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APPEARANCES:

Franklin County Prosecutor's Office  
By Mr. Tim Lecklider  
Assistant Prosecuting Attorney  
373 South High Street, 13th Floor  
Columbus, Ohio 43215

On behalf of the Board.

ALSO PRESENT:

Ms. Suzanne Brown  
Mr. Steve Bulen  
Ms. Alicia Healy  
Mr. Jeffrey Mackey  
Mr. Will Scarbrough  
Ms. Darlene Tompkins

Franklin County Board of Elections.

Mr. Keith A. Cunningham  
Mr. David Greenwalt

KNOWiNK.

Mr. Gary Collins

Franklin County Commissioners.

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Tuesday Morning Session,  
November 17, 2015.

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DIRECTOR ANTHONY: Good morning,  
everyone. I will call the Franklin County Board of  
Elections meeting to order.

Kim Marinello.

MS. MARINELLO: Here.

DIRECTOR ANTHONY: Gregory Haas.

MR. HAAS: Here.

DIRECTOR ANTHONY: Bradley Sinnott.

MR. SINNOTT: Here.

DIRECTOR ANTHONY: We have a quorum,  
Mr. Chairman.

And the first item on the agenda will be  
the approval of the minutes from October 19.

MR. HAAS: Mr. Chairman, I move the Board  
approve the minutes of the October 19, 2015, meeting  
of the Franklin County Board of Elections.

MR. SINNOTT: Second.

DIRECTOR ANTHONY: All those in favor?

(Vote taken; motion passes.)

DIRECTOR ANTHONY: That motion carries.

The next item is the provisional ballot

1 count.

2 MR. PAYNE: Alicia Healy will be talking  
3 to you about that and passing out a spreadsheet.  
4 There are 9,571 provisional ballots we are going to  
5 be asking you about.

6 MS. HEALY: Good morning. So before you  
7 is the spreadsheet that lists out the provisional  
8 ballots, the different categories. We also want to  
9 note that we have on the end that was just written in  
10 the ADA machine provisionals that was added to that  
11 count.

12 MR. PAYNE: For a total of 7,971; is that  
13 right?

14 MS. HEALY: Yes.

15 MR. PAYNE: And then there are another  
16 1,600 that you put in the rejected column?

17 MS. HEALY: Correct.

18 MR. PAYNE: And the categories are listed  
19 here as how those are listed for rejection?

20 MS. HEALY: Correct. The ones that are  
21 red are the ones that we rejected, so the 006, the  
22 Form Incomplete, was 110; the Not Registered, 200,  
23 734; and 300, No Signature, was 43; the 450, Vote  
24 Absentee, 21; and the Signature Mismatch, 500, we

1 have 14 of those; and then the 500, No Printed Name,  
2 we had 4; the No ID, 520, 28; the 530, Name  
3 Signature, we have none of those; 540, the Challenge,  
4 we didn't have any of those; the Right Location,  
5 Wrong Precinct we had 646; and then the 650, Wrong  
6 Location, which basically that was -- I think we did  
7 it in the opposite. That was 417. So that gives us  
8 a total of 9,553.

9 So when we add the Out of County, which  
10 we will discuss those a little bit further on  
11 Thursday, we did not get 939 responses, so we will  
12 put those before you on Thursday. With the legal, we  
13 had 48, plus the ADA. Actually, it's going to be an  
14 additional 18 to the 10,540, so 10,558.

15 MR. SINNOTT: Alicia, in the column  
16 called "Not Registered," these are people that are  
17 not registered to vote at any address?

18 MS. HEALY: Correct.

19 MR. SINNOTT: Then the column "Right  
20 Location, Wrong Precinct," would you describe what's  
21 true about those folks?

22 MS. HEALY: So these are the possible  
23 remakes, so what we have to do is once you approve  
24 those -- which I think I did the opposite. I'm

1       sorry, Wrong Location, Wrong Precinct.

2               MR. SINNOTT: Right Location, Wrong  
3       Precinct.

4               MS. HEALY: We have a few discrepancies  
5       here. When you look at what we did, we actually put  
6       the 650 as though we weren't going to recount, which  
7       actually it should be the opposite. I apologize for  
8       that.

9               MR. PAYNE: So the 646 and the 471 are  
10       reversed?

11              MS. HEALY: Yes, because the right  
12       location means the right church but the wrong ballot  
13       style, which we have to look at those to make sure  
14       that they are actually correct.

15              Anybody have a calculator? We can  
16       recalculate those numbers.

17              MR. PAYNE: Can I ask we do this? Would  
18       it be fair to move on to the absentee ballots and  
19       then come back to provisional why they recalculate?

20              MR. SINNOTT: I think that makes sense.  
21       Why don't we go ahead and do that.

22              MS. HEALY: Sorry about that.

23              MR. PAYNE: Why don't we move to absentee  
24       deficiencies?

1 MR. MANIFOLD: Good morning. Zach  
2 Manifold and Darlene Tompkins.

3 Let me pass out the directive that  
4 handles these deficiencies, Directive 2014-18,  
5 Absentee Voting. We will be looking at the  
6 birthdate, which is No. 3. You might remember in the  
7 primary, they changed this in 2014, that now -- we  
8 can now accept absentee ballots that were deficient  
9 because of date of birth not matching.

10 If you look down to No. 3, here they give  
11 a couple different examples of how we can accept them  
12 and the final example is, "The Board of Elections has  
13 found by a vote of at least three members that the  
14 voter has completed satisfactorily all of the other  
15 required information," which is name, residence,  
16 signature, and identification.

17 And you will actually have the same  
18 question come before you with provisionals. Trying  
19 to keep it consistent, they will make a  
20 recommendation as well that you accept the same where  
21 the date of birth is wrong but all the other  
22 information is correct.

23 We had the following -- I will pass this  
24 around. These are the categories. We have four

1 different categories we split out that we thought you  
2 guys might want to see in case you want to dive  
3 deeper in this.

4 We have 87 ballots where the ID envelope  
5 did not have a birth date completed at all. They  
6 just didn't fill in the area. We had one that was --  
7 wait, sorry, no, 87 where they missed the birth date  
8 completely. They had nothing, date or year. We had  
9 one where it was missing the year but had the correct  
10 month and day. We had 17 where they put 2015 as the  
11 year.

12 And then, finally, we had 15 where they  
13 mismatched either the month, day, or year, and a lot  
14 of those, looking through them, I kind of scanned  
15 through them, usually like one number off, so somehow  
16 somebody just didn't put the right number in.

17 So all together we have 130 of those  
18 ballots that you guys would determine what you want  
19 to do with them. Like I said, it takes a vote of  
20 three members to accept these.

21 MR. SINNOTT: Zach, apart from the issues  
22 with the date of birth, what are the other  
23 indications that the provisional voter is who she  
24 says she is?

1 MR. MANIFOLD: Absentee voter, if you  
2 guys want to flip through any of these, we have all  
3 the different categories.

4 MS. TOMPKINS: I have them broken down.  
5 All the other information is correct. This one the  
6 birth date is really 6/27. They put 6/26.

7 MR. SINNOTT: So it looks as though for  
8 all of these there's either a driver's license number  
9 or the last four digits of the SSN that would be  
10 correct.

11 MS. TOMPKINS: Yes, and the signature.

12 MR. SINNOTT: And the signature matches.

13 MS. TOMPKINS: Everything else is correct  
14 except the birth, one thing off on that one.

15 This one they put -- all put '15 for  
16 their year.

17 This is the stuff that's missing here.

18 This person just left off the year.

19 MR. SINNOTT: You said this is missing  
20 everything.

21 MS. TOMPKINS: Missing the whole birth  
22 date, everything else is correct. They didn't put  
23 anything in on their birth date.

24 MR. SINNOTT: These people skipped their

1 birth date?

2 MS. TOMPKINS: Yes. I don't understand  
3 why. They go down.

4 MR. MANIFOLD: Those numbers are correct,  
5 87, 1, 17, and 15.

6 MR. HAAS: Of all these, everything else  
7 is right?

8 MS. TOMPKINS: Yes.

9 MR. SINNOTT: Bill or Dave, what is our  
10 precedent for this?

11 DIRECTOR ANTHONY: In the past we  
12 accepted these.

13 MR. MANIFOLD: The primary is the first  
14 time we had these pop up, and we did approve all  
15 categories in the primary. I think we did them after  
16 the provisionals. Usually the provisionals go first,  
17 and you guys had approved any problem they had with  
18 the birth dates, so probably trying to keep  
19 consistency with what we do with provisionals and  
20 absentees in the primary, you guys approved all  
21 date-of-birth deficiencies.

22 MR. SINNOTT: I move that we accept the  
23 Absentee Department's recommendations that we accept  
24 120 absentee ballots with the date of birth

1 deficiencies with all other voter ID information  
2 complete pursuant to the Secretary of State Directive  
3 2014-18.

4 DIRECTOR ANTHONY: Is there a second?

5 MR. HAAS: Second.

6 DIRECTOR ANTHONY: All those in favor?

7 (Vote taken; motion passes.)

8 DIRECTOR ANTHONY: That motion carries.

9 MR. PAYNE: We have the remaking of  
10 absentee ballots. I believe there are eight of  
11 those.

12 MR. MANIFOLD: We will pass those around.  
13 We have eight ballots that just got damaged in  
14 transit to the Board. You can feel them. They have  
15 basically been wet or torn. They all popped up the  
16 day after we had the big rainstorm. Those ballots  
17 will not go through our 650 tabulators. They'll just  
18 jam up. Then we'll use a team of one Republican and  
19 one Democrat to remake each ballot.

20 DIRECTOR ANTHONY: That's the total on  
21 that?

22 MR. MANIFOLD: Eight.

23 MR. HAAS: I move that the Board  
24 authorize the staff to remake eight absentee paper

1 ballots and that those remade ballots shall be  
2 tabulated and included in the official canvass of the  
3 results of the 2015 General Election.

4 MR. SINNOTT: Second.

5 DIRECTOR ANTHONY: All those in favor?

6 (Vote taken; motion passes.)

7 DIRECTOR ANTHONY: That motion carries.

8 MR. PAYNE: The next we have the e-poll  
9 book purchase. About five months ago we went to  
10 Fairfield County, a number of folks here. There were  
11 ten vendors, certified vendors, that were looking to  
12 sell electronic poll books to the 88 counties' boards  
13 of elections.

14 We actually narrowed it down to three.  
15 It was a consensus among all of the folks that  
16 visited that there were three that were, frankly,  
17 above and beyond all of the others, KNOWiNK; EA,  
18 which stands for Election Administrators; and ES&S,  
19 and, remember, ES&S are the folks we have our voting  
20 machines with.

21 We decided after talking with those folks  
22 extensively and interviewing them and looking at  
23 their product and doing a pilot program in the early  
24 vote center for a week. We had our regular poll

1 books that we always use. The second week we used  
2 KNOWiNK. The third week we used EA, and in the  
3 fourth week we used ES&S.

4 We surveyed the users of the voter  
5 machines. We surveyed the voters, and then on  
6 election day, we had three separate precincts, one in  
7 Grove City, Buckeye Woods Elementary, where KNOWiNK  
8 was; Quest Community Church in New Albany where EA  
9 was; and then, finally, Eastpointe Christian Church  
10 in Columbus we had ES&S.

11 Again, we had surveys from the poll  
12 workers to tell us about each of those machines, and  
13 we interviewed all of the voters and asked them to  
14 fill out a questionnaire.

15 Then the Thursday after the Tuesday  
16 election, we had our executive team, which was made  
17 up of IT, Training, Voter Services, Absentee and  
18 Operations, and the director and I were both there,  
19 so there were ten of our staff and the director and  
20 myself. We went around and talked about the pros and  
21 cons of all three of those vendors.

22 After kind of discussing it, we narrowed  
23 it down to two. That was KNOWiNK and ES&S. We went  
24 around, and, literally, this took two hours to

1 discuss all of these fully, again, the pros and the  
2 cons. And we took the vote, and it was well in favor  
3 of KNOWiNK. If you are interested in the vote, it  
4 was 8 to 2 in favor of KNOWiNK, and the director and  
5 I did not vote, but we were talking to each other,  
6 and if we had a vote, we would have voted for KNOWiNK  
7 as well.

8 I will mention also that Gary Collins  
9 from the county came and visited all of the machines  
10 and went through those, and, obviously, we have to  
11 be -- if you approve the suggestion of KNOWiNK, we  
12 will need to go before the Board of Commissioners.  
13 Gary also recommended KNOWiNK, not even knowing what  
14 we had suggested. So we were real comfortable with  
15 KNOWiNK.

16 We have two representatives here today  
17 from KNOWiNK, David Greenwalt, who is our  
18 implementation and training expert, and then Keith  
19 Cunningham, who is our regional director.

20 Keith, I don't know if you want to give  
21 two minutes on KNOWiNK and tell them a little bit  
22 about it. I think you have the display in the back  
23 room after the meeting, if you are so inclined to  
24 look at the product.

1 MR. CUNNINGHAM: First, I want to  
2 congratulate you on the work you did, on the work  
3 your staff did. It was very thorough. It was  
4 extensive and, at times, exhausting, but we enjoyed  
5 participating.

6 I think the thing that makes KNOWiNK a  
7 different product is, A, it uses state-of-the-art  
8 technology, specifically the Apple iPad; and, B, it  
9 was developed by election officials and, by and  
10 large, most of the people that we employ and work  
11 with us, as am I, are a former election official.

12 So when you combine the state-of-the-art  
13 technology with the expertise of former election  
14 officials, I think you get a superior product.

15 I will let David Greenwalt tell you a  
16 little bit about the company.

17 MR. GREENWALT: Good morning. It is a  
18 pleasure to be here with you this morning. We  
19 enjoyed meeting the staff and team and the Franklin  
20 County Board of Elections and working with them  
21 through this entire process.

22 I want to echo what Keith said. You  
23 should be very proud of the work your staff did, from  
24 the directors on down, in evaluating the products.

1 They pushed us to be better, which is what we really  
2 try to do at KNOWiNK.

3 The company was founded -- this is a new  
4 niche. It was founded by Scott Leiendecker, who is  
5 the former director of elections for the city of  
6 St. Louis, and, frankly, it was because vendors were  
7 coming in, and it always seemed that the new great  
8 technology for elections was always last year's  
9 technology and last generation's technology.

10 And so he built an e-poll book on an iPad  
11 for his use in the city of St. Louis. He expanded  
12 from there. It's already been through a presidential  
13 cycle in 2012. We first rolled it out in the  
14 presidential primaries in Missouri. We have grown  
15 from that start into where we are at today. We are  
16 now in 12 states, soon to be 13 states. We embrace  
17 certification. We are proud to be here in Ohio. We  
18 commend Ohio for their efforts to make sure that the  
19 way poll books work that they understand data  
20 migration and how they are set up and set some basic  
21 parameters for that.

22 But we have grown from the start to  
23 function in those 12 states, nearly 100  
24 jurisdictions. We have over 5,000 units out. On

1 Tuesday, in addition, we were in Ohio. We had  
2 countywide deployments in eight counties, a ninth  
3 county, their Board finally approved and they got the  
4 equipment. They had it set up just for the voters  
5 and poll workers to see what it looked like, but the  
6 time didn't permit them to do a full rollout.

7 So there are nine counties that have  
8 already purchased. There are three others that are  
9 in the press of in process of bringing us on board.  
10 We are also involved in six other pilots in three  
11 large municipalities, Lucas, Cuyahoga, and here in  
12 Franklin, and three smaller jurisdictions as well,  
13 and that was just in Ohio.

14 Also on that day we were running  
15 elections in seven other states from Arizona all the  
16 way out to a pilot out in Massachusetts, including  
17 just next door, Indiana, where they have vote  
18 centers.

19 So what you have with the poll pad  
20 application is a very innovative approach that allows  
21 you to expand technology and allows you to expand  
22 activities in the polls as you're allowed to grow,  
23 and it is built on this platform really to make sure  
24 that access to the ballot is easy to understand, that

1 it's designed for poll workers to process voters  
2 quickly, and also to assist the staff to set it up  
3 beforehand, and then a final wrap-up after the event.

4 We are looking forward to working with  
5 you all, and thank you very much for this  
6 opportunity.

7 MR. SINNOTT: Bill and Dave, will you  
8 summarize why it is that KNOWiNK is the right choice  
9 from some perspective?

10 MR. PAYNE: I can give mine. First of  
11 all, customer service is exemplary, and I pride  
12 myself on good customer service. That's what I've  
13 always viewed as a trademark, and I would say that  
14 KNOWiNK sets the gold standard for customer service.  
15 When staff had issues, they were always quick to  
16 upgrade and make it Franklin County user ready, not  
17 that other vendors did not do that, but I think  
18 KNOWiNK was a step above.

19 IT, it was important for Bill and I, not  
20 being IT experts I think it's fair to say, just to  
21 make sure that Carolyn was comfortable in uploading  
22 the data, understood the data, and KNOWiNK was  
23 fantastic about that.

24 And then the training, again, they were

1 here. They trained all of our trainers. The product  
2 out front was very user friendly. It's Apple. Our  
3 users loved using it.

4 Then, thirdly, the cost. It was the most  
5 cost efficient. It was the best and the most cost  
6 efficient.

7 MR. SINNOTT: When you say "cost  
8 efficient," do you mean the lowest price?

9 MR. PAYNE: Lowest price.

10 DIRECTOR ANTHONY: I would agree with  
11 everything that David is saying, and David and I  
12 purposely stayed out of the whole process to allow  
13 the staff to really get into it, the nuts and bolts  
14 of it. And on election day I visited every site as  
15 well just to see how they worked at the different  
16 sites.

17 You know, quite frankly, all of the  
18 systems do pretty much the same thing. They do the  
19 same thing. You know, they've been certified to do  
20 the same thing. It was quality, their services to  
21 us, those are the things that I think pushed them up  
22 to the top, not to say the other guys were bad.

23 Probably the only one that didn't meet  
24 our standards was EA, and they kind of -- they kind

1 of dropped the ball out there at the vote center.  
2 But, anyway, they ended up getting it fixed, and they  
3 came out pretty good. Their unit was also a good  
4 unit.

5 What we did, I think, differently than  
6 some of the other jurisdictions is that we did a test  
7 in our vote center on election day at multiple  
8 precincts. I think they all were Lid 6s, I think.

9 STAFF MEMBER: Two of them were Lid 6s,  
10 and the one was Lid 3.

11 DIRECTOR ANTHONY: So those are locations  
12 that we have a lot of voter turnout. As you all  
13 know, voter turnout on election day was a lot higher  
14 than we had thought it would be. It was a 35 percent  
15 turnout. We did have lines, but they moved very  
16 quickly. Most lines occurred probably around 5:30,  
17 five o'clock up through 7:30, but no one waited in  
18 line longer than 20 minutes. These e-poll books were  
19 able to process the folks quickly so the line moved  
20 really quickly.

21 Board Member Haas and I went to a site  
22 where there was a line in Westerville, a line out the  
23 door and to the parking lot, and by the time we went  
24 inside and watched what was going on, the line was

1 already down. It was down and inside the building.  
2 That's because, I believe, they were able to process  
3 them pretty quickly with the e-poll books.

4 I'm excited. We've had a pilot project.  
5 We started our first one five years ago.

6 MR. CUNNINGHAM: 2012.

7 DIRECTOR ANTHONY: Now, here we are,  
8 technology changed a little bit from 2012 to now, but  
9 we feel really comfortable with these. We know we  
10 will have some concerns about the security, and we  
11 believe that this Apple project stands shoulders  
12 ahead when it comes to security.

13 I don't know if you want to talk about  
14 that a little bit.

15 MR. GREENWALT: The reason why we  
16 selected the Apple iPad as our platform is for  
17 security. It allows us -- the data is encrypted when  
18 it sits on the iPad when it's at rest. It's  
19 encrypted when we're using it in our application, and  
20 it's encrypted when we are transmitting in between  
21 the Poll Pad and the Amazon GovCloud server, and it's  
22 encrypted when it comes down to the county's IT  
23 staff.

24 The advantages of that are really

1 immense. Apple has gone above and beyond in creating  
2 security. They allow us then to use that and  
3 leverage that portion of it.

4 I believe we have shared with staff -- I  
5 do not have a copy with me today -- a recent  
6 penetration test where we hired hackers to come in,  
7 gave them our platform, and asked them to see if they  
8 could disrupt our data stream. And they took a look  
9 at every aspect of our data migration and how we  
10 manage it on the iPads, and it came back and said we  
11 employ best practices.

12 So we take security very seriously. We  
13 think it's important, and it is the use of the Apple  
14 technology that allows that application to sit on the  
15 iPad -- if you use Apple products and iOS products,  
16 they are actually SandBoxed, so each application sits  
17 there independent of the other. So if you were to  
18 put another application onto the iPad, it would not  
19 be able to see the voter data that exists in our  
20 application because it's code signed. So it is a  
21 very strong encryption that is used with those Apple  
22 products, and that's why we selected them.

23 MR. SINNOTT: Gary, it sounds as though  
24 the county is confident of security.

1 MR. COLLINS: From the OMB standpoint,  
2 the Commissioners may have further questions. I know  
3 our IT person, Adam Luckhaupt, is going to be  
4 involved with this also. I'm looking to just have  
5 the Commissioners to feel comfortable with this.

6 MR. SINNOTT: You would endorse the  
7 KNOWiNK?

8 MR. COLLINS: Like Bill, I went to every  
9 location. I came here when they were up here for all  
10 three weeks, looked at them, talked with their  
11 people, went to all three locations on election day.

12 To me KNOWiNK, like David said, customer  
13 service, how they worked with the people at the  
14 location in making sure things ran, and just the  
15 Apple product itself, it made it -- to me, the eye  
16 appeal was much easier for the people coming in to  
17 use and for the people who are running it and giving  
18 to the poll workers to use also.

19 MR. SINNOTT: And then relative to cost,  
20 it looks as though the people would be investing  
21 \$2,168,374 in 1,500 KNOWiNK poll books, and that  
22 \$1,347,970 would come from the State, leaving the  
23 county's cost \$820,467.

24 MR. PAYNE: Again, this is the proposal

1 that KNOWiNK put together, and it's in your packet.  
2 And that is correct with those numbers. I think Gary  
3 and his folks want to talk to KNOWiNK to see if they  
4 can even get them down even lower. But these are the  
5 numbers we have, so this would be the top end,  
6 correct.

7 So some folks had the questions early on  
8 about the 85/15 match. The State thought it would  
9 take about \$15 million statewide to implement these  
10 E-Poll Pads in 88 counties, and 85 percent of that  
11 was the \$12,700.

12 If you look at the number of registered  
13 voters in the state of Ohio, there are basically  
14 7,700,000, and Franklin County has 815,000 registered  
15 voters, which make up 10.57 percent of the voters  
16 statewide, so 10.57 percent of 12.7 million is the  
17 1,347,970 we are getting from the State.

18 And the cost, like you said, Brad, the  
19 total is 2,168,374, and the county would need to make  
20 up the difference of \$820,467.

21 MR. COLLINS: Actually, we'll have to  
22 front all that money first and then get reimbursed.

23 MR. SINNOTT: Other questions from the  
24 Board?

1 MR. HAAS: Yes. It's my understanding  
2 that Hamilton County was delayed because of their  
3 e-poll book; is that correct?

4 DIRECTOR ANTHONY: That's correct.

5 MR. HAAS: We are going into a  
6 presidential year, and I want to make sure we will  
7 not run into any kind of unforeseen problems.  
8 Starting this out in the presidential cycle is a  
9 little disconcerting. We do have a primary to  
10 prepare, but I want to make sure we have don't have  
11 any Hamilton County type problems.

12 MR. PAYNE: One of the things that we are  
13 absolutely going to do is make sure that we are up  
14 and ready with training and everything else for  
15 March. If we're not, we wouldn't do it. But we are  
16 on a time line. We absolutely want to try to do this  
17 in March.

18 The thing we're going to do that Hamilton  
19 County didn't do is have our traditional poll books  
20 as a back-up. They'll be sitting at each of our  
21 locations so if something happens with the electronic  
22 poll books, whether it's electronic or human error,  
23 they can resort back to the traditional poll books  
24 behind them and go from there. We will do that again

1 in November. So we are going to have two elections  
2 where we have backstops. So that will not happen  
3 here in Franklin County. I'm certain of that.

4 MR. CUNNINGHAM: May I respond to that,  
5 too?

6 MR. PAYNE: Yes, sure.

7 MR. CUNNINGHAM: I have run four  
8 presidential elections in the state of Ohio. I'm  
9 very aware of the consequences of not doing things  
10 properly. I have been in the elections field in Ohio  
11 for 19 years. So I think between the capabilities of  
12 your staff, which is very good, and the capabilities  
13 we bring to the table, you can rest very assured that  
14 the type of -- we realize Hamilton County -- which  
15 was not our product, by the way, just for the record.

16 We understand the significance of  
17 Franklin County in the scheme of things in the state  
18 of Ohio as well. So I assure you that we take this  
19 with the upmost seriousness and understand the  
20 consequences of not performing properly.

21 DIRECTOR ANTHONY: You know. Part of --  
22 we're not sure exactly of everything that happened in  
23 Hamilton County yet. They're still doing the -- ES&S  
24 is still doing an investigation, and once that's

1 done, we will take a look at that to see what really  
2 happened. But the initial look at it, it looks like  
3 it was poll worker error.

4 MS. MARINELLO: I thought it was  
5 batteries.

6 MR. HAAS: That gets to my other concern  
7 that I wanted to raise. You know, we still have  
8 problems with poll workers not knowing the difference  
9 between the front door and the flags or, you know,  
10 the kind of things that kind of happen over and over  
11 again.

12 I want to make sure that we don't have a  
13 problem with the training. So whatever we do, I  
14 mean, this has to take on an extra degree of focus  
15 because I'm much more assured knowing that the paper  
16 will be there.

17 MEMBER OF THE PUBLIC: I'm just wondering  
18 who actually loads the information into the poll  
19 book. Is that the company or staff?

20 DIRECTOR ANTHONY: We do. We load the  
21 information, and what each poll book would have on it  
22 would be the voter database, and Carolyn could  
23 probably say more about that.

24 MR. PAYNE: For the entire county.

1                   DIRECTOR ANTHONY: Each poll book would  
2 have the county on there. We don't have to worry  
3 about a poll book being in the right location.

4                   MEMBER OF THE PUBLIC: Does it make it  
5 easier for the polling location people to refer  
6 somebody to their polling location if they're in the  
7 wrong place?

8                   DIRECTOR ANTHONY: Absolutely correct.

9                   MR. PAYNE: Keith, tell them the neat  
10 things you can do when someone shows up at the wrong  
11 polling location.

12                  MR. CUNNINGHAM: Well, in addition to  
13 buying the poll book, you're buying technology, and  
14 what we like to talk about is that our product is  
15 clustered to grow with your needs and with  
16 technological needs as time progresses.

17                  But, fundamentally, your previous paper  
18 poll books only have the voters that are registered  
19 in that precinct. If someone came in from out of  
20 precinct or another location, it usually then  
21 involved a call to the Board of Elections or a street  
22 address file or something like that that was very  
23 cumbersome.

24                  In this case when a voter is brought up

1 on the screen of the Poll Pad, it is immediately  
2 determinable whether or not they are in the correct  
3 location or not. At a minimum, if they are not in  
4 the correct location, a receipt, if you will, can be  
5 printed for them that will give them the address and  
6 location of their correct polling location. So your  
7 poll workers will now have the entire eight to nine  
8 hundred thousand registered voters in Franklin County  
9 at their fingertips.

10 I encourage you if you have the time at  
11 the end of the meeting, we can demonstrate all of  
12 this to you in the other room that we've set up  
13 several pads. We set up four of them so each of you  
14 have a pad to look at.

15 I would anticipate a significant decline  
16 in the number of the provisional ballots you would be  
17 processing in the future as a result of this. I'm  
18 not going to suggest it would completely eliminate  
19 them because we still deal with that human factor.

20 But the technology will allow us to  
21 direct voters, which is what we need to do in order  
22 to count their votes, to the correct precinct, the  
23 correct polling location, and all of that is simply  
24 right there in front of the poll worker at the

1 precinct.

2 I was the representative of the company  
3 at your precinct in Grove City on election day. We  
4 had one worker that had apparently missed some  
5 training and was very nervous. In less than, I would  
6 say, a half an hour she was -- her remark was, "Oh,  
7 this is easy."

8 And I think that goes to, A, our design  
9 to the Apple, the intuitiveness of the Apple product.  
10 But, you know, it's pretty much literally at a  
11 fingertip because that's what you can use to work the  
12 pad with, and I think you will see a significant  
13 reduction in provisional voters.

14 DIRECTOR ANTHONY: Steve, do you want to  
15 talk about the aggressive training we are going to  
16 put forth on these?

17 MR. BULEN: Mr. Chairman, members of the  
18 Board, I can tell you we understand the seriousness  
19 of the venture we are entering. I personally called  
20 some of the largest jurisdictions that all three  
21 members work with prior to working with Franklin  
22 County.

23 I had really frank conversation with the  
24 officials within the Board of Elections of each

1 jurisdiction because we realize going into the  
2 presidential year is pretty serious. So how is the  
3 poll worker reacting? What was the fallout from it?  
4 And all three counties that I talked to said the poll  
5 workers loved it.

6 It was at that point I personally came to  
7 the peace of saying I think we can move forward.  
8 That was even before the pilot. Once we came out of  
9 our Thursday meeting after the election and decided  
10 on the vendor, my philosophy has been Franklin County  
11 is on the clock, similar to an NFL draft.

12 We know how serious this is. We know the  
13 timetables. We were on the phones with the staff at  
14 KNOWiNK right after that. They flew the president  
15 and Keith in the following Tuesday, and we hit the  
16 ground running. We feel we have a good comfortable  
17 timetable to get this done. We understand the stakes  
18 that lie ahead. We're committed to making sure that  
19 it works.

20 And as the deputy said, if the bottom  
21 falls out of this thing, then we will go back to the  
22 way we've done things. But I am fairly confident  
23 that we will be ready for March 15 with the  
24 electronic poll books. I realize the seriousness of

1 what that means.

2 MR. SINNOTT: Is the Board prepared to  
3 receive a motion?

4 MS. MARINELLO: I move the Board  
5 authorize the director and deputy director to pursue  
6 with the Franklin County Commissioners the purchase  
7 of 1,500 e-poll books from KNOWiNK.

8 MR. SINNOTT: Second.

9 DIRECTOR ANTHONY: All those in favor?  
10 (Vote taken; motion passes.)

11 DIRECTOR ANTHONY: The motion carries.

12 MR. PAYNE: Alicia, are we ready for  
13 provisional ballot count?

14 MS. HEALY: I think so, yes.

15 MR. PAYNE: We will go back to the first  
16 item on the agenda.

17 MS. HEALY: So guess what happened? The  
18 right location, wrong precinct, those are ones there  
19 are possible remakes on. Normally we make those  
20 good. So we basically have to open up the envelope  
21 to make sure that the ballot is the correct ballot  
22 style. So those are the ones we will accept.

23 And then the wrong location, wrong  
24 precinct are the ones that we reject.

1 Any questions on that?

2 MR. PAYNE: What I was going to ask, how  
3 many are we asking right now for the Board -- how  
4 many provisionals are we asking the Board to approve  
5 right now?

6 MR. GREENWALT: 7,783 will be the total.  
7 The rejected will be 1,371.

8 MR. HAAS: I move that the Board approve  
9 the count of 7,783 provisional ballots and the  
10 rejection of 1,371 provisional ballots and that all  
11 provisional ballots deemed valid will be counted and  
12 included in the official canvass results of the 2015  
13 General Election.

14 DIRECTOR ANTHONY: Is there a second?

15 MS. MARINELLO: Second.

16 DIRECTOR ANTHONY: All those in favor?

17 (Vote taken; motion passes.)

18 DIRECTOR ANTHONY: Motion carries.

19 MR. PAYNE: The next are the provisional  
20 ballots for consideration. Is that number still 48?

21 MR. GREENWALT: Correct. We have seven  
22 that were part of the in-house, and Will is going to  
23 go through those seven, and then I have 41 that I  
24 will come back and go over those.

1 MR. SCARBROUGH: The first three of the  
2 seven we had an issue with are all the same reason.

3 MS. HEALY: You have a copy of that.

4 MR. PAYNE: Where would we find that?

5 MR. GREENWALT: It says "in house."

6 DIRECTOR ANTHONY: Got you, though  
7 there's five on our list.

8 MR. SCARBROUGH: Yes, but the first three  
9 are all the same reason.

10 DIRECTOR ANTHONY: Okay, Francis,  
11 William, and Patricia. All right. Go ahead.

12 MR. SCARBROUGH: So as you can see, each  
13 of these three voters wrote "2015" as their year of  
14 birth. And, obviously, it looks like they had just a  
15 moment of miscalculation, if you will, where they  
16 wrote the year instead of their year of birth.

17 We were able to determine on their voter  
18 files and within our system the date before that year  
19 as far as the month and day were correct.

20 MR. HAAS: Okay. The month and day were  
21 correct. The year is wrong.

22 MR. SCARBROUGH: Correct.

23 DIRECTOR ANTHONY: Your recommendation  
24 is?

1 MR. SCARBROUGH: The recommendation would  
2 be to count these provisional ballots, to accept  
3 them, approve them, based on just a minor error.

4 MR. SINNOTT: Relative to these three,  
5 right?

6 MR. SCARBROUGH: That's correct.

7 MR. PAYNE: Can we do something? Can we  
8 put those three in an accept pile so we have an  
9 accept and reject pile?

10 Okay. The next.

11 MR. SCARBROUGH: The next individual, his  
12 date of birth on the system is 1944 but he wrote  
13 "1994" on the provisional ballot. All his other  
14 information matches what is on our system.

15 DIRECTOR ANTHONY: I got a question.  
16 Should we be mentioning these folks' names or keep  
17 them as just ballots?

18 MR. LECKLIDER: I don't think there's any  
19 reason not to mention their names.

20 DIRECTOR ANTHONY: Okay. All right.

21 MR. HAAS: We are looking at the ballots,  
22 so there is no reason to either, right?

23 DIRECTOR ANTHONY: No.

24 MR. HAAS: This person is just overly

1 optimistic.

2 Recommendation to accept?

3 MR. SCARBROUGH: Yes.

4 For the third issue, this individual has  
5 given us multiple registrations, and he continues to  
6 switch his name back and forth. We cannot verify the  
7 name change on probate, and he has also listed  
8 himself as unregistered under the first name he gave  
9 us and now has gone back to that name.

10 Our recommendation is to not approve  
11 since we have no verification of these name changes.

12 MR. SINNOTT: Will, at the address there  
13 is a registration?

14 MR. LECKLIDER: Excuse me, Mr. Chairman.  
15 I want to point out that we were reminded by  
16 Mr. Manifold, as far as we are dealing with  
17 provisional ballots that we are not to mention the  
18 names.

19 MR. MANIFOLD: There is a directive about  
20 privacy, the status for provisional ballots.

21 MR. LECKLIDER: I mention that because I  
22 think you were about to mention somebody's name.

23 MR. SINNOTT: This is going to make it  
24 very difficult to have a discussion. But if there is

1 the directive, then, Will, so we have a person  
 2 registered at the address in question under one name,  
 3 but you've had a ballot submitted under an entirely  
 4 different name?

5 MR. SCARBROUGH: Correct.

6 MR. SINNOTT: And you can find no  
 7 indication there has been a name change involving the  
 8 registered individual?

9 MR. SCARBROUGH: Correct, no legal name  
 10 change.

11 MR. SINNOTT: Thanks.

12 MR. HAAS: The recommendation is to not  
 13 count it?

14 MR. SCARBROUGH: Correct.

15 MR. HAAS: Okay.

16 MR. PAYNE: The next one.

17 MR. SCARBROUGH: For this voter, he  
 18 omitted his last name in the last name field but he  
 19 printed it at the top. All of the other information  
 20 on the ballot matches his registration we have on  
 21 file. The recommendation is to approve.

22 DIRECTOR ANTHONY: Did he sign his full  
 23 name?

24 MR. SCARBROUGH: Yes. He has the full

1 name in the signature.

2 DIRECTOR ANTHONY: Okay.

3 MR. SINNOTT: The recommendation is to  
4 approve?

5 MR. SCARBROUGH: Correct.

6 MR. PAYNE: The next one.

7 MR. SCARBROUGH: All right. The last  
8 for the in-house is an individual who is registered  
9 on file as "E 15th"; however, he wrote what looks  
10 like "E 1t."

11 DIRECTOR ANTHONY: Or "IT."

12 MR. SCARBROUGH: All the other  
13 information matches what is on file. His current  
14 registered address is East 15th.

15 MR. PAYNE: Your recommendation for that  
16 is?

17 MR. SCARBROUGH: To approve and accept.

18 MR. PAYNE: And that finishes the  
19 in-house?

20 MR. SCARBROUGH: Correct.

21 MR. PAYNE: What are the remaining?

22 MS. HEALY: These are the election day --

23 MR. SINNOTT: Alicia, we are going to  
24 make a case by case in 18 different categories; is

1 that right?

2 MS. HEALY: Correct. Do you want to just  
3 do the in-house first, make a motion for those?

4 MR. SINNOTT: Why don't we do a motion to  
5 address the in-house matters, and then why don't we  
6 take a short comfort recess and return for what looks  
7 like to be an extended discussion of additional  
8 voters.

9 DIRECTOR ANTHONY: Okay.

10 MR. HAAS: Six and one, is that right?

11 DIRECTOR ANTHONY: That's correct.

12 MR. SINNOTT: I move that the Board  
13 approve the counting of six provisional ballots.

14 MR. PAYNE: Classified as "in house."

15 MR. SINNOTT: Which I will now hand to  
16 the court reporter. We have only a stack. We will  
17 refer to that as stack A. And the rejection of one  
18 provisional ballot, which I hand to the court  
19 reporter, which we will identify as stack B. And  
20 that all provisional ballots deemed ballots will be  
21 counted and included in the official canvass results  
22 for the 2015 General Election.

23 MR. HAAS: Second.

24 DIRECTOR ANTHONY: All those in favor?

1 (Vote taken; motion passes.)

2 DIRECTOR ANTHONY: Motion carries.

3 MR. SINNOTT: Let's take a short recess,  
4 just about five minutes.

5 (Recess taken.)

6 DIRECTOR ANTHONY: We will now reconvene  
7 from our recess.

8 Thank you, Mr. Chair.

9 MS. HEALY: There's a sheet before you  
10 with some information with regard to these  
11 provisionals.

12 The first person, we were able to find  
13 him, but it was illegible, the date of birth and the  
14 address. We're assuming that he didn't move, thus  
15 using the address that we have on file, which is the  
16 8184 Bertson Place. It's in the correct Lid, and the  
17 precinct and ballot style would be correct based on  
18 the address that we have on file.

19 So we want to -- we kind of had a really  
20 hard time about this one so we were going to leave it  
21 up to you guys to decide on this one, the  
22 recommendation.

23 So if you want to pass that down.

24 MR. SINNOTT: Alicia, it looks to me that

1 everything on the cover of the envelope is illegible.

2 MS. HEALY: Yes, except the driver's  
3 license on there, which I'm not understanding why the  
4 rest of it wasn't clearly written out, but if you  
5 look at what is attached to it, you can see the  
6 digression of his writing.

7 MR. PAYNE: You said you did not have a  
8 recommendation for the Board on that one?

9 MS. HEALY: Not on that one. I'll kind  
10 of leave it up to the Board on this one.

11 MR. SINNOTT: Alicia, what are the  
12 indications that this is Richard Crawford who is  
13 trying to vote?

14 MS. HEALY: There's a driver's license  
15 number on that.

16 DIRECTOR ANTHONY: Do you know if he had  
17 assistance? Do you know which location he voted in?  
18 Could we find out if -- do a little research and find  
19 out if he had some assistance.

20 Is that possible, Steve?

21 MS. HEALY: That would be at the paper  
22 ballot table.

23 MR. BULEN: We could certainly come at it  
24 from that angle. Would it be appropriate to talk to

1 the voter?

2 DIRECTOR ANTHONY: Looks like we have two  
3 different people writing.

4 MS. HEALY: I'm thinking there has to be  
5 some assistance. Maybe he refused to have the person  
6 fill out the rest of it. I have no idea.

7 MR. SINNOTT: There's a driver's license  
8 that's been issued to a Richard Crawford, who is  
9 registered to vote within this precinct?

10 MS. HEALY: Correct. If you look at the  
11 attached, there is a signature that is similar to the  
12 signature on the provisional.

13 MS. MARINELLO: Kind of.

14 DIRECTOR ANTHONY: Does it look like  
15 that?

16 MS. MARINELLO: Kind of. It's a little  
17 worse shaped that day.

18 MR. PAYNE: We want that in the not  
19 approved stack?

20 MR. HAAS: Yes.

21 MS. HEALY: On the next -- is that No. 2?

22 MR. SINNOTT: We are in category 2, now.  
23 I think they are related to category 3, though.

24 MS. HEALY: Here's 2. So these four

1 individuals wrote in pencil, and also what I have  
2 before you is a copy of a conference that we went to,  
3 the 2015 Summer Conference, where it is highlighted  
4 that the voter registration form does not need to be  
5 completed in ink in order to be valid.

6 So we had an issue with that because in  
7 the past, we would not accept a registration in  
8 pencil. So I called the Secretary of State's office  
9 and talked to them. They do not allow the signature  
10 to be written in pencil.

11 MS. MARINELLO: Why would they be given a  
12 pencil?

13 DIRECTOR ANTHONY: They could have had it  
14 with them. We don't issue pencils. We don't issue  
15 pencils at voter locations.

16 MR. SINNOTT: There's a Secretary of  
17 State directive that speaks to this very subject; is  
18 that right?

19 MS. HEALY: That's with the registration.

20 MR. SINNOTT: I'm sorry?

21 MS. HEALY: That's with the registration,  
22 that it be signed in ink.

23 MS. MARINELLO: There's nothing that  
24 specifically says that the provisional has to be

1 signed in ink.

2 MS. HEALY: No.

3 MR. SINNOTT: There's no directive on  
4 this particular situation?

5 MS. HEALY: Correct.

6 MR. SINNOTT: All right. Everything else  
7 checks out?

8 MS. HEALY: Yes. The only thing is this  
9 is considered a registration so we would not be able  
10 to accept that as a registration because the  
11 registration has to have a signature in ink.

12 MR. SINNOTT: Let's back up. Why is this  
13 an initial registration of this voter? Aren't they  
14 already registered to vote?

15 MS. HEALY: Those individuals, yes. But  
16 we have some that weren't registered, so if they  
17 weren't registered, they would not have considered  
18 that as a registration.

19 MS. MARINELLO: But these particular  
20 individuals are registered?

21 MS. HEALY: They are already registered.

22 MR. HAAS: The registration is in ink?

23 MS. HEALY: Yes.

24 MR. SINNOTT: Okay.

1 MS. HEALY: Next two, you will see they  
2 didn't write their last name, but they signed. They  
3 wrote the address as their last name.

4 MR. SINNOTT: But everything else checks  
5 out?

6 MS. HEALY: Yes.

7 MR. SINNOTT: Signature match?

8 MS. HEALY: Yes.

9 The next one they wrote the middle name  
10 as the last name.

11 MR. PAYNE: Next one.

12 MS. HEALY: This person signed the first  
13 name only, but on the system we have a signature with  
14 a first and last name.

15 MR. HAAS: Is there a recommendation on  
16 this?

17 MS. MARINELLO: Or is that why we're  
18 here?

19 MS. HEALY: Right. We recommend it not  
20 be accepted.

21 MR. SCARBROUGH: We will give you our  
22 leaning, but generally when we put them in the legal,  
23 that means we weren't totally sure what to do with  
24 it.

1 MS. HEALY: Because if it was a  
 2 registration, we would have to send a pending letter  
 3 and so forth.

4 MR. PAYNE: They put that one in the  
 5 rejection pile.

6 Next one.

7 MS. HEALY: This one is a signature  
 8 mismatch. They've always signed with their initials,  
 9 but on this one they signed the full name.

10 DIRECTOR ANTHONY: Do we have anywhere in  
 11 the system where they signed their full name?

12 MS. HEALY: No.

13 DIRECTOR ANTHONY: No petitions, no  
 14 nothing?

15 MS. HEALY: No nothing.

16 MR. SINNOTT: Eric Camacho is the name of  
 17 the individual registered, right?

18 MS. HEALY: Yes.

19 MS. MARINELLO: You have nothing to match  
 20 it?

21 MS. HEALY: No.

22 MR. HAAS: I think, I mean, it's his  
 23 name.

24 MS. MARINELLO: It doesn't match.

1 MR. HAAS: The EC, matches the EC. He's  
2 really just got more detail on here than on what he  
3 does that he's used as his signature in the past.  
4 The E and C are exactly the same.

5 MS. MARINELLO: Yes.

6 MS. HEALY: The next one did not sign  
7 with the new name.

8 MR. SINNOTT: So we have a hyphenated  
9 last name at the top, a signature that seems not to  
10 have a hyphenated last name, and a registration of  
11 somebody without a hyphenated last name?

12 MS. HEALY: Correct.

13 MR. PAYNE: Next one.

14 MS. HEALY: This one they left out the  
15 "1" in their address, so it should be "189 West  
16 1st Avenue."

17 MR. PAYNE: Next one.

18 MS. HEALY: The next one transposed their  
19 house number, but we have attached a copy of his  
20 wife's provisional, and she wrote it correctly.

21 MR. SINNOTT: And he's registered at  
22 5135?

23 MS. HEALY: Correct. Yes, that's  
24 correct.

1 MR. PAYNE: Next one.

2 MS. HEALY: Okay. The next group will be  
3 seven that wrote 2015 as their birth year, but  
4 everything else is correct.

5 MR. PAYNE: Next one.

6 MS. HEALY: Okay. The next person has  
7 the incorrect birth date written in two places.

8 MR. PAYNE: Next one.

9 MS. HEALY: Each one of those individuals  
10 have a mismatched birth date.

11 MR. SINNOTT: You have penciled in here  
12 what is the correct birth date?

13 MS. HEALY: Correct.

14 MR. SINNOTT: Everything else is fine?

15 MS. HEALY: Correct.

16 MR. PAYNE: The next one.

17 MS. HEALY: So the next group, the poll  
18 worker didn't check an identification that they had  
19 seen, so they wrote it in the workbook that they did  
20 see the ID of each of those voters. The attached  
21 workbook page is with that.

22 MR. SINNOTT: Alicia, can you explain  
23 that in greater detail?

24 MS. HEALY: So when they went to the

1 provisional table, the voter filled out the  
2 information, and then the poll worker is to check off  
3 the ID that she saw. On that, none of them were  
4 checked, but she stated in the workbook page that she  
5 did see the ID of each one of those individuals, so  
6 check off.

7 MS. MARINELLO: So the ID didn't match?

8 MS. HEALY: I would assume the ID did  
9 match, that she did see the identification of each  
10 one of them. It was just not checked on the form.

11 MR. SINNOTT: On the face of the  
12 provisional form, there's no checkmark that the ID  
13 was seen.

14 MS. HEALY: Correct.

15 MR. SINNOTT: But the poll worker wrote  
16 on the workbook page, a separate document, that the  
17 ID was seen.

18 MS. HEALY: Correct.

19 DIRECTOR ANTHONY: Were these all in the  
20 same precinct?

21 MS. HEALY: Yes.

22 MR. PAYNE: The next one.

23 MS. HEALY: So the next group is the  
24 loose ballots. So the poll worker did not include

1 the ballots in the envelopes, so we're not sure which  
2 belongs to whom, but we feel that the voter should be  
3 given credit for voting. Then we can determine with  
4 the ballot itself, it doesn't necessarily go to a  
5 specific one because we're not sure which is who.

6 MR. SINNOTT: We will take this one from  
7 the top. So we have five empty envelopes?

8 MS. HEALY: Correct.

9 MR. SINNOTT: Then we have five ballots?

10 MS. HEALY: Five ballots.

11 MR. SINNOTT: How were those presented to  
12 the Board?

13 MR. HAAS: All the same precinct?

14 MS. HEALY: Yes.

15 MR. SCARBROUGH: Yes.

16 MS. HEALY: That's how they came in to  
17 us.

18 MR. MACKEY: They were all in the ballot  
19 security bag.

20 MR. SINNOTT: Okay, they were all in the  
21 ballot security bag?

22 MS. HEALY: Yes.

23 MR. SINNOTT: Rubber-banded together  
24 or --

1                   DIRECTOR ANTHONY: The poll worker did  
2 not stick them in the envelope like they were  
3 supposed to.

4                   MS. HEALY: I'm not sure if they were  
5 rubber-banded.

6                   MR. SINNOTT: But all these five,  
7 everything checks out on these five voters?

8                   MS. HEALY: Yes.

9                   MR. SINNOTT: And they're all voting the  
10 same ballot?

11                   MS. HEALY: They may have a different  
12 ballot style. I'm trying to remember. They may have  
13 a different ballot style but the same location. It  
14 should be written on it.

15                   MR. SINNOTT: When you say same ballot  
16 style, would any of these ballots have a different  
17 candidate or issues on them?

18                   MR. SCARBROUGH: They're different.

19                   MS. HEALY: They're different ballot  
20 styles?

21                   DIRECTOR ANTHONY: It appears that the  
22 poll worker gave the voter the paper ballot. They  
23 were supposed to stick them in the envelopes. They  
24 probably had the envelopes filled out but just didn't

1 insert them.

2 MR. MACKEY: I think that the voter is in  
3 charge of putting them in the envelope.

4 MR. BULEN: The poll worker should check  
5 what was in there.

6 DIRECTOR ANTHONY: So what could happen,  
7 the voter just put everything in the bag?

8 MS. HEALY: They could have taken the  
9 envelope or the ballot and put it in the bag.

10 DIRECTOR ANTHONY: Yes, that happens. I  
11 didn't mean to demean the poll workers.

12 MR. HAAS: They're all folded the same  
13 place, the same way. It's a lucky thing that  
14 somebody took them out.

15 MR. SINNOTT: I would be surprised if  
16 there's not a directive on this.

17 MS. HEALY: I'm sorry, a directive on it?

18 MR. SINNOTT: Yes. I'd be surprised if  
19 there's not a directive on it.

20 MR. PAYNE: Is this one we -- is it your  
21 pleasure to bring this back on Thursday?

22 MS. HEALY: We didn't really --

23 MS. BROWN: There's a provisional  
24 directive, the Secretary of State. I think you guys

1 have it in front of you. 2014-20 is the provisional  
2 directive we ballot that we work off of.

3 MR. SINNOTT: Is that the only one,  
4 Suzanne? Is it comprehensive?

5 MS. BROWN: Yes.

6 MR. HAAS: These are all folded the same  
7 way. To me it would be surprising that voters would  
8 stuff them both in the bag folded in the same way in  
9 the same place. It doesn't make sense to me.

10 MR. SINNOTT: My feeling this is too  
11 suspicious to count. Is that what you are saying?

12 MR. HAAS: No, I mean don't want to cast  
13 aspersions. I think we have five people who voted,  
14 and somebody took these out of the envelopes. I  
15 mean, five voters all folding exactly the same place?

16 MS. MARINELLO: Well, there's not a lot  
17 of places to fold there. You mean because it's  
18 turned like --

19 MR. SINNOTT: That would be really  
20 strange behavior for a poll worker, though.

21 DIRECTOR ANTHONY: But the envelopes are  
22 all correct? There's no problem with any of the  
23 envelopes?

24 MS. HEALY: No.

1                   DIRECTOR ANTHONY: We just don't know  
2                   which ballot goes into which envelope.

3                   MR. HAAS: That's not our concern.

4                   MR. SINNOTT: Only to the extent they're  
5                   different ballot styles, though, right? I'm trying  
6                   to think of the logic on this.

7                   DIRECTOR ANTHONY: Because the voters  
8                   probably lived in different places in that precinct.

9                   MS. HEALY: I mean, the five ballots  
10                  would be still counted. We just can't say -- I mean,  
11                  we just want to make sure those individuals are given  
12                  the credit, but we can't say which ballot, per se, is  
13                  that individual.

14                  DIRECTOR ANTHONY: But give them credit  
15                  for voting.

16                  MR. SINNOTT: When you say "give them  
17                  credit," you mean count the ballot?

18                  MS. HEALY: Yes. We can give them credit  
19                  for voting and not count the ballot. It can go  
20                  either way.

21                  MR. SINNOTT: Does it matter if we can't  
22                  tell at this point whose ballot belongs in which  
23                  envelope?

24                  MR. HAAS: It doesn't.

1 DIRECTOR ANTHONY: It's a secret ballot.

2 MR. HAAS: I mean, we shouldn't be able  
3 to tell.

4 MR. SINNOTT: Because there are different  
5 ballots these individuals were given, I'm not sure it  
6 matters.

7 MR. HAAS: It would be counted based on  
8 the ballot style.

9 MR. SINNOTT: And there's no directive?  
10 We just put them in the approved stack.

11 MS. HEALY: So we are approving those to  
12 count the ballot as well?

13 MR. SINNOTT: Yes.

14 MS. HEALY: Okay.

15 So the next two you have before you, the  
16 first provisional envelope placed his ballot in the  
17 following envelope. We're not supposed to say the  
18 names for that. So there are two empty envelopes.  
19 The first one on top put his into the other person's,  
20 so the workbook page is also attached to it so you  
21 can maybe kind of get the idea of what happened.

22 So when we opened it, we're not sure  
23 we -- we would assume that would be the person that's  
24 on the top. The empty one, that would be his, and

1 the other one in there would be the other person's.  
2 It's kind of a similar situation. I'm not sure if  
3 the ballot style was the same or not. But it could  
4 be a similar scenario to the first one. If we open  
5 it up, there would be two ballots. Do we count the  
6 two ballots and give them both credit for voting?

7 MR. SINNOTT: Well, we have two ballots  
8 cast by this one fellow.

9 MR. SCARBROUGH: One of the envelopes  
10 should be empty that he's filled out.

11 MR. SINNOTT: No. I think there are two  
12 ballots in these two envelopes.

13 MS. HEALY: Are you talking about three?

14 MR. SINNOTT: Okay. And this is a  
15 different guy and here's an empty envelope.

16 MR. SCARBROUGH: So that presumably,  
17 according to the workbook page, that empty envelope,  
18 his name is written on there, his ballot is within  
19 one of the other two.

20 MS. HEALY: It's messy. That's just a  
21 little taste of what we go through.

22 MR. SINNOTT: It does seem as though we  
23 are looking at a stranger array of misfires than we  
24 usually see.

1 DIRECTOR ANTHONY: Yes.

2 MR. SINNOTT: We do have a sensible  
3 explanation from our poll worker about how there were  
4 two voters and how they wound up with three  
5 envelopes.

6 MS. MARINELLO: Oh, okay. So the  
7 question is to get rid of one of the envelopes or  
8 you're assuming there's two?

9 MR. HAAS: We have one of the ones that  
10 was sealed. This one --

11 MS. MARINELLO: Right, his is in one of  
12 these.

13 MR. HAAS: Right.

14 MR. SINNOTT: I bet there's no directive  
15 on that one, is there?

16 (Laughter.)

17 MR. PAYNE: The next one.

18 MS. HEALY: The next one is a signature  
19 mismatch. If you notice how the first name is  
20 spelled and also the last name, but the signature is  
21 different.

22 MR. PAYNE: She signed her name.

23 MR. SINNOTT: Did she?

24 MR. PAYNE: The next one.

1 MS. HEALY: This one is interesting. So  
2 this voter, 5129 is not a valid address but 5128 is.  
3 Also, if you notice the social security number, it  
4 looks like 892 -- no, it should be 8922 but it looks  
5 like 8722. So we try to look at if the 9s and the 7s  
6 in both of those areas where you see the red. So  
7 we're trying to make a determination with his 7.  
8 Sometimes you think it's a 7, possibly a 9.

9 And then the last one, so this voter  
10 driver's license on the system is totally different  
11 from what they put. He actually used his father's  
12 social security number.

13 MR. HAAS: Driver's license?

14 MS. HEALY: Driver's license, I'm sorry.  
15 Then there's also some attachment with the  
16 possibility it could be fraudulent.

17 MR. SINNOTT: If the driver's license  
18 number is inaccurate, what proof is there that this  
19 is the person voting?

20 MS. HEALY: Correct. We recommend not to  
21 accept it.

22 MR. PAYNE: All right. Is that the last?

23 MS. HEALY: That's it.

24 MR. PAYNE: Let's count those.

1 MS. HEALY: We want to be sure we're not  
2 counting the envelopes, remember the three?

3 MR. HAAS: We're just counting them as  
4 two.

5 MS. HEALY: Two, yes.

6 MR. HAAS: 39 and 3.

7 MR. SINNOTT: Does that match the  
8 numbers, 43?

9 MS. HEALY: I have mine as 41.

10 MR. HAAS: We have the extra one that  
11 would make it 41.

12 MR. SINNOTT: 39 approvals and  
13 2 rejections.

14 MR. HAAS: Three rejections.

15 MR. SINNOTT: 38 approvals and three  
16 rejections.

17 I move that the Board approve the  
18 counting of 38 provisional ballots, which I hand now  
19 to the court reporter, which is stack C; and the  
20 rejection of three provisional ballots, and that all  
21 provisional ballots deemed valid will be counted and  
22 included in the official canvass results of the 2015  
23 General Election.

24 DIRECTOR ANTHONY: Is there a second?

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MS. MARINELLO: Second.

DIRECTOR ANTHONY: All those in favor?

(Vote taken; motion passes.)

DIRECTOR ANTHONY: That motion carries.

MR. SINNOTT: Any more business to come  
before the Board?

DIRECTOR ANTHONY: I don't believe there  
is. Motion to adjourn would be in order.

MS. MARINELLO: So moved.

DIRECTOR ANTHONY: Second.

MR. HAAS: Second.

DIRECTOR ANTHONY: All those in favor?

(Vote taken; motion passes.)

DIRECTOR ANTHONY: We stand adjourned.

(The hearing adjourned at 11:51 a.m.)

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CERTIFICATE

I do hereby certify that the foregoing is a true and correct transcript of the proceedings taken by me in this matter on Tuesday, November 17, 2015, and carefully compared with my original stenographic notes.

*Rosemary Foster Anderson*

Rosemary Foster Anderson,  
Professional Reporter and Notary  
Public in and for the State of  
Ohio.



My commission expires April 5, 2019.

(rfa-79712)

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