

*Heather S. Smith*

CLERK OF THE COURT

1 **APP**

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**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

SCOTT GOLDMAN, an individual;

ALENA SHEEHAN, an individual;

GREGG SEYMOUR, an individual;

KIMBERLY FERGUS, an individual;

PATTY JANE (PJ) BELANGER, an

individual; EMILEANNE ENCE, an

individual; MARIE ARNOLD, an

individual; PAM NORMAN, an

individual; CRISTINA VON

LINDENBERG, an individual;

GREGORY RANGLES, an individual;

ALAN RYAN VINCENT, an individual;

CYRUS HOJJATY, an individual;

BRIDGET HOLDAR, an individual;

HEATHER FLORIAN, an individual;

TIMOTHY WAGNER, an individual;

DESIREE DESTEFANO, an individual;

MARTIN WALDMAN, an individual;

VEM MILLER, an individual;

DANIELLE KEAR, an individual;

DOUGLAS RANGLES, an individual;

SUSAN PROFFITT, an individual;

KRISTENE HONZIK, an individual;

JENNIFER ROWE, an individual;

PAMELA BENNETTS, an individual;

ROBERT MOORHEAD, JR., an

individual; MARIA THERESA F. DIAZ,

an individual; ALEXANDREA SLACK,

an individual; JONATHAN MAXHAM,

an individual; MARGARET WHITE, an

individual; PERANUT SAE-ANG, an

individual; CAROLYN VANZLOW, an

CASE NO.: A-22-851189-C

DEPT. NO.: 17

**PLAINTIFFS' EX PARTE  
APPLICATION FOR A TEMPORARY  
RESTRAINING ORDER TO  
CONDUCT MEANINGFUL VOTER  
OBSERVATION IN CLARK COUNTY,  
NEVADA ON ORDER SHORTENING  
TIME**

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individual; BRIAN COULTER, an  
individual; HEIDI CLINGEN, an  
individual;

Plaintiffs,

v.

BARBARA CEGAVSKE, in her official  
capacity as Nevada Secretary of State;  
JOSEPH P. GLORIA, in his official  
capacity as Registrar of Voters for Clark  
County, Nevada; DOES I-X, inclusive;  
and ROE CORPORATIONS I-X,  
inclusive,

Defendants.

Plaintiffs, by and through their attorneys of record, ADAM R. FULTON, ESQ. and  
LOGAN WILLSON, ESQ., of the law firm of JENNINGS & FULTON, LTD., hereby moves  
this court pursuant to NRS § 33.010 *et seq.* for a Temporary Restraining Order (“TRO”) to  
conduct meaningful voter observation in Clark County, Nevada.

This Application is made and based upon the papers and pleadings on file herein, the  
Memorandum of Points and Authorities, the Declaration of Adam R. Fulton, Esq., the  
attached exhibits, and any oral argument the Court will permit at the hearing on this matter.

Dated: April 22, 2022

**JENNINGS & FULTON, LTD.**

By: /s/ Adam R. Fulton

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**ORDER SHORTENING TIME**

Upon the Declaration of Adam R. Fulton, Esq. and good cause appearing therefore,  
IT IS HEREBY ORDERED, ADJUDGED, and DECREED that time for hearing of  
**PLAINTIFFS' EX PARTE APPLICATION FOR A TEMPORARY RESTRAINING  
ORDER TO CONDUCT MEANINGFUL VOTER OBSERVATION IN CLARK  
COUNTY, NEVADA ON ORDER SHORTENING TIME** will be shortened, and will be  
May 10, 2022 at 9:00 A.M.  
heard on the \_\_\_\_ day of \_\_\_\_\_, 2022, at \_\_\_\_ a.m. in Department 17 of the above-  
entitled Court.

Dated this 26th day of April, 2022

  
DISTRICT COURT JUDGE

C48 32F F139 F312  
Michael Villani  
District Court Judge

Respectfully Submitted by:

**JENNINGS & FULTON, LTD.**

/s/ Adam R. Fulton, Esq.

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**DECLARATION OF ADAM R. FULTON IN SUPPORT OF APPLICATION FOR  
TEMPORARY RESTRAINING ORDER**

STATE OF NEVADA           )  
  ) ss:  
COUNTY OF CLARK        )

ADAM R. FULTON, ESQ., being first duly sworn does depose and say:

1. I am duly licensed to practice law in the State of Nevada and am a partner with the law firm of Jennings & Fulton, Ltd., counsel for Plaintiffs in the above-entitled matter.

2. I have personal knowledge of the facts stated herein, except for those stated upon information and belief, and as to those, I believe them to be true. I am competent to testify as to the facts stated herein in a court of law and will do so if called upon.

3. I request that Plaintiffs' Ex Parte Application be heard on shortened time because Nevada's primary election will be taking place on Tuesday, June 14, 2022 (the "Primary Election"), with early in-person voting beginning on May 28, 2022, and this matter seeks to redress and enforce meaningful voter observation of elections in Clark County, Nevada.

4. Nevada's General Election will be taking place on Tuesday, November 8, 2022 (the "General Election").

5. On March 21, 2022, Plaintiffs sent a letter to Defendant Joseph Gloria, the Clark County Registrar of Voters, in an effort to address their concerns with regard to their statutory right to meaningfully observe the upcoming elections. *See* Exhibit 1.

6. In the March 21, 2022 letter, Plaintiffs outlined a number of reasonable accommodations that would enable observers to meaningfully observe the ballot processing without interfering with the process. *Id.*



1           7.       To date, no response has been received, and the Defendants have yet to  
2 disclose the parameters under which interested individuals will be able to observe the ballot  
3 processing to ensure that meaningful observation is allowed.

4           8.       Given the fast-approaching Primary Election, coupled with the lack of  
5 response or efforts to address the previous issues preventing meaningful observation,  
6 Plaintiffs were forced to file the Second Amended Complaint and the present Application to  
7 protect their rights and to ensure the integrity of the upcoming elections.

8           9.       Damage to Plaintiffs will be irreparable if meaningful voter observation does  
9 not take place during the Primary Election, the General Election, and future elections in  
10 Nevada.

11           10.      Plaintiffs have and will continue to suffer irreparable injury and loss of their  
12 right to be meaningfully observe Clark County elections, giving rise to the need for this  
13 Temporary Restraining Order.

14           11.      I will personally cause courtesy copies of the Application to be served upon  
15 Defendants at their last known addresses. These efforts are to give notice that Plaintiffs are  
16 requesting this immediate and extraordinary relief.

17           12.      This request for an Order Shortening Time is made in good faith and without  
18 improper motive.

19           13.      Pursuant to NRS § 53.045, I declare under penalty of perjury under the State  
20 of Nevada that the foregoing is true and correct.

21  
22  
23  
24  
25                               /s/ Adam R. Fulton, Esq.  
ADAM R. FULTON, ESQ.

## MEMORANDUM OF POINTS & AUTHORITIES

### I. INTRODUCTION

This Ex Parte Application is necessary because Plaintiffs have requested to exercise their statutory right to meaningfully observe the upcoming elections with no response from Defendants. *See* Exhibit 1. For months following the November 3, 2020 election (“2020 Election”), numerous cases were filed across the country alleging election misconduct, fraud, and impropriety across the board. Throughout the initial voting process and the ensuing recounts and audits, numerous allegations of improper ballot counts arose. Part of those allegations centered on the fact that many jurisdictions failed to provide the general public “meaningful observation” of the ballot counting process, and Clark County was no exception.

During and following the 2020 Election, numerous individuals attempting to observe the process were prevented from doing so in any meaningful way. By way of example, the following scenarios occurred in Clark County:

- a. Observers were placed in locations where the view of the ballot processing was obscured;
- b. In almost all instances, the observers were placed too far away from the ballot processing to be able to discern what was actually taking place;
- c. Aspects of the ballot processing took place in closed rooms and locations where observers were not allowed access;
- d. Boxes of ballots were moved between various locations without the observers having any opportunity to review the ballots or understand what stage in the counting process the ballots were in;
- e. In the minimal times where observers were theoretically in close enough proximity to observe, they were not afforded ample time to actually observe the process in any meaningful way;
- f. There was an insufficient number of ambassadors that were required to accompany observers to enable more than a few individuals to meaningfully observe the ballot processing;

1 g. Observers were told information that conflicted with what they were  
2 seeing during the ballot processing; and

3 h. While observers could see that there were mechanical and/or program  
4 issues and errors with various pieces of technology in the ballot  
5 processing, they were unable to view any screens or understand the actual  
6 nature of the issues and errors, which rendered the observation  
7 meaningless.

8 There is no question that members of the general public are statutorily entitled to  
9 observe the ballot-counting activities pursuant to N.R.S. §§ 293B.330, 335, and 353, the  
10 aforementioned representative examples demonstrate that meaningful observation was not  
11 permitted.

12 Following the widespread unrest and questions surrounding the results of the 2020  
13 Election, the Nevada Legislature enacted the Nevada Voters' Bill of Rights codified under  
14 NRS § 293.2546. NRS § 293.2546(10) states that each voter has the right "to have a uniform,  
15 statewide standard for counting and recounting all votes accurately." While NRS § 293B.354  
16 outlines the requirements for allowing the general public to observe the ballot counting  
17 process, it is evident that without the requested Temporary Restraining Order, meaningful  
18 observation will not take place. With the upcoming Primary Election and General Election,  
19 despite a staggering number of complaints regarding the lack of meaningful observation of  
20 the 2020 Election, neither the State of Nevada nor Clark County have redressed the concerns  
21 and issues raised. Simply being "in the same room" as the ballot processing operations does  
22 not equate to "meaningful observation" as required by law.

24 Plaintiffs' March 21, 2022 letter outlined a number of reasonable accommodations  
25 that would enable observers to meaningfully observe the ballot processing without  
26 interfering with the process, Plaintiffs received no response. *See* Exhibit 1. Given the fast-  
27 approaching Primary Election, coupled with the lack of response or efforts to address the  
28

1 previous issues preventing meaningful observation, Plaintiffs are forced to bring this matter  
2 to protect their rights and to ensure the integrity of the upcoming elections.

3 While being deposed in litigation regarding the 2020 Election filed in the First  
4 Judicial District Court, entitled *Law v. Whitmer, et al.*, Case No. 20 OC 00163 1B, Mr. Gloria  
5 testified regarding ensuring ballot accuracy,  
6

7 Q. Okay. In the lawsuit the contestants allege that election personnel,  
8 quote, "were under immense pressure to push the votes through and were  
9 instructed to verify signature match so long as at least one letter matched the  
10 ballot envelope signature and the maintained exemplar appeared to match."  
At least in your observation, were election personnel involved in the signature  
verification under pressure to push the votes through?

11 A. No. In fact, just the opposite is the case. We regularly went through  
12 and indicated to them that whenever they were uncertain about a signature,  
13 that they should pass it on to the next stage.

14 We do have a cure process here in Nevada that's recently been defined in  
15 statute. So if those signatures don't match, the voter has an opportunity to cure  
16 that ballot. Also there's another step where we'll run those signatures by where  
17 we can look at the entire history of the signatures. And as time provides, I am  
also the last check. Those signatures come across my desk before we reject  
them.

18 So it's a long process and there's plenty of opportunity for staff with many  
19 years of experience reviewing signatures to have a look at those envelopes.  
20 But ultimately with the cure process, the voter can always call in and provide  
21 the necessary information, whether it's answering challenge questions or  
filling out the affidavit and providing an ID to cure that ballot.

22 Q. Were any of your staff instructed to verify a signature match using just  
23 one letter?

24 A. No, sir.  
25

26 See December 1, 2020 Joseph Gloria Deposition Excerpt at 20 ("Exhibit 2").

27 ///

28 ///

1 When questioned regarding voter observation, Mr. Gloria also testified,

2 Q. Let me ask you about polling observation. You have training programs  
3 and manuals on what is allowed for a citizen or campaigns to observe the  
4 polls?

5 A. As far as our poll workers, they are trained, and there's documentation  
6 that they use and follow. We also have some documentation provided to those  
7 observers that came into our facility to observe.

8 Q. If a poll worker -- I'm sorry, a poll observer believes they're being treated  
9 unfairly or not being allowed to observe, how are they supposed to raise those  
10 concerns?

11 A. To the team leader.

12 Q. And how are those supposed to be resolved or addressed?

13 A. Well, if the team leader continues to have an issue, they can call an admin  
14 rover who can go out and also try to deal with the situation. In most -- not  
15 most -- **all locations we had predefined exactly where observers could be**  
16 **allowed.** We were under some restriction as a result of COVID and social  
17 distancing, so there was only a certain amount of observers we could allow to  
18 be in the polling place.

19 Q. Is it important to allow observation of the polling place?

20 A. Statutorily required.

21 Q. Is that -- do you try and administer that on an even-handed basis between  
22 the political parties?

23 A. Yes, absolutely. You have to try to be balanced in what you're doing. We  
24 **tried** to create enough spaces there so that we did everything we could to have  
25 a Democratic observer and Republican observer and just an observer as an  
26 independent. **If not, then we tried to get them to work with each other to**  
27 **rotate. It depended on how many observers were being allowed in the**  
28 **location. So that was on a case-by-case.**

Q. And are those polling place observers as a general rule relatively well-  
behaved?

1 A. Yes. Generally.

2 *Id.* at 60-62. Importantly, Mr. Gloria confirmed that observers were in a confined area. How  
3 can meaningful observation take place in such a confined area? Moreover, rotating observers  
4 based on political party obstructs the entire observation process, as all observers should be  
5 equally permitted to observe the entire process. While the 2020 Election may have posed  
6 health and safety concerns due to Covid-19, Nevada is no longer in a state of emergency.  
7

8 Mr. Gloria's testimony did not identify and issues by observers, but there is still no  
9 clear guidelines in place for observers, simply a confined zone of rotating observers. In *Law*  
10 *v. Whitmer*, Wayne Thorley, Senate Fiscal Analyst with the Nevada Legislative Counsel  
11 Bureau, testified that he was required to request the voter observation plan from Mr. Gloria  
12 on multiple occasions. As testified by Mr. Thorley,  
13

14 Q. What letters have you had to ask Mr. Gloria to provide multiple times?

15 A. **The observation plan.** So under state law, the counties are required to  
16 submit various plans, election plans, to the Secretary of State's Office. One  
17 such plan is this ballot security plan. The cover letter, this exhibit that's up  
18 right now, that is the cover letter for the ballot security plan. I don't recall  
19 having to ask Clark County several times for this plan. Another plan is the  
20 accommodation of observers from the public to observe the processing and  
counting. That plan the Secretary of State's Office did have to request  
multiple times from Clark County before it was received.

21 Q. I believe your testimony earlier was that the Secretary of State provides  
22 the counties with a fair amount of latitude to determine how to conduct their  
elections; is that true?

23 A. Within the framework of state law, yes.  
24

25 Q. Do you review all of their plans to ensure that it complies with state law?

26 A. There is -- yes, there is a -- me personally, no. I don't personally review  
27 all their plans. But there is an employee in the Secretary of State's Office that  
28 reviews their plans for compliance with state law.

1 Q. So when it comes to whether or not a county complies with state law,  
2 you wouldn't know whether they do or don't; you're relying upon someone  
3 else in the Secretary of State's Office; correct?

4 A. In some instances, yes.

5 Q. How do we know which instances that applies and which ones that does  
6 not apply?

7 A. I don't know.

8 See December 1, 2020 Wayne Thorley Deposition Excerpt at 58-59 ("Exhibit 3"). While it  
9 is extremely concerning that Mr. Gloria failed to timely provide the observation plan,  
10 Plaintiffs' grievances make it clear that the observation plan did not provide for meaningful  
11 observation. Notably, Mr. Gloria did not provide the observation plan until October 20, 2020,  
12 while early voting began on October 17, 2020. Mr. Thorley's testimony is clear that Mr.  
13 Gloria was required to submit the observation plan for approval and failed to timely do so.

14 Mr. Gloria's October 20, 2020 observation plan titled "Accommodation of Members  
15 of the General Public at Polling Places, Mail Ballot Processing, and at the Central Counting  
16 Place" to Secretary Cegavske identified the designated public viewing area at each polling  
17 place permitted a place, "where individuals may quietly sit or stand and observe the activities  
18 within the polling place." See Exhibit 4. The phrase "activities within the polling place" is  
19 entirely vague, as the true issue is observing voting and ballot counting. Simply referencing  
20 that observers are permitted to, "observe the counting of mail ballots" is insufficient, given  
21 the aforementioned issues referenced above. *Id.* Notably, during the 2020 Election, observers  
22 **were not permitted within the tabulation room.** *Id.*

23 During the 2020 Election, the Clark County Election Department ("Election  
24 Department") established opening procedures ("Opening Procedures") for poll workers.  
25  
26  
27  
28

Specifically, the Opening Procedures outlined that there was a designated “Public Viewing Area”,

Public Viewing Area: Use **red tape** to cordon off public viewing area. Public viewing area **does not have a particular size**, and should be in an area convenient for observers to see and hear but not disrupt voting process. Observers may sit or stand in this area and must sign the Observation Form (found in accordion file).

See Exhibit 5. The Opening Procedures are clear that there is essentially no standard for voter observation, simply red tape (“Red Tape Observation Zone”). Being confined to an indefinite space is insufficient. Moreover, the words “see and hear” are entirely vague and provides unfettered discretion to each polling station, subjecting observers to not being able to meaningfully observe voting and ballot counting. Each voter has the right to have a uniform statewide standard for counting and recounting all votes accurately, this requires meaningful observation well beyond the Red Tape Observation Zone. Currently, all observers are required to execute the “Observation of Polling Place Acknowledgment (NAC 293.245)” form (“Observation Form”). The Observation Form identifies that observers are prohibited from:

1. Talking to voters within the polling place;
2. Using a mobile telephone or computer within the polling place;
3. Advocating for or against a candidate, political party or ballot question;
4. Arguing for or against or challenging any decisions of the county or city election personnel; and;
5. Interfering with the conduct of voting.

See Exhibit 6. Notably, the Observation Form does not define what observers can do, leaving the poll workers and the observers entirely uninformed, naturally leading to conflict as observers are only provided the Red Tape Observation Zone on a rotating basis, the size of which is entirely discretionary for each polling location. The Election Departments “Other



1 During the Day Responsibilities” instructions outlined the requirement for observers to fill  
2 out the Observation Form, and also provide an additional list of what observers “may not”  
3 do. *See* Exhibit 7 at 12.

4 Of monumental concern is the instruction that, “If more observers are present than  
5 you can accommodate, **rotate them on an equitable basis.**” *Id.* The essence of observation  
6 is for each party with observers present to be equally able to observe the voting and ballot  
7 counting process, not rotating as-is convenient for the polling location leaving significant  
8 room for error. There is no room for error in the Primary Election and General Election.  
9 Current instructions leave no room to resolve any dispute if only the observer of one political  
10 party witnessed any discrepancy, there would be no input from the other political party or  
11 nonpartisan observers.  
12

13 The Election Department recently provided training for training (“Counting Training  
14 and Instruction”) for counting ballots (“Counting Board”). *See* Exhibit 8. While there are 30  
15 pages of instructions, there is no reference whatsoever on how poll workers are instructed as  
16 to what election observers are permitted to do. The Counting Board is set to return on May  
17 30, 2022 for the Primary Election. *Id.* at 28. There is still sufficient time for additional  
18 training to ensure that meaningful observation takes place before early voting for the Primary  
19 Election begins on May 28, 2022.  
20

21 Plaintiffs do not dispute that clear and definite rules and guidelines are absolutely  
22 necessary, but merely providing a “may not” list, placing observers in the Red Tape  
23 Observation Zone, and rotating observers on an “equitable basis” does not reflect the recently  
24 adopted Voters’ Bill of Rights, NRS 293.2546. As such, while the Voters’ Bill of Rights is  
25 a meaningful step in corrective action given the grave mishandling of the 2020 Election,  
26  
27  
28

1 there is clearly no clear and definite standards of enforcing voter observation rights in Nevada  
2 requiring declaratory and injunctive relief from the Court.

## 3 II. LEGAL STANDARD

4 It is proper for this Court to enter a temporary restraining order if the Court is  
5 concerned that the irreparable injury to Plaintiffs will continue or occur before a hearing on  
6 Plaintiffs' Application can be held. *See Nevada Civil Practice Manual* §28.03. A preliminary  
7 injunction may be issued if Plaintiffs demonstrate: (1) that they are likely to succeed on the  
8 merits, and (2) a reasonable probability of irreparable harm. *Dixon v. Thatcher*, 103 Nev.  
9 414, 415 (1987); *Pickett v. Comanche Constr.* 108 Nev. 422, 426 (1992); *Dep't of*  
10 *Conservation & Natural Res. v. Foley*, 121 Nev. 77, 80 (2005).

11  
12 NRS §33.010 and NRCP 65 generally delineate when it is appropriate to grant  
13 injunctive relief, and include the following scenarios:

- 14 1. When it shall appear by the complaint that the plaintiff is entitled  
15 to the relief demanded, and such relief or any part thereof consists  
16 in restraining the commission or continuance of the act  
17 complained of, either for a limited period or perpetually.
- 18 2. When it shall appear by the complaint or affidavit that the  
19 commission or continuance of some act, during the litigation,  
20 would produce great or irreparable injury to the plaintiff.
- 21 3. When it shall appear, during the litigation, that the defendant is  
22 doing or threatens, or is about to do, or is procuring or suffering  
23 to be done, some act in violation of the plaintiff's rights  
24 respecting the subject of the action, and tending to render the  
25 judgment ineffectual.

26 NRS § 33.010.

27 Rule 65 of the Nevada Rules of Civil Procedure governs preliminary injunctions and  
28 temporary restraining orders, and requires that a motion for temporary restraining order  
include "specific facts in an affidavit or a verified complaint [that] clearly show that  
immediate and irreparable injury, loss, or damage will result to the movant before the adverse

1 party can be heard in opposition,” as well as written certification from the movant’s attorney  
2 stating “any efforts made to give notice and the reasons why it should not be required.”  
3 N.R.C.P. 65(b). However, “[t]he urgency of obtaining a preliminary injunction necessitates  
4 a prompt determination and makes it difficult to obtain affidavits from persons who would  
5 be competent to testify at trial.” *Flynt Distrib. Co., Inc. v. Harvey*, 734 F.2d 1389, 1394 (9th  
6 Cir. 1984) (*citing* 11 C. Wright and A. Miller, Federal Practice and Procedure, Civil, § 2949  
7 at 471 (1973)). Thus, “[t]he trial court may give even inadmissible evidence some weight,  
8 when to do so serves the purpose of preventing irreparable harm before trial.” *Id.*

10 Temporary restraining orders are governed by the same standard applicable to  
11 preliminary injunctions. *See Cal. Indep. Sys. Operator Corp. v. Reliant Energy Servs., Inc.*,  
12 181 F. Supp. 2d 1111, 1126 (E.D. Cal. 2001). Specifically, a preliminary injunction may be  
13 issued if a plaintiff establishes: (1) likelihood of success on the merits; (2) likelihood of  
14 irreparable harm in the absence of preliminary relief; (3) that the balance of equities tips in  
15 the plaintiff’s favor; and (4) that an injunction is in the public interest. *Winter v. Natural Res.*  
16 *Def. Council, Inc.*, 555 U.S. 7, 20 (2008). Alternatively, the Ninth Circuit has held that  
17 district courts may issue an injunction if the first two elements are met and there are “serious  
18 questions going to the merits” and there is “a hardship balance that tips sharply toward the  
19 plaintiff.” *Alliance for the Wild Rockies v. Cottrell*, 632 F.3d 1127, 1132 (9th Cir. 2011).  
20 Above all, a temporary restraining order “should be restricted to serving [its] underlying  
21 purpose of preserving the status quo and preventing irreparable harm just so long as is  
22 necessary to hold a hearing, and no longer.” *Granny Goose Foods, Inc. v. Bhd. of Teamsters*  
23 *& Auto Truck Drivers Local No. 70*, 415 U.S. 423, 439 (1974).

26 ///

27 ///

### III. LEGAL ARGUMENT

#### A. Plaintiffs Will Likely to Prevail on the Merits and Will Suffer Irreparable Harm in the Absence of Temporary Relief

In determining whether to grant injunctive relief, this Court need only “assess the plaintiff’s likelihood of success on the merits, not whether the plaintiff has actually succeeded on the merits...It is not the function of a preliminary injunction to decide the case on its merits, and the possibility that the party obtaining a preliminary injunction may not win on the merits at the trial is not determinative of the propriety or validity of the trial court’s granting the preliminary injunction.” *B.W. Photo Utilities v. Rep. Molding Corp.*, 280 F.2d 806, 807 (9<sup>th</sup> Cir. 1960). Instead, “[t]o establish a substantial likelihood of success on the merits, [Plaintiff] must show a ‘fair chance of success.’” *In re Focus Media, Inc.*, 387 F.3d 1077, 1086 (9<sup>th</sup> Cir. 2004), *quoting Republic of the Philippines v. Marcos*, 862 F.2d 1355 (9<sup>th</sup> Cir. 1988); *Southern Oregon Barter Fair v. Jackson County*, 372 F.3d 1128, 1136 (9<sup>th</sup> Cir. 2004).

Plaintiffs’ Second Amended Complaint seeks two (2) claims for relief: 1) Declaratory Relief, and 2) Injunctive Relief. As set forth in the Second Amended Complaint and herein, Plaintiffs submit that they will likely succeed on the merits of their claims against Defendants by demonstrating Plaintiffs are entitled to meaningfully observe the Primary Election and General Election as requested.

#### 1. Plaintiffs Will Prevail on Their Declaratory Relief Claim Enforcing Their Statutory Rights to Meaningfully Observe Elections

Declaratory relief is available only if: (1) a justiciable controversy exists between persons with adverse interests, (2) the party seeking declaratory relief has a legally protectable interest in the controversy, and (3) the issue is ripe for judicial determination. *Knittle v. Progressive Casualty Ins. Co.*, 112 Nev. 8, 10, 908 P.2d 724, 725 (1996) citing

1 *County of Clark, ex rel. Univ. Med. Ctr. v. Upchurch*, 114 Nev. 749, 752, 961 P.2d 754, 756  
2 (1998).

3       The Nevada Supreme Court has held the court would not look beyond the statute  
4 itself when ascertaining meaning when the language of the statute is unambiguous. *City Plan*  
5 *Development, Inc. v. Office of Labor Com'r Dept. of Business and Industry*, 121 Nev. 419,  
6 434 (2005). The Nevada Supreme Court has also held the language of a statute should be  
7 given its plain meaning, not render words or phrases superfluous, and award meaning to all  
8 words and phrases. *Haney v. State*, 124 Nev. Adv. Op. No. 40, 47811 (2008) citing *Butler v.*  
9 *State*, 120 Nev. 879, 892-93 (2004). Moreover, in *State ex rel. Copeland v. Woodbury*, the  
10 Nevada Supreme Court stated, “[w]here a statute is clear, plain and unambiguous, we have  
11 repeatedly declared that there is no room for construction and the law must be followed  
12 regardless of results.” *Hickey v. Eighth Judicial Dist. Court In & For County of Clark*, 105  
13 Nev. 729, 734 (1989) citing 17 Nev. 337, 343 (1883).

14  
15  
16       Nevada’s Voters’ Bill of Rights, NRS 293.2546 ensures that all voters have the right  
17 to address complaints about elections and election contests resolved fairly, accurately and  
18 efficiently. The aforementioned observation issues during the 2020 Election identify the  
19 necessity to ensure fair, accurate, and meaningful voting observation during the 2022  
20 Primary Election.

21  
22       While several other states have adopted specific voter observation laws and  
23 guidelines, Nevada has not. As representative examples, various states have established rules  
24 for observing in-person voting, signature matching and mail ballot verification, and ballot  
25 counting, specifically Arizona, Florida, Georgia, Michigan, North Carolina, Ohio,  
26 Pennsylvania, and Wisconsin. Wisconsin permits any member of the public to observe  
27 elections. *See* W.S.A. 7.41. Michigan and Ohio have both party-appointed observers and  
28

1 nonpartisan observers. *See* M.C.L.A. 168.733, M.C.L.A. 168.730, and R.C. 3503.21.  
2 Michigan, for example, has party-appointed poll challengers but poll watchers can be any  
3 member of the public. *See* M.C.L.A. 168.733 and M.C.L.A. 168.730. Ohio, on the other  
4 hand, has poll watchers that are appointed by a political party and appointed by ballot  
5 initiative committees, which are committees that are formed to put an initiative on the ballot  
6 and then make it law. *See* R.C. 3503.21. Arizona and Georgia employ an oversight process  
7 by which poll watchers nominated by political parties can see the tabulation of ballot. Ohio  
8 appoints canvass observers by political party, but also employs ballot initiative committees  
9 whose members are not always formed via the parties. Florida, Michigan, North Carolina,  
10 Pennsylvania, and Wisconsin use a public oversight process, in which any person can witness  
11 the tabulation of the ballots.  
12

13  
14 Nevertheless, while Nevada has not implemented any form of voter observation, a  
15 justiciable controversy exists between the parties as the parties' dispute as to the scope of  
16 what observation is allowed. Plaintiffs seek the Court to declare the duties with respect to  
17 Plaintiffs' rights protected under Nevada law. Based on the lack of response or actions to  
18 address these issues to date, Defendants dispute Plaintiffs' claims. Therefore, an actual  
19 controversy exists relative to the legal duties and rights of the respective parties, which  
20 Plaintiffs request the Court to resolve. A declaration of rights, responsibilities and obligations  
21 of the parties is essential to determine their respective obligations in connection with the  
22 parties' rights pursuant to meaningful voter observation. Plaintiffs have no true and speedy  
23 remedy at law of any kind. As such, Plaintiffs will likely prevail on their declaratory relief  
24 cause of action.  
25

26 **B. The Balance of Equities Tips in Plaintiffs' Favor**

27 The granting, refusing or dissolving of an injunction is a matter of discretion. *Coronet*  
28 *Homes, Inc. v. Mylan*, 84 Nev. 435, 442 P.2d 901 (1968). Probably the most important

1 consideration of the trial judge in deciding how to exercise that discretion is the relative  
2 interests of the parties – how much damage will the plaintiff suffer if the restraint is denied  
3 versus the hardship to the defendant if it is granted. *Home Finance Co. v. Balcom*, 61 Nev.  
4 301, 127 P. 2d 389 (1942). In exercising its discretion, the court should recognize that the  
5 general purpose of a preliminary injunction is for preservation of the *status quo* until a final  
6 determination on the merits can be made. *Continental Baking Company v. Katz*, 68 Cal. 2d  
7 512, 528 (1968).  
8

9 The balancing aspect of the temporary restraining order analysis requires courts to  
10 weigh “the competing claims of injury and consider the effect on each party of the granting  
11 or withholding of the requested relief.” *Amoco Prod. Co. v. Village of Gambell, AK*, 480 U.S.  
12 531, 542 (1987). Finally, consistent with the underlying purpose of temporary restraining  
13 orders, issuance of this temporary restraining order will maintain the status quo. “[T]he status  
14 quo is the last uncontested status which preceded the pending controversy.” *Tanner Motor*  
15 *Livery, Ltd. v. Avis, Inc.*, 316 F.2d 804, 809 (9th Cir. 1963).  
16

17 In this case, Defendants will suffer only minimal harm as a result of the temporary  
18 restraining order. Although the issuance of a temporary restraining order will require  
19 Defendants to implement, oversee, and execute meaningful observation, is it Plaintiffs  
20 statutory right. On the other hand, if the temporary restraining order were not issued,  
21 Plaintiffs would be confronted with being limited to the Red Tape Observation Zone and if  
22 similar to 2020 Election, would not even be permitted in the tabulation room. Without the  
23 temporary restraining order, Defendants would surely prevent meaningful voter observation  
24 during the Primary Election, General Election, and future elections in Clark County, Nevada.  
25 Given the following scenarios that occurred during the 2020 Election, Defendants should not  
26 be permitted to:  
27  
28

- 1) Observers were placed in locations where the view of the ballot processing was obscured;
- 2) In almost all instances, the observers were placed too far away from the ballot processing to be able to discern what was actually taking place;
- 3) Aspects of the ballot processing took place in closed rooms and locations where observers were not allowed access;
- 4) Boxes of ballots were moved between various locations without the observers having any opportunity to review the ballots or understand what stage in the counting process the ballots were in;
- 5) In the minimal times where observers were theoretically in close enough proximity to observe, they were not afforded ample time to actually observe the process in any meaningful way;
- 6) There was an insufficient number of ambassadors that were required to accompany observers to enable more than a few individuals to meaningfully observe the ballot processing;
- 7) Observers were told information that conflicted with what they were seeing during the ballot processing; and
- 8) While observers could see that there were mechanical and/or program issues and errors with various pieces of technology in the ballot processing, they were unable to view any screens or understand the actual nature of the issues and errors, which rendered the observation meaningless.

A temporary restraining order will restore the parties to the respective positions to ensure voter integrity in Nevada is maintained.

### **C. The Issuance of a TRO Benefits the Public's Interest**

“The public interest analysis for the issuance of [injunctive relief] requires [courts] to consider whether there exists some critical public interest that would be injured by the grant of preliminary relief.” *Alliance for the Wild Rockies v. Cottrell*, 632 F.3d 1127, 1138 (9th Cir. 2011) (citation omitted). In this case, there is no such public interest that would be injured by the issuance of Plaintiffs’ requested injunctive relief. To the contrary, the integrity of Nevada elections would further support the public’s interest Nevada elections. It is



1 imperative that Defendants be restrained from permitting meaningful observation of the  
2 Primary Election and General Election.

3 **D. A Minimal Security Bond is Appropriate Under these Circumstances**

4 NRCP 65(d) mandates that “no restraining order or preliminary injunction shall issue  
5 except upon the giving of adequate security by the applicant, in such sum as the court deems  
6 proper, for the payment of such costs and damages as may be incurred or suffered by any  
7 party who is found to be wrongfully enjoined or restrained.” *See* NRCP 65(d). The purpose  
8 of the security is to enable the enjoined party to secure indemnification for his losses in the  
9 event it is determined he was wrongfully enjoined or restrained. As noted above, Defendants  
10 will suffer no harm as a result of an injunction as Plaintiffs merely seek to enforce a statutory  
11 right. Indeed, the public benefits from an injunction so the Court can determine the parties’  
12 rights and obligations under Nevada law. Thus, Defendants stand to suffer no appreciable  
13 losses, and a minimal security in the amount of \$500.00 is appropriate.  
14

15 **IV. CONCLUSION**

16 Injunctive relief is appropriate relief to prevent further irreparable harm to Plaintiffs  
17 as Defendants have failed to confirm that Plaintiffs will be able to meaningfully observe  
18 Clark County elections, specifically the Primary Election and General Election. The right to  
19 injunctive relief is not only expressly provided for by statute, but is otherwise established by  
20 the facts presented in this case. For these reasons, Plaintiffs are entitled to a TRO and  
21 preliminary injunction providing as follows:  
22

23 1. Observers must be able to personally view that every step of the election is  
24 handled with transparency, integrity, and is done lawfully;  
25

26 2. Observers must be allowed to visually inspect each ballot to ensure each  
27 ballot is legally counted and processed by the Registrar of Voters’ (“ROV”) personnel.  
28 Observers be permitted within a two (2) foot radius of any ballot counting system or

1 machine. For example, the signature(s) must match on the envelop, the ballot must be filled  
2 out properly, the correct form of ballot must be completed, each ballot must be counted and  
3 tallied properly and reported properly. Observers must be able to do this at the ROV  
4 headquarters, and any remote or central counting location through the entire election process;

5           3.       Two (2) Observers to be present at each drop box location from each political  
6 party to ensure there are no unauthorized dumping of ballots or illegal ballots processed;

7           4.       Two (2) Observers from each political party to be present at the EMS machine  
8 or any machine in where electronic votes are being tabulated or uploaded;

9           5.       There must be paper records showing the data and content on each thumb  
10 drive and the upload to any tabulating machine must match what is documented to ensure  
11 accuracy;

12           6.       If any of the Two (2) Observers from each political party address any issue  
13 and cannot resolve the issue, he or she may ask the ROV staff to stop processing. The  
14 Observer must then address his/her challenge to the manager, supervisor, or lead;

15           7.       If for any reason, if an Observer from either political party is forced to be  
16 removed, they must be immediately replaced with another Observer from their respective  
17 political party to ensure each party is properly represented;

18           8.       All Observers must pass background checks, be a resident of the Clark  
19 County, Nevada, be registered to vote in Clark County, Nevada, and/or seek to participate in  
20 meaningful voter observation in Clark County, Nevada;

21           9.       Each political party must submit a list of their Observers for each location and  
22 alternates regarding the same within seven (7) days before the 2022 Primary Election;

23           10.      Any independent political party shall be entitled to the aforementioned;

24           11.      Each party, is defined as the chair of the respected parties central committee  
25  
26  
27  
28

(ex: Clark County Republican Central Committee would be responsible for the Republican observers);

12. The ROV personnel will issue a badge to Observers, which they must wear while observing. Observers must return their badges each day before leaving the ROV;

13. The ROV will accommodate requests for observation and requests to enter and leave subject to the availability of ROV personnel;

14. All drop box locations, all counting areas, EMS areas, and all board rooms used for the 2022 Primary Election must be video-taped using video surveillance at all times. The video-surveillance must be of high quality and stored in a manner mutually agreed upon the ROV and both political parties;

15. Provide the layout(s) of the ballot counting facility(ies) that depicts where the observers will be allowed to observe from;

16. Ensure that residents of Clark County be given preference to observe over non-residents of the County or even the State; and

17. Any additional relief the Court deems necessary and appropriate.

DATED: April 22, 2022

**JENNINGS & FULTON, LTD.**

By: /s/ Adam R. Fulton, Esq.

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Nevada Bar No. 11572

afulton@jfnvlaw.com

LOGAN G. WILLSON, ESQ.

Nevada Bar No. 14967

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2580 Sorrel Street

Las Vegas, Nevada 89146

Telephone: (702) 979-3565

Facsimile: (702) 362-2060

*Attorneys for Plaintiffs*

**CERTIFICATE OF SERVICE**

Pursuant to N.R.C.P. 5(b), I hereby certify that I am an employee of JENNINGS & FULTON, LTD., and that on the 22nd day of April, 2022, I caused a true and correct copy of the foregoing **PLAINTIFFS' EX PARTE APPLICATION FOR A TEMPORARY RESTRAINING ORDER TO CONDUCT MEANINGFUL VOTER OBSERVATION IN CLARK COUNTY, NEVADA ON ORDER SHORTENING TIME** to be served via personal service as follows:

BARBARA CEGAVSKE  
101 North Carson Street, Suite 3  
Carson City, Nevada 89701-3714  
*Defendant*

JOSEPH P. GLORIA  
965 Trade Drive, Ste. A  
North Las Vegas, Nevada 89030  
*Defendant*

/s/ Misty Janati  
An Employee of JENNINGS & FULTON, LTD.

# EXHIBIT 1

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2580 SORREL STREET  
LAS VEGAS, NV 89146



TELEPHONE  
(702) 979-3565  
TELECOPIER  
(702) 362-2060

March 21, 2022

**Sent Via U.S. Certified Mail & E-mail:**

Clark County Election Department  
Attn: Joe P. Gloria  
Clark County Registrar of Voters  
965 Trade Drive, Ste. A  
North Las Vegas, Nevada 89030  
elinfo@ClarkCountyNV.gov

**RE: Public Observation of 2022 Primary Election Voting**

**Clark County Registered Voters Requesting Public Observation of 2022 Primary Election Voting:**

Robert Beadles	Susan B Proffitt
Randall S Proffitt	Felicia Pattersen
Jewel Bailey	Frank Kelly
Frank Bella	Katrin Ivanoff
Heather Florian	Rose Falocco
Nathan Atkins	Barry Andreoli
Shelly Andreoli	Sheila Arceo
Karen DiPane	John Schmitz
Jimmy Morales	Erica Neely
Kathy Morales	Dajuan Foster
Matthew Clendenen	Jim Blockey
Adam LaRosa	Evelyn Luviano Larosa
Todd Peppard	Patty Belanger
Tom Wagner	Johnnie Leyva
Terri Leitch	Kristine Lockhart
Denise M Cope	Michelle Yuro
Mark Darden	Christina Von Lindenly
Rosa Vandiver	Michelle Battle
Rex Thomas	Teresa Jidov
Samia Anthony	Juan Perez
Linda L. Colon	Adelina Perez
Leah Loera	John Laporte
Cyrus Hojjaty	Dinah Dahlsrud Ihle
Gerry Ramirez	Dana Allec
Gregg Seymour	Bonnie Buckner
Judith Leslie	Travis Ebarb
Alex Rodrigues	Heidi Koboski
Michael R Kane	James Higgins

<b>Iris Diana Fisch</b>	<b>Rosalie Bingham</b>
<b>Alexandrea Slack</b>	<b>Timothy Wagner</b>
<b>Heather Landay</b>	<b>Judi Utschen-Hirsh</b>
<b>Anna Marie DelRosario</b>	<b>Victoria Giampa</b>
<b>Bianca Garnes</b>	<b>Peranut Sae-Ang</b>
<b>Kirk Norman</b>	<b>Dale J Parker</b>
<b>Christina Barrello</b>	<b>Rita Cossid</b>
<b>Carolyn St. John</b>	<b>Lorena Biassotti</b>
<b>Lynn Clark</b>	<b>Marty Waldman</b>
<b>Pamala Lee</b>	<b>Tamas A. Lee</b>
<b>Mieke C. Maun-Bleitz</b>	<b>Lawence M. Bleitz</b>
<b>Suzanne Scavo</b>	<b>John A. Istle</b>
<b>Charles P. Suval</b>	<b>David S. Mintzer</b>
<b>Jeff DiPane</b>	<b>Richard Louro</b>
<b>Bruce Rahl</b>	<b>Linda DeCicco</b>
<b>Robert Brown</b>	<b>Nephi Khaliki</b>
<b>Jerri Krieger</b>	<b>Rosemary Davis</b>
<b>John DeCicco</b>	<b>Harold R. Ross</b>
<b>Katrin Ivanoff</b>	<b>Garland Brukley</b>
<b>Melanie Johnson</b>	<b>Joseph R. Frasson</b>
<b>Frances E. Swartz</b>	<b>Joseph F. Leising</b>
<b>Stephen J. Bradley</b>	<b>Larry D. Richardson</b>
<b>Lenny Smith</b>	<b>Juliet Smith</b>
<b>Karen D. Katsards</b>	<b>Paula Marsden</b>
<b>Ted Load</b>	<b>Kristene Honzik</b>
<b>Karen DiPane</b>	<b>Tom Pickard</b>
<b>Sandra Sue Stitt</b>	<b>Lauren Cox Thomas</b>
<b>Heidie Elise Clinger</b>	<b>Terry McGowen</b>
<b>Patty Pruett</b>	<b>Margaret White</b>
<b>Staci Maine</b>	<b>Matt Bessatte</b>
<b>Jonathan A. Maxham</b>	<b>Andrew Wilson Danevicius</b>
<b>Suzanne Marie Danevicius</b>	<b>Eva S. Perez</b>
<b>Mark Alan Voelker</b>	<b>Richard Duane McCandless</b>
<b>Greg Kiser</b>	<b>Bria Kiser</b>
<b>Jeanne Kaslly</b>	<b>Natalie Cortez</b>
<b>Joshua Cowart</b>	<b>Irene Cortez</b>
<b>Alexandria Tonthat</b>	<b>Felicia Przybochi</b>
<b>Benjamin Trahan</b>	<b>Shelly O'Connor</b>
<b>Julie Renee Davis</b>	<b>Brian James Davis</b>
<b>Maria Moss</b>	<b>Bobby Moss</b>
<b>Lance Taylor</b>	<b>Rocco Brandonisio</b>
<b>Debra Brandonisio</b>	<b>Danielle Kear</b>
<b>Rebecca Murray</b>	<b>Jody Mudano</b>
<b>John Schmitz</b>	<b>Debbie James</b>
<b>Socorro Keenan</b>	<b>Owen Wong</b>
<b>Bill Kaanoi</b>	<b>Sharon Abila</b>
<b>Kenneth G. Baynes</b>	<b>Andrea J. Baynes</b>

**Mike Mudano**  
**Jill Corbeille**

**Virginia Adams**  
**Wayne Cobeille**

Dear Mr. Gloria,

Please be advised that my firm represents the above-listed Clark County, Nevada registered voters (“Clients”) who seek the Clark County Elections Department to enact effective, proper, and reliable voter observation during the 2022 Primary Election.

NRS 293.2546(10) provides that each voter has the right to have a uniform statewide standard for counting and recounting of all votes accurately. For this to take place, reliable and meaningful observation must take place. Moreover, voters of Clark County have addressed complaints during the 2020 General Election. Clark County has failed to address its registered voters concerns regarding the same.

Nevada has since adopted its Voters’ Bill of Rights, NRS 293.2546. All voters have the right to address complaints about elections and election contests resolved fairly, accurately and efficiently. The items addressed below identify the requested observation requirements to ensure fair, accurate, and meaningful voting observation during the 2022 Primary Election.

Various states have established rules for observing in-person voting, signature matching and mail ballot verification, and ballot counting, specifically Arizona, Florida, Georgia, Michigan, North Carolina, Ohio, Pennsylvania, and Wisconsin. Wisconsin permits any member of the public to observe elections. *See* W.S.A. 7.41. Michigan and Ohio have both party-appointed observers and nonpartisan observers. *See* M.C.L.A. 168.733, M.C.L.A. 168.730, and R.C. 3503.21. Michigan, for example, has party-appointed poll challengers but poll watchers can be any member of the public. *See* M.C.L.A. 168.733 and M.C.L.A. 168.730. Ohio, on the other hand, has poll watchers that are appointed by a political party and appointed by ballot initiative committees, which are committees that are formed to put an initiative on the ballot and then make it law. *See* R.C. 3503.21.

Arizona and Georgia employ an oversight process by which poll watchers nominated by political parties can see the tabulation of ballot. Ohio appoints canvass observers by political party, but also employs ballot initiative committees whose members are not always formed via the parties. Florida, Michigan, North Carolina, Pennsylvania, and Wisconsin use a public oversight process, in which any person can witness the tabulation of the ballots.

It is well evidenced that a meaningful observation of the 2020 General Election did not take place. My Clients request Clark County adopt the following Election Observer Guidelines and

///

///



#### General Rules for Observers:

- Observers must be able to personally view that every step of the election is handled with transparency, integrity, and is done lawfully;
- Observers must be allowed to physically inspect each ballot to ensure each ballot is legally counted and processed by the Registrar of Voters' ("ROV") personnel. Observers be permitted within a two (2) foot radius of any ballot counting system or machine. For example, the signature(s) must match on the envelop, the ballot must be filled out properly, the correct form of ballot must be completed, each ballot must be counted and tallied properly and reported properly. Observers must be able to do this at the ROV headquarters, and any remote or central counting location through the entire election process;
- Two (2) Observers to be present at each drop box location from each political party to ensure there are no unauthorized dumping of ballots or illegal ballots processed;
- Two (2) Observers from each political party to be present at the EMS machine or any machine in where electronic votes are being tabulated or uploaded;
- There must be paper records showing the data and content on each thumb drive and the upload to any tabulating machine must match what is documented to ensure accuracy;
- If any of the Two (2) Observers from each political party address any issue and cannot resolve the issue, he or she may ask the ROV staff to stop processing. The Observer must then address his/her challenge to the manager, supervisor, or lead;
- If for any reason, if an Observer from either political party is forced to be removed, they must be immediately replaced with another Observer from their respective political party to ensure each party is properly represented;
- All Observers must pass background checks, be a resident of the Clark County, Nevada, and be registered to vote in Clark County, Nevada;
- Each political party must submit a list of their Observers for each location and alternates regarding the same within seven (7) days before the 2022 Primary Election;
- Any independent political party shall be entitled to the aforementioned;
- Each party, is defined as the chair of the respected parties central committee (ex: Clark County Republican Central Committee to be responsible for the Republican observers);
- The ROV personnel will issue a badge to Observers, which they must wear while observing. Observers must return their badges each day before leaving the ROV;
- The ROV will accommodate requests for observation and requests to enter and leave subject to the availability of ROV personnel; and
- All drop box locations, all counting areas, EMS areas, and all board rooms used for the 2022 Primary Election must be video-taped using video surveillance at all times. The video-surveillance must be of high quality and stored in a manner mutually agreed upon the ROV and both political parties.

As NRS 293.274(1) provides that members of the public may be poll watchers, surely the aforementioned are within the scope and breadth of NRS 293.274.

Please confirm within five (5) days of receipt of this correspondence that Clark County Clark County Elections Department will implement the aforementioned.

Sincerely,

*/s/ Adam Fulton, Esq.*

Adam Fulton, Esq.

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# EXHIBIT 2

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Law, et al. vs Whitmer, et al.

Deposition of

**JOSEPH GLORIA**

*December 1, 2020*

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1 experience reviewing signatures to have a look at  
2 those envelopes. But ultimately with the cure  
3 process, the voter can always call in and provide  
4 the necessary information, whether it's answering  
5 challenge questions or filling out the affidavit and  
6 providing an ID to cure that ballot.

7 Q. Were any of your staff instructed to verify  
8 a signature match using just one letter?

9 A. No, sir.

10 MR. OWENS: Objection. Calls for hearsay.  
11 Lacks foundation. Calls for speculation.

12 BY MR. HAMILTON:

13 Q. Go ahead and repeat your answer.

14 A. No, sir.

15 Q. Do you know what percentage of ballots  
16 reviewed by human verification were rejected for  
17 signature verification reasons?

18 A. I don't have that number with me. I do  
19 know that we made a cure listing public, and it was  
20 on our website on a daily basis. But I don't have  
21 those numbers off the top of my head.

22 Q. Was the signature verification rejection  
23 rate abnormally high or low, or was it consistent  
24 with prior elections?

25 A. Again, I don't have those numbers off the

1 polling places are directed to monitor that  
2 activity?

3 A. If they're in a polling place that allows  
4 electioneering, yes. If they're at a site that's  
5 privately owned and they've indicated they don't  
6 want to allow it, they don't allow any  
7 electioneering.

8 Q. Let me ask you about polling observation.  
9 You have training programs and manuals on  
10 what is allowed for a citizen or campaigns to  
11 observe the polls?

12 A. As far as our poll workers, they are  
13 trained, and there's documentation that they use and  
14 follow. We also have some documentation provided to  
15 those observers that came into our facility to  
16 observe.

17 Q. If a poll worker -- I'm sorry, a poll  
18 observer believes they're being treated unfairly or  
19 not being allowed to observe, how are they supposed  
20 to raise those concerns?

21 A. To the team leader.

22 Q. And how are those supposed to be resolved  
23 or addressed?

24 A. Well, if the team leader continues to have  
25 an issue, they can call an admin rover who can go

1 out and also try to deal with the situation. In  
2 most -- not most -- all locations we had predefined  
3 exactly where observers could be allowed. We were  
4 under some restriction as a result of COVID and  
5 social distancing, so there was only a certain  
6 amount of observers we could allow to be in the  
7 polling place.

8 Q. Is it important to allow observation of the  
9 polling place?

10 A. Statutorily required.

11 Q. Is that -- do you try and administer that  
12 on an even-handed basis between the political  
13 parties?

14 A. Yes, absolutely. You have to try to be  
15 balanced in what you're doing. We tried to create  
16 enough spaces there so that we did everything we  
17 could to have a Democratic observer and Republican  
18 observer and just an observer as an independent. If  
19 not, then we tried to get them to work with each  
20 other to rotate.

21 It depended on how many observers were  
22 being allowed in the location. So that was on a  
23 case-by-case.

24 Q. And are those polling place observers as a  
25 general rule relatively well-behaved?

1           A.     Yes.   Generally.

2           Q.     Okay.   Last area and then I'll stop.

3                   Voter registration list maintenance.   Does  
4 your office have a process for maintaining the voter  
5 rolls?

6           A.     Yes.

7           Q.     Can you briefly explain that process?

8           A.     Leading into any election cycle, that being  
9 an even year, we begin with the ERIC process, which  
10 is the Electronic Registration Information Center.  
11 That's a group that is coordinated by the Secretary  
12 of State's Office.   They give us information on  
13 people who are registered in other states by  
14 comparing our state voter registration roll with  
15 other member states.   At this point in time I  
16 believe there are 30 states that are participating  
17 in ERIC.   They also provide us with information on  
18 deaths, any number of other areas, to help us keep  
19 the rolls clean.   So we use that.

20                   And leading into, again, the even year,  
21 ERIC is first and then the NCOA, the National Change  
22 of Address report, that we utilize so that we can  
23 identify those voters whom have moved, and then we  
24 send out a federally required notice to those voters  
25 to either tell us that we're incorrect, that they



# EXHIBIT 3

RETRIEVED FROM DEMOCRACYDOCKET.COM

Law, et al. vs Whitmer, et al.

Deposition of

**WAYNE THORLEY**

*December 1, 2020*

RETRIEVED FROM DEMOCRACYDOCKET.COM



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[www.RocketReporters.com](http://www.RocketReporters.com)

1 can I have you put up Exhibit 2?

2 THE EXHIBIT TECHNICIAN: Of course.

3 BY MR. OWENS:

4 Q. Mr. Thorley, do you remember discussing  
5 this a little earlier?

6 A. Yes, I do.

7 Q. In fact, I believe your testimony was  
8 specifically or at least indicated that you recalled  
9 receiving this letter; is that correct?

10 A. Yes.

11 Q. Did you have to ask for this letter from  
12 Mr. Gloria multiple times?

13 A. No, not -- I don't believe this one, no.

14 Q. What letters have you had to ask Mr. Gloria  
15 to provide multiple times?

16 A. The observation plan.

17 So under state law, the counties are  
18 required to submit various plans, election plans, to  
19 the Secretary of State's Office. One such plan is  
20 this ballot security plan. The cover letter, this  
21 exhibit that's up right now, that is the cover  
22 letter for the ballot security plan. I don't recall  
23 having to ask Clark County several times for this  
24 plan.

25 Another plan is the accommodation of

1 observers from the public to observe the processing  
2 and counting. That plan the Secretary of State's  
3 Office did have to request multiple times from Clark  
4 County before it was received.

5 Q. I believe your testimony earlier was that  
6 the Secretary of State provides the counties with a  
7 fair amount of latitude to determine how to conduct  
8 their elections; is that true?

9 A. Within the framework of state law, yes.

10 Q. Do you review all of their plans to ensure  
11 that it complies with state law?

12 A. There is -- yes, there is a -- me  
13 personally, no. I don't personally review all their  
14 plans. But there is an employee in the Secretary of  
15 State's Office that reviews their plans for  
16 compliance with state law.

17 Q. So when it comes to whether or not a county  
18 complies with state law, you wouldn't know whether  
19 they do or don't; you're relying upon someone else  
20 in the Secretary of State's Office; correct?

21 A. In some instances, yes.

22 Q. How do we know which instances that applies  
23 and which ones that does not apply?

24 A. I don't know.

25 Q. Did you review this, their security plan,

# EXHIBIT 4

RETRIEVED FROM DEMOCRACYDOCKET.COM



# Election Department

965 Trade Dr • Ste A • North Las Vegas NV 89030  
Voter Registration (702) 455-8683 • Fax (702) 455-2793

Joseph Paul Gloria, Registrar of Voters  
Lorena Portillo, Assistant Registrar of Voters

October 20, 2020

The Honorable Barbara K. Cegavske  
Secretary of State  
State of Nevada  
101 N. Carson St., Suite 3  
Carson City, Nevada 89701-4786

Attention: Wayne Thorley  
Deputy Secretary of State for Elections

RE: Accommodation of Members of the General Public at Polling Places, Mail Ballot Processing, and at the Central Counting Place

Dear Secretary Cegavske:

In accordance with NRS 293B.354, I am forwarding to you the following guidelines which are provided to our polling place team leaders and our election staff to ensure we accommodate members of the general public who wish to observe activities within a polling place and/or at the central counting facilities.

## **Polling Places (Early Voting and Election Day)**

Designated public viewing areas are established in each polling place, both early voting and Election Day vote centers, where individuals may quietly sit or stand and observe the activities within the polling place.

### **Observation guidelines:**

- Observers may not wear or display political campaign items
- Observers may not photograph, or record by any other means, any activity at any early voting or Election Day polling place
- Use of cell phones is prohibited in the polling place
- Observers may not disrupt the voting process
- If observers have questions, they must direct them to the polling place team leader

### **Mail Ballot Processing (Warehouse & Flamingo-Greystone Facility)**

The general public is allowed, according to the NRS, to observe the counting of mail ballots. In addition, as a courtesy, members of the general public are also being allowed to observe our mail ballot processing procedures, which occur prior to tabulation.

Due to space limitations we are processing our mail ballots in two different facilities:

- 965 Trade Dr., North Las Vegas, NV 89030
  - AGILIS mail ballot processing
  - Signature audit team
  - Tabulation
    - Ballot duplication
- 2030 E. Flamingo Road, Las Vegas, NV 89119
  - Counting Board
    - Ballot duplication

#### **Observation guidelines:**

- Observers may not wear or display political campaign items
- Observers may not photograph, or record by any other means, any activity at any early voting or Election Day polling place
- Use of cell phones is prohibited in the polling place
- Observers may not disrupt the voting process
- If observers have questions, they must direct them to the polling place team leader

### **Election Night (Warehouse Tabulating)**

In front of our tabulation area an area is provided for any observer who wishes to observe our counting activity. Reports are provided after each update to the general public and are also available on our website for review. The general public may access the website through our free county wi-fi access on their personal devices should they choose to do so.

The public viewing area allows the general public to view the tabulation room, where the processing of election night results may be observed through windows that provide full view of all counting activity. Observers are not allowed inside the room because of congestion and COVID restrictions.

The Registrar is available to answer questions, although it should be noted that very few

Page 3  
Secretary of State Barbara K. Cegavske  
March 14, 2018

individuals from the public have been at the Election Center Warehouse on election night since 2000. This will probably be different this year due to increased interest in observing our activities.

In accordance with NRS 293B.354, at link provided here is a link to the vote center polling places that will be used in the General Election on November 3, 2020 in Clark County. <https://cms8.revize.com/revize/clarknv/Election%20Department/VC-Web-20G.pdf?t=1602940110601&t=1602940110601>. An electronic copy is also attached to the e-mail.

Sincerely,

A handwritten signature in black ink, appearing to read "Joseph P. Gloria". The signature is fluid and cursive, with a prominent "J" and "G".

Joseph P. Gloria  
Registrar of Voters

Enclosures

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# EXHIBIT 5

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Clark County Election  
Department

# Opening Procedures



Updated 2/4/2020

**ICX Team Leader & ICX Specialist**

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## Arriving at the Vote Center

### 1. Arrive At Assigned Vote Center NO Later Than 5:30 am.

*Since at the end of the day, both Team Leaders must ride together when returning election materials to the Election Warehouse, you may want to meet at the warehouse, leave one car, and ride together to the vote center. You will be guided to park in the fenced parking lot behind the warehouse.*

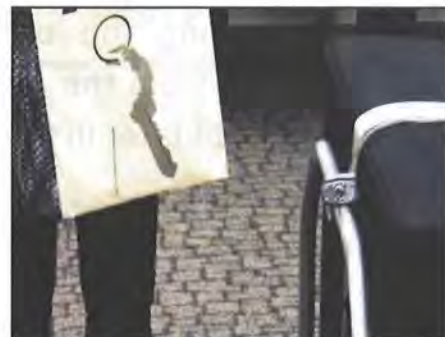
### 2. Find Facility Contact Person. If not there by 5:30 am, call Administration Hotline. Find voting machines and equipment.

### Voting Machine Cart & Rolling Storage Cabinets

### 3. Verify ICX Voting Machine Cart and Rolling Storage Cabinets are padlocked



### 4. Unlock voting machine cart and rolling storage cabinets. Key is inside Key Envelope (same key for both).



### Cell Phones

### 5. Find cell phones inside the same rolling storage cabinet as the kiosks. Cell phones are stored inside a plastic shoe box inside the gray crate. Turn on cell phones immediately. Periodically check throughout the day to ensure cell phones remain turned on and that you have not missed calls or text messages from the Election Dept. If setting up the day before, leave cell phones in the cabinet until election morning.

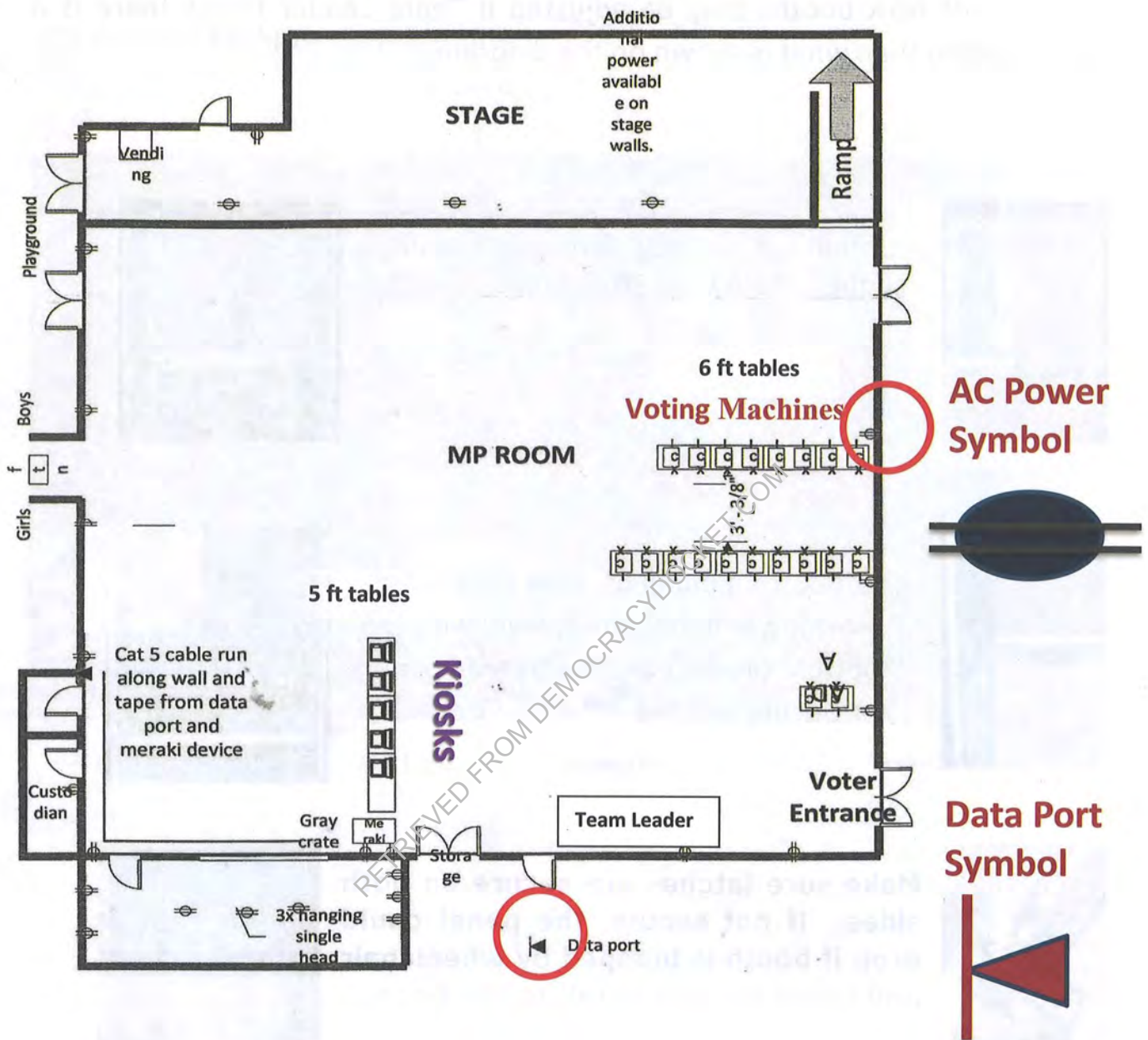
6. **Set Up Tables** – refer to **layout diagram in accordion** file for specific instructions on where to set up (see sample of page 4).

- 5 ft tables for ICX voting machines
- 6 ft tables for Kiosks
- 6 ft table by the entrance for Team Leader laptop & printer

7. **Surge Protectors & Extension Cords:**

- a. Use one surge protector for up to 4 Kiosks. If your location has more than 4 Kiosks, additional surge protectors will be provided. Extension cords are provided if needed.
  - Make sure all cords are taped down
- b. Use one surge protector for up to 6 ICX Voting Machines. Extension cords are provided if needed.
  - Make sure all cords are taped down
  - Position surge protector in the center so that you can bring cords towards the middle from both sides
- c. Check each power outlet is working – check red light on surge protector is lit when plugged in.
- d. After testing the outlets, unplug surge protectors for the voting machines from the power outlet. We do not want to plug these into power until later in the setup process.





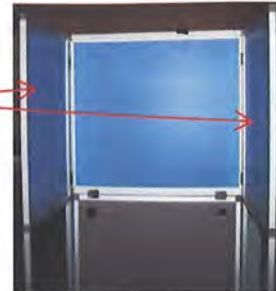
Sample Layout Diagram

## ADA Booths & Curtains

Assemble ADA privacy booths and curtains (found on cart with tables). Placement of ADA booths may be adjusted if Team Leader thinks there is a better location than what is shown on the diagram.



Unfold the two side panels and open slightly more than 90 degrees.



Lift bottom panel up, look for latches. Now lower panel down, level with the bottom of side panels. Pull side panels in. Secure latches.



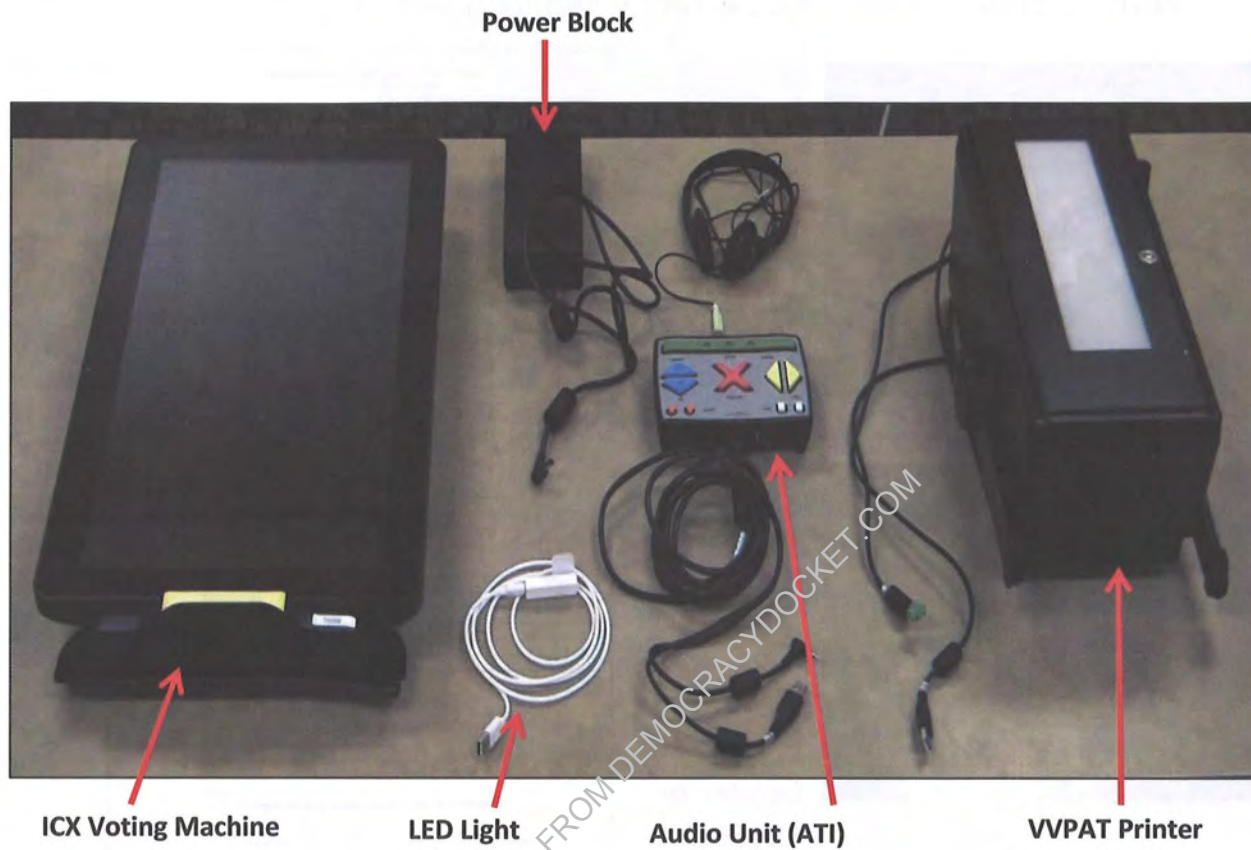
**Make sure latches are secure on both sides. If not secure, the panel could drop if booth is bumped by wheelchair and cause the ICX to fall to the floor.**



Install curtain backwards and use for all voters. Turn curtain around for ADA Voter, to ensure their privacy.

## Preparing the Equipment for Setup

### ICX Voting Machine Components





## 1. Security Checks

- a. Get Seal Report (picked up on Monday at Election Center)
- b. Verify Seal Number on Voting Machine Cart matches Seal Number on Seal Report.
- c. Verify 2 Seals on each Kiosk match seals on Seal Report



**b.**

---

**ICX**  
**Leader or**  
**Specialist**  
**will do**



**C.**

---

**Kiosk  
Leader or  
Specialist  
will do**

# Official Polling Place Seal Report

Election Date / Election Name

Polling Place: SAMPLE POLLING PLACE

Any printer may be used on any machine.

ICK Serial #	Machine Cart Seal	ICK Machines				Battery Door Seal	VeriVote Printers	
		Sensor Seal	Power/Printer Door Seal	ATI/LDS Base Seal	VVPAT #		Printer #	
	333312	565615	465494	268412	579559		VYPAT1	421553
11772		565443	378453	653541	465494		VYPAT2	351546
11773		324262	347874	246841	378453		VYPAT3	892140
11774		788991	315865	354615	347874		VYPAT4	624551
11775		908446	678133	456886	345865		VYPAT5	122959
11776		321655	981352	959132	678133		VYPAT6	122959
11777		435500	575654	821547	632458		VYPAT7	334644
11778		354854	245950	806513	981352		VYPAT8	188187
11779		247849	648465	432564	575654		VYPAT9	632458
11780		579559	468416	254865	245950		VYPAT10	981352
11781	624555	465494	575643	770416	648465		VYPAT11	575654
11782		378453	648433	321545	468416		VYPAT12	245950
11783		347874	348413	354784	784777		VYPAT13	648465
11784		345865	978413	324578	990547		VYPAT14	468416
11785		678133	678463	334758	161646		VYPAT15	784777
11786		575643	378461	354694	113547		VYPAT16	354581
11787		648433	358478	354684	213574		VYPAT17	984811
11788		348413	458946	158711	677254		VYPAT18	458435
11789		927843	656884	358884	681434		VYPAT19	378461
11790		678463	354785	387945	346781		VYPAT20	358478
							VYPAT21	458946
							VYPAT22	656884
							VYPAT23	853680
Kiosk Serial #	Kiosk Seal 1	Kiosk Seal 2						
0041	123869	483646						
0042	244682	478795						
0042	157862	116355						
0043	579852	315700						
0044	587894	676645						

WE CERTIFY THE ABOVE INFORMATION IS TRUE AND CORRECT

Team Leader's Signature \_\_\_\_\_

Assistant Team Leader's Signature \_\_\_\_\_

2. **Cut Seals on Kiosks.** Kiosk Team Leader and Kiosk Specialist will begin setting them up. It is extremely important to start setting up Kiosks as soon as possible.

**IF SETTING UP PRIOR TO ELECTION DAY, LEAVE KIOSKS INSIDE THE ROLLING STORAGE CABINET.**  
**Verify kiosk seals on election morning.**

- Loosen the cargo strap, remove the privacy panels, cut the seal and unzip the cover.



## Polling Place Statement

- Verify ICX voting machine serial numbers match those listed on the Polling Place Statement (inside accordion file in Team Leader crate). Serial numbers are visible when you open the cart cover

**Election Day Polling Place Statement**  
Election Date: \_\_\_\_\_ Election Title: \_\_\_\_\_

**SAMPLE VOTE CENTER**

Total Signatures (Total Kiosk Count):

Total SDR Prov Kiosk Count:  Total HAVA Prov Kiosk Count:

Device/ Machine #	A.M. Verified	Starting Count (Verify)	Ending Count
11771	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11772	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11773	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11774	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11775	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11776	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11777	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11778	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11779	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11780	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11781	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11782	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11783	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11784	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11785	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11786	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11787	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11788	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11789	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>
11790	<input checked="" type="checkbox"/>	0	<input type="checkbox"/>

Total Voting Machine Count (Sum Ending Count):

Comments: \_\_\_\_\_

Initial here that all VVPAY Printers have been secured inside Polling Storage Cabinet ☐

We do hereby certify that the above information is a true and correct statement of voting executed by us on the date, at the polling place, and for the election indicated above.

Election Day Vote Center Official's Signature \_\_\_\_\_ Election Day Vote Center Official's Signature \_\_\_\_\_

Time of Departure: \_\_\_\_\_



**If voting machine serial numbers do not match those listed on the Polling Place Statement, call Warehouse Hotline immediately.**



## Position ICX Voting Machines

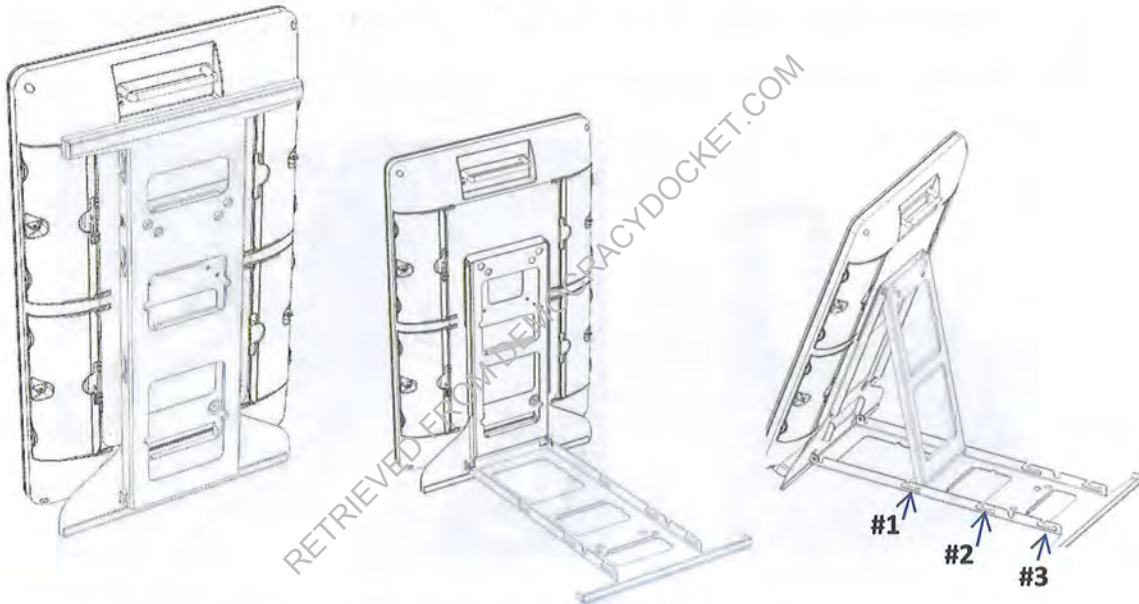
5. Using silver handle, lift voting machines out of cart. Set 2 ICX machines on each 5 ft table and 1 ICX inside each ADA booth



## ICX Kickstand

### 6. Open the kickstand on ICX Voting Machine:

- a. Open the kickstand on the back of the ICX. The kickstand is held in place by a magnet.
- b. Swing open the second hinged metal bracket to fit into a desired groove on the kickstand. Set stand into the groove. Do not lock into place as it is difficult to unlock it.
- c. Note that there are three grooves that the support can fit into:
  - The first groove (#1) is best for voters sitting down
  - The middle groove (#2) is best for most voters
  - The third groove closest to the ICX screen (#3) is best for very tall voters or for adjusting for glare



## VVPAT Printers

7. Take VVPAT printers out of the storage box. Set one printer to right of each ICX voting machine.



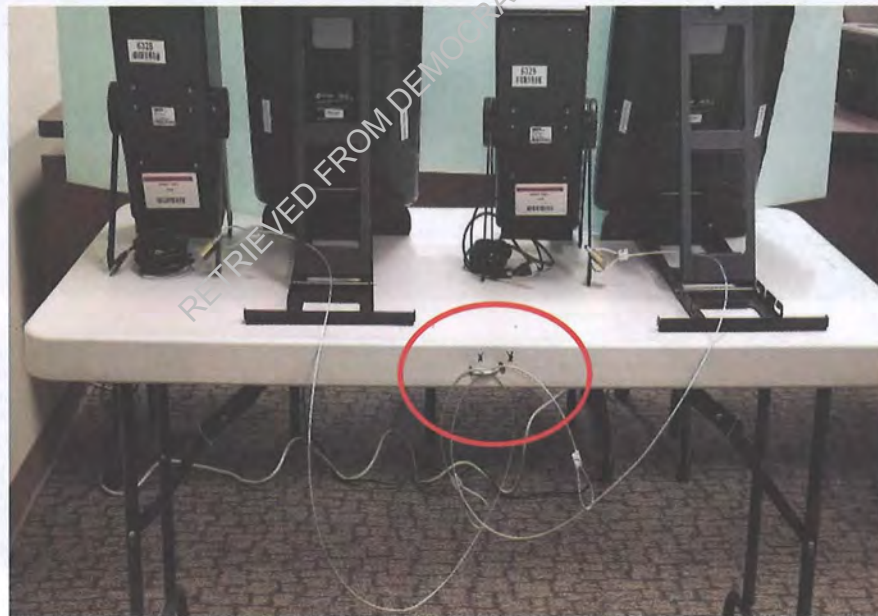
8. Take VVPAT printers out of the bags. Set printers upright on legs. Place empty bags under table for now.





## Security Cables

9. For each ICX Voting Machine, loop cable on table leg (or U-bolt if table has one attached), run cable through ICX kickstand and through hole in VVPAT printer legs and padlock. Security cables and locks can be found in the Setup Assistant crate



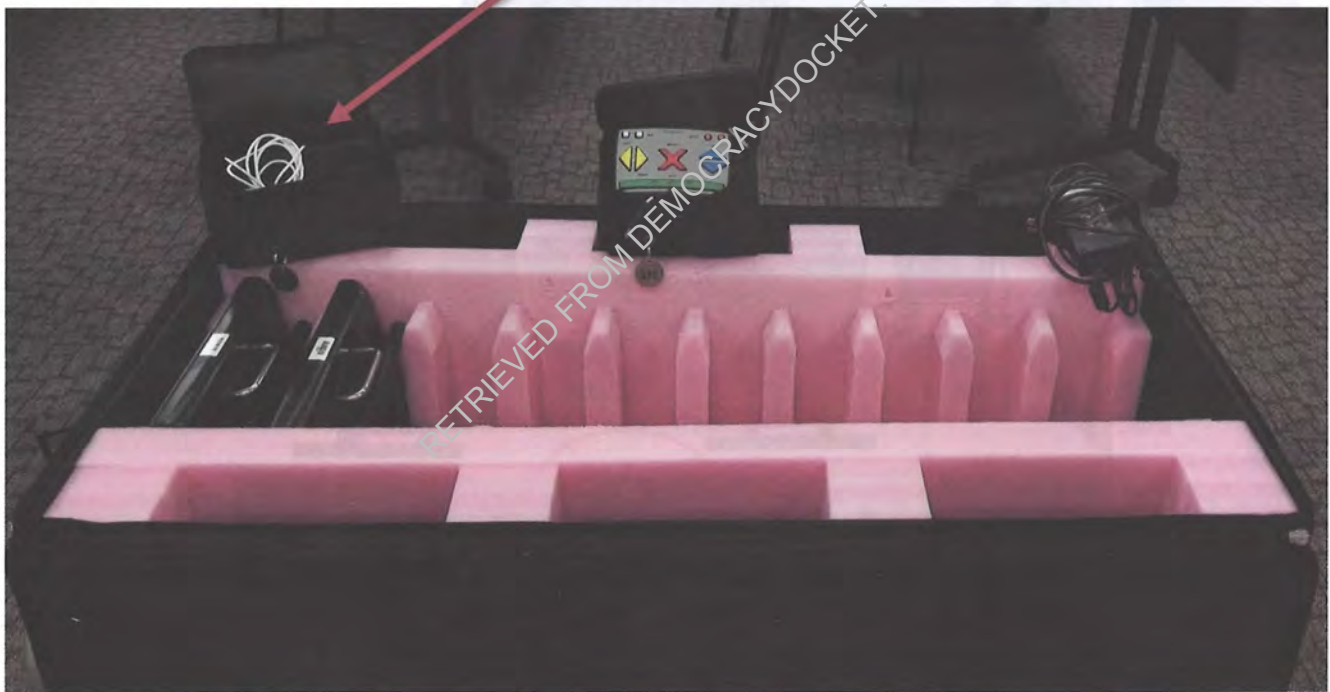
**IF SETTING UP PRIOR TO ELECTION DAY, STOP AT THIS POINT  
and padlock the rolling storage cabinets**

## Setting Up The Equipment

### LED Lights, Power Blocks & Audio Units

1. Take power block and LED light out of voting machine cart and set one to the left of each voting machine.
2. Also take the 2 audio units (ATI) out of cart. Take units out of the carrying case and place next to ADA voting machines inside the booths. Place inside cart.

NOTE: LED lights will be inside a small black carrying case that looks the same as the audio unit case.





- 



- O

If some seal numbers do not match, continue to open the other voting machines. Call the warehouse hotline to report the ones that do not match when time permits. Hotline will direct you on what to do.

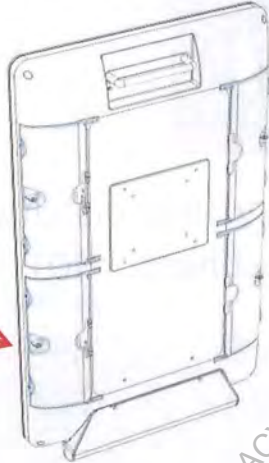
[illegible]

- Team Leader and Assistant Sign Report and place inside the T Case



## Connect Power Cable To ICX

6. Break the Seal on door labeled "Power/Printer" and door labeled "ATI/LED". Place broken seals in any gray crate
7. Open the door labeled "Power/Printer" and plug in the power cable. Plug other end into surge protector. **DO NOT PLUG INTO POWER OUTLET YET.**
  - This is the only door that will be left open during the day due to the cables making it difficult to close door easily without bending the cables.



## Connect VVPAT Printer To ICX

8. Into the same door labeled 'Power/Printer', plug in the VVPAT Printer (two cables). USB cable is plugged into USB port. The other cable is a two-part cable; the shorter cable is already connected to the ICX. Take the other cable from the VVPAT printer and connect with shorter cable.



**Any printer may go on any voting machine.  
There are also several spare printers.**

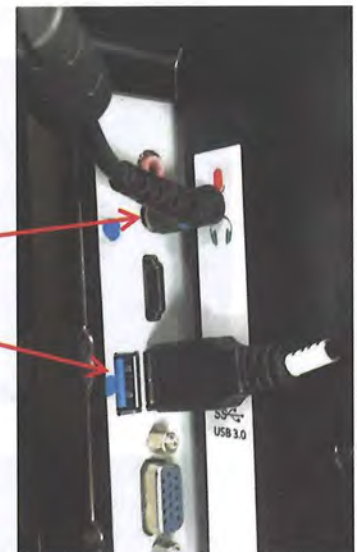
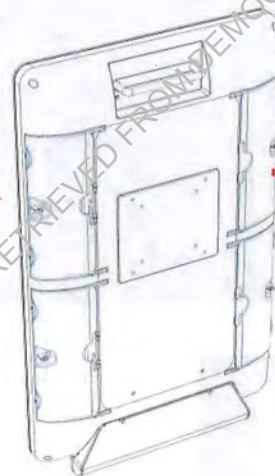
### Connect LED Light To ICX

9. Open door labeled "ATI/LED" and plug LED light into USB port closest to the ICX screen. Run cable through hole in the door. If not an ADA machine, this door may now be closed.



### Connect Audio Unit (ATI) To ICX

10. For ADA Machines, open the door labeled "ATI/LED", and plug in the audio unit (**two cables**). Plug the USB cable into the labeled USB port closest to the ICX screen, and the audio jack into the green socket at the top.



- a. Connect the audio jack to top of audio unit  
b. Connect headset to bottom right of audio unit

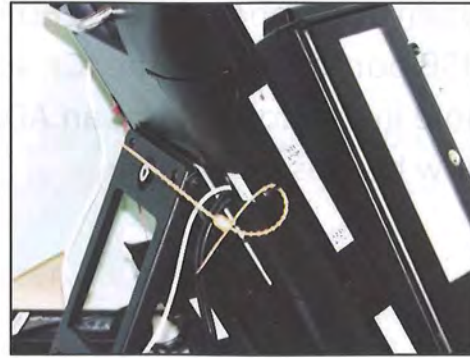


Audio Unit



## Seal ATI/LED Door

11. Seal door labeled "ATI/LED" with an orange seal. You do not need to record the seal numbers. The power/printer door may stay open since cables make it hard to close the door without possibly bending the cables.



## Assemble Privacy Panel

12. **Assemble Privacy Panel for each ICX Voting Machine:**
  - a. Place golf tees into holes on table
  - b. Set privacy panels on table with backside up against golf tees to assist with stability
  - c. Clip the 2 Privacy Panels on table together. This will also help to keep them more stable



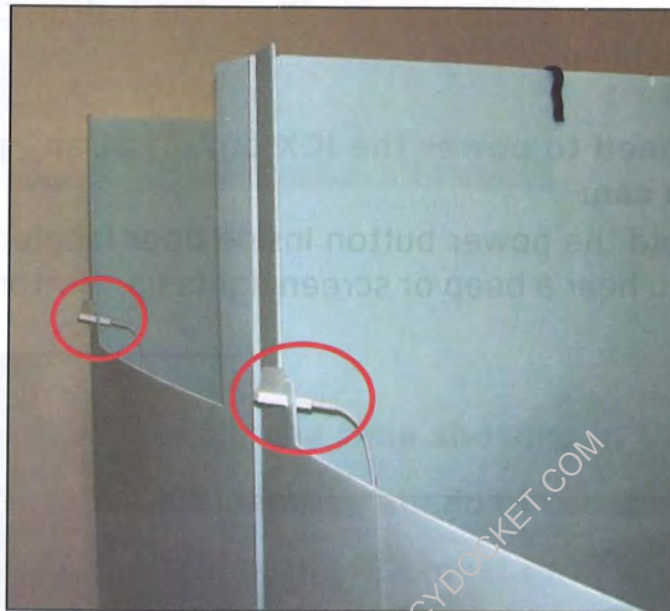
Golf Tees



Clips

## Attach LED Light To Privacy Panel

13. **Attach LED Light to back of each Privacy Panel:**



14. **Store empty printer bags behind each ICX in between the voting machine and privacy panel.**

**Bring all ICX voting machines to this point before continuing**

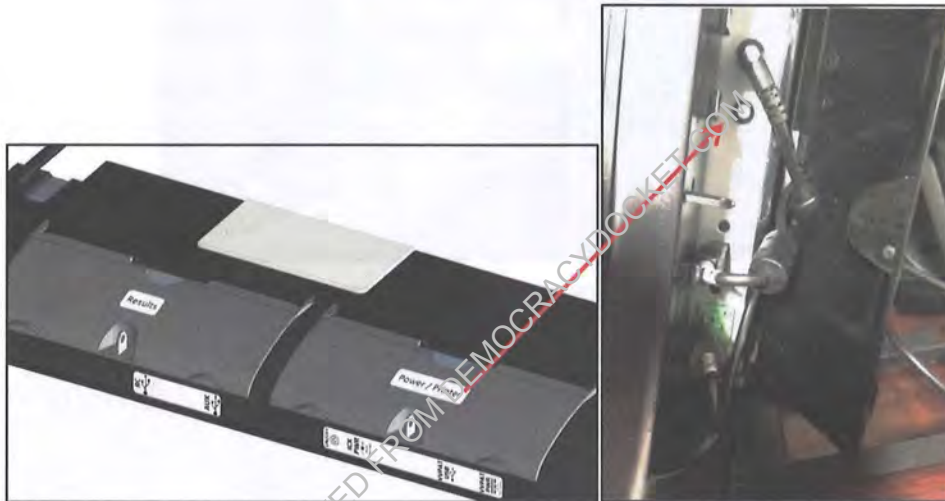
# Preparing The ICX For Voting

## Power On ICX

1. **Plug the surge protector into the power outlet. The ICX Voting Machine will turn on automatically.** Note: The power button will not work when machine is in power storage mode, so the button cannot be used to power on the ICX in the morning.

**However, if you need to power the ICX on/off at any point throughout the day, then you can:**

- Press and hold the power button inside door labeled "Power/Printer". Hold until you hear a beep or screen lights up. Button is lit up in green.



2. After machine powers up, check for green light on VVPAT Printer and Audio Unit (on ADA machines).





### Confirm Date & Time

3. Confirm the date and time at top left of ICX screen:



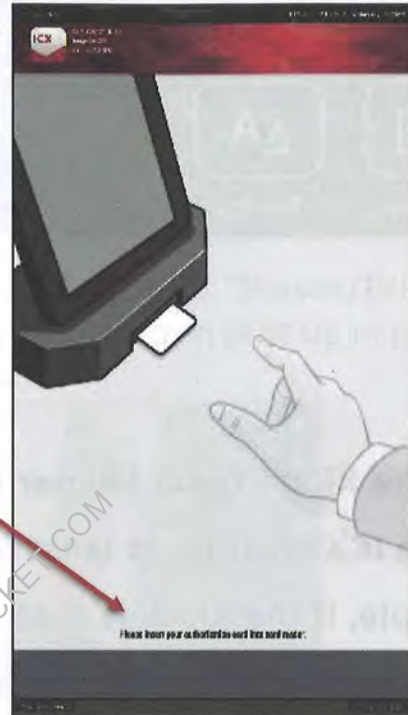
Ask the Kiosk Team Leader for the time showing in the Kiosks. The time on the ICX must be at least 5 minutes ahead of the time on the Kiosks (for example, if the Kiosk is 6:45 am, the ICX must be 6:50 am). The date must also be correct. If either is not correct, **STOP**.



Continue to set up other machines making sure date is correct and time is at least 5 minutes ahead of Kiosks. When time permits, call Warehouse Hotline to report the machine that was incorrect.

## Insert Team Leader Card & Enter PIN

4. Get Team Leader cards. Cards are found inside a small cardboard box inside the Team Leader crate. You will need one Card for each ICX Voting Machine.
5. The ICX will now show message at bottom of screen: "Please Insert Your Authorization Card Into The Card Reader".



6. Insert a Team Leader Card and enter the PIN Number on the keypad popup on the screen.

- The Team Leader PIN Number is on the Password Sheet in the accordion file under "Passwords"

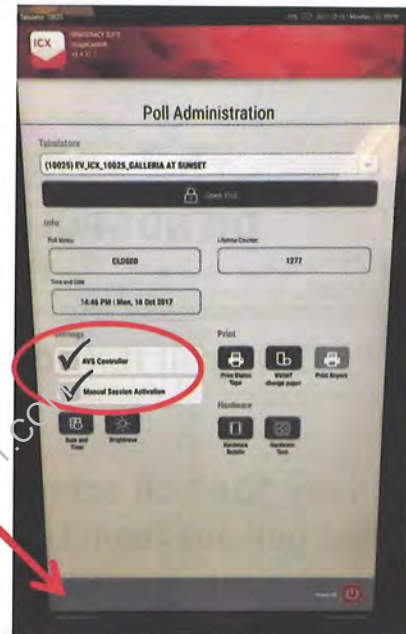
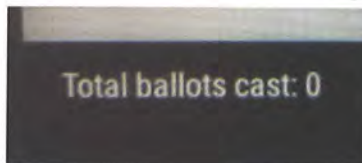


7. Press "OK" if printer message comes up

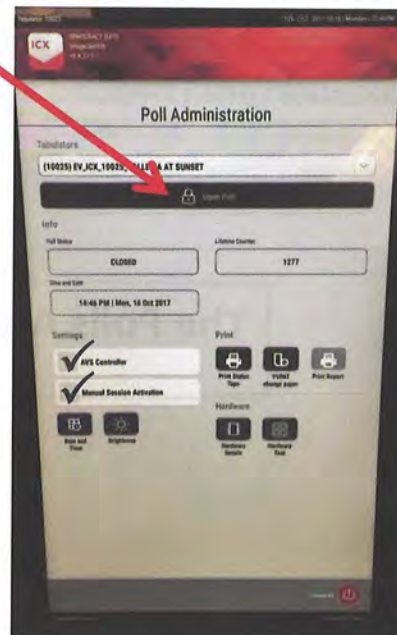
## OPEN THE POLLS

### 8. OPEN THE POLLS. YOU MUST OPEN THE POLLS ON ALL VOTING MACHINES (EVEN IF YOU THINK YOU WILL NOT USE ALL OF THEM)

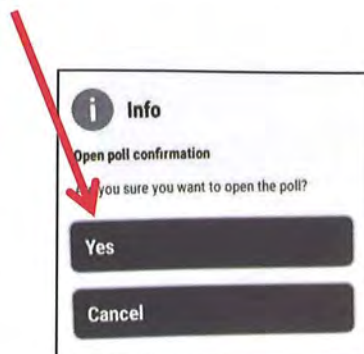
- Check both the "AVS Controller" checkbox for audio voting and the "Manual Activation" checkbox. This way all machines are set up for both if needed.
- Confirm Total Ballots Cast (Starting Count) is **0**



- Press on blue bar to "Open Poll"



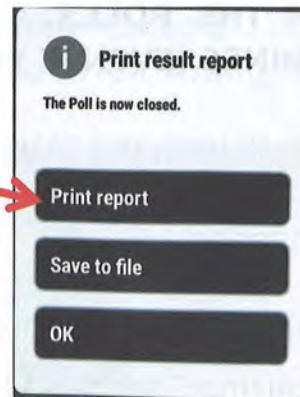
- A confirmation message will appear. Press "Yes"





## Print Zero Report

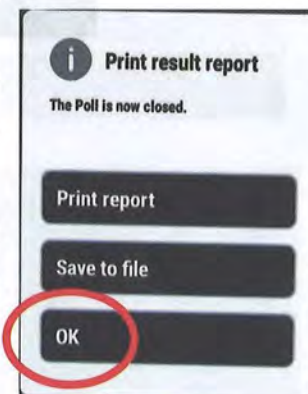
9. Touch "Print Report". The Zero Report will begin printing. Do not select the other buttons.



**DO NOT PULL OUT TEAM LEADER CARD UNTIL PRINTER IS FINISHED PRINTING ZERO REPORT**

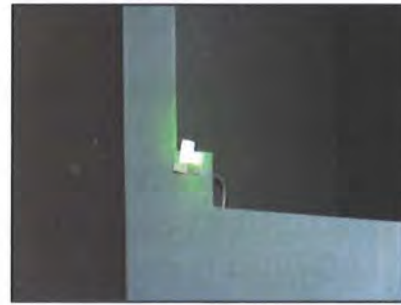
**Bring all ICX voting machines to this point before continuing**

10. Press "OK" on screen when printing is complete and pull out Team Leader Card.
  - a. Keep a card on the lanyard for the Team Leaders, Specialists and Setup Assistants to use throughout the day.
  - b. Place all other Team Leader Cards back into the cardboard box and store in a secure location until needed again at closing.

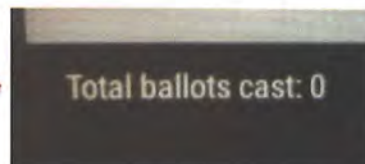


**The Polls Are Now Open**

11. The LED light should now be lit up and green



12. Check the box on the Polling Place Statement to verify starting count is zero on each machine (bottom left of ICX screen). You may now put the Polling Place Statement away in the accordion file. You will not need it again until closing.



Election Day Polling Place Statement  
Election Date: \_\_\_\_\_ Election Time: \_\_\_\_\_

SAMPLE VOTE CENTER

Total Signatures (Total Kiosk Count):

Total SDR Prov Kiosk Count:  Total HAVA Prov Kiosk Count:

ACCOUNT OF BALLOTS CAST ON THE VOTING MACHINES

Device/ Machine #	A.M. Verified	Starting Count (Verify)	Ending Count
11771	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11772	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11773	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11774	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11775	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11776	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11777	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11778	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11779	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11780	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11781	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11782	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11783	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11784	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11785	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11786	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11787	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11788	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11789	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____
11790	<input checked="" type="checkbox"/>	0 <input checked="" type="checkbox"/>	_____

Total Voting Machine Count (sum Ending Count):

Comments: \_\_\_\_\_

Initial here that all VVPAT Printers have been secured inside Keating Storage Cabinet ☐

We do hereby certify that the above information is a true and correct statement of voting executed by us on the date, at the polling place, and for the election indicated above.

Election Day Vote Center Official's Signature: \_\_\_\_\_ Election Day Vote Center Official's Signature: \_\_\_\_\_

Time of Departure: \_\_\_\_\_



## Final Opening Procedures

1. **Check ICX Voting Machines:** Ensure machines are properly configured for voters:
  - a. VeriVote printer is properly connected to each machine
  - b. Audio Units are connected to ADA Machines
  - c. LED light is connected to each machine and to each privacy panel and green light is illuminated
  - d. Each machine has a privacy panel
  - e. All doors are sealed except for "power/printer" door
  - f. Screen says "TO BEGIN VOTING, INSERT VOTER CARD INTO SLOT BELOW"
  - g. All machines and printers are secured to the table with a cable and padlock
2. **Laptop and Printer:** The Kiosk Team Leader and Kiosk Specialist will set up a laptop and a small black printer on the Team Leader table. The Kiosk Team Leader and Kiosk Specialist will use this laptop to:
  - Print sample ballots for voters if requested
  - Access a website where you will enter the number of voters waiting in line at your site. The number of voters in line must be entered every half hour.
3. **Team Leader Table:** On your table and easily accessible, you should have the laptop, printer, accordion file, election law book, informational handouts and the voter registration forms.
4. **Check all cords are taped down**
5. **Check all surge protectors are plugged in and turned on**
6. **Distribute Supplies to Workers:** If missing critical supplies (such as Team Leader Cards or Vote Cards), call Warehouse Hotline. If not critical, wait until later in the morning to call. The hotlines are very busy during opening. Give Setup Assistants a Team Leader Card & keys to printers (keys are in Key Envelope)
7. **Place the "Audio Voting Quick Reference" sheet inside each ADA booth.**



8. **Public Viewing Area:** Use red tape to cordon off public viewing area. Public viewing area does not have to be any particular size, and should be in an area convenient for observers to see and hear but not disrupt voting process. Observers may sit or stand in this area and must sign the Observation Form (found in accordion file).
9. **Place The Card Collection Box And "I Voted" Stickers By The Exit** to the vote center. Rotate the monitors and the setup assistants to function as a card collector, so everyone has a chance to sit for a while. If there is not enough room to create a card collection area, the monitors can collect cards and give out stickers as voters leave the machine.
10. **ADA (American Disabilities Act) Instructions:** Check ADA Instructions (if any) in your accordion file. Make any necessary adjustments to vote center as stated in instructions. NOTE: Not all locations have ADA Instructions.

11. **Ensure All Signs Are Posted Both Inside And Outside. The Monitors are responsible for posting the signs.**

- a. Fold-out sign in English/Spanish – place inside near entrance
- b. Fold-out sign in Filipino – place inside near entrance
- c. Distance Markers – use measuring wheel to measure 100' from the entrance to the structure in which you are located. Post "Distance Marker" signs on cones in at least 3 directions from the door.



- **For Early Voting:** Electioneering/Campaigning Is Prohibited Within 100 Feet from entrance to the voting area. (NRS 293.361)



- **For Election Day: Prohibited Within 100 Feet from** entrance to the building or structure in which the polling place is located. (NRS 293.740)

- d. If your vote center does not allow campaigning or petitions on their property, instead of the distance marker signs, you will post the "No Campaigning and No Petitions are Allowed Anywhere on this Private Property..." signs on the cones at the entrance or entrances and in other visible areas.



Your site will be given the appropriate sign depending on if campaigning and petitions are allowed on the property or not.



- e. Enter Here To Vote – using black tape, post this sign on entrance door or next to entrance door.



- f. Vote with Arrow small signs – use black tape to post these to mark the route to the voting area.



- g. Vote Signs on wooden A-frames – find the signs and arrows in the large white plastic bag inside the polling place cart. Velcro signs onto the A-frames. Place these where they will be easily visible to guide voters to voting area – out by the street to direct voters to parking lot. Use luggage cart to transport signs.



- h. ADA signs – some vote centers may have ADA signs. Instructions on where to place these can be found inside the accordion file under "ADA instructions". Some locations may require you to create an ADA parking space. Cones will be provided if this is the case. *See samples below*

- i. Voter Parking – some locations may require you to mark a few parking spaces for voters. Signs and cones will be provided if this is the case. Parking spaces should be close to the voting area. Talk to contact at site about which spaces you should use. *See samples below*



**12. Make Sure Polling Area Is Easily Accessible:**

- a. Walk route voters will use to reach polling area and check for anything that would make entry difficult, especially for voters with disabilities.
- b. Make sure routes, voter parking and parking for voters with disabilities are clearly marked.
- c. If there are any obstructions that would impede a voter, or missing signs, you must take appropriate steps to resolve problem.

- 13. Confirm Workers Are There:** Use "Payroll Signature Sheet" (in #3 Envelope) to do a roll call and confirm everyone has arrived and is wearing their name badge. If a worker is there but name does not appear on the payroll sheet, call Election Workers Hotline to confirm worker should be there. If a worker has not arrived by 6:00 am:
- Call Election Board Officer Hotline for replacement
  - Workers should not sign the payroll sheet yet. They will sign at the end of the day.

- 14. Administer Oath:** Each team member should sign to indicate he/she has taken Oath. The Oath is found in the accordion file.

- 15. Review Procedures:** Go over vote center procedures with Setup Assistants and Monitors and emphasize:
- Most mistakes occur at beginning of day. Be especially alert
  - Inform Team Leader of any unusual situation or problem
  - Team Leader will schedule lunches & breaks when it will not disrupt polling place operations
  - No one may leave the vote center during voting hours
  - Be professional and do not discuss politics
  - Never tell a voter he/she cannot vote
  - Call Team Leader if voter requests assistance in the booth
  - Never give voter direction or guidance regarding questions or races on the ballot
  - Review duties with each worker



- 16. Ready To Open:** Check with the Kiosk Team Leader that kiosks are ready to receive voters. When you are both ready, the Kiosk Team Leader will use the laptop to report that your site is ready to open. Do this AS SOON AS you are set up and ready to open. Do not wait until 7:00 am. However, you cannot start processing voters until 7:00 am.

**Per Nevada law, the Vote Center MUST be open at 7:00 am. If for some reason you do not think you will open on time, immediately call the Administration Hotline and we will send help.**

**IN THE EVENT YOU RUN INTO PROBLEMS WITH GETTING INTO THE SITE ON TIME, CONNECTIVITY OR ANYTHING ELSE:**

**As long as you have at least 2 Voting Machines and 1 Kiosk ready to receive voters, you are ready to open. The rest can be set up and opened as time permits. NOTE: You may process voters on the Kiosks even if they are "OFFLINE" until you are able to establish connectivity.**

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# EXHIBIT 6

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# Observation of Polling Place Acknowledgment (NAC 293.245)

State of Nevada



Secretary of State Barbara K. Cegavske

In accordance with NAC 293.245, I, \_\_\_\_\_, by signing this form, hereby acknowledge that during the time I observe the conduct of voting I am prohibited from the following activities:

1. Talking to voters within the polling place;
2. Using a mobile telephone or computer within the polling place;
3. Advocating for or against a candidate, political party or ballot question;
4. Arguing for or against or challenging any decisions of the county or city election personnel;  
and;
5. Interfering with the conduct of voting.

I further acknowledge that I may be removed from the polling place by the county or city clerk for violating any provisions of Title 24 of the Nevada Revised Statutes or any of the restrictions described herein.

**X**

Signature

Date

# EXHIBIT 7

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# Other During the Day Responsibilities

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**ICX Team Leader, ICX Specialist,  
Kiosk Team Leader, Kiosk Specialist**

Clark County Election Department

Updated 1/30/2020

LAW 000618

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Review Training Videos prior to Election Day at:

[www.clarkcountynv.gov/depts/election/pages/pw\\_videos.aspx](http://www.clarkcountynv.gov/depts/election/pages/pw_videos.aspx)



## **Assisting Voters Who Are Disabled or Voters Who Are Elderly**

**Be Patient.** Be considerate of the extra time a voter who is disabled or elderly may need and give your unhurried attention.

**Speak Directly To Person** with disability rather than to a companion.

### **Ask How You May Be Of Assistance:**

- Often, an individual will not let you know that he/she has a disability, so ask if assistance is needed.
- PER NEVADA LAW, POLL WORKERS MUST GIVE VOTERS WITH DISABILITIES THE OPPORTUNITY TO GO TO FRONT OF LINE.
- Provide seating for voters while they wait.
- Before pushing someone in a wheelchair, ask if you may and how to proceed.

### **Know How to Process Voters With Visual Impairments:**

- Greet a person who is visually impaired by letting him/her know who and where you are.
- Give directions prior to taking action (i.e., we will be going to the left or there is a table in front of us).
- Offer to fill out any paperwork.
- Provide guidance using a ruler or finger for signing.
- When offering walking assistance, allow person to take your arm and tell him/her if approaching steps or inclines.
- Allow enough room to negotiate through cramped spaces and protruding obstacles.
- A voter with a guide dog may prefer to follow you rather than take your elbow. Never grab dog, leash or harness and try to direct dog yourself.

### **Know How To Process Voters With Hearing Impairments:**

- Communicate effectively—speak calmly, slowly and directly to person.
- Your facial expressions, gestures and body movements help in understanding.
- Do not shout or speak in person's ear.
- If needed, write a note and offer a pad and pen so voter can communicate.
- Do not become impatient or frustrated with the person if it takes longer to communicate.

**Facilitate Assistance In Voting Booth:** Federal law allows voters with disabilities to be accompanied and to receive assistance by another person.

## Bilingual Assistance

Federal law recognizes that many Americans rely heavily on languages other than English, and that they require information in minority languages in order to be informed voters and participate effectively in our representative democracy. Many provisions of federal law protect the voting rights of minority language Americans. Per Section 203 of the Voting Rights Act, localities where there are more than 10,000 or over 5 percent of the total voting age citizens in a single political subdivision (in our case, Clark County) who are members of a single minority language group must provide all voting information in the minority language as well as English.

Assistance must also be provided orally at the polling place on Election Day or during Early Voting. Bilingual poll workers must be assigned to at least target polling locations with the highest population of voters who are members of the minority language. In Clark County, we attempt to have a bilingual (Spanish/English) poll worker at each voting location and a bilingual (Filipino/English) poll worker at targeted locations.

Remember that all voters deserve courteous attention in exercising their right as citizens to vote. Treat all voters with equal respect and make every attempt to make voting an easy and pleasant experience for all.

*Excerpts from the U.S. Department of Justice's pamphlet, "Minority Language Citizens, Section 203 of the Voting Rights Act"*



## Campaigning/Electioneering and Petitions

**For Early Voting:** Electioneering/Campaigning Is Prohibited Within 100 Feet from entrance to the voting area. (NRS 293.361)

**For Election Day: Prohibited Within 100 Feet from** entrance to the building or structure in which the polling place is located. (NRS 293.740)

### Signs

- **Distance Marker Signs:** Use measuring wheel in your supplies to measure distance and post "Distance Marker" signs at locations which allow campaigning or petitions on the property. Post signs in at least 3 directions.



- **Campaigning and Petitions Prohibited On Property:** Some early voting or Election Day sites which are privately owned do not allow campaigning anywhere on their property. If this is the case, instead of Distance Marker signs, your supplies will have and you must post the signs that say "No Campaigning and No Petitions are Allowed Anywhere on Property...".
- Your site will be given the appropriate sign depending on if campaigning and petitions are allowed on the property or not.





## Campaigning/Electioneering and Petitions Continued

**Periodically Check** that no electioneering is taking place within 100 foot distance or, if applicable, on the property. Nevada law defines electioneering as campaigning for or against a candidate, ballot question or political party by:

- Posting signs
- Distributing literature
- Using loudspeakers to broadcast information
- Buying, selling, wearing or displaying any badge, button or other insignia except that a person may wear political insignia while voting only if reasonably unable to cover or remove it
- Polling or otherwise soliciting from a voter information as to whether voter intends to vote or has voted for or against a particular candidate, ballot question or political party
- Soliciting signatures of any kind (i.e., for a petition)

### **Inside Polling Place, A Person May Not:**

- Loiter
- Circulate a petition
- Speak to a voter about support or opposition of candidates or questions
- Post any signs relating to candidates or questions
- Wear insignia, buttons, clothing, or hats with campaign slogans or advertisements

Special Provision for voters: If a voter cannot reasonably remove a campaign item, e.g., a t-shirt, the voter must be allowed to vote but not allowed to loiter after voting.

## Cell Phone Usage

- ❖ Communication by means of phone calls, texting, pictures and video are not allowed inside the polling place (NRS293.274). **Voter may, however, use their cell phones, tablets, etc. to view their sample ballot inside the voting machine**
- ❖ Observers/Poll Watchers may not use cell phones or electronic devices inside the vote center
- ❖ Team leaders and Assistants should limit use of cell phones to election-related work. If absolutely necessary, you may use it for personal calls but should make call outside polling area
- ❖ Poll Workers may use electronic devices (e.g. Ipad, kindle) to read during slow periods of the day. Poll workers may not use devices to make phone calls, text, take pictures or video inside the vote center



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## Challenges

**In Nevada, Any Voter May Challenge Another Voter's Right To Vote For Several Reasons**, i.e., residence, political party, having previously voted in same election, or identity.

**In all cases, if a voter is challenged at your vote center, call Administration (455-2944)** and we will walk you through required steps to process a challenge. *All necessary forms may be found in the accordion file*

### Challenges Can Be Written Or Oral:





- **Written Challenges:** If told by Election Dept that a challenge has been issued:
  - o Get copies of challenge letters & other challenge information from accordion file /filing cabinet
  - o Call Administration
- **Oral Challenges:** If challenge is made in person by another voter:
  - o Ask challenger for photo I.D. and look up challenger's name on laptop:
    - If challenger is in same precinct as voter, call Administration
    - If challenger is not in voter's precinct, inform challenger he/she cannot challenge voter because challenger must be a registered voter in same precinct as voter, then process voter normally.



## Confidentiality Request

A voter wants to request that his/her address and phone number in the registration records be confidential (withheld from the public):

1. Have the voter complete and sign the "Confidentiality Request" form
2. Place form in #2 Envelope. **NOTE:** The form is not listed on the envelope cover as one of the items that goes in the envelope.

 <b>CONFIDENTIALITY REQUEST</b>  TO WITHHOLD ADDRESS AND TELEPHONE NUMBER	
Full Name: _____ <small>(print last, first and middle name)</small>	
Date of Birth: _____ <small>(print month/day/year)</small>	
Residence Address (address at which you are currently registered): _____ _____	
I hereby request the Clark County Election Department to withhold my residence address and telephone number from the public.	
Signature: _____	Date: _____
This form cannot be processed unless signed and dated. If you have any questions, call the Election Department at 702-455-VOTE (8683).	
<b>MAIL TO OR DROP OFF IN-PERSON AT:</b> Clark County Election Center 965 Trade Dr., Suite A North Las Vegas, NV 89030-7802	<b>FAX TO:</b> 702-455-2981
 <b>SOLICITUD DE CONFIDENCIALIDAD</b>  PARA NO DIVULGAR DIRECCIÓN Y NÚM. DE TELÉFONO	
Nombre Completo: _____ <small>(en letra de molde, escriba su apellido, primer y segunda nombre)</small>	
Fecha de Nacimiento: _____ <small>(en letra de molde, escriba mes/día/año)</small>	
Dirección de Residencia (dirección en la cual está registrada para votar actualmente): _____ _____	
Por medio de la presente, pido al Departamento de Elecciones del Condado de Clark que no divulgue mi dirección y número de teléfono al público.	
Firma: _____	Fecha: _____
Esta solicitud no se puede tramitar a menos que esté firmada y fechada. Si tiene preguntas, llame al Departamento de Elecciones al 702-455-3666.	
<b>ENVÍELA POR CORREO O PRESENTÉLA EN PERSONA:</b> Clark County Election Center 965 Trade Dr., Suite A North Las Vegas, NV 89030-7802	<b>POR FAX:</b> 702-455-2981
<small>c:\Forms\CONFIDENTIALITY_Ru-2 (joh) 8/24/09</small>	

## **Emergency Procedures**

### **For A Power Outage:**

- Call Administration Hotline at 455-6807 to report
- Allow voters currently in voting machines to finish
- If possible, move to another nearby room/location with electricity
- If not possible to move, power off half of the voting machines and laptops
- Continue to vote on the half that is still powered on until battery very low
- Power on other half of voting machines and laptops to continue voting as long as possible until issue has been resolved
- Election Dept. will send help

### **What To Do In Case Of A Bomb Threat, Fire Or Other Emergency That Requires Evacuation:**

- Take Roster Pages
- If time, power off voting machines and take out flash drives
- Take flash drives and Roster Pages with you
- Go to safe location
- Call Administration Hotline at 455-6807 to report
- Election Dept. will send help

## Exit Polling

**Exit polling is an informal poll of how voters have voted for either a candidate or issue.** Voters are questioned upon exit and may or may not respond to the questions asked.

- Exit polling is allowed within the 100' distance. Individuals conducting exit polling may stand outside or near the polling place entrance or exit as long as they are not blocking the entry or exit; and are not causing a disturbance.
- Exit polling may not be conducted inside the polling area.
- The Election Department is usually informed prior to the election which sites will have exit polling. The Election Department will then inform the Team Leaders. If exit polling is happening and you have not already been informed, call the Administration Hotline.

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## **MEDIA**

**Interviews:** If asked to interview or if media wants to interview workers, direct the media representative to call the Election Department at 455-2944.

**Turnout Figures:** Media may get this information by calling **Election Department at 455-2944**. Or, you may give totals from the numbers on your voting machines. Do not give subjective opinions, such as turnout being high, medium or low.

**No Interference With Voting:** Media activity cannot interfere with voting process

- Filming: Voters can be filmed voting, ONLY if they consent AND it does not violate secrecy of ballot (no direct or clear shots of a voter's ballot).
- Voter Interviews: Voters cannot be interviewed inside voting area. However, this can be done outside of voting area after voters have voted.

**Be Cordial and Cooperative:** Remember, it is through the media that we earn the confidence and gain the support of the citizens of Clark County.

## **Nonresidents/Snowbirds**

**Nonresidents may register to vote for the office of President and Vice President under certain circumstances. (NRS 293.5057)**

A person who does not maintain a residence in the State may register to vote for the office of President and Vice President if the person files a sworn statement with the Election Department that he/she is not registered to vote in any other state.

1. A nonresident may ONLY vote at the Election Department office on 965 Trade Dr, North Las Vegas.
2. A nonresident may ONLY vote in the General Election.

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## Observers/Poll Watchers

### General Public May Observe The Voting Process (NRS 293.274)


**Observers/Poll Watchers Must Remain In Public Viewing Area:** If more observers are present than you can accommodate, rotate them on an equitable basis

**Observers/Poll Watchers Must Wear A Name Tag** with person's full name (blank name tags are in your supplies for this purpose)

### Observers/Poll Watchers Must Sign The Observation Form Agreeing That Observers:

- May not talk to voters within the polling place
- May not use a mobile telephone within the polling place
- May not advocate for or against a candidate, political party or ballot question
- May not argue for or against or challenge any decisions of county or city election personnel
- May not interfere with the conduct of voting
- May be removed from the polling place by the county or city clerk for violating any provisions above

Polling Place \_\_\_\_\_



State of Nevada Barbara Cegavske, Secretary of State

Observation of Polling Place Acknowledgment (NAC 293.245)

In accordance with NAC 293.245, I, \_\_\_\_\_, by signing this form, hereby acknowledge that during the time I observe the conduct of voting I am prohibited from the following activities:

1. Talking to voters within the polling place;
2. Using a mobile telephone or computer within the polling place;
3. Advocating for or against a candidate, political party or ballot question;
4. Arguing for or against or challenging any decisions of the county or city election personnel; and
5. Interfering with the conduct of voting.

I further acknowledge that I may be removed from the polling place by the county or city clerk for violating any provisions of Title 24 of the Nevada Revised Statutes or any of the restrictions described herein.

Signature \_\_\_\_\_ Date \_\_\_\_\_

EL704 (05/12)  
Prescribed by Secretary of State  
NAC 293.245

**If Observer/Poll Watcher refuses to sign the Observation Form, call Administration Hotline**

## **Observers/Poll Watchers Continued**

**Observers/Poll Watchers MAY NOT Observe The Opening of the Vote Center.** They may enter at 7:00 am.

**Observers/Poll Watchers May Observe The Closing Of The Vote Center:**  
Observers must remain in the public viewing area

### **While Inside Polling Place, Observer/Poll Watchers May NOT:**

- Disrupt voting process or work of poll workers in any manner
- Electioneer/campaign, i.e., wear or bring in any type of political or campaign item
- Use electronic communication devices to record, video, take pictures, make calls or text.
- Photograph, videotape or sound record voting. Observers must deposit cameras, audio recorders, video cameras, etc., with Team Leader
  - Pursuant to NRS 293.274, "A member of general public shall not photograph conduct of voting at a polling place or record conduct of voting on audiotape or any other means of sound or video reproduction."



## Primary Elections in Nevada

Nevada is a CLOSED Primary Election state. In Nevada, Federal/State Primary Elections are "**CLOSED**." That means if you chose Democrat or Republican as your party on your Voter Registration Application, you may vote only for candidates from your own party and you may also vote in nonpartisan contests. If you chose a party affiliation that was anything other than Democrat or Republican, you may vote only in nonpartisan contests. Note that ballot questions will not appear in the Primary Election.

### Voter Contact Form

If a voter or voters must be turned away due to equipment or connection problems:

- Direct voter to nearest Vote Center using the map in your supplies
- If voter wants to come back to your site and vote, ask voter to complete the "Voter Contact Form" so that you may be able to let him/her know when issue has been resolved

VOTER CONTACT FORM	
Use this form only if a voter cannot vote because of equipment or connectivity issues and wants to return when the issues are resolved. If a voter does not want to give his or her name, check the box to so indicate. This helps the Election Dept. gauge how many voters were not able to vote.	
PLEASE PRINT	
First Name _____	Last Name _____
Phone Number _____	
Name Not Given <input type="checkbox"/>	Registration Number _____
First Name _____	Last Name _____
Phone Number _____	
Name Not Given <input type="checkbox"/>	Registration Number _____
First Name _____	Last Name _____
Phone Number _____	
Name Not Given <input type="checkbox"/>	Registration Number _____
First Name _____	Last Name _____
Phone Number _____	
Name Not Given <input type="checkbox"/>	Registration Number _____

## Voter Survey

If voter wants to file a written complaint or wants to compliment the Election Dept. in writing, offer voter the survey.

<b>VOTER SURVEY</b> <b>Encuesta Electoral</b> <b>Secretary of State Barbara Cegavske</b> <b>Secretario de Estado Barbara Cegavske</b>	
Name: _____ <i>Nombre</i>	County: _____ <i>Condado</i>
Address: _____ <i>Dirección</i>	Phone #: (____) _____ <i>Teléfono</i>
Polling Place Name: _____ <i>Centro de Votación</i>	
<input type="checkbox"/> I did not experience any issues casting my ballot. <i>No tuve problemas en emitir mi voto.</i>	
<input type="checkbox"/> I had difficulties casting my ballot. (Please explain below): <i>Tuve dificultades en emitir mi voto. (Favor de explicar):</i> _____ _____ _____	
<input type="checkbox"/> Mechanical Issues. (Please explain below): <i>Problemas mecánicos (Favor de explicar):</i> _____ _____	
<input type="checkbox"/> Polling Place not Open at 7:00 a.m. What time did it open? _____ <i>Centro de votación no abrió a las 7:00 a.m. ¿A qué hora abrió?</i>	
<input type="checkbox"/> Long Lines. If yes, how long did you wait? _____ <i>Filas largas. Si esto ocurrió, ¿cuánto tiempo tuvo que esperar?</i>	
<input type="checkbox"/> Other (Please explain below): <i>Otro problema (Favor de explicar):</i> _____ _____	
<input type="checkbox"/> General Comments: <i>Comentarios Generales:</i> _____ _____ _____	
<b>Please return completed survey to the Polling Place Team Leader</b> <b>Favor de entregar la encuesta completa al Supervisor del Centro de Votación</b>	



## Forms Overview

Form	Where to Find	What To Do With	Other Comments
Cancelled Check-in	In accordion file	Team Leaders paste labels for check-ins that were cancelled (i.e., voted incorrect voter)	Completed forms go in #1 Envelope

CANCELLED CHECK-IN	
1. <input type="text"/>	2. <input type="text"/>
3. <input type="text"/>	4. <input type="text"/>
5. <input type="text"/>	6. <input type="text"/>
7. <input type="text"/>	8. <input type="text"/>
9. <input type="text"/>	10. <input type="text"/>
11. <input type="text"/>	12. <input type="text"/>

Card Reactivation Log	In accordion file	Used to log anytime the status of card is checked to determine if card should be reactivated for voter. This would happen when voting machine will not accept the Vote Card	Completed forms go in #1 Envelope
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CARD RE-ACTIVATION LOG			
Site Name _____		Date _____	
ICX Time & Machine #	Team Leader's Name and Reason for Reactivation	CARD STATUS (Check One)	ACTION TAKEN (Check One)
<b>ICX TIME:</b>    <b>ICX MACHINE #</b>   	<b>TL Name:</b> _____ <b>Reason:</b> _____    	<b>NOT VOTED</b> <input type="checkbox"/> <b>VOTED</b> <input type="checkbox"/>  <b>Time Voted:</b> _____	<b>RE-ACTIVATED CARD</b> <input type="checkbox"/> Paste Re-Activation Label Here: <div style="border: 1px solid black; padding: 10px; text-align: center; margin: 10px 0;">             Paste Label Here           </div> <b>DID NOT RE-ACTIVATE CARD</b> <input type="checkbox"/>
<b>ICX TIME:</b>    <b>ICX MACHINE #</b>   	<b>TL Name:</b> _____ <b>Reason:</b> _____    	<b>NOT VOTED</b> <input type="checkbox"/> <b>VOTED</b> <input type="checkbox"/>  <b>Time Voted:</b> _____	<b>RE-ACTIVATED CARD</b> <input type="checkbox"/> Paste Re-Activation Label Here: <div style="border: 1px solid black; padding: 10px; text-align: center; margin: 10px 0;">             Paste Label Here           </div> <b>DID NOT RE-ACTIVATE CARD</b> <input type="checkbox"/>

Form	Where to Find	What To Do With	Other Comments
<ul style="list-style-type: none"> <li>Challenge Forms</li> <li>Affirmation of Challenged Voter</li> <li>Affirmation of Challenger</li> <li>Challenge List</li> </ul>	In Team Leader Crate	A voter may be challenged by another voter if the challenger questions the voter's address, party affiliation or identity. A challenge may be written or oral.	Call Admin Hotline at 455-6807 if a challenge occurs. You will be given instructions on how to use the forms. Instructions are also found in Team Leader Crate.

**State of Nevada**  
Secretary of State Barbara K. Cegavske

**Affirmation of Challenged Voter**  
NRS 293.303(2)

An election board officer shall tender the appropriate oath or affirmation to any person who is challenged orally. Please refer to instructions from your county clerk as to what procedures to follow if a voter successfully executes, or refuses to execute, the oath or affirmation.

☐ I swear or affirm under penalty of perjury that I belong to the political party designated upon the ballot.

☐ I swear or affirm under penalty of perjury that I am a resident of the precinct for which I am voting.

☐ I swear or affirm under penalty of perjury that I am a resident of the precinct for which the address is listed on the election board roster.

☐ I swear or affirm under penalty of perjury that I have not voted for any of the candidates or questions included on the ballot for this election.

☐ I swear or affirm under penalty of perjury that I am the person whose name is on this election board roster.

☐ I swear or affirm under penalty of perjury that I resided at the residence for which the address is listed on the election board roster at the time I registered, and that I have changed my residence and currently reside at the following address:

\_\_\_\_\_  
\_\_\_\_\_  
County, Nevada

I hereby declare, under penalty of perjury, that the statements marked above are true and correct.

\_\_\_\_\_  
\_\_\_\_\_  
Witnessed By: \_\_\_\_\_

DATE: \_\_\_\_\_  
Time: \_\_\_\_\_

**State of Nevada**  
Secretary of State Barbara K. Cegavske

**Affirmation of Challenger**  
NRS 293.303(1)

I, \_\_\_\_\_, am a registered voter in Precinct # \_\_\_\_\_ of \_\_\_\_\_ County and I reside at \_\_\_\_\_.

I hereby challenge \_\_\_\_\_, Precinct # \_\_\_\_\_ of \_\_\_\_\_ County, who resides at \_\_\_\_\_.

The challenger is based on the following grounds:

☐ Upon the ground that the person challenged does not belong to the political party designated upon the ballot.

☐ Upon the ground that the person challenged designated on their application for registration to vote a political party to which they do not belong.

☐ Upon the ground that the person challenged does not reside at the residence for which the address is listed on the election board roster.

☐ Upon the ground that the person challenged voted before at the same location.

☐ Upon the ground that the person challenged is not the person named on the roster as claimed.

Statement of the facts upon which each ground for challenge is based. This challenge must be based on personal knowledge, which is defined by NRS 293.418(3) as " firsthand knowledge through experience or observation of the facts upon which ground that the challenge is based."

I declare under penalty of perjury that this challenge and statement of facts are true and based on my own personal knowledge.

\_\_\_\_\_  
\_\_\_\_\_  
DATE: \_\_\_\_\_  
Time: \_\_\_\_\_

**CHALLENGE LIST**

Location	Date	Challenger's Name (last, first, middle)	Grounds for Challenge	Outcome
1. Precinct # _____	_____	_____	<input type="checkbox"/> Political Party	<input type="checkbox"/> Successful
2. Precinct # _____	_____	_____	<input type="checkbox"/> Political Party	<input type="checkbox"/> Successful
3. Precinct # _____	_____	_____	<input type="checkbox"/> Political Party	<input type="checkbox"/> Successful
4. Precinct # _____	_____	_____	<input type="checkbox"/> Political Party	<input type="checkbox"/> Successful
5. Precinct # _____	_____	_____	<input type="checkbox"/> Political Party	<input type="checkbox"/> Successful
6. Precinct # _____	_____	_____	<input type="checkbox"/> Political Party	<input type="checkbox"/> Successful
7. Precinct # _____	_____	_____	<input type="checkbox"/> Political Party	<input type="checkbox"/> Successful
8. Precinct # _____	_____	_____	<input type="checkbox"/> Political Party	<input type="checkbox"/> Successful
9. Precinct # _____	_____	_____	<input type="checkbox"/> Political Party	<input type="checkbox"/> Successful
10. Precinct # _____	_____	_____	<input type="checkbox"/> Political Party	<input type="checkbox"/> Successful

**Certificate to Challenge List**

STATE OF NEVADA, \_\_\_\_\_

COUNTY OF CLARK, \_\_\_\_\_

195 DO HERBERT LARSEN, that the Challenge List is a full and complete statement of all challenges executed by or in the aforementioned precincts.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Confidentiality Request	In Team Leader crate	Used when a voter requests address and phone number are withheld from the public (confidential).	Completed form goes in #2 Envelope  Note: Not listed on cover of envelope
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**CONFIDENTIALITY REQUEST**  
TO WITHHOLD ADDRESS AND TELEPHONE NUMBER

Full Name: \_\_\_\_\_  
Date of Birth: \_\_\_\_\_  
Residence Address (include all units and city/county/state): \_\_\_\_\_

I hereby request the Clark County Election Department to withhold my residence address and telephone number from the public.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

This form cannot be processed unless signed and dated. If you have any questions, call the Election Department at 702-455-7482.

**MAIL TO BE DROP OFF IN PERSON AT:** **MAIL TO:**  
Clark County Election Center **985 Trade Dr., Suite A** **702-455-7482**  
North Las Vegas, NV 89130-7802

**SOLICITUD DE CONFIDENCIALIDAD**  
PARA NO DIVULGAR DIRECCIÓN Y NÚM. DE TELÉFONO

Nombre Completo: \_\_\_\_\_  
Fecha de Nacimiento: \_\_\_\_\_  
Dirección de Residencia (incluya todos los departamentos y ciudad/condado/estado): \_\_\_\_\_

Por medio de la presente, pido al Departamento de Elecciones del Condado de Clark que no divulgue mi dirección y número de teléfono al público.


Firma: \_\_\_\_\_ Fecha: \_\_\_\_\_

Esta solicitud no se puede tramitar a menos que esté firmada y fechada. Si tiene preguntas, llame al Departamento de Elecciones al 702-455-7482.

**ENVÍALA POR CORREO A PRESENTILLA EN PERSONA:** **POR FAX:**  
Clark County Election Center **985 Trade Dr., Suite A** **702-455-7482**  
North Las Vegas, NV 89130-7802

Si tiene alguna pregunta, llame al 702-455-7482.



Form	Where to Find	What To Do With	Other Comments																																								
Exception Log	In accordion file	Used to record any voter processing problems that will affect the balancing of a specific precinct's total number of signatures against the total number of ballots cast (i.e. fleeing voter)	Completed form goes in #1 Envelope																																								
<div style="text-align: center;"> <b>EXCEPTION LOG</b>            Site _____ Date _____  <table border="1"> <thead> <tr> <th colspan="2">Voter's Name (Print Last Name, First Name)  &amp; Registration #</th><th>Precinct</th><th>Problem</th></tr> </thead> <tbody> <tr><td>1.</td><td>Reg #</td><td></td><td></td></tr> <tr><td>2.</td><td>Reg #</td><td></td><td></td></tr> <tr><td>3.</td><td>Reg #</td><td></td><td></td></tr> <tr><td>4.</td><td>Reg #</td><td></td><td></td></tr> <tr><td>5.</td><td>Reg #</td><td></td><td></td></tr> <tr><td>6.</td><td>Reg #</td><td></td><td></td></tr> <tr><td>7.</td><td>Reg #</td><td></td><td></td></tr> <tr><td>8.</td><td>Reg #</td><td></td><td></td></tr> <tr><td>9.</td><td>Reg #</td><td></td><td></td></tr> </tbody> </table> </div>				Voter's Name (Print Last Name, First Name) & Registration #		Precinct	Problem	1.	Reg #			2.	Reg #			3.	Reg #			4.	Reg #			5.	Reg #			6.	Reg #			7.	Reg #			8.	Reg #			9.	Reg #		
Voter's Name (Print Last Name, First Name) & Registration #		Precinct	Problem																																								
1.	Reg #																																										
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7.	Reg #																																										
8.	Reg #																																										
9.	Reg #																																										
Homeless Affirmation	In accordion file	Used when a homeless voter wants to update address information or wants to register to vote (SDR)	Completed form goes in #4 Envelope																																								
<div style="text-align: center;">   <b>HOMELESS AFFIRMATION FOR SAME-DAY REGISTRATION</b>            Clark County, NV, Election Department            (Print Clearly)         </div> <p>           Last Name: _____            First Name: _____            Middle Name (If Any): _____            Date of Birth (mm/dd/yyyy): _____            NV Driver's License or State ID Number: _____            Four (4) Street Corners of the Block Where You Spend Most of Your Time:            1. _____ E. Clark Ave.            2. _____ S. Main St. <b>EXAMPLE</b>            3. _____            4. _____ W. Bonneville Ave.         </p> <p>           I affirm under penalty of perjury that I am homeless, do not have a residential address, normally stay in places not meant for human habitation, and that the street corners listed above are my main location. This affirmation serves as my proof of residence for same-day registration.         </p> <p>           Signature: _____            Date: _____         </p> <div style="border: 1px solid black; padding: 5px;">           Election Official: _____            Voting Site: _____            Voter's Precinct (call the Election Dept. Office): _____         </div> <p style="font-size: small;">4-10-2005/Updated Affirmation 12/12/2017</p>																																											

Form	Where to Find	What To Do With	Other Comments
ICX Issue Log	In accordion file	Used to report ICX Voting Machine or VVPAT printer issues	Completed form goes in #1 Envelope

**ICX ISSUE LOG**

Site \_\_\_\_\_ Date \_\_\_\_\_

**ICX Voting Machine or VVPAT Printer Issues**

Name (person logging incident)	Incident Time	Machine Number	Printer Number	Issue	Resolution

Clark County, Nevada 11/25/2019

Kiosk Issue Log	In accordion file	Used to log kiosk issues including issues with laptop, tablet, printer, card activator, dongle, scanner or mouse.	Completed form goes in #1 Envelope
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**KIOSK ISSUE LOG**

Site \_\_\_\_\_ Date \_\_\_\_\_

**Kiosk Issues (laptop, tablet, printer, card activator, dongle, scanner, mouse)**

Name (person logging incident)	Incident Time	Kiosk Number	Issue	Resolution

Clark County, Nevada 11/25/2019

Form	Where to Find	What To Do With	Other Comments
Kiosk Closing Form	In accordion file	Kiosk Team Leader or Kiosk Specialist will do the following for each Kiosk: <ul style="list-style-type: none"> <li>• Paste closing label</li> <li>• Write closing count</li> <li>• Write SDR provisional count</li> <li>• Write HAVA provisional count</li> </ul> Sum all counts and write totals at bottom	Completed form goes in #1 Envelope

**KIOSK CLOSING FORM – ELECTION DAY (Paste in order of Operator ID)**

<b>1</b> <div style="border: 1px solid black; height: 40px; margin: 5px;"></div> Closing Count _____ SDR Prov Count _____ HAVA Prov Count _____	<b>6</b> <div style="border: 1px solid black; height: 40px; margin: 5px;"></div> Closing Count _____ SDR Prov Count _____ HAVA Prov Count _____
<b>2</b> <div style="border: 1px solid black; height: 40px; margin: 5px;"></div> Closing Count _____ SDR Prov Count _____ HAVA Prov Count _____	<b>7</b> <div style="border: 1px solid black; height: 40px; margin: 5px;"></div> Closing Count _____ SDR Prov Count _____ HAVA Prov Count _____
<b>3</b> <div style="border: 1px solid black; height: 40px; margin: 5px;"></div> Closing Count _____ SDR Prov Count _____ HAVA Prov Count _____	<b>8</b> <div style="border: 1px solid black; height: 40px; margin: 5px;"></div> Closing Count _____ SDR Prov Count _____ HAVA Prov Count _____
<b>4</b> <div style="border: 1px solid black; height: 40px; margin: 5px;"></div> Closing Count _____ SDR Prov Count _____ HAVA Prov Count _____	<b>9</b> <div style="border: 1px solid black; height: 40px; margin: 5px;"></div> Closing Count _____ SDR Prov Count _____ HAVA Prov Count _____
<b>5</b> <div style="border: 1px solid black; height: 40px; margin: 5px;"></div> Closing Count _____ SDR Prov Count _____ HAVA Prov Count _____	<b>10</b> <div style="border: 1px solid black; height: 40px; margin: 5px;"></div> Closing Count _____ SDR Prov Count _____ HAVA Prov Count _____
Total Closing Count _____ Total SDR Prov Count _____ Total HAVA Prov Count _____	

ICX Team Leader will write these counts on the Polling Place Statement



Form	Where to Find	What To Do With	Other Comments
Oath of Office	In accordion file	All workers and team leaders must sign the oath before polls open. Team Leader will read the oath out loud while workers raise right hand.	Completed for goes in #3 Envelope
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Form	Where to Find	What To Do With	Other Comments
Payroll Signature Sheet	In #3 Envelope	Signed at the end of night by each election worker. Have workers review information (address and SS#) before signing.	Completed form goes back in #3 Envelope

CLARK COUNTY ELECTION DEPARTMENT  
Election Board Officer  
Payroll Signature Sheet  
ELECTION  
Date of Election

Full Name: ADVENT UNITED METHODIST CHURCH 304  
PLEASE verify that YOUR NAME, ADDRESS, and SOCIAL SECURITY NUMBER are CORRECT

Position: Computer Clerk  
Name: SALLY JANE SMITH Signature: \_\_\_\_\_  
Address: 555 W TENAYA AVE  
LAS VEGAS NV 89111 SSN: 433-30-5466  
Phone: 702-444-5353 PW ID# 5445 EMAIL: sallysmith@gmail.com

Position: Edge Worker  
Name: EUGENE W TESTER Signature: \_\_\_\_\_  
Address: 2121 N West Blvd  
LAS VEGAS NV 89031 SSN: 659-56-2041  
Phone: 702-238-2087 PW ID# 13456 EMAIL: ewtester@cox.net

Position: Edge Worker  
Name: TIMOTHY F SANBORN Signature: \_\_\_\_\_  
Address: 365 Annador Ave  
LAS VEGAS NV 89112 SSN: 344-56-2417  
Phone: 702-255-0598 PW ID# 23451 EMAIL: timf@gmail.com

Position: Edge Worker  
Name: GARY W STEINFELD Signature: \_\_\_\_\_  
Address: 5642 LAS VEGAS BLVD #212  
LAS VEGAS NV 89145 SSN: 206-98-6883  
Phone: 702-562-2255 PW ID# 21693 EMAIL: garysteinfeld@cox.net

Position: Clerk  
Name: ARDIS ROSS Signature: \_\_\_\_\_  
Address: 2155 SANBORN ST  
HENDERSON NV 89015 SSN: 562-45-3348  
Phone: 715-562-9283 PW ID# 45627 EMAIL: ardisross@gmail.com

Position: Clerk  
Name: ARLENE HARRIS Signature: \_\_\_\_\_  
Address: 636 N CAMBRIDGE ST #31  
LAS VEGAS NV 89113 SSN: 351-25-5121  
Phone: 702-456-3645 PW ID# 11263 EMAIL: arleneharris@gmail.com

Polling Place Statement	In accordion file	Used to verify machine serial numbers and beginning count are correct in the morning, and to record the ending counts at closing.	Completed form goes in the #1 Envelope
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Election Day Polling Place Statement  
Election Date: \_\_\_\_\_ District: \_\_\_\_\_

SAMPLE VOTE CENTER

Total Signatures (Total Kiosk Count):

Total SOR Prov Kiosk Count:  Total HAVA Prov Kiosk Count:

ACCOUNT OF BALLOTS CAST ON THE VOTING MACHINES

Device/ Machine #	Addr. Verified	Starting Count (Verify)	Ending Count
11771	<input type="checkbox"/>	<input type="checkbox"/>	_____
11772	<input type="checkbox"/>	<input type="checkbox"/>	_____
11773	<input type="checkbox"/>	<input type="checkbox"/>	_____
11774	<input type="checkbox"/>	<input type="checkbox"/>	_____
11775	<input type="checkbox"/>	<input type="checkbox"/>	_____
11776	<input type="checkbox"/>	<input type="checkbox"/>	_____
11777	<input type="checkbox"/>	<input type="checkbox"/>	_____
11778	<input type="checkbox"/>	<input type="checkbox"/>	_____
11779	<input type="checkbox"/>	<input type="checkbox"/>	_____
11780	<input type="checkbox"/>	<input type="checkbox"/>	_____
11781	<input type="checkbox"/>	<input type="checkbox"/>	_____
11782	<input type="checkbox"/>	<input type="checkbox"/>	_____
11783	<input type="checkbox"/>	<input type="checkbox"/>	_____
11784	<input type="checkbox"/>	<input type="checkbox"/>	_____
11785	<input type="checkbox"/>	<input type="checkbox"/>	_____
11786	<input type="checkbox"/>	<input type="checkbox"/>	_____
11787	<input type="checkbox"/>	<input type="checkbox"/>	_____
11788	<input type="checkbox"/>	<input type="checkbox"/>	_____
11789	<input type="checkbox"/>	<input type="checkbox"/>	_____
11790	<input type="checkbox"/>	<input type="checkbox"/>	_____

Total Voting Machine Count (Sum Ending Count):

Comments: \_\_\_\_\_

I certify here that all VVPAT Printers have been present during Polling During Closures

We do hereby certify that the above information is a true and correct statement of voting recorded by on the date, at the polling place, and for the election indicated above.

Election Day Vm Center Official's Signature: \_\_\_\_\_ Election Day Vm Center Official's Signature: \_\_\_\_\_

Print of Department: \_\_\_\_\_





Form	Where to Find	What To Do With	Other Comments
Provisional Receipt (HAVA)	In accordion file	This form is completed for voters who vote a HAVA provisional ballot. Kiosk Team Leader will complete form.	Receipt is given to HAVA provisional voter

**HAVA PROVISIONAL BALLOT VOTING RECEIPT**  
*(Pursuant to the Federal Help America Vote Act of 2002, 42 U.S.C. 15301-15545)*

Type of Election: ☐ PRIMARY ☐ GENERAL Voting Site: \_\_\_\_\_

**WHAT IS A HAVA PROVISIONAL BALLOT IN NEVADA?**  
 You must sign an Affirmation, under penalty of perjury, that you are a registered voter in Clark County, NV, and eligible to vote in the current election. Your ballot may or may not be counted. See below for details.

**WHY AM I BEING ISSUED A HAVA PROVISIONAL BALLOT? (election official will check boxes)**

☐ 1. **NO IDENTIFICATION (ID) WHEN ID WAS REQUIRED:** You did not provide a valid ID number when you registered to vote and you did not show required ID at the voting site. Your provisional ballot will only be counted if you provide required ID to the Election Department by 5pm on the Friday after Election Day.

\*\*\*\* OR \*\*\*\*

☐ 2. **NOT REGISTERED:** You affirmed you are currently registered and eligible to vote in Clark County, NV, even though Election Department staff could not find records indicating this.

☐ a. If you showed required identification (ID) before voting provisionally, your ballot will only be counted if further research shows you were registered and eligible to vote in Clark County, NV.

☐ b. If you did NOT show required ID before voting provisionally, your ballot will only be counted if:  
 (a) You present acceptable ID to the Election Dept. by 5pm on the Friday after Election Day; AND  
 (b) Further research shows you were registered and eligible to vote in Clark County, NV.

\*\*\*\*\*

**WHAT MUST I DO IF I DID NOT SHOW ID? (skip if you showed ID when you voted provisionally)**  
 If you did not show the required ID when you voted a provisional ballot, you must present it to the Election Department by 5pm on the Friday after Election Day. Failure to do so will result in your ballot not being counted. You may:

- Bring Your ID\* In-Person to: Clark County Election Center, 965 Trade Dr., Suite A, North Las Vegas
- Fax a Copy of Your ID\* to (702) 455-2793. Include your clearly printed or typed name and the name of the site where you voted. Call (702) 455-8683 to confirm receipt.
- E-Mail Your ID\* to [ELProVID@ClarkCountyNV.gov](mailto:ELProVID@ClarkCountyNV.gov). Include your clearly printed or typed name and the name of the site where you voted. Call (702) 455-8683 to confirm receipt.

**NOTE:** It is recommended that you NOT use postal mail because it is unlikely to arrive in time.

\*Acceptable required ID for this ballot includes the following with your name and current address:  
 (a) Current and valid (unexpired) photo identification; or (b) A copy of a current utility bill, bank statement, paycheck, or government-issued document, such as a check, with your name and address.

\*\*\*\*\*

**WAS MY HAVA PROVISIONAL BALLOT COUNTED?**  
 Use the Provisional ID # on the label to the right and: (a) Go to [www.ClarkCountyNV.gov/vote](http://www.ClarkCountyNV.gov/vote) or [www.nvsos.gov](http://www.nvsos.gov) for a Provisional Ballot Status List, available for two weeks after County Commissioners officially certify the election results (normally 10 days after the election); or (b) Call (702) 455-8683 or (866) 683-5328, Mon.-Fri., 8am-5pm.

Paste Label Here

**VOTING OR ATTEMPTING TO VOTE MORE THAN ONCE  
 AT THE SAME ELECTION IS A FELONY (NRS 293.780).**

C:\Users\mills\AppData\Local\Microsoft\Windows\NetCache\Content.Outlook\Y2NH8AHN\HAVA Prov-Receipt-2020-REV.doc (JBA/MTS/DC) 12/24/2019  
 Clark County, Nevada



Form	Where to Find	What To Do With	Other Comments
Provisional Receipt (SDR)	Laptop Operator Crate in clear bags	Laptop Operators complete for SDR provisional voters.	Receipt is given to SDR provisional voter

**SAME-DAY REGISTRATION / UPDATES PROVISIONAL BALLOT RECEIPT (for the voter)**

Type of Election: ☐ PRIMARY ☐ GENERAL Voting Site: \_\_\_\_\_

**YOUR BALLOT WILL BE COUNTED IF** it passes checks by the Nevada (NV) Secretary of State and Clark County Election Department for identification (ID), eligibility, and multiple registration and voting. **YOU MUST ALSO SATISFY ANY CONDITION(S) REQUIRED BY LAW FOR YOUR SITUATION, AS INDICATED BELOW.**

<input type="checkbox"/> <b>SDRI: SAME-DAY REGISTRATION IN-PERSON</b> (registered and voted <b>AT POLLS</b> ; unexpired NV DMV ID with current residence required at polls)	<input type="checkbox"/> <b>SDRO: SAME-DAY REGISTRATION ONLINE</b> (registered <b>AFTER</b> the close of standard registration on the <b>NV SECRETARY OF STATE'S WEBSITE</b> ; unexpired NV DMV ID with current residence required at polls)	<input type="checkbox"/> <b>SDRU: SAME-DAY REGISTRATION UPDATES</b> (registered <b>BEFORE</b> the standard close of registration, <b>UPDATES</b> made online or at polls <b>AFTER</b> the close of standard registration)
<input type="checkbox"/> <b>PROOF OF RESIDENCY*</b> You must submit this to the Election Dept. by <b>5pm on the Friday after Election Day</b> <b>IF</b> the ID you provided at the polls did not have your current residential address on it.	<input type="checkbox"/> <b>PROOF OF RESIDENCY*</b> You must submit this to the Election Dept. by <b>5pm on the Friday after Election Day</b> <b>IF</b> the ID you provided at the polls did not have your current residential address on it.	<input type="checkbox"/> <b>NOTHING MORE REQUIRED</b> NV law does not require voters to provide ID or proof of residency for updates to existing registration, such as for name, address, party, date-of-birth, etc.
<input type="checkbox"/> <b>NOTHING MORE REQUIRED</b> Your ID at the polls had your current residential address on it, so you do <b>NOT</b> need to submit proof of residency after voting.	<input type="checkbox"/> <b>ID**</b> You must submit this to the Election Dept. by <b>5pm on the Friday after Election Day</b> <b>IF</b> you did not provide it at the voting site.	<b>NOTE:</b> Updates take effect immediately.
<input type="checkbox"/> <b>NOTHING MORE REQUIRED</b> You met proof of residency and ID requirements at the polls, so you do <b>NOT</b> need to submit that after voting.		

**\*ACCEPTABLE PROOF OF RESIDENCY FOR SDRO AND SDRI VOTERS (With Your Name and Current Residential Address that Matches Your Voter Registration):** (a) Military ID; (b) Utility Bill; (c) Bank or Credit Union Statement; (d) Pay Check; (e) Income Tax Statement; (f) Mortgage, Residence Rental or Lease Statement; (g) Vehicle Registration; (h) Property Tax Statement; (i) Any Other Document Issued by a Government Entity; (j) Unexpired NV Department of Motor Vehicles (DMV) Driver's License; (k) Unexpired Nevada DMV State Identification; or (l) Unexpired Nevada DMV "Interim Document."

**\*\*ACCEPTABLE REQUIRED ID FOR SDRO VOTERS (With Your Name and Current Residential Address that Matches Your Voter Registration):** (a) Unexpired NV Driver's License issued by Department of Motor Vehicles (DMV); or (b) Unexpired NV State Identification Card issued by the DMV; or (c) Unexpired NV DMV Interim Document (temporary document until the DMV issues permanent ID); and (d) **IF** your ID does not have your current residential address that matches your voter registration, you must also provide acceptable proof of residency (see paragraph above). However, if you showed proof of residency at the polls, your ID may have an address other than your current one.

**HOW AND WHERE TO PROVIDE REQUIRED PROOF OF RESIDENCY AND/OR ID:**

- **In-Person:** Clark County Election Dept., 965 Trade Dr., Suite A, N. Las Vegas, Mon.-Fri., 8am-5pm; or
- **Fax:** (702) 455-2793. Include the name of the location where you voted; or
- **E-Mail:** [ELProVID@ClarkCountyNV.gov](mailto:ELProVID@ClarkCountyNV.gov). Include the name of the location where you voted.

**NOTE:** It is recommended that you **NOT** use postal mail because it is unlikely to arrive in time.

**HOW TO CHECK IF YOUR PROVISIONAL BALLOT WAS COUNTED:**

Use the Provisional ID # on the label to the right and: (a) Go to [www.ClarkCountyNV.gov/vote](http://www.ClarkCountyNV.gov/vote) or [www.nvsos.gov](http://www.nvsos.gov) for a Provisional Ballot Status List, available for two weeks after County Commissioners officially certify the election results (normally, 10 days after the election); or (b) Call (702) 455-8683 or (866) 683-5328, Mon.-Fri., 8am-5pm.

Paste Label Here

**VOTING OR ATTEMPTING TO VOTE MORE THAN ONCE AT THE SAME ELECTION IS A FELONY (NRS 293.780)**

E:\FORMS\SDR\SDR-Prov-Receipt-2020.docx (JAB/MTS/DC), 2/6/2020

Clark County Election Dept.

Form	Where to Find	What To Do With	Other Comments
Removal Report	In Laptop Operator Crate in clear bags	Laptop Operators complete when voter wants to report a deceased person to be removed from election rolls; or voter wants to report getting election mail for someone who does not live at their address.	Completed form goes in the #2 Envelope

**REMOVAL REPORT FORM (Please Print)**

☐ **Deceased Voter**

NAME of Deceased: Last \_\_\_\_\_ First \_\_\_\_\_ Middle \_\_\_\_\_

ADDRESS of Deceased (if known): \_\_\_\_\_

REGISTRATION NUMBER (if registered): \_\_\_\_\_

RELATIONSHIP TO THE DECEASED: \_\_\_\_\_

☐ **Receiving Election Material** in the mail for person not residing at address

NAME of Person Not Residing at Address: Last \_\_\_\_\_ First \_\_\_\_\_ Middle \_\_\_\_\_

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

REGISTRATION NUMBER (if registered): \_\_\_\_\_

**PERSON REPORTING MUST SIGN BELOW FOR EITHER SITUATION**

SIGNATURE (FIRMA) \_\_\_\_\_ DATE (FECHA) \_\_\_\_\_

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Review Sheet	In #3 Envelope	The team leader uses this form to document comments about voting machines, vote center, observers, campaigning, etc.	Completed form goes back in the #3 Envelope
--------------	----------------	--	---

**REVIEW SHEET**  
(For Team Leaders)

Vote Center Name: \_\_\_\_\_ Date: \_\_\_\_\_

ICX Team Leader's Name: \_\_\_\_\_

Kiosk Team Leader's Name: \_\_\_\_\_

Media / Campaigning / Poll Watchers / Public Observation (problems):

\_\_\_\_\_

\_\_\_\_\_

Facility / Polling Place Location: (problems, suggested improvements, etc.)

\_\_\_\_\_

\_\_\_\_\_

Suggestions: (How can we improve our services, procedures, operations, etc.)

\_\_\_\_\_

\_\_\_\_\_

Other:

\_\_\_\_\_

\_\_\_\_\_

\*\*\*\*Put Completed Review Sheet in #3 Envelope\*\*\*\*

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Form	Where to Find	What To Do With	Other Comments
Roster	In Laptop Operator Crate in clear bags	Laptop Operators paste labels on Roster as voters check-in at the Kiosk	Completed form goes in #1 Envelope

**CLARK COUNTY ELECTION ROSTER**

☐ PRIMARY ☐ GENERAL

1. <input type="text"/>	6. <input type="text"/>
2. <input type="text"/>	7. <input type="text"/>
3. <input type="text"/>	8. <input type="text"/>
4. <input type="text"/>	9. <input type="text"/>
5. <input type="text"/>	10. <input type="text"/>

Site \_\_\_\_\_ Laptop Oper \_\_\_\_\_ Date \_\_\_\_\_ Page \_\_\_\_\_

Seal Report	In accordion file	Used at opening to verify seal numbers on form match seals on the voting machines and Kiosks. Also used at closing to record seal number used on voting machine.	Completed form goes inside blue Transfer Case
-------------	-------------------	--	---

**Official Polling Place Seal Report**  
Polling Place: SAMPLE POLLING PLACE

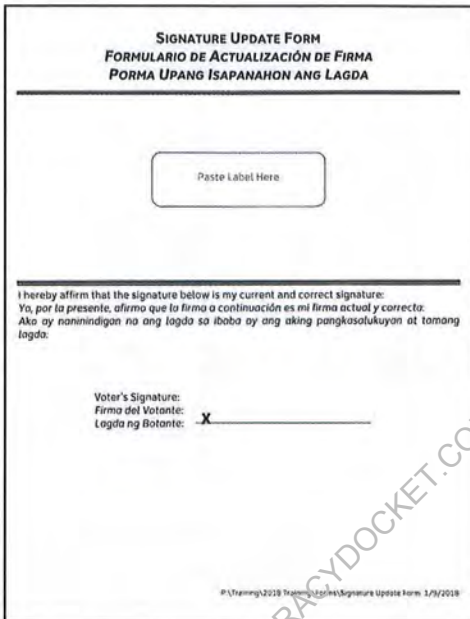

Use printer key for poll on any machine  
Polling Place

KS	Machine	Seal #	Seal #	Seal #	Seal #	Seal #	Seal #	Seal #	Seal #
11771	117712	545435	445436	268832	579579	VVPAT1	431583		
11772		655813	378853	651541	865526	VVPAT2	431586		
11773		324262	347874	288043	978453	VVPAT3	822140		
11774		288223	345655	254515	147423	VVPAT4	431581		
11775		098446	678133	456086	345605	VVPAT5	554899		
11776		111656	581352	955235	678133	VVPAT6	322959		
11777		145589	373651	821547	632458	VVPAT7	224644		
11778		145584	119750	886512	581352	VVPAT8	238837		
11779		247643	648440	432544	373651	VVPAT9	432456		
11780		573559	468110	351885	245159	VVPAT10	881432		
11781	614555	465494	375642	378116	648440	VVPAT11	573651		
11782		778453	685122	373651	581352	VVPAT12	145589		
11783		247643	248112	254784	784777	VVPAT13	648440		
11784		355865	978453	324538	978453	VVPAT14	868416		
11785		479141	878453	338136	345646	VVPAT15	784777		
11786		573651	378453	354899	145589	VVPAT16	254899		
11787		648440	158128	354899	238837	VVPAT17	368411		
11788		248413	458440	158741	673551	VVPAT18	658435		
11789		978453	455026	258444	468116	VVPAT19	378453		
11790		678453	954786	367445	158741	VVPAT20	378453		
						VVPAT21	455026		
						VVPAT22	455084		
						VVPAT23	455089		

BY CERTIFYING THE ABOVE INFORMATION IS TRUE AND CORRECT

\_\_\_\_\_  
Trust Leader's Signature

\_\_\_\_\_  
Assistant Trust Leader's Signature

Form	Where to Find	What To Do With	Other Comments
Signature Update Form	In accordion file	Used to update a voter's signature when signature in Roster does not match	Completed form goes in the #2 Envelope
 <p>The image shows the 'SIGNATURE UPDATE FORM' with the title in English, Spanish, and Tagalog. It includes a box for 'Paste Label Here', an affirmation statement in three languages, a line for the 'Voter's Signature' with a handwritten 'X', and a footer with the ID number 179/2018.</p>			
Transfer Case Certificate	in accordion file	Used at closing to record the number of flash drives inside the blue transfer case and the seal numbers you will use to seal the case.	Completed form goes inside blue Transfer Case
 <p>The image shows the 'Transfer Case Certificate' form. It includes fields for 'Site' and 'Date', a 'DELIVERY CERTIFICATION' section with boxes for 'NUMBER OF CARTRIDGES contained' and 'NUMBER ON SEALS', signature lines for 'Team Leader' and 'Assistant Team Leader', a note to 'Put completed form in blue metal transfer case', a 'RECEIPT CERTIFICATION' section, and signature lines for 'Election Dept. Official'.</p>			





Form	Where to Find	What To Do With	Other Comments
Voter Survey	In accordion file	Used by voters to file a written complaint or compliment.	Completed forms go in #3 Envelope.

**VOTER SURVEY**  
*Encuesta Electoral*  
Secretary of State Barbara Cegavske  
Secretaría de Estado Barbara Cegavske

Name: \_\_\_\_\_ County: \_\_\_\_\_  
Number: \_\_\_\_\_ Township: \_\_\_\_\_

Address: \_\_\_\_\_ Phone #: (\_\_\_\_) \_\_\_\_\_  
Precinct: \_\_\_\_\_ Telephone: \_\_\_\_\_

Polling Place Name: \_\_\_\_\_  
Centro de Votación: \_\_\_\_\_

☐ I did not experience any issues casting my ballot. *No tuve problemas en emitir mi voto.*

☐ I had difficulties casting my ballot. (Please explain below):  
*Tuve dificultades en emitir mi voto. (Favor de explicar):*

\_\_\_\_\_

☐ Mechanical Issues. (Please explain below):  
*Problemas mecánicos (Favor de explicar):*

\_\_\_\_\_

☐ Polling Place not Open at 7:00 a.m. What time did it open?  
*Centro de votación no abrió a las 7:00 a.m. ¿A qué hora abrió?*

\_\_\_\_\_

☐ Long Lines. If yes, how long did you wait?  
*Filas largas. Si esto ocurrió, cuánto tiempo tuvo que esperar?*

\_\_\_\_\_

☐ Other (Please explain below):  
*Otro problema (Favor de explicar):*

\_\_\_\_\_

☐ General Comments:  
*Comentarios Generales:*

\_\_\_\_\_

\_\_\_\_\_

Please return completed survey to the Polling Place Team Leader  
*Favor de entregar la encuesta completada al Jefe/Encargado del Centro de Votación*

VVPAT Used Paper Roll Certificate	Inside Red Crate	Used at closing to record the number of used paper rolls inside the red crate and the seal numbers you will use to seal the crate.	Completed forms go inside the red crate.
-----------------------------------	------------------	--	--

**VVPAT Used Paper Roll Certificate**

Site: \_\_\_\_\_ Date: \_\_\_\_\_

**DELIVERY CERTIFICATION** - We hereby certify the following about this crate:

NUMBER OF USED VVPAT PAPER ROLLS contained:

NUMBER ON SEALS:  &

Team Leader's Signature \_\_\_\_\_ Team Leader's Signature \_\_\_\_\_

\*\*\*\* Put completed form inside the RED CRATE \*\*\*\*

**RECEIPT CERTIFICATION:**

We hereby certify we received the number of VVPAT paper rolls listed above and that the crate was sealed with the seal numbers listed above.

Precinct Dept. Official's Signature \_\_\_\_\_ Election Dept. Official's Signature \_\_\_\_\_

Sign On by: 1/15/2021

# EXHIBIT 8

RETRIEVED FROM DEMOCRACYDOCKET.COM





# WELCOME COUNTING BOARD



# YOUR RESPONSIBILITIES

- Accurately accounting for mail-in ballots.
- Preparing ballots to be sent to tabulation.
- Ensuring the integrity of the ballots.





# BEFORE YOU BEGIN

- Make sure you have a partner-  
Ballot Inspectors & Duplicators
- Sign the Oath of Office-
- Turn off your cell phone-
- Put on your Party Button
- Make sure you are wearing your County Badge

And ALWAYS remember to remain

NON-PARTISAN when you are here.



# AT YOUR TABLE

- Office Supplies:
  - Black zip-ties
  - Fingertips
  - Post-it notes/scratch pads
  - Pens
  - Green folders
  - Brown accordion folders with Labels
- You will also have
  - 1 Tray for any ballots you have rejected
  - 1 Tray for Secrecy Sleeves
- **Your table will be numbered-** Take notice of your table number.



# ACCOUNTING FOR ALL BALLOTS

## Ballot Inspectors:

Will receive a green mail tray with about 200 returned mail ballot envelopes.

With your partner, compare the names on the ballot envelopes against the names on the **Mail Ballot Tracking Report**.

Place a check mark ✓ by the names, this will ensure you physically have the returned envelope and confirm the number of ballots you have been assigned.

- Opex operators will then take the green mail tray back and begin opening and extracting the ballot and secrecy sleeves from the envelope.

**\*IF you are missing any returned envelope or have 1 to many ALWAYS notify a Lead/Supervisor**

AGarcia

## BALLOT TRACKING REPORT

Date: 24-JUL-21

Time: 07:25:17 AM

Clark County Elections Department

Absentee Ballots by VMACE / AGILIS Reaches

Election ID: 20201103

Page: 3

Agilis Return Date: ALL

VMACE Tray: 50

Serials: All

Order By: NONE

Agilis Tray: 20041 to 20045

Type	Operator	Serial	Name	Party	Status	VMACE Tray	Seq	Agilis Tray Seq Input
VM	1943084	AgilisInput	500838	BERNARD, CYNTHIA LOUISE	7545	3	V	4300 4376 20041 4 200-11-21 09:48:54
VM	1943084	AgilisInput	500837	BERNARD, GABRIEL MARTIN	7545	3	V	4300 4377 20042 5 200-11-21 09:48:54
VM	1955118	AgilisInput	500930	LINDSEY, LINDA JOHNS	7545	3	V	4300 4359 20043 2 200-11-21 09:48:54
VM	2471219	AgilisInput	500144	POLLARD, DONALD R	7545	3	V	4300 4381 20044 4 200-11-21 09:48:54
VM	280466	AgilisInput	500921	WILK, ANNE STEPHEN	7545	3	V	4300 4364 20045 9 200-11-21 09:48:54
VM	280743	AgilisInput	500922	WILK, JENNIFER E	7545	3	V	4300 4369 20046 5 200-11-21 09:48:54
VM	1478072	AgilisInput	500924	DAVIS, LISA JANE	7545	3	V	4300 4370 20047 8 200-11-21 09:48:54
VM	3343174	AgilisInput	500313	WATKINS, MARY ANN	7545	3	V	4300 4374 20048 1 200-11-21 09:48:54
VM	876245	AgilisInput	500894	WATKINS, MARY ANN	7545	3	V	4300 4378 20049 1 200-11-21 09:48:54

Total No of Records: 9

- 1) Registration number
- 2) Serial number
- 3) Voters Name
- 4) Precinct number
- 5) Agilis tray and sequence
- 6) Total number of ballots

2/16/2022



RETRIEVED FROM PROCKET.COM

Your signature below will be checked against your signature record. If there is a reasonable question of fact as to whether or not the return envelope matches your signature(s) on record, you will be by the Election Department to verify whether the signature belongs to you. If you are otherwise entitled to cast a ballot, you will be by the Election Department to give you further instructions to provide your ballot to be counted; you must provide a signature within the period of mail ballots.

**PER NRS 293.15, IF YOU DO NOT SIGN THIS ENVELOPE YOUR VOTE CANNOT BE COUNTED.**

**Jane Doe**  
*(Signature)*

*declare under the penalty of perjury that:  
I am a resident of 50 percent of Clark County from which I am voting; and  
the person whose name appears on this envelope is my legal spouse and I am not intent to apply for an absentee ballot from any other jurisdiction for this election.*

**SEATTLE**  
36-18 MI 11/03/2020 7603 25660

**JANE DOE**  
123456 WEST 789 ST.  
LAKS, WASH 98100-0000

**MISS**  
*Mary Little-Lamb*  
**HERE**

I, Mary Little-Lamb have marked and signed the enclosed ballot for Jane Doe.

Official  
Return to: [Redacted]  
CLARK COUNTY

Official  
Return to: [Redacted]  
CLARK COUNTY

Official  
Return to: [Redacted]  
CLARK COUNTY

## ❖ Signature of Voter

- ### Inside the return envelope

❖ Secrecy sleeve

- ❖ Inside secrecy sleeve are the instructions on how to vote the mail in ballot
- ❖ \*\*Some ballots will be returned with NO Secrecy Sleeve this is fine.

- ❖ Voted mail ballot.

[illegible]

# MORE ABOUT THE TRACKING REPORT

2/16/2022

Date: 26-JUL-21  
Time: 07:22:01 AM

## Clark County Elections Department Absentee Ballots by VEMACS / AGILIS Batches Election 21G

Cl\_Agilis\_list

Page: 1

Agilis Return Date: ALL

VEMACS Tray: to Serial#: All Order By: NONE Agilis Tray: 20063 to 20063

Type	Voter	Operator	Serial	Name	Prec	Party	Status	VERACS Tray		Seq	Agilis Tray		Seq	Import
VM	2554125	AgilisImport	5063314	ALDWORTH, BETTY JANE	7552	3	V	4500	5167	20063	9	JUN-16-21	09:30:07	
VM	1644155	AgilisImport	5063277	BRADFORD, KRISTYN MARIE	7552	3	V	4500	5165	20063	13	JUN-16-21	09:30:07	
VM	2914311	AgilisImport	5062356	BRUNS, NICHOLAS ALLEN	7551	3	V	4500	5154	20063	6	JUN-16-21	09:30:07	
VM	949588	AgilisImport	5062647	FRANK, GLENN FRANKLIN	7552	3	V	4500	5156	20063	8	JUN-16-21	09:30:07	
VM	442520	AgilisImport	5062875	FRANK, STEFANIE R	7552	3	V	4500	5158	20063	7	JUN-16-21	09:30:07	
VM	1450763	AgilisImport	5062580	FRASER, CYNTHIA SUE	7552	3	V	4500	5155	20063	14	JUN-16-21	09:30:07	
VM	643574	AgilisImport	5061644	HOCKER, DALE S	7551	3	V	4500	5148	20063	1	JUN-16-21	09:30:07	
VM	2762693	AgilisImport	5062239	MCINTURF, ROBERT HARLAND	7551	3	V	4500	5153	20063	5	JUN-16-21	09:30:07	
VM	2753683	AgilisImport	5063276	NELSON, DAMIAN JERALD	7552	3	V	4500	5164	20063	4	JUN-16-21	09:30:07	
VM	2477256	AgilisImport	5063065	NELSON, NGAH LEE	7552	3	V	4500	5162	20063	3	JUN-16-21	09:30:07	
VM	267012	AgilisImport	5062701	REID, BROOKE DANIELE	7552	3	V	4500	5157	20063	12	JUN-16-21	09:30:07	
VM	2574438	AgilisImport	5063177	SIMMERMAN, CINDY LYN	7552	3	V	4500	5163	20063	2	JUN-16-21	09:30:07	
VM	2355215	AgilisImport	5062941	STALLONE, CARL JOSEPH JR	7552	3	V	4500	5160	20063	10	JUN-16-21	09:30:07	
VM	2355718	AgilisImport	5063032	STALLONE, CARL JOSEPH JR	7552	3	V	4500	5161	20063	11	JUN-16-21	09:30:07	

CAP - Lorr, Dawn

2

Total No of records: 14/15

Confidential Address Program (C.A.P) voter's names must be handwritten on the report, and the total should be adjusted.

AGarcia





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## WHEN YOU BEGIN Opex Extraction Desk

1. Each OPEX operator will receive a green mail tray.
2. The operator will then load the returned envelopes onto the machine and begin to have them opened.

Each ballot envelope is jogged to shift all the contents away from the cut edges to secure the ballot protection.

1. The operator will be able to control the speed of the extraction, this will allow for all the contents to be extracted.
2. When extracting, the empty envelopes they must remain in order, along with what is being pulled from the envelopes.
3. Once completed and everything is removed from the envelope the operator will give the ballot inspectors the green mail tray with the envelopes in one pile and ballots with secrecy sleeves in another.
4. Ballot inspectors will start their process of inspecting all the ballots.



# WHEN YOU BEGIN Ballot Inspectors

- Pull the Ballot Batch Control Log and the Ballot Tracking Report from the Brown folder.

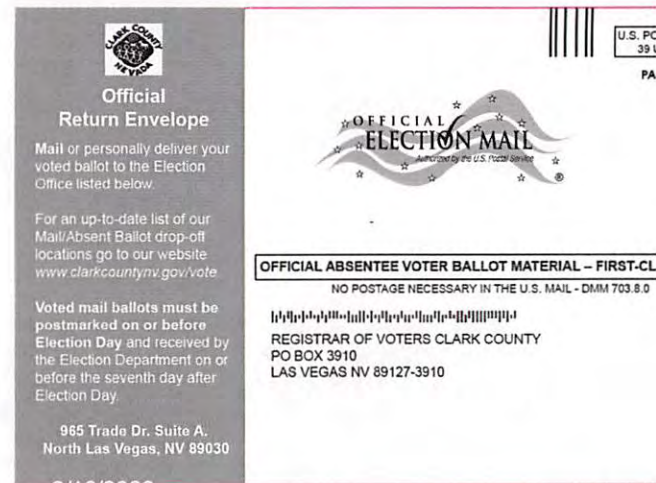
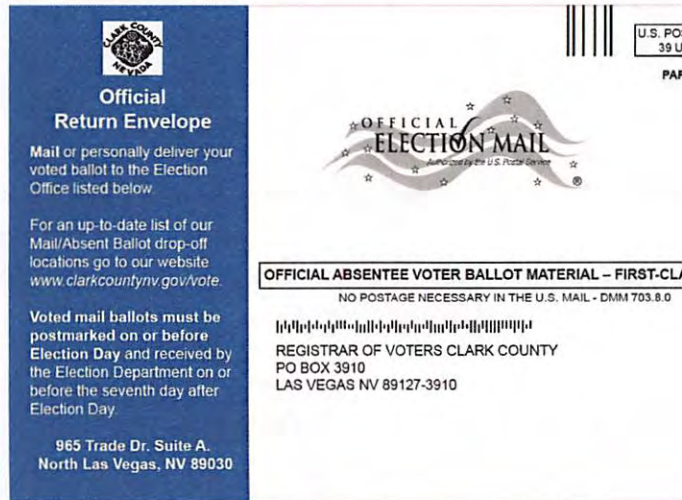
1) Counting board will complete the 2<sup>nd</sup> section **Ballot Preparation**.

When completing the CB portion always make sure:

- Final ballot amount is on log AND on Brown folder.
- All rejects and duplicated ballots are subtracted.
- Final ballot quantity MUST be on BBC log and on brown folders before you send it to Folder Audit Verification.

202__ / __ / Election Ballot Batch Control Log			
<b>1 - INTAKE VERIFICATION</b>		<b>TRAY #</b> _____	
Tray Inspectors: _____			
Beginning Env. Qty	-	Env. Removed	Final Qty
<input type="text"/>	-	<input type="text"/>	<input type="text"/>
Date: _____		Time: _____	
<b>2 - BALLOT PREPARATION</b>		<b>FOLDER</b> _____ <b>TABLE#</b> _____	
Central Board Members: _____			
Beginning Env. Qty	-	Rejected	Duplicated
<input type="text"/>	-	<input type="text"/>	<input type="text"/>
Date: _____		Time: _____	
<b>2.1 - BALLOT DUPLICATION</b>			
Duplicators: _____			
Folder # DUP		Total Ballots Duplicated	
_____		<input type="text"/>	
Date: _____		Time: _____	
<b>3 - FOLDER AUDIT VERIFICATION</b>			
Auditors: _____			
Beginning Qty	-	Rejected	Duplicated
<input type="text"/>	-	<input type="text"/>	<input type="text"/>
Date: _____		Time: _____	
<b>4 - TABULATION</b>		<b>ICF#</b> _____	





# HOW TO HANDLE MILITARY AND OVERSEAS ENVELOPES

When you receive these envelopes, you will need to:

- 1) Open them manually.
- 2) Check each name off the mail ballot tracking report.
- 3) Separate the ballot, secrecy sleeve, and oath of voter if they require one, listed below are the codes.

You will find that the Oath of Voter's are in BLUE or Grey envelopes.

The types that require Oaths are:

M1, M2, N1, O1, O3, R1, R2

Any "O" without a number next to it DOES NOT require an Oath of Voter.

You may or may not receive these in your trays, you may also receive a tray that only has these envelopes.

AGarcia



# ACCEPTING OATH OF VOTER

- **Oath of Voter** should be left inside the return ballot envelope
- **Remember,** Oath of voter are usually found in BLUE and GREY return envelopes.
- **Checking and accepting the oath,** you will compare the name and signature on the return envelope against what is on the oath, the name and signature should match.

\*Exceptions are any BLUE or GREY envelopes that do not have a number next to the O, they DO NOT require an Oath of Voter.

AGarcia

## OATH OF VOTER (THIS OATH MUST ACCOMPANY YOUR BALLOT)

I, James J. Dale am a uniformed service voter, a spouse or dependent of a uniformed service voter, or an overseas voter pursuant to the provisions of chapter 293D of the Nevada Revised statutes.

I am a citizen of the United States and will be at least 18 Years of age on Election Day

I have not been adjudicated mentally incompetent, or if so, my right to vote has been restored

I have not been convicted of treason or a felony or, if so, my right to vote has been restored

I am not registered to vote in any other jurisdiction in the United States and have not applied, nor do I intend to apply, for a ballot from any other jurisdiction for the same election.

The information on this form is true and complete to the best of my knowledge

I understand that a material misstatement of fact in completing the document may be grounds for a conviction of perjury under the laws of the United States or Nevada

I declare under penalty of perjury under the laws of the United States and Nevada that the foregoing is true and correct

Dated this 30 Sept 2017

Signed James J. Dale  
(Signature of voter (signature will be matched with Election Department records))

YOUR BALLOT CANNOT BE COUNTED UNLESS YOU SIGN THE ABOVE OATH AND INCLUDE IT WITH YOUR BALLOT

2/16/2022

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# BEGIN THE SEPARATING

Once you receive the ballots back from the Opex opener you will start separating the ballot form the secrecy sleeve and start the inspection of the ballots.

Start separating the secrecy sleeves and the ballots, putting them in two stacks. 1 for the ballots and 1 for the secrecy sleeves.

## NOTIFY A SUPERVISOR OF ANY SUSPICIONS.

- ✓ Stack the Secrecy Sleeves/ Instructions make sure they are opened, empty and laying flat
- ✓ when done, place the empty sleeves in the white tray on your table labeled Secrecy Sleeves
- ✓ It is important that NO ballots are left inside the sleeves, ALWAYS DOUBLE CHECK!!
- ✓ IF there is no secrecy sleeve, place ballot with the other ballots
- ✓ Stack the envelopes separately in order, faced down you may have more than 1 stack.

CONTINUED ON NEXT PAGE-

AGarcia



2/16/2022

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# UNFOLD EACH BALLOT

Once you have separated the ballots from secrecy sleeves you will start to unfold the ballots.

■ These are ballots that are ready to be sent to Folder Audit Verification.

- Back-fold the ballots at each fold to get them to lay as flat as possible
- Intact with no tears
- Free of white-out, tape, staples or any that are soiled
- Have no marks on timing area
- NOT marked in red
- Have no signatures or initials that can be identified

CONTINUED ON NEXT PAGE-

1 DETACH HERE 1  
SEPARAR AQUÍ

OFFICIAL MAIL BALLOT  
2009 MUNICIPAL PRIMARY ELECTION  
CITY OF NORTH LAS VEGAS, NEVADA  
APRIL 5, 2009

BOLETA OFICIAL DE CORREO  
ELECCIÓN PRIMARIA MUNICIPAL 2009  
CIUDAD DE NORTH LAS VEGAS, NEVADA  
5 DE ABRIL 2009

1 DETACH HERE 1  
SEPARAR AQUÍ

OFFICIAL MAIL BALLOT  
2009 MUNICIPAL PRIMARY ELECTION  
CITY OF NORTH LAS VEGAS, NEVADA  
APRIL 5, 2009

BOLETA OFICIAL DE CORREO  
ELECCIÓN PRIMARIA MUNICIPAL 2009  
CIUDAD DE NORTH LAS VEGAS, NEVADA  
5 DE ABRIL 2009

1 DETACH HERE 1  
SEPARAR AQUÍ

OFFICIAL MAIL BALLOT  
2009 MUNICIPAL PRIMARY ELECTION  
CITY OF NORTH LAS VEGAS, NEVADA  
APRIL 5, 2009

BOLETA OFICIAL DE CORREO  
ELECCIÓN PRIMARIA MUNICIPAL 2009  
CIUDAD DE NORTH LAS VEGAS, NEVADA  
5 DE ABRIL 2009

CANDIDATES FOR CITY OFFICES  
CANDIDATOS PARA CARGOS MUNICIPALES

MUNICIPAL COURT  
JUDGE, DEPT. 2  
4 YEAR TERM  
VOTE FOR ONE (1)  
JUEZ DE LA CORTE  
MUNICIPAL  
DEPARTAMENTO 2  
MANDATO DE 4 AÑOS  
VOTE POR UNO (1)

Buck, Keith  
Cheney, Willie  
Dobson, Marcia  
Hoffman, Sean  
Lariviere, Christopher  
Nelson-Kortland, Robert



# UNFOLDING AND INSPECITNG EACH BALLOT

This is an Under Vote,  
Voter does **NOT** want  
to vote for anyone in  
this race.

Look at every single ballot, IF one of the contests has a line through the candidate's name and NO other candidate was chosen THAT BALLOT DOES NEED TO BE DUPLICATED.

AGarcia

14

**Democratic Official Mail Ballot**  
**Primary Election - Clark County, Nevada**  
**June 12, 2018**  
Ballot Style 1 DEM - Precinct 1038 - English

PARTISAN OFFICES	GOVERNOR 4 YEAR TERM VOTE FOR ONE	STATE ASSEMBLY DISTRICT 8 2 YEAR TERM VOTE FOR ONE	CANDIDATES FOR NONPARTISAN OFFICES
<b>UNITED STATES SENATE 6 YEAR TERM VOTE FOR ONE</b>	Bonaventura, John	Frierson, Jason	<b>JUSTICE OF THE SUPREME COURT SEAT C 6 YEAR TERM VOTE FOR ONE</b>
Burleigh, Danny	Dewan, Ashesh	Watson, Tiffany Ann	Aberasturi, Leon
Knight, David Drew	Giunchigliani, Christina "Chris G"	<b>DISTRICT ATTORNEY 4 YEAR TERM VOTE FOR ONE</b>	<del>Barthelme, Elissa</del>
Mahendra, Sujeet "Bobby"	Jones, David E	Langford, Robert L	Lefebvre, Alan J.
Rheinhardt, Allen	Sisolak, Steve	<b>COUNTY ASSESSOR 4 YEAR TERM VOTE FOR ONE</b>	Rutledge, John
Rosen, Jacky	Thorns, Henry	Casino, Angelo	Tao, Jerry
Sbalh, Jesse	None of These Candidates	Johnson, Briana	None of These Candidates
None of These Candidates	<b>LIEUTENANT GOVERNOR 4 YEAR TERM VOTE FOR ONE</b>	<b>COUNTY TREASURER 4 YEAR TERM VOTE FOR ONE</b>	<b>TRUSTEE CLARK COUNTY SCHOOL DISTRICT F 4 YEAR TERM VOTE FOR ONE</b>
<b>REPRESENTATIVE IN CONGRESS DISTRICT 1 2 YEAR TERM VOTE FOR ONE</b>	Hansen, Laurie L	Fitzpatrick, Laura	Ballinger, Mary E.
O'Sullivan, Ken "Sully"	Marshall, Kata	Eady, Eileen	Ford, Danielle
None of These Candidates	None of These Candidates	Gardner, David	Miller, Kali Fox
<b>ATTORNEY GENERAL 4 YEAR TERM VOTE FOR ONE</b>	Ford, Ayron	Musemick, Tammi N.	Thomas, Mike
Mackie, Stuart J.		Trumbull, Jacquelyn	

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# BALLOT FOLDERS

**Place all ballots inside the Brown ballot folders:**

- ✓ Complete the label- Tray, Quantity **ALSO** add your BBC Log standing up inside the folder.
- ✓ **DO NOT** rubber band ballots, and do not put any extra supplies inside the folder.

**ONLY BALLOTS AND THE BBC LOG ARE TO BE PLACED INSIDE THE BROWN FOLDERS.**

- ✓ All emptied returned envelopes will need to be zip tied together; you will staple your MB tracking log to the first envelope.
- ✓ Once complete, your folder and empty returned envelopes will be taken to the Folder Audit Verification team.





# BALLOT BATCH CONTROL LOG

- Counting board will complete the section allocated to them, **BALLOT PREPARATION**
- Once complete, a rover will take the Brown folder to be verified.
- When filling out the control log remember to only account for ballots that are in the folder. You are subtracting all Duplicated and Rejected ballots.

\* Any question always check with a Lead/Supervisor

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202 / / Election Ballot Batch Control Log	
<b>1 - INTAKE VERIFICATION</b> TRAY #	
Tray Inspectors:	
Beginning Env. Qty	Env. Removed
Final Qty	
Date:	Time:
<b>2 - BALLOT PREPARATION</b> FOLDER	
Central Board Members:	
Beginning Env. Qty	Rejected
Duplicated	Final Ballot Qty
Date:	Time:
<b>2.1 - BALLOT DUPLICATION</b>	
Duplicators:	
Folder # DUP	Total Ballots Duplicated
Date:	Time:
<b>3 - FOLDER AUDIT VERIFICATION</b>	
Auditors:	
Beginning Qty	Rejected
Duplicated	Final Qty
Date:	Time:
<b>4 - TABULATION</b> ICCR	
Operator:	
Batch #	
Beginning Qty	BCR
(Reserved for Duplication)	Final Qty
Date:	Time:
MC? <input type="checkbox"/> Batch Discarded	Actual ICC Count
Date:	Time:
<b>5 - ICC VERIFICATION</b>	
Verifier:	
Final Count Verified?	
MC Logged? <input type="checkbox"/>	BCR Logged? <input type="checkbox"/>
Date:	Time:
<b>6 - BALLOT TRANSFER BOX PREPARATION</b>	
Prep Team:	
Ballot Qty	Box #
Folder Qty	Seal #
Date:	Time:

Will go over more in detail each step

2/16/2022





# PROCESSING REJECTED BALLOTS COUNTING BOARD

## If the Returned envelope is

- Empty
- Oath of Voter missing
- Ballot is Identified
- More than 1 ballot in envelope

-Write the precinct number, registration number and the reason on the "Rejected ballot Envelope"

-On the bottom right side fill in the Tray # and Table number.

-Make sure to sign and seal the back of the envelope

-Next to the voter's name on the tracking report write the rejected code, IF the ballot has a signature or initial's BUT you cannot identify the voter from your MB tracking indicate it on the tracking **1 UNIDENTIFIED** or the amount you have that you cannot identify.

-Make sure to adjust you totals.

-Keep the ballot and or returned envelope together and place inside the rejected ballot envelope, they will also be collected after every folder is complete.

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PRECINCT <u>5525</u> <small>(USE DISTRICT NO. IN BOND &amp; SPECIAL ELECTIONS)</small>	REGISTRATION # <u>62261</u>
<b>REJECTED BALLOT</b>	
REASON <u>Empty Envelope</u>	<b>T-15</b> <b>F-A</b>



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# REJECTED BALLOT CODES

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## **\*Rejected Codes**

**RT**=two ballots in 1 envelope

**RE**= no ballot in return envelope

**RI**= Ballot identified

**\*Always inform a Lead/Supervisor if you are unsure**

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# BALLOTS THAT NEED TO BE DUPLICATED

Timing Mark Area=ballot has any marks/writing.

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Soiled=has marks that bleed through.

Crumpled=Badly wrinkled.

Faded=imprint is faded, VOTED sticker or any other sticker was placed on ballot.

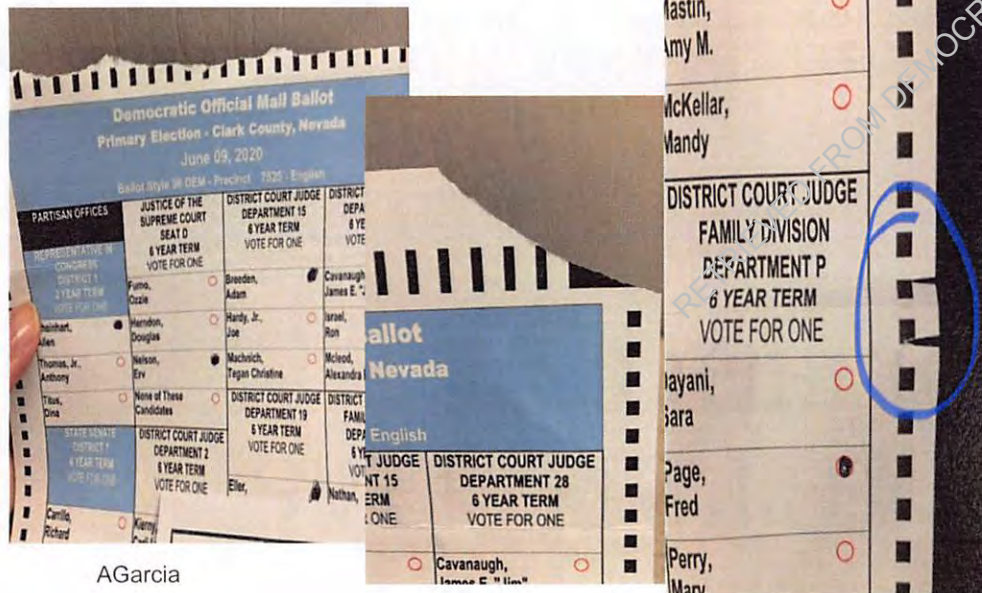
2/16/2022

19



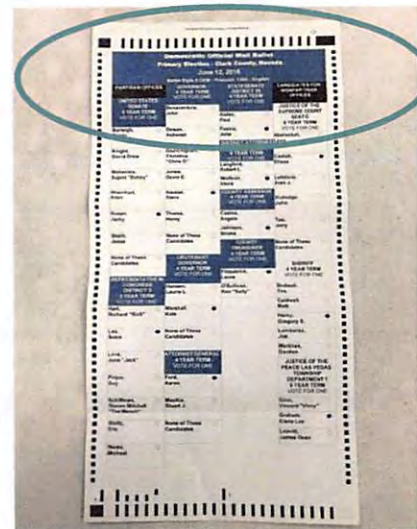
# CONTINUE DUPLICATED BALLOTS

Timing area=if ballot is torn in any way, big pieces missing from top/bottom

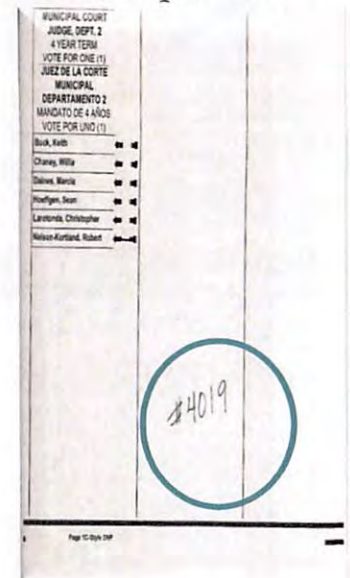


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Make sure ballot is for current election.



Top of ballot missing  
\*inform  
Lead/Supervisor



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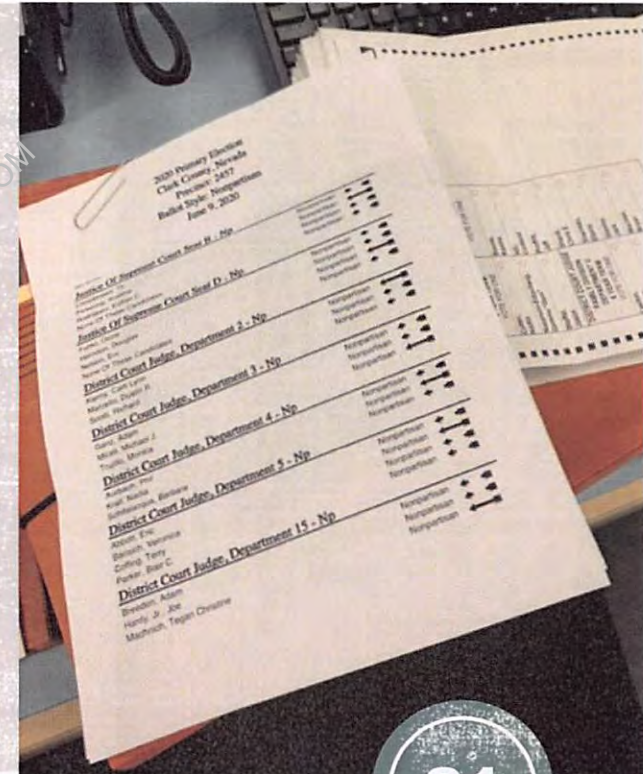
20



# DUPLICATING EMAIL BALLOTS

Electronic ballots that are printed out may come across in your envelopes. These need to be duplicated on a ballot. Always inform a Lead/Supervisor. **DO NOT** send through with your mail in ballots.

A Duplicating Team may receive trays of EASE ballots that need to be duplicated. However, those ballots will have the ballot and envelopes attached with their own Tracking Report.





# DUPLICATING BALLOTS GREEN FOLDERS

When Counting Board comes across ballots that need to be duplicated, they should be subtracted from your total count on your BBC Log, and then you will place them inside of a green folder, along with a carbon copy of the BBC Log.

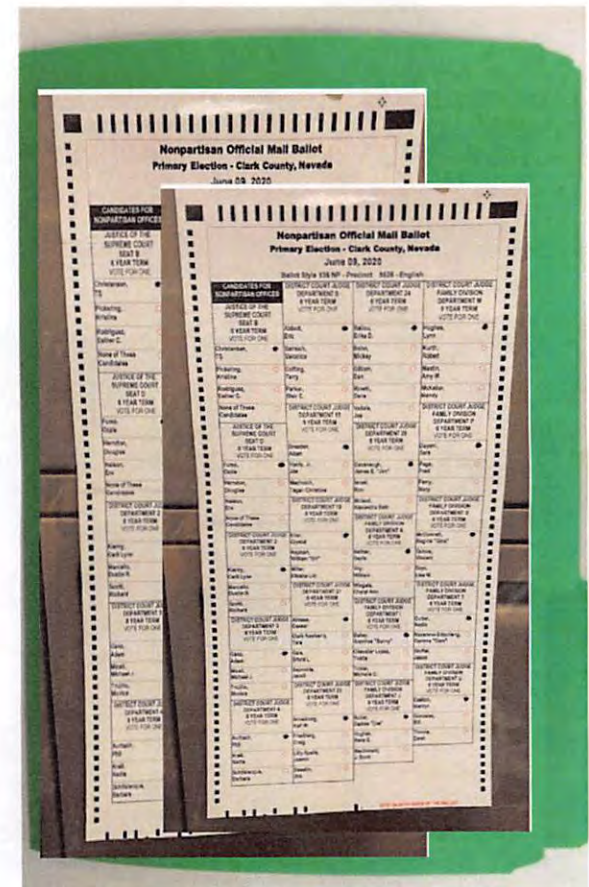
## Rovers

A Rover will collect the ballot(s) that need to be duplicated. They will pull a new blank ballot, then have duplicators, duplicate the ballot.

## Receiving ballots

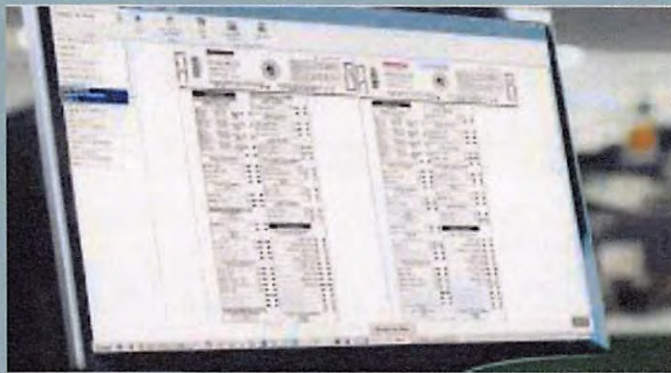
Duplicating team will verify **paying special attention to the precinct AND party.** (State/Federal primary elections only) of the ballots to be duplicated.

Duplicating team will add the ballots they duplicated to their own Brown folder. Once done a rover will pick up their folder and take it to the Folder Audit Verification team.





# Ballot Duplication- Novus



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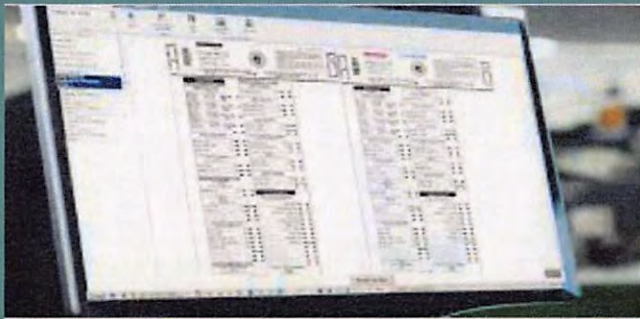
- Duplication board consist of two members who are not of the same political party. Ballots are sent to the Duplication board that have been deemed damaged in such a way that the voter's intent cannot be read in tabulation.

1. All ballots that need to be duplicated are scanned into Novus and batched.
2. The administrator will assign each batch to the teams to be duplicated, they will also:
  - Admin will also put the "bad" ballot into duplicate ballot envelope
  - Prints ballots that have been duplicated
1. Duplication team will select new scans by:
  - Click get new scans
  - The next available image will appear
1. Both scanned and duplicated images are viewed side-by-side so the operator can manually duplicate selections or finalize the duplication process as needed.
2. To begin duplicating
  - Make appropriate marks
  - Duplicate according to the voter's intent
  - Bi-partisan boards double check each other's work

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# continue..... Ballot Duplication



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1. After the Duplication board has marked the ballot scroll to the bottom and click save.
2. Novus will assign the DUP\_ID batch number that will go on the Ballot Batch Control Log (BBC).
3. Once completed, you must balance the physical duplicated ballots against the BEGINNING and ENDING number.
4. Duplication team will then move all finalized duplicates into an approval queue for the administrator to approve, once approved they will be printed.
5. Printed ballots will go into a brown folder, that will have an orange label with the Tray number and DUP\_ID batch number.
6. Once completed a rover will collect the folder and take over to the Imprint Verification team

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# BATCHING DUPLICATED BALLOTS

## Add

Duplicators will add the new duplicated ballot into a Brown folder with an Orange Label.

## Log

The ballot batch control log will need to be completed the section for Ballot Duplication.

## Assign

Novus will assign the DUF\_ID batch number that you will put on the BBC Log.

## Complete

Once complete the Brown folder will be sent to the Folder Auditor's to be verified.

Date:	Time:
<b>2.1 - BALLOT DUPLICATION FOLDER# DUP</b>	
Duplicators:	
<hr/>	
<hr/>	
Total Ballots Duplicated	<input type="text"/>
Date:	Time:



# AIR JOGGER, IMPRINT & FOLDER AUDIT VERIFICATION

- 1) Air Jogger will start by running the ballots through the Jogger.
- 2) Imprinters will then get the folders and begin the Imprinting of the return ballots.
- 3) IF the beginning quantity. does not match,
  1. Try again by turning the ballots around
  2. Make sure there are not tears on the corners of the ballots
  3. IF the number is still off **IMMEDIATELY notify a Lead**
- 1) While running the ballots if you come across any that have tears (especially in the timing area) soiled, faded or crumpled, you will remove the ballot from the folder and have it duplicated. OR if you see any that have any initials or Signatures you will check the MB roster that is attached to the returned envelopes to see if CB has indicated any ballots that could NOT be identified (Check with a Lead/ Supervisor) This will change your total count on the Control Log.
- 2) After each folder has been verified you will then fill out the Folder-Audit Verification portion and place the log inside of the folder. Folders will be placed on the library carts, to be sent down to tabulation.





# FOLDERS (**Brown** & **Blue**) TO LIBRARY CARTS

Once Imprint Verification has finished running the ballots to be imprinted, they will be verifying the number of ballots in each folder, they will then place the folders on to the Library carts, and will fill out the Cart Log with

1. Cart #
2. Number of folders
3. Total Ballots
4. Date and Folders Auditors

- Folders containing around 200 ballots.
- A total of 24 brown folders with around 4,800 ballots per shelf.
- 14,400 total on 1 Library cart.

Lead/Supervisor will input the quantity and tray number of the folders into the Mail Ballot Tracking Log.

Once all is complete Library cart will either go down to tabulation or be stored in secure area until it is taken to tabulation.

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## **LIBRARY CART FOLDER LOG** **TO TABULATION**

• **LIBRARY CART NUMBER**

• **NUMBER OF FOLDERS**

• **TOTAL BALLOTS**

**DATE:** \_\_\_\_\_

**Folder Auditors:** \_\_\_\_\_

2/16/2022



Thank you for accepting this important position, we will always make sure your safety is first.



Will see you on Monday 05/30/2022



## Did You Know?



- Ballots are stored in sealed boxes for post-election Risk Limiting Audit (RLA) to ensure accuracy of the election
- Ballot processing starts 15-days prior to Election Day, but captured votes are not processed into a Results Report until Election Day
- Once someone has voted that information is registered in our database. This prevents them from voting a second time in person by mail or online anywhere else in Nevada
- Ballot Counting, Signature Verification, and Ballot Adjudication are all conducted by bipartisan teams

## Clark County Election Department

965 Trade Drive, Suite A  
North Las Vegas, NV 89030

### Phone

(702) 455-VOTE (8683)

(702) 455-3666 (Español)

(702) 455-7871 (Filipino/Tagalog)

711 (TTY/TDD)

### E-Mail

[ELINFO@ClarkCountyNV.gov](mailto:ELINFO@ClarkCountyNV.gov)

### Internet

[www.ClarkCountyNV.gov/Vote](http://www.ClarkCountyNV.gov/Vote)

## Clark County Election Department

## Mail Ballot Process Quick Guide



Joseph P. Gloria  
Registrar of Voters





## STEP 1

### Intake/ Sorting



- Voter returns ballot envelopes by mail, in-person, or at drop-off locations
- Ballot envelopes are securely sent to the **Intake Area** for sorting and preparation
- Conduct an Incoming Scan Pass and Audit Pass
- Begin Automatic Signature Recognition (ASR)
- Ballot envelopes are sorted into batches by precinct order



## STEP 2

### Manual Signature Verification



- Ballot envelopes with missing signatures and discrepant signatures go to Manual Signature Verification
- Bipartisan teams review **all** signatures on file
- Signature Cure notices are sent to allow the voter to resolve the issue
- Signature-cured ballots are updated in our Voting Registration system and scanned into a batch
  - ✓ Batch of ballots are sent to the **Central Counting Board Area** for inspection in trays labeled

SIG  
CURED



## STEP 3

### Tray Inspection



- Tray Inspectors verify and audit mail trays with 'GOOD' ballot envelopes
- Audited ballot envelopes are sent to the **Central Counting Board Area** in mail trays in bundles of 200 for inspection



## STEP 4

### Central Counting Board



- Ballots are extracted from envelopes with secrecy sleeves, then separated
- Ballots are flattened and visually inspected to ensure voter instructions were followed
- Ballots are removed from secrecy sleeves. **This is the step where your identity is separated from your ballot!**

#### Ballot Duplication:

- Involves creating a new physical ballot when a ballot is damaged or marked in a way that the marks may not be clear enough to be read as a vote by the scanner or marked in such a way it identifies the voter

#### Folder Count Verification:

- This step ensures all ballots are accounted for by verifying ballot count

#### Imprint

- Ballots are imprinted with a number used to conduct risk-limiting audits (RLA)



## STEP 5

### Tabulation / Adjudication



#### Scanning:

- Run ballots through scanners

#### Ballot Adjudication:

- Bipartisan teams review ballots to be adjudicated based on set filters:
  - ✓ Blank Ballot
  - ✓ Blank Contest
  - ✓ Marginal Mark
  - ✓ Overvote

#### Transport:

- Ballot folders are deposited in a sealed Ballot Transport Box (BTB) for retention



## STEP 6

### Storage



- Sealed ballot boxes are retained for 22 months



1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 Scott Goldman, Plaintiff(s)

CASE NO: A-22-851189-C

7 vs.

DEPT. NO. Department 17

8 Joseph Gloria, Defendant(s)

9  
10 **AUTOMATED CERTIFICATE OF SERVICE**

11 This automated certificate of service was generated by the Eighth Judicial District  
12 Court. The foregoing Order Shortening Time was served via the court's electronic eFile  
13 system to all recipients registered for e-Service on the above entitled case as listed below:

14 Service Date: 4/26/2022

15 Adam Fulton

afulton@jfnvlaw.com

16 Norma Richter

nrichter@jfnvlaw.com

17 Logan Willson

Logan@jfnvlaw.com

18 Afagh Ghayour

aghayour@jfnvlaw.com

19 Misty Janati

misty@jfnvlaw.com

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