

1 BEFORE THE STATE OF OHIO
2 FRANKLIN COUNTY BOARD OF ELECTIONS

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4 IN RE: :
5 Administrative Meeting:

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8 Proceedings before Chairman William A.
9 Anthony, Jr., Board Members Michael F.
10 Colley, Carolyn Petree, and Kimberly
11 Marinello, Director Matthew Damschroder, and
12 Deputy Director Dennis L. White, taken at
13 the Franklin County Board of Elections, 280
14 East Broad Street, Columbus, Ohio, on
15 Monday, November 6, 2006, at 4:35 o'clock
16 p.m.

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2 P R O C E E D I N G S

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4 CHAIRMAN ANTHONY: I would like to
5 call the Franklin County Board of Elections
6 meeting to order.

7 (Roll call was taken.)

8 MR. DAMSCHRODER: All members are
9 present, Mr. Chairman.

10 The first item on the agenda, Mr.
11 Chairman and members of the Board, is a
12 resolution to purchase a fifth optical
13 scanner from ES&S to assist us in tabulating
14 votes. Denny and I already purchased it,
15 and it's in the basement being used, but we
16 wanted to have --

17 (Laughter.)

18 MR. COLLEY: Gratification.

19 MR. DAMSCHRODER: Exactly.

20 CHAIRMAN ANTHONY: You know, when
21 I saw the M-6, I thought you were buying a
22 high-powered rifle.

23 (Laughter.)

24 MS. MARINELLO: For protection.

1 MS. PETREE: M-650.

2 MR. DAMSCHRODER: It's not quite
3 high-powered enough.

4 CHAIRMAN ANTHONY: All right. We
5 will entertain that motion.

6 MS. PETREE: Mr. Chairman?

7 CHAIRMAN ANTHONY: Yes, ma'am.

8 MS. PETREE: I move that the
9 Franklin County Board of Elections enter
10 into a contract with Election Systems and
11 Software for the purchase of an M-650
12 high-speed optical scanning device.

13 CHAIRMAN ANTHONY: Is there a
14 second?

15 MS. MARINELLO: Second.

16 (A vote was taken.)

17 MR. DAMSCHRODER: And motion
18 carries.

19 The next item, Mr. Chairman and
20 members of the Board, as you are aware, late
21 last week a judge in the Cuyahoga County
22 Court of Common Pleas determined in a
23 lawsuit, DiMora vs. Blackwell, that Boards
24 of Elections in the Ohio 88 counties can

1 begin scanning, but not tabulating, absentee
2 ballots beginning at 7:00 a.m. the day
3 before the election. And so --

4 CHAIRMAN ANTHONY: That would be
5 today.

6 MR. DAMSCHRODER: That would be
7 today. And so the Secretary of State on
8 Saturday issued a directive asking Boards of
9 Elections to adopt a policy governing the
10 security surrounding those ballots and
11 reaffirming the statutory requirement that
12 no results be tabulated or released prior to
13 7:30 p.m. election night.

14 So the motions before you would be
15 in compliance with the Secretary of State
16 directive in order to allow us to begin
17 scanning absentee ballots, which we began
18 this morning at 7:00 a.m.

19 CHAIRMAN ANTHONY: Didn't we used
20 to be able to tabulate absentees before?

21 MR. DAMSCHRODER: We've always
22 been able to tabulate absentee ballots
23 before, on election day.

24 CHAIRMAN ANTHONY: Right.

1 MR. DAMSCHRODER: But this just
2 allows us to start doing it. We won't run
3 the report until 7:30, so we're just
4 scanning right now.

5 CHAIRMAN ANTHONY: That's a lot of
6 stuff. That's why we need the M-650
7 high-speed optical scanner with a scope.

8 MR. DAMSCHRODER: That's right.

9 MR. WHITE: After the meeting, if
10 you all have time, we'll go down and show
11 you.

12 CHAIRMAN ANTHONY: Yes, I'd like
13 to see it.

14 MR. DAMSCHRODER: After the Board
15 meeting, we'll go downstairs and show you
16 how it works.

17 CHAIRMAN ANTHONY: Well, then, any
18 other questions for Matt before we entertain
19 a motion then?

20 MS. MARINELLO: Mr. Chairman?

21 CHAIRMAN ANTHONY: Yes, ma'am.

22 MS. MARINELLO: I move that the
23 Board require the following for purposes of
24 the pre-election day scanning of the

1 absentee ballots to ensure release of
2 unofficial absentee results by 7:30 p.m.
3 election night:

4 One, that access to the physical
5 space where early scanning is taking place
6 be secure; two, that access to the
7 electronic central tabulation system be
8 password-protected; three, that all
9 preparation, scanning, and tabulation
10 activities be conducted in the full view and
11 participation of no fewer than one team
12 comprised of no fewer than one Republican
13 and one Democrat employee; and, four, that
14 no employee shall disclose to any person,
15 except when legally required to do so, how
16 any elector voted, including the release of
17 unofficial absentee ballot results prior to
18 the statutory close of the polls.

19 CHAIRMAN ANTHONY: Is there a
20 second?

21 MR. COLLEY: Second.

22 (A vote was taken.)

23 MR. DAMSCHRODER: And motion
24 carries.

1 That's really all of the official
2 agenda that we have. I want to remind you
3 that we'll have a Board meeting on Tuesday,
4 November the 21st, at 4:00 p.m. for the
5 official certification of the election. If
6 there's any problems with that, let me know
7 and we can move it to accommodate schedules.
8 But I think in the survey of Board members,
9 that worked for everyone.

10 Are there any questions about
11 preparations for tomorrow? Things that are
12 going on at this point?

13 CHAIRMAN ANTHONY: We don't have
14 to open the Board at the polling place that
15 day?

16 MR. DAMSCHRODER: No. Consistent
17 with the director's recommendation from
18 previous elections, if we just recess this
19 meeting, subject to the call of the Chair,
20 we can reconvene tomorrow in the event that
21 we need to address something.

22 CHAIRMAN ANTHONY: Okay. Then, I
23 guess we could do that. I don't have any
24 questions.

1 MR. DAMSCHRODER: Any questions
2 from anybody? No.

3 MR. COLLEY: Mr. Chairman?

4 CHAIRMAN ANTHONY: Yes, sir.

5 MR. COLLEY: I move that the
6 Franklin County Board of Elections stand in
7 recess subject to the call of its Chairman.

8 CHAIRMAN ANTHONY: Is there a
9 second?

10 MS. MARINELLO: Second.

11 (A vote was taken.)

12 MR. DAMSCHRODER: We are in
13 recess. Thank you.

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15 Thereupon, the meeting was
16 adjourned at 4:40 o'clock p.m.

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1 CERTIFICATE

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3 The undersigned do hereby certify that
4 the foregoing proceedings were digitally
5 recorded, electronically transmitted, and
6 transcribed via audible playback, and that
7 the foregoing transcript of such proceedings
8 is a full, true and correct transcript of
9 the proceedings as so recorded.

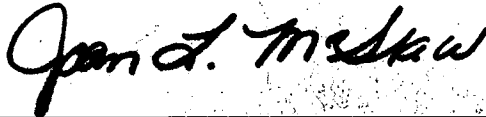
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12 DOUGLAS S. BRAGG
13 Certified Digital Reporter

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16 JOAN L. MCGRAW
17 Certified Digital Transcriber

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A	Carolyn 1:10 carries 3:18 6:24 central 6:7 CERTIFICATE 9:1 certification 7:5 Certified 9:12,16 certify 9:3 Chair 7:19 Chairman 1:8 2:4 2:9,11,20 3:4,6 3:7,13,19 4:4,19 4:24 5:5,12,17 5:20,21 6:19 7:13,22 8:3,4,7 8:8 close 6:18 Colley 1:10 2:18 6:21 8:3,5 Columbus 1:14 Common 3:22 compliance 4:15 comprised 6:12 conducted 6:10 Consistent 7:16 contract 3:10 correct 9:8 counties 3:24 County 1:2,13 2:5 3:9,21 8:6 Court 3:22 Cuyahoga 3:21	digitally 9:4 DiMora 3:23 directive 4:8,16 Director 1:11,12 director's 7:17 disclose 6:14 doing 5:2 DOUGLAS 9:12 downstairs 5:15	guess 7:23	move 3:8 5:22 7:7 8:5 M-6 2:21 M-650 3:1,11 5:6
able 4:20,22 absentee 4:1,17 4:22 6:1,2,17 absentees 4:20 access 6:4,6 accommodate 7:7 activities 6:10 address 7:21 adjourned 8:16 Administrative 1:5 adopt 4:9 agenda 2:10 7:2 allow 4:16 allows 5:2 Anthony 1:9 2:4 2:20 3:4,7,13 4:4,19,24 5:5,12 5:17,21 6:19 7:13,22 8:4,8 anybody 8:2 asking 4:8 assist 2:13 audible 9:6 aware 3:20 a.m 4:2,18	E	H	N	
B	D	I	O	
ballot 6:17 ballots 4:2,10,17 4:22 6:1 basement 2:15 began 4:17 beginning 4:2 Blackwell 3:23 Board 1:2,9,13 2:5,11 3:9,20 5:14,23 7:3,8,14 8:6 Boards 3:23 4:8 BRAGG 9:12 Broad 1:14 buying 2:21	D 2:2 Damschroder 1:11 2:8,19 3:2 3:17 4:6,21 5:1 5:8,14 6:23 7:16 8:1,12 day 4:2,23 5:24 7:15 Democrat 6:13 Dennis 1:12 Denny 2:14 Deputy 1:12 determined 3:22 device 3:12 Digital 9:12,16	including 6:16 issued 4:8 item 2:10 3:19	N 2:2 need 5:6 7:21 night 4:13 6:3 November 1:15 7:4	
C	F	J	P	
C 2:2 call 2:5,7 7:19 8:7	F 1:9 fewer 6:11,12 fifth 2:12 first 2:10 following 5:23 foregoing 9:4,7 four 6:13 Franklin 1:2,13 2:5 3:9 8:6 full 6:10 9:8	JOAN 9:16 Jr 1:9 judge 3:21	O 2:2 official 7:1,5 Ohio 1:1,14 3:24 Okay 7:22 open 7:14 optical 2:12 3:12 5:7 order 2:6 4:16 o'clock 1:15 8:16	
	G	K		
	G 2:2 go 5:10,15 going 7:12 governing 4:9 Gratification 2:18	Kimberly 1:10 know 2:20 7:6		
		L		
		L 1:12 9:16 late 3:20 Laughter 2:17,23 lawsuit 3:23 legally 6:15 lot 5:5		
		M		
		Marinello 1:11 2:24 3:15 5:20 5:22 8:10 Matt 5:18 Matthew 1:11 ma'am 3:7 5:21 MCGRAW 9:16 meeting 1:5 2:6 5:9,15 7:3,19 8:15 members 1:9 2:8 2:11 3:20 7:8 Michael 1:9 Monday 1:15 morning 4:18 motion 3:5,17 5:19 6:23 motions 4:14	P 2:2 participation 6:11 password-prote.. 6:8 person 6:14 Petree 1:10 3:1,6 3:8 physical 6:4 place 6:5 7:14 playback 9:6 Pleas 3:22 point 7:12 policy 4:9 polling 7:14 polls 6:18 preparation 6:9 preparations 7:11 present 2:9 previous 7:18 pre-election 5:24 prior 4:12 6:17 problems 7:6 proceedings 1:8 9:4,7,9	

<p>protection 2:24 purchase 2:12 3:11 purchased 2:14 purposes 5:23 p.m 1:16 4:13 6:2 7:4 8:16</p>	<p>scope 5:7 second 3:14,15 6:20,21 8:9,10 Secretary 4:7,15 secure 6:6 security 4:10 see 5:13 show 5:10,15 sir 8:4 Software 3:11 space 6:5 stand 8:6 start 5:2 State 1:1 4:7,15 statutory 4:11 6:18 Street 1:14 stuff 5:6 subject 7:19 8:7 surrounding 4:10 survey 7:8 system 6:7 Systems 3:10</p>	<p>U undersigned 9:3 unofficial 6:2,17</p>		
<p>Q questions 5:18 7:10,24 8:1 quite 3:2</p>	<p>R R 2:2 reaffirming 4:11 really 7:1 recess 7:18 8:7,13 recommendation 7:17 reconvene 7:20 recorded 9:5,9 release 6:1,16 released 4:12 remind 7:2 report 5:3 Reporter 9:12 Republican 6:12 require 5:23 required 6:15 requirement 4:11 resolution 2:12 results 4:12 6:2 6:17 rifle 2:22 right 3:4 4:24 5:4 5:8 Roll 2:7 run 5:2</p>	<p>V view 6:10 vote 3:16 6:22 8:11 voted 6:16 votes 2:14 vs 3:23</p>		
<p>S S 2:2 9:12 Saturday 4:8 saw 2:21 scanner 2:13 5:7 scanning 3:12 4:1 4:17 5:4,24 6:5 6:9 schedules 7:7</p>	<p>T tabulate 4:20,22 tabulated 4:12 tabulating 2:13 4:1 tabulation 6:7,9 taken 1:12 2:7 3:16 6:22 8:11 team 6:11 Thank 8:13 Things 7:11 think 7:8 thought 2:21 three 6:8 time 5:10 today 4:5,7 tomorrow 7:11 7:20 transcribed 9:6 Transcriber 9:16 transcript 9:7,8 transmitted 9:5 true 9:8 Tuesday 7:3 two 6:6</p>	<p>W want 7:2 wanted 2:16 week 3:21 we'll 5:10,15 7:3 we're 5:3 We've 4:21 White 1:12 5:9 William 1:8 worked 7:9 works 5:16</p>		
		<p>2 2006 1:15 21st 7:4 280 1:13</p>		
		<p>4 4:00 7:4 4:35 1:15 4:40 8:16</p>		
		<p>6 6 1:15</p>		
		<p>7 7:00 4:2,18 7:30 4:13 5:3 6:2</p>		
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1 ORIGINAL

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HEARING IN RE: Administrative Meeting

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DATE OF DELIVERY:

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Franklin County Board of Elections

280 East Broad Street

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Columbus, Ohio 43215

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By Mr. Matthew Damschroder

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MATTHEW DAMSCHRODER

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