marked during the count.
- Ballots are properly secured following the counting period.

- Ballots are transported from the polling center properly, and by only authorized personnel.

#### **1. Optical Scan Specific Issues:**

(a) Poll workers have agreed that the ballot counting mechanism is properly set to a "zero-count" prior to the poll station being opened.

(b) An optical scan machine will reject a ballot if the machine detects (1) an overvote; (2) an undervote; and/or (3) a miscellaneous marking error. Typically, a poll worker will be present when the voter enters his or her ballot into the scan machine. Thus, where the ballot is rejected, poll watchers should be alert.

i. Make certain that the poll worker clearly explains why the ballot was rejected, and that the voter may choose to either (i) cast that same ballot, (ii) correct that ballot, or (iii) vote a new ballot.

ii. Make certain that if the voter chooses to vote a new ballot, the rejected ballot is not included with the cast ballots.

iii. Make certain that the poll worker does not offer any guidance to a voter concerning the voter's voting selection.

iv. Make certain that the poll worker is reading the reason for the ballot's rejection off of the optical scan machine, and not reviewing the actual voted ballot.

#### **2. Punchcard Specific Issues**

· Make certain that ballot boxes are handled carefully by poll workers during the voting period, and that the boxes are not shaken, or dropped, or otherwise handled in a manner that might affect the chads on the ballots.

· Make certain that poll workers properly validate ballots.

#### **B. Electronic Voting System Issues**

Poll watchers should make certain that:

1) Poll workers agree that the machines have been properly tested prior to the opening of the polling station.

2) Poll workers agree that the machine has registered a "zero-count" prior to opening the polling place.

3) Machines are properly connected to a power supply at all times during the voting period.

4) If a problem arises, a new machine is not substituted for the malfunctioning machine - and that the malfunctioning machine remains at the polling station *and is not tampered with in any fashion until authorized personnel arrive.*

- 5) Poll workers agree that the machines are properly set to "election" mode and that none remain in "testing" or "demonstration" mode.
- 6) Poll workers responsible for activating the machine do not influence or direct voters as to their political selection.
- 7) Proper instructions are provided to individuals who inquire concerning how to cast a vote on an electronic machine.
- 8) Any problems associated with the machines are addressed quickly and appropriately by the poll workers (e.g., placing an immediate call to a vendor hotline).
- 9) The final tally printed by each machine after the polls are closed is properly handled by only authorized personnel.
- 10) (For machines requiring an activation card) Only authorized personnel are allowed access to the card programming machine, and that all activation cards are collected by the poll workers from each voter following his or her voting.

#### **C. Mechanical Lever Machine Issues**

Poll watchers should make certain that:

- 1) Polls are opened with the machines registering a zero count, and the machines properly locked to prevent any access to the counting mechanisms during the voting period.
- 2) The meter number is not covered from view at any point before the polls open, during the election process, or after the polls close and the counting process begins.
- 3) The candidates' names are in the proper order, and that none are misspelled, upside down, or otherwise obscured in any way.
- 4) The curtains on the machines close properly.
- 5) The poll workers do not enter the polling booth with a voter (or, in cases where a voter needs assistance, that poll workers do not enter the booth and close the curtain).
- 6) That the labeling and handles on the machine are clear and correct, and the proper color.
- 7) If a machine malfunctions, no one opens the machine unless and until authorized technicians arrive (or, where such technicians are unavailable, that no single person open a machine - a poll worker from each party should be present during any moment that a machine is open for repair).

**POLLWATCHER OBSERVATION FORM**

November 2, 2004

Thank you for serving as a poll watcher. The active participation of all parties and of all citizens in the election process is essential to assure the fairness and integrity of the election.

The goal of this effort is: 1) to protect the right of any individual who is entitled to vote to cast a ballot no matter the voter's partisan affiliation 2) to protect and to assure that the integrity of the election process is preserved and that lawfully cast votes are not debased or denied by illegally cast ballots or by error of election authorities.

Your Name \_\_\_\_\_ Your Phone Numbers \_\_\_\_\_

County \_\_\_\_\_ Ward/Precinct \_\_\_\_\_

Polling Place \_\_\_\_\_ Hours served in polling place \_\_\_\_\_

**OBSERVATIONS TO BE MADE**

1. How many election judges were present in the polling place?.....
2. Were there any unauthorized persons in the polling place?..... Yes No  
If yes, describe \_\_\_\_\_
3. A) Were there long lines at the polls? \_\_\_\_\_  
B) How long was the wait to cast a ballot? \_\_\_\_\_  
C) How many voting booths were there? \_\_\_\_\_  
D) Did the voting equipment appear to be in good working order? ..... YesNo  
E) Were there adequate supplies (blank ballots, etc) ..... YesNo
4. Was the polling place facility handicapped accessible? ..... YesNo
5. Were election instruction posters displayed? ..... YesNo
6. Is there any campaigning in the polling place? ..... YesNo  
Describe \_\_\_\_\_
7. Did you see any effort to intimidate or interfere with individuals seeking to cast a ballot? ..... YesNo  
Describe: \_\_\_\_\_

8. Were there any unauthorized persons in the polling place? ..... YesNo  
Describe: \_\_\_\_\_
9. Were you ever barred from observing the voting process? ..... Yes No  
Describe: \_\_\_\_\_
10. Were voters asked to sign the precinct register? ..... YesNo
11. Were voters asked to show valid ID? (if applicable) ..... YesNo
12. Are individuals whose names do not appear on the precinct register being directed to the proper polling place or to central Election Board office? ..... YesNo
13. Were there any instances in which a voter was permitted to vote a regular ballot (not a provisional) even though voter's name was not on the voter roll. .... Yes No  
If yes, describe: \_\_\_\_\_
14. Did provisional voters and election judges properly complete and sign certifications on the provisional ballot envelopes? ..... YesNo
15. Are provisional ballots being placed in provisional ballot envelopes, sealed, and placed in the separate provisional ballot box? ..... YesNo
16. Did you observe any voter that voted more than once? ..... YesNo  
If yes, describe \_\_\_\_\_
16. Does anything seem unusual about the polling place? ..... YesNo  
If yes, describe: \_\_\_\_\_

Please describe any incidents / observations that you think deserve particular attention. Please describe the incident or your observation in as much detail as possible including names and official titles if possible:

\_\_\_\_\_

\_\_\_\_\_

If an incident was reported to you, please provide the following information about the person who reported it to you: Name: \_\_\_\_\_ Address: \_\_\_\_\_ Phone: \_\_\_\_\_

**QUESTIONS TO BE ASKED**  
**(if not too intrusive to voting process)**

1. Are you a Democrat/Republican? (ask each judge) ..... # Rep \_\_\_\_\_ #Dem \_\_\_\_\_
2. How many voters were turned away from the polls?..... \_\_\_\_\_  
Describe \_\_\_\_\_
3. How many provisional ballots were given to voters?..... \_\_\_\_\_
4. How many spoiled ballots?..... \_\_\_\_\_
5. Any difficulties contacting the board for info/resolve problems? ..... YesNo  
Describe: \_\_\_\_\_
6. Is there a phone (or cell phone) available to contact the Election Board? ..... YesNo
7. Do the election judges have a copy of the inactive voter list? ..... YesNo
8. Time absentee/supplemental voter list arrived? \_\_\_\_\_ #of names on list? \_\_\_\_\_

## WITNESS STATEMENT

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

PHONE: \_\_\_\_\_ (Election Day) \_\_\_\_\_ (After Election)

OFFICIAL POSITION (if any): \_\_\_\_\_

PARTY REGISTRATION: \_\_\_\_\_

The incident being reported occurred in:

COUNTY: \_\_\_\_\_ WARD/PRECINCT: \_\_\_\_\_

POLLING LOCATION: \_\_\_\_\_

Please record your statement in the space provided below (attach additional sheets if necessary) with as much detail as possible. Include the date and time of the incident as well as the names of the person(s) involved (if possible).

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I, \_\_\_\_\_, have read the above and certify  
(PRINT NAME)  
it is true and accurate.

\_\_\_\_\_  
(SIGNATURE)

\_\_\_\_\_  
(DATE)

**Michael Neal - Political**

---

From: Christopher P. McInerney - Research/Communications  
Sent: Monday, October 18, 2004 9:17 PM  
To: Shawn Reinschmiedt - Research/Communications; Michael Neal - Political  
Subject: RE: Hava return list

Michael-

I need to get our most comprehensive list of numbers tonight to Chairman Gillespie out here in Columbus for his press conference tomorrow. Do you have the original lists that the outreach mailings went to? Or do you know who might have them?

Thanks in advance.

Chris

-----Original Message-----

From: Shawn Reinschmiedt - Research/Communications  
Sent: Mon 10/18/2004 9:07 PM  
To: Michael Neal - Political  
Cc: Christopher P. McInerney - Research/Communications  
Subject: Fw: Hava return list

Okay, michael should have that info for you, chris. And michael, chris should have the final 2nd mailing return list.

-----Original Message-----

From: Christopher P. McInerney - Research/Communications <CMcInerney@rncq.org>  
To: Shawn Reinschmiedt - Research/Communications <SReinschmiedt@rncq.org>  
Sent: Mon Oct 18 21:03:47 2004  
Subject: Re: Hava return list

I need the entire universe that the second mailing went to. Do you know who has that?

-----Original Message-----

From: Shawn Reinschmiedt - Research/Communications [<mailto:SReinschmiedt@rncq.org>]  
Sent: Mon Oct 18 21:00:14 2004  
To: Christopher P. McInerney - Research/Communications  
Subject: Re: Hava return list

In any event, if you have it please send...directly to micheal neal, if you could. If not at your fingertips, I'll find it on my computer and send in the morning.

Either way, he should be fine.

**Michael Neal - Political**

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From: Shawn Reinschmiedt - Research/Communications  
Sent: Monday, October 18, 2004 9:08 PM  
To: Michael Neal - Political  
Cc: Christopher P. McInerney - Research/Communications  
Subject: Fw: Hava return list

Okay, michael should have that info for you, chris. And michael, chris should have the final 2nd mailing return list.

-----Original Message-----

From: Christopher P. McInerney - Research/Communications <CMcInerney@rnchq.org>  
To: Shawn Reinschmiedt - Research/Communications <SReinschmiedt@rnchq.org>  
Sent: Mon Oct 18 21:03:47 2004  
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