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APPEARANCES:

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

On behalf of the Board.

ALSO PRESENT:

Ms. Suzanne Brown,
Executive Assistant to the Board.

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Tuesday Morning Session,
November 22, 2016.

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DEPUTY DIRECTOR PAYNE: Let's take roll.
Kimberly Marinello.

MEMBER MARINELLO: Here.

DEPUTY DIRECTOR PAYNE: Greg Haas.

MEMBER HAAS: Here.

DEPUTY DIRECTOR PAYNE: Doug Preisse.

CHAIRMAN PREISSE: Here.

DEPUTY DIRECTOR PAYNE: And Brad Sinnott.

MEMBER SINNOTT: Here.

DEPUTY DIRECTOR PAYNE: We have a quorum.

The first item on the agenda are absentee
ballots returned to the polling locations. Zach
Manifold, do you want to explain that?

MR. MANIFOLD: So we have three
provisional ballots that were in the approved numbers
yesterday that when we went to extract their ballot,
we had an absentee ballot inside of it. You are not
allowed to return an absentee ballot on election day
at the polls so these -- two of these three need to
be rejected.

I just brought them up because we had

1 three. One is a white envelope, so it's in-house.
2 It was actually voted October 7. So this one will be
3 good because it was in-house. It wasn't on election
4 day, so this one will be all right. But the other
5 two were both in yellow envelopes. We don't have the
6 one because it got extracted and they brought it back
7 and it's mixed in. We will find it at some point but
8 these two were yellow envelopes, so they need to be
9 rejected.

10 MEMBER SINNOTT: All right. I move the
11 Board reject the two absentee ballots delivered to
12 polling locations on Election Day and amend the
13 provisional vote total to reflect this change.

14 CHAIRMAN PREISSE: Second.

15 DEPUTY DIRECTOR PAYNE: All those in
16 favor signify by saying aye. All those opposed same
17 sign.

18 Motion carries.

19 Provisional ballots voter intent.

20 MR. MANIFOLD: All right. This is a --
21 we had one intent question similar to yesterday.
22 It -- I think the two races -- they are kind of
23 missing the bubbles on some of these. The two races
24 was representative to Congress 3rd District and

1 county commissioner January 2 commencing.

2 MEMBER SINNOTT: David, do you know what
3 we are up to in terms of numbering?

4 DEPUTY DIRECTOR PAYNE: I can get that
5 real quick. I don't know.

6 MEMBER SINNOTT: That's okay. We will
7 call this one letter A.

8 DEPUTY DIRECTOR PAYNE: Okay.

9 MEMBER SINNOTT: Putting A in the upper
10 right-hand corner. So we have an overvote for
11 president. That's not the problem. Zach, it's the
12 missing --

13 MR. MANIFOLD: It's the congress -- the
14 congressional race and the county commissioner race.
15 It's kind of right in the middle on both of those and
16 wondered what you guys wanted to do with that.

17 MEMBER MARINELLO: I move to -- I move to
18 count ballot A as a vote for Joyce Beatty in the
19 Congressional 3rd District and no vote in the county
20 commissioner race between Terry Boyd and Kevin Boyce.

21 MEMBER SINNOTT: Second.

22 DEPUTY DIRECTOR PAYNE: All those in
23 favor signify by saying aye. All those opposed same
24 sign.

1 The motion carries.

2 And we need a motion to authorize the
3 remaking of that ballot, correct?

4 MR. SHELL: We will just color in the
5 bubble they told us to and cover up the county
6 commissioner.

7 DEPUTY DIRECTOR PAYNE: Skip the next.
8 Okay. County to county ballots for consideration.

9 MR. MANIFOLD: Give me one second. All
10 right. I have a report on the county to county
11 provisional ballots. Pass that down.

12 DIRECTOR LEONARD: Would you also -- I'm
13 not sure at what point we will advise the Board as to
14 the results of the 502 that were listed in
15 yesterday's report that were to be resolved and so
16 just giving them a report of that?

17 MR. MANIFOLD: We did -- so we had 502
18 yesterday in the possible remake category. It was
19 the until we opened them you wouldn't know if they
20 needed to be remade or not. It's the whole right
21 location wrong precinct. If you are in the right
22 location and voted the wrong ballot style, we can
23 remake that. But some of them they didn't even write
24 what location it was in so some of them were in the

1 wrong location because when you open it, then you
2 match it to what ballot style they voted, and you can
3 figure out that's not the right location.

4 So we had -- of the 502, we had 14 that
5 ended up getting rejected because of being in the
6 wrong location for their ballot -- for their vote.

7 DIRECTOR LEONARD: So those would be --
8 those 502 go into either the accepted category or
9 into -- the 14 that weren't accepted go into the
10 rejected category. I wanted to make sure we clarify
11 that for the Board from yesterday's numbers where
12 they went.

13 MR. MANIFOLD: We also had some SOS
14 reviews. Some were good, some were bad based on the
15 purge lawsuit, so we had some there as well. I will
16 give you guys a final total here in a minute after we
17 do this county to county so you can see where we are
18 at overall.

19 So the county to county totals you have
20 800 -- 1,862 approved, 3 with invalid addresses, 22
21 that were not registered, 1 no signature, 2
22 mismatched signature, and 3 voted in the wrong
23 location.

24 DEPUTY DIRECTOR PAYNE: Is that a total

1 of 31?

2 MR. MANIFOLD: So that is a total of 31
3 rejected and 1,862 accepted and then we have another
4 4 possible remakes. That's the same deal where the
5 letter -- the ballot style is not wrote at the bottom
6 so we won't know until we open them up which of the
7 four are good and bad.

8 DEPUTY DIRECTOR PAYNE: So am I correct
9 we are looking for a motion to approve 1,862 of the
10 county to county and a rejection of 31 county to
11 county?

12 MR. MANIFOLD: Correct.

13 MEMBER MARINELLO: I move that the Board
14 approve the counting of 1,862 county to county
15 provisional ballots and the rejection of 31 county to
16 county provisional ballots and that all the ballots
17 deemed valid will be counted and included in the
18 official canvass results for the November 8, 2016,
19 General Election.

20 CHAIRMAN PREISSE: Second.

21 DEPUTY DIRECTOR PAYNE: All those in
22 favor signify by saying aye. All those opposed same
23 sign.

24 Motion carries.

1 MR. MANIFOLD: And here's the -- this is
2 the final where we are at right now, although I
3 believe this number probably doesn't have those
4 two -- the two absentee ballots that we made -- that
5 we rejected. So I think this is actually -- you just
6 took action on earlier, that would not be in this
7 number so we are going to have -- we are going to
8 have two rejected that are showing as approved but
9 that's -- this is everything as of before you did
10 this.

11 So we don't have to do this today. We
12 are going to do a final certification. This is an
13 update so you know where we are at right now with 44
14 possible remakes and we still have one SOS review
15 that we are waiting to hear back from.

16 MEMBER SINNOTT: At this point I move the
17 Board authorize the staff to extract the county to
18 county provisional ballots.

19 CHAIRMAN PREISSE: Second.

20 DEPUTY DIRECTOR PAYNE: All those in
21 favor signify by saying aye. All those opposed same
22 sign.

23 The motion carries.

24 And remaking of any county to county

1 provisional ballots, we would be looking for a motion
 2 with a report coming a little later.

3 MEMBER MARINELLO: I move the Board
 4 authorize staff to remake any county to county
 5 provisional ballots and that these remade ballots
 6 shall be tabulated and included in the official
 7 canvass of results for the November 8, 2016, General
 8 Election, with a report to be made to the Board.

9 CHAIRMAN PREISSE: Second.

10 DEPUTY DIRECTOR PAYNE: All those in
 11 favor signify by saying aye. All opposed same sign.

12 The motion carries.

13 And if you turn to the final page, we are
 14 looking for an adjournment.

15 MEMBER SINNOTT: Yeah. I move we
 16 adjourn.

17 DEPUTY DIRECTOR PAYNE: Is there a
 18 second?

19 CHAIRMAN PREISSE: Second.

20 DEPUTY DIRECTOR PAYNE: All those in
 21 favor signify by saying aye. All those opposed same
 22 sign.

23 We are adjourned.

24 (Thereupon, at 9:15 a.m., the meeting was

1 adjourned.)

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CERTIFICATE

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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 22, 2016, and carefully compared with my original stenographic notes.

Karen Sue Gibson

Karen Sue Gibson, Registered Merit Reporter.

(KSG-6274)

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