

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

<p>REPUBLICAN NATIONAL COMMITTEE, <i>et al.</i>,</p> <p style="text-align: center;">Petitioners,</p> <p style="text-align: center;">v.</p> <p>LEIGH M. CHAPMAN, in her official capacity as Acting Secretary of the Commonwealth, <i>et al.</i>,</p> <p style="text-align: center;">Respondents.</p>	<p>No. 447 MD 2022</p>
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JOINT STIPULATION OF FACTS

On September 9, 2022, this Court entered a Scheduling Order which required the parties to file a joint stipulation of facts indicating which county boards of elections have implemented, or plan to implement, notice and opportunity to cure procedures with respect to absentee and/or mail-in ballots. To facilitate compliance with the Court’s Order, eliminate the need for additional expedited discovery as well as the testimony of a representative of each county Board of Elections at the hearing of this matter, on September 12, 2022, counsel for Petitioners sent a letter via email to all counsel of record as of that date and via Federal Express next day delivery to those counties on behalf of whom counsel had not yet entered an appearance (the “September 12, 2022 Letter”), a copy of which is attached as Exhibit “A”).

The Boards of Election for Bedford County, Centre County, Columbia County, Dauphin County, Fayette County, Huntingdon County, Indiana County,

Jefferson County, Lawrence County, Northumberland County, Venango County, York County, Westmoreland County, and Chester County stipulate per the attached Exhibits “B”, “C”, and “D”, respectively.

The undersigned parties join this Joint Stipulation of Fact subject to the caveat that the Respondent Boards are stipulating only the facts that are applicable and known to them. Specifically, the parties, through their undersigned counsel, hereby stipulate to the following facts:

1. Please state whether the county on behalf of which you are responding has adopted and/or implemented one or more notice and opportunity to cure procedures with respect to voters’ failure to comply with signature and secrecy envelope requirements for absentee or mail-in ballots as set forth in 25 Pa. C.S. §§ 3146.6(a) and 3150.16(a) (“Notice and Cure Procedure”) since the enactment of the amendment of Act 77 on October 31, 2019. This request does not apply to those procedures relating to proof of identification as set forth in 25 P.S. § 3146.8(h):

- Adams County – Since at least 2010, when the County’s current Elections Director joined the Elections Office, it has been the practice of election staff to notify voters of defective absentee or mail-in ballots by means of telephone, e-mail, or letter, and to provide them an opportunity to correct such defects in the presence of election staff in the Elections Office.
- Allegheny County – Since 2020, Allegheny County has informed voters, whose mail-in/absentee ballots lack required information. A letter from the Allegheny County Elections Division, a copy of which is attached hereto as Exhibit B, is mailed, by ordinary mail, to said voters. Accompanying this letter is a “fresh” declaration envelope and secrecy envelope.
- Beaver County – In the past, the Beaver County Bureau of Elections had implemented an informal notice and opportunity to cure procedure with respect to voters’ failure to comply with

signature or date requirements only for both absentee and mail-in ballots.

- Berks County – Does not proactively contact voters regarding mail-in/absentee ballot deficiencies for the purpose of providing them an opportunity to cure. As such, they do not have a “Notice and Cure” procedure. However, if a voter contacts them about a potential deficiency within their ballot, they will generally allow them the opportunity to cure prior to 8:00 p.m. on Election Day.
- Blair County - Prior to this past summer, when the decision was made to stop notifying voters of potential errors in their mail-in or absentee ballots of a potential error that would cause their ballot not to count, there was a practice to provide an opportunity to correct the same.
- Bradford County – Has not adopted and/or implemented notice and opportunity to cure procedures. However, it should be noted that, upon receipt, the ballot is scanned and if there is an error with the ballot the system automatically generates an email notice to the voter stating that there is a problem with the ballot. The County does not reach out to voters.
- Bucks County – See response attached as Exhibit “E”.
- Butler County - Has no such procedures in place. Butler County does not allow for a mail-in or absentee ballot (once received and stamped in at the Bureau of Elections) to be altered, corrected or in any way modified.
- Cameron County – Neither the County nor its Election Board have adopted or implemented one or more notice and opportunity to cure procedures with respect to voters' failure to comply with signature and secrecy envelope requirements for absentee or mail-in ballots as set forth in 25 Pa. C.S. §§ 3146.6(a) and 3150.16(a).
- Clarion County – Follows the Election Code and does not use nor intends to use or adopt curing procedures for absentee/mail-in ballots.

- Cumberland County – Has not formally adopted and does not have set plans to formally implement notice and opportunity to cure provisions for absentee and mail-in ballots.
- Delaware County – The Board has not implemented any notice and opportunity to cure procedures.
- Erie County – The Board of Elections did not implement a "notice to cure" procedure during the 2020 election or for any election since then.
- Franklin County – Has not implemented any notice and opportunity to cure procedures.
- Juniata County – Has not adopted nor implemented any notice and opportunity to cure procedures with respect to voters' failure to comply with signature and secrecy envelope requirements for absentee or mail-in ballots as set forth in 25 Pa. C.S. §§ 3146.6(a) and 3150.16(a) ("Notice and Cure Procedure") since the enactment of the amendment of Act 77 on October 31, 2019.
- Lehigh County – The Lehigh County Board of Elections permitted outer envelope corrections for absentee ballots prior to 2020, and since 2020 has notified voters and permitted curing with respect to voters' failure to comply with outer envelope requirements for mail-in as well as absentee ballots.
- Luzerne County – In answer, the Board of Elections and Registration refers to its September 16, 2022 Stipulation attached as Exhibit "F" hereto.
- Lycoming County – has adopted and/or implemented one or more notice and opportunity to cure procedures with respect to voters' failure to comply with signature and secrecy envelope requirements for absentee or mail-in ballots as set forth in 25 Pa. C.S. §§ 3146.6(a) and 3150.16(a) ("Notice and Cure Procedure") since the enactment of the amendment of Act 77 on October 31, 2019.

- Montgomery County – Board of Elections has implemented notice and cure procedures for mail-in and absentee ballots in prior elections.
- Northampton County – The Board of Elections provides voters with an opportunity to fix an issue with the date or signature on an absentee or mail-in ballot prior to Election Day. Northampton County Board of Elections does not provide voters with an opportunity to fix an issue with the secrecy envelope prior to Election Day.
- Philadelphia County – See response attached as Exhibit “G”.
- Snyder County – The Board of Elections has no curative procedures policy in effect for the 2020 election.
- Somerset County – The Board of Elections has not implemented notice and opportunity to cure procedures with respect to absentee and/or mail-in ballots.
- Sullivan County – At no time since the enactment of Act 77 on October 31,2019, has Sullivan County adopted and/or implemented one or more notice and opportunity to cure procedures with respect to voters' failure to comply with signature and secrecy envelope requirements for absentee or mail-in ballots as set forth in 25 Pa.C.S.3146.6(a) and 3150.16(a).
- Susquehanna County – Follows the Election Code and does not use nor intends to use or adopt curing procedures for absentee/mail-in ballots.
- Tioga County – If a voter provided a phone number on their application, and the County receives a mail-in/absentee and the voter forgot something on the envelope, or it’s missing a secrecy envelope, they try to call the voter.
- Union County – See response attached as Exhibit “H”.
- Wyoming County – At no time since the enactment of Act 77 on October 31,2019, has Wyoming County adopted and/or implemented one or more notice and opportunity to cure

procedures with respect to voters' failure to comply with signature and secrecy envelope requirements for absentee or mail-in ballots as set forth in 25 Pa.C.S.3146.6(a) and 3150.16(a).

2. Of those counties which indicated in paragraph 1 above to having notice and opportunity to cure procedures, the counties below offer the following details regarding such procedures:

a. Whether the notice and cure procedure applied to both absentee and mail-in ballots and, if not, to which ballots did the notice and cure procedure apply:

- Adams County – The procedure applied to both absentee and mail-in ballots.
- Beaver County – The notice and cure procedure applied to both absentee and mail-in ballots.
- Blair County – The notice and cure procedure applied to both absentee and mail-in ballots.
- Lehigh County – The notice and cure procedure applied to both absentee and mail-in ballots.
- Lycoming County – The procedure applied to both absentee and mail-in ballots.
- Montgomery County – The notice and cure procedures applied to both absentee and mail-in ballots.
- Northampton County – In the 2020 General, 2021 Primary, 2021 Municipal, and 2022 Primary Elections, the notice and cure procedure applied to both absentee and mail-in ballots.

b. The specific defect or deficiency for which a notice and cure procedure was adopted and/or implemented:

- Adams County – The defect/deficiency that would trigger the procedure was an employee noting an unsigned or undated envelope.

- Beaver County – The defect/deficiency that would trigger the procedure was an employee noting an unsigned or undated envelope.
- Blair County – If a returned ballot was missing a signature or date (these were the only issues notification was provided for).
- Lehigh County – Lack of a signature and/or date on the outer envelope.
- Lycoming County – The defect/deficiency that would trigger the procedure was an employee noting an unsigned or undated envelope.
- Northampton County – In the 2020 General, 2021 Primary, 2021 Municipal and 2022 Primary Elections, if a mail-in or absentee ballot lacked a signature or date.

c. The steps taken to determine if an absentee and/or mail-in ballot was defective and/or deficient:

- Adams County – The steps taken were a review of the outer envelope to determine whether or not the envelope was adequately signed and dated.
- Beaver County – The only steps taken were a review of the outer envelope to determine whether or not the envelope was adequately signed and dated.
- Blair County – When time permitted, generally when ballots were initially mailed and returned immediately, they were reviewed for signature and date.
- Lehigh County – Review of the outer envelope upon receipt and security envelope during pre-canvassing.
- Lycoming County – If voter registration staff observed a missing signature and/or missing date on the back of an official ballot return envelope during the receiving process, and if voter registration staff could ascertain a phone number on file on the voter's registration record, voter registration staff attempted the phone number on file to inform the voter of the missing signature

and/or missing date. Determinations of missing signatures and/or missing dates were strictly preliminary, subject to formal, final determinations during the official pre-canvassing and canvassing activities.

- Northampton County – In the 2020 General, 2021 Primary, 2021 General, and 2022 Primary, all ballots were reviewed upon receipt to determine whether or not the envelope was adequately signed and dated as part of being scanned into the SURE system. The only distinction is the Department of State developed a new message in SURE for 2021 for ballots that lacked a date.

d. The time period for determining whether an absentee and/or mail-in ballot was defective:

- Beaver County – The defect/deficiency that would trigger the procedure was an employee noting an unsigned or undated envelope.
- Blair County – The defect/deficiency that would trigger the procedure was an employee noting a missing signature or date.
- Lehigh County – Determined during outer envelope review upon receipt and security envelope during pre-canvassing.
- Lycoming County – Aforementioned preliminary determinations of missing signatures and/or missing dates were made during the initial mail ballot receiving process, which consisted of dating and time-stamping received ballots, scanning the bar codes on the official return envelopes to log the received ballots into each voter's registration record in the SURE system, and sorting the received ballots for eventual pre-canvassing and canvassing activities.
- Northampton County – In all elections, all ballots are scanned into the SURE system upon receipt, at which point the deficiency would be noted.

e. The specific procedure(s) adopted and/or implemented, including but not limited to how notice was provided to the voter who had cast a defective and/or deficient ballot and the cure permitted:

- Adams County – The procedure consisted of attempting to notify the voter by means of telephone, e-mail, or letter and to provide them an opportunity to correct such defects in the presence of election staff in the Elections Office.
- Beaver County – Notice was only provided via phone call if the voter provided a phone number on their application for a mail-in or absentee ballot. All ballots with a missing element were segregated from other ballots that had both signature and date elements. The voter was notified and provided the option to come into the office to provide the missing element to their envelope. In very rare cases, if requested by the voter, voters were provided the opportunity to fill in a blank envelope designated for the voter transmitted via US mail and return said envelope with complete elements. Once received, staff would affix (via Scotch tape) the newly signed and dated back provided by the voter to the originally submitted envelope, without materially changing the original. Ballots would not leave the custody of the office upon their return either in-person or via mail.
- Blair County – If SURE contained a phone number for the voter, an attempt to call the voter was made to advise the voter that the voter's ballot may not counted due to the absence of a signature and/or date. The voter was told they could come in before 8:00 p.m. on election day to make this correction. If no number was available or the number on record was no longer in service or the person did not answer and there was no voicemail, no further action was taken.
- Lehigh County – The notice process is by email or phone for those voters who have provided that information, and if not and time permits, by letter. Voters are required to come to the office in person to cure the identified issues. If a voter has been notified by the Department of State that their ballot has been canceled, for whatever reason, including lack of a secrecy envelope, and calls Lehigh, Lehigh informs the voter that they can go to their polling place and cast a provisional ballot until 8 p.m. on election

day. Under the Stipulated Agreement in the Bausch case, E.D. Pa. Dkt. 22-cv-2111, while conducting pre-canvassing, the County will inform voters and party representatives when a ballot is submitted without its secrecy envelope. Lehigh will inform the voter they may cast a provisional ballot. Lehigh will not permit the voter to replace the naked ballot with another ballot.

- Lycoming County – If voter registration staff observed a missing signature and/or missing date on the back of an official ballot return envelope during the receiving process, and if voter registration staff could ascertain a phone number on file on the voter’s registration record, voter registration staff attempted the phone number on file to inform the voter of the missing signature and/or missing date. Affected voters who could be reached by phone were offered an opportunity to visit the county voter registration office in person to provide the missing signature or date, or to be mailed a replacement ballot and the original ballot voided, or were informed that they could vote in-person at their precinct by provisional ballot, which would be counted if their mail ballot was set aside during pre-canvassing and/or canvassing.
- Northampton County – In the 2020 General and 2021 Primary Elections, if the voter’s SURE record was accessible to the voter, it would be reflected as such. If the voter provided an email address, the SURE system would also send the voter an email. If the voter came into the Election Office prior to Election Day, the voter could fix the issue with the signature or date. During the pre-canvass, which began at 7:00 a.m. on Election Day, the County Board of Elections followed the guidance of the Department of State and provided candidates and party representatives on-site a list of names of voters whose ballots were set aside for a secrecy envelope issue or signature or date issue. If the voter discovered that their ballot was set aside during the pre-canvass, the voter potentially could go to the polling place and vote by provisional ballot. This process stopped after the 2021 Primary Election as candidates and parties did not ask for the list. In the 2021 Municipal and 2022 Primary Elections, if the voter provided an email address to the Department of State,

an email is automatically generated by the SURE system. The Election Division has no control over the email function of the Department of State through the SURE system. All voters whose ballots lack a signature or date but lack an email or phone number will be sent a form letter via regular mail advising them of the lack of a signature and/or date and how to address the issue. If time or staffing permitted, efforts were made to telephone voters. The Election Office does not plan to telephone voters moving forward.

f. The identity of the individual and/or individuals responsible for implementing the notice and cure procedure:

- Adams County – Election Office staff was responsible for contacting voters regarding the notice and cure procedure.
- Beaver County – All employees were part of the process.
- Blair County – Employees of the Elections/Voter Registration Office.
- Lehigh County – Office staff or Department of State provide notice.
- Lycoming County – Forrest Lehman, Director of Elections.
- Northampton County – With respect to signature or date issues, office staff would note an issue with a signature or date as part of scanning the ballot being scanned into the SURE system. For ballots lacking a secrecy envelope, party and candidate representatives had equal access on Election Day to the list of voters whose ballots were set aside.

g. The time period for providing notice to a voter that the voter's ballot had been determined to be defective and/or deficient:

- Beaver County – Voters would be called within 24 to 48 hours of their ballot being received if their information was on file.
- Blair County – No specific time period was established. As the election approached, less time was available for the staff to make these attempts, and the attempts were not made. A primary

reason for making the decision to cease notifying voters of these errors and providing an opportunity to correct was the fact that the practice was not uniform for all voters in Blair County.

- Lehigh County – No specific time period is established but notice attempt is made before Election Day if possible and on pre-canvassing if ballot lacks a security envelope.
- Lycoming County – Notice was attempted during the receiving process.
- Northampton County – In the 2020 General and 2021 Primary Elections, the time period for providing notice to a voter that the voter’s ballot had been determined to be defective and/or deficient was not provided by the County. In the 2021 Municipal and 2022 Primary Elections, the ballots were scanned upon receipt at the office.

h. The number of ballots determined to be defective and/or deficient and the reason and/or reasons the ballots were determined to be defective and/or deficient:

- Beaver County – It is unclear how many ballots were determined to be defective.
- Lycoming County – Unknown. Plaintiff appears to be asking for a catalogue of all ballots with missing signatures or dates that may have been “cured” over the course of 5 elections. No interim logs were kept to track informal determinations that were necessarily preliminary until formal, final determinations were made during pre-canvassing and canvassing activities. The county would have information about the number of mail ballots that were ultimately set aside during pre-canvassing and canvassing activities, as well as the number of mail ballots that were counted, but no records or count exists of mail ballots that were preliminarily determined to be missing a signature or date, but were subsequently cured prior to the formal, final pre-canvassing or canvassing determinations.
- Northampton County – For the 2020 General Election, 542 ballots were “Undeliverable,” 934 total votes were canceled and

2 ballots were marked “No Signature.” The state only has a single combined scan reason for both no signature and no date ballots. They have to scan both in under the CANCEL- NO SIGNATURE category. There is no further breakdown available. Due to state guidance at the time, no signature/no date/naked ballots were all scanned in under the CANCEL-VOTE CANCELLED category. In the 2021 Primary Election, 62 ballots were “Undeliverable,” there were 125 naked ballots, and 1,198 ballots were marked “No Signature.” In the 2021 General Election, 219 ballots were “Undeliverable,” there were 204 naked ballots, and 349 ballots were marked “No Signature.” In the 2022 Primary Election, 93 ballots were “Undeliverable,” there were 259 naked ballots, and 18 ballots were marked “No Signature.” In accordance with court decisions, all undated ballots for the 2022 Primary Election were counted, so the SURE scan reason was changed from CANCEL to VOTE RECORDED.

i. The number of voters to whom notice and the opportunity to cure any such defect and/or deficiency was given:

- Beaver County – The number of voters that notice was provided to is not readily available. Records were not kept at the time.
- Lycoming County – Unknown. Plaintiff appears to be asking for a catalogue of all ballots with missing signatures or dates that may have been “cured” over the course of 5 elections. No interim logs were kept to track informal determinations that were necessarily preliminary until formal, final determinations were made during pre-canvassing and canvassing activities. The county would have information about the number of mail ballots that were ultimately set aside during pre-canvassing and canvassing activities, as well as the number of mail ballots that were counted, but no records or count exists of mail ballots that were preliminarily determined to be missing a signature or date, but were subsequently cured prior to the formal, final pre-canvassing or canvassing determinations.
- Northampton County – The number of voters that notice was provided to is not readily available.

j. To the extent notice and an opportunity to cure was not given to a voter whose ballot was determined to be defective and/or deficient, the reason for the lack of notice to such a voter or voters:

- Beaver County – It is not clear how many voters did or did not receive notice, as records were not kept of contact made (see i above).
- Blair County – As the election approached, less time was available for the staff to make these attempts, and the attempts were not made. A primary reason for making the decision to cease notifying voters of these errors and providing an opportunity to correct was the fact that the practice was not uniform for all voters in Blair County.
- Lycoming County – Notice of a missing signature or missing date was provided if the voter had a phone number on file on their voter registration record.
- Northampton County – In the 2020 General, 2021 Primary, 2021 Municipal, and 2022 Primary Elections, if no contact information for voter was present in SURE system.

k. The number of ballots cured and the manner in which such ballots were cured:

- Beaver County – It is not clear how many voters did or did not cure the ballots.
- Lycoming County – Unknown. Plaintiff appears to be asking for a catalogue of all ballots with missing signatures or dates that may have been “cured” over the course of 5 elections. No interim logs were kept to track informal determinations that were necessarily preliminary until formal, final determinations were made during pre-canvassing and canvassing activities. The county would have information about the number of mail ballots that were ultimately set aside during pre-canvassing and canvassing activities, as well as the number of mail ballots that were counted, but no records or count exists of mail ballots that were preliminarily determined to be missing a signature or date,

but were subsequently cured prior to the formal, final pre-canvassing or canvassing determinations.

- Northampton County – For the 2020 General and 2021 Primary Elections, the county does not know how many ballots had signature or date issues fixed prior to Election Day during the 2020 General or 2021 Primary Elections as it did not keep those ballots separate from other ballots, as there was no guidance on segregation of ballots at the time. In the 2021 Municipal Election, 147 ballots were cured by voters coming into the office. In the 2022 Primary Election, 90 ballots were cured by voters coming into the office.

I. The source of the funding for the notice and cure procedure:

- Beaver County – The procedure was operated during the course of regular office operations with no unique funding source.
- Blair County – The procedure was operated during the course of regular office operations with no unique funding source.
- Lycoming County – Unknown. Plaintiff appears to be asking for a catalogue of all ballots with missing signatures or dates that may have been “cured” over the course of 5 elections. No interim logs were kept to track informal determinations that were necessarily preliminary until formal, final determinations were made during pre-canvassing and canvassing activities. The county would have information about the number of mail ballots that were ultimately set aside during pre-canvassing and canvassing activities, as well as the number of mail ballots that were counted, but no records or count exists of mail ballots that were preliminarily determined to be missing a signature or date, but were subsequently cured prior to the formal, final pre-canvassing or canvassing determinations.
- Northampton County – In the 2020 General, 2021 Primary, 2021 Municipal, and 2022 Primary Elections, the procedure was operated during the course of regular office operations with no unique funding source.

3. Please state whether the county on behalf of which you are responding intends to adopt and/or implement a notice and cure procedure for the 2022 November election:

- Adams County – The Elections Office will continue its policy outlined above.
- Allegheny County – Intends to continue the notice and cure procedures identified in paragraph 1 above.
- Beaver County – The office does not intend to implement a Notice and Cure procedure for the Fall 2022 election.
- Berks County – The office does not intend to implement a Notice and Cure procedure for the Fall 2022 election.
- Blair County – The office already determined prior to the filing of the Complaint and Application not to implement any notice and opportunity to cure procedures with respect to absentee and/or mail-in ballots for the upcoming 2022 general election and, absent a change in the law, Blair County would continue with that position in future elections. Consistent with current statute, Blair County will allow voters who need to provide an ID in order for their mail-in or absentee ballot to count to do the same.
- Bradford County – The office does not intend to implement a Notice and Cure procedure for the Fall 2022 election.
- Bucks County – The Board intends to continue notifying voters regarding missing signatures for the upcoming election.
- Butler County – Has no plan in place to alter its past/current practice.
- Cameron County – Neither the County nor its Election Board intend to adopt and/or implement a Notice and Cure Procedure for the 2022 November election.
- Clarion County – Follows the Election Code and does not use nor intend to use or adopt curing procedures for absentee/mail-in ballots.

- Cumberland County – Has not formally adopted and does not have set plans to formally implement notice and opportunity to cure provisions for absentee and mail-in ballots.
- Delaware County – The Board does not intend to implement a notice and cure procedure.
- Erie County – The Board of Elections is contemplating a procedure which would notify the mail-in/absentee elector of curable defects on the face of the ballot. It may also consider notifying the mail-in/absentee elector of the rejection of their ballots and the necessity of voting in person at their polling district on the day of the election.
- Franklin County – The office does not intend to implement a Notice and Cure procedure for the Fall 2022 election.
- Juniata County – The office has no intention to adopt and/or implement Notice and Cure Procedure for the 2022 November election.
- Lehigh County – Lehigh intends to continue notifying voters regarding outer envelope issues for the upcoming election.
- Luzerne County – In answer, the Board of Elections and Registration refers to its September 16, 2022 Stipulation attached as Exhibit “G” hereto.
- Lycoming County – The current intent is to make preliminary, informal determinations of missing signatures and missing dates during the initial mail ballot receiving process and to provide notice to voters by phone where the voter has a phone number on file.
- Montgomery County – Board of Elections intends to continue notice and cure practice for future elections.
- Northampton County – Intends to provide notice to voters who have an issue with their signature prior to Election Day.
- Snyder County – The Board of Elections does not intend to adopt or implement a notice and cure procedure for the 2022 election.

- Somerset County – The Board of Elections is not implementing notice and opportunity to cure procedures with respect to absentee and/or mail-in ballots.
- Sullivan County – The Board of Elections does not intend to adopt or implement a Notice and Cure Procedure for the 2022 November election.
- Susquehanna County – Follows the Election Code and does not use nor intend to use or adopt curing procedures for absentee/mail-in ballots.
- Wyoming County – The Board of Elections does not intend to adopt or implement a Notice and Cure Procedure for the 2022 November election.

4. If your answer to the preceding question is in the affirmative, please state:

a. Whether the notice and cure procedure will apply to both absentee and mail-in ballots, and if not, to which ballot the notice and cure procedure will apply:

- Allegheny County – The procedure applied to both absentee and mail-in ballots.
- Lehigh County – The notice and cure procedure will apply to both absentee and mail-in ballots.
- Lycoming County – The procedure applied to both absentee and mail-in ballots.
- Northampton County – Plans to resume the prior practice of creating a list of names of voters whose ballots are set aside during the pre-canvass and make that list available to party representatives or candidate representatives who are present on-site. Parties and candidates have an equal opportunity to contact voters about voting by provisional ballot as a result of the set aside of the ballot during the pre-canvass.

b. The specific defect or deficiency for which a notice and cure procedure was adopted and/or implemented:

- Lycoming County – The defect/deficiency that would trigger the procedure was an employee noting an unsigned or undated envelope.
- Northampton County – Since ballots without dates or incorrect dates are to be counted under applicable law, voters who submit ballots that have an issue with the date will not be contacted prior to Election Day. Otherwise, the practice remains the same as the most recent elections.

c. The steps to be taken to determine if an absentee and/or mail-in ballot was defective and/or deficient:

- Lehigh County – Review of the outer envelope upon receipt and security envelope during pre-canvassing.
- Lycoming County – If voter registration staff observed a missing signature and/or missing date on the back of an official ballot return envelope during the receiving process, and if voter registration staff could ascertain a phone number on file on the voter's registration record, voter registration staff attempted the phone number on file to inform the voter of the missing signature and/or missing date. Determinations of missing signatures and/or missing dates were strictly preliminary, subject to formal, final determinations during the official pre-canvassing and canvassing activities.
- Northampton County – Ballots will be reviewed upon receipt to determine whether or not the envelope was adequately signed and dated as part of being scanned into the SURE system.

d. The time period for determining whether an absentee and/or mail-in ballot is defective:

- Lehigh County – Determined during outer envelope review upon receipt and security envelope during pre-canvassing.
- Lycoming County – Aforementioned preliminary determinations of missing signatures and/or missing dates were made during the

initial mail ballot receiving process, which consisted of dating and time-stamping received ballots, scanning the bar codes on the official return envelopes to log the received ballots into each voter's registration record in the SURE system, and sorting the received ballots for eventual pre-canvassing and canvassing activities.

- Northampton County – Ballots will be reviewed upon receipt.

e. The specific procedure(s) adopted and/or implemented, including but not limited to how notice will be provided to the voter who casts a defective and/or deficient ballot and the cure permitted:

- Lehigh County – The notice process is by email or phone for those voters who have provided that information, and if not and time permits, by letter. Voters are required to come to the office in person to cure the identified issues. If a voter has been notified by the Department of State that their ballot has been canceled, for whatever reason including lack of a secrecy envelope, and calls Lehigh, Lehigh informs the voter that they can go to their polling place and cast a provisional ballot until 8 p.m. on election day. Under the Stipulated Agreement in the Bausch case, E.D. Pa. Dkt. 22-cv-2111, while conducting pre-canvassing, the County will inform voters and party representatives when a ballot is submitted without its secrecy envelope. Lehigh will inform the voter they may cast a provisional ballot. Lehigh will not permit the voter to replace the naked ballot with another ballot. In addition, as part of that stipulation, Lehigh is evaluating whether it is permissible to notify voters and party representatives of possible naked ballots prior to the pre-canvassing, should Lehigh have the ability to identify naked ballots before the outer envelopes are opened.
- Lycoming County – If voter registration staff observed a missing signature and/or missing date on the back of an official ballot return envelope during the receiving process, and if voter registration staff could ascertain a phone number on file on the voter's registration record, voter registration staff attempted the phone number on file to inform the voter of the missing signature and/or missing date. Affected voters who could be reached by phone were offered an opportunity to visit the county voter

registration office in person to provide the missing signature or date, or to be mailed a replacement ballot and the original ballot voided, or were informed that they could vote in-person at their precinct by provisional ballot, which would be counted if their mail ballot was set aside during pre-canvassing and/or canvassing.

- Northampton County – A list of deficient ballots will be provided to party representatives or candidate representatives who are present on site. Parties and candidates have an equal opportunity to contact voters about voting by provisional ballot as a result of the set aside of the ballot during the pre-canvass.

f. The identity of the individual and/or individuals responsible for implementing the Notice and Cure Procedure:

- Lehigh County – Office staff or Department of State provide notice.
- Lycoming County – Forrest Lehman, Director of Elections.
- Northampton County – Party representatives or candidate representatives who are present on site will be responsible for implementing the Notice and Cure Procedure. Parties and candidates have an equal opportunity to contact voters about voting by provisional ballot as a result of the set aside of the ballot during the pre-canvass.

g. The time period for providing notice to a voter that the voter's ballot has been determined to be defective and/or deficient:

- Lehigh County – No specific time period is established, but notice attempt is made before Election Day, if possible, and on pre-canvassing if ballot lacks a security envelope.
- Lycoming County – Notice was attempted during the receiving process.
- Northampton County – The time period for providing notice will be dependent on party representatives or candidate representatives being present on site.

h. The source of funding for the implementation of the proposed Notice and Cure Procedure(s).

- Allegheny County – No unique funding source is utilized.
- Lycoming County – Unknown. Plaintiff appears to be asking for a catalogue of all ballots with missing signatures or dates that may have been “cured” over the course of 5 elections. No interim logs were kept to track informal determinations that were necessarily preliminary until formal, final determinations were made during pre-canvassing and canvassing activities. The county would have information about the number of mail ballots that were ultimately set aside during pre-canvassing and canvassing activities, as well as the number of mail ballots that were counted, but no records or count exists of mail ballots that were preliminarily determined to be missing a signature or date, but were subsequently cured prior to the formal, final pre-canvassing or canvassing determinations.
- Northampton County – No unique funding source is required since the notice procedure will be conducted by party representatives or candidate representatives who are present on site.

Dated: September 20, 2022

STIPULATED AND AGREED TO BY:

/s/ Kathleen A. Gallagher

Kathleen A. Gallagher
Russell D. Giancola
Gallagher Giancola LLC
3100 Koppers Building
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Phone: (412) 717-1900
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Adams County Board of Elections

/s/ Allan J. Opsitnick

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/s/ Garen Fedeles

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Beaver County Board of Elections

/s/ Elizabeth A. Dupuis

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*Bedford County Board of Elections,
Centre County Board of Elections,
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Fayette County Board of Elections,
Huntingdon County Board of Elections,
Indiana County Board of Elections,
Jefferson County Board of Elections,
Lawrence County Board of Elections,
Northumberland County Board of
Elections, Venango County Board of
Elections, York County Board of
Elections*

/s/ Cody L. Kauffman

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/s/ Nicholas J. Stevens

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*Clarion County Board of Elections,
Susquehanna County Board of
Elections, Tioga County Board of
Elections*

/s/ Jennifer B. Hipp

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/s/ Catharine M. Roseberry

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Lehigh County Board of Elections

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/s/ J. Michael Wiley

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/s/ Maureen E. Calder

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Westmoreland County Board of Elections

/s/ Kenneth R. Levitzky

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/s/ Robert M. Cravitz

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/s/ Michael P. Barbera

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Somerset County Board of Elections

EXHIBIT A

RETRIEVED FROM DEMOCRACYDOCKET.COM

September 12, 2022

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Via Email - jpgrimm@vorys.com and llmathews@vorys.com

Jana Phillis Grimm
Lauren L. Mathews
Vorys, Sater, Seymour and Pease, LLP
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Pittsburgh, PA 15219

RE: RNC et al. v. Chapman et al.

Dear Counsel:

As you may be aware, on September 9, 2022, the Court entered a Scheduling Order in the above-referenced matter. For reference, a copy of the Scheduling Order is attached. Paragraph 4 of that Order provides:

4. The parties shall file a joint stipulation of facts no later than **12:00 noon on Monday, September 19, 2022**, indicating which county boards of elections have implemented, or plan to implement, notice and opportunity to cure procedures with respect to absentee and/or mail-in ballots.

In furtherance of the Court's order, and to streamline the presentation of evidence at the hearing, please provide answers to the following questions no later than September 15, 2022, in order to allow us sufficient time to compile the stipulation and to circulate the same to counsel for review.

1. Please state whether the county on behalf of which you are responding has adopted and/or implemented one or more notice and opportunity to cure procedures with respect to voters' failure to comply with signature and secrecy envelope requirements for absentee or mail-in ballots as set forth in 25 Pa. C.S. §§ 3146.6(a) and 3150.16(a) ("Notice and Cure Procedure") since the enactment of the amendment of Act 77 on October 31, 2019. This request does not apply to those procedures relating to proof of identification as set forth in 25 P.S. § 3146.8(h). If your answer to this question is in the negative, please proceed to question 3.

2. If your answer to the preceding question is in the affirmative, please state for each election from the 2020 Primary election through the 2022 Primary election:
 - a. Whether the Notice and Cure Procedure applied to both absentee and mail-in ballots and if not, to which ballots did the Notice and Cure Procedure apply;
 - b. The specific defect or deficiency for which a Notice and Cure Procedure was adopted and/or implemented;
 - c. The steps taken to determine if an absentee and/or mail-in ballot was defective and/or deficient;
 - d. The time period for determining whether an absentee and/or mail-in ballot was defective;
 - e. The specific procedure(s) adopted and/or implemented, including but not limited to how notice was provided to the voter who had cast a defective and/or deficient ballot and the cure permitted;
 - f. The identity of the individual and/or individuals responsible for implementing the Notice and Cure Procedure;
 - g. The time period for providing notice to a voter that the voter's ballot had been determined to be defective and/or deficient;
 - h. The number of ballots determined to be defective and/or deficient and the reason and/or reasons the ballots were determined to be defective and/or deficient;
 - i. The number of voters to whom notice and the opportunity to cure any such defect and/or deficiency was given;
 - j. To the extent notice and an opportunity to cure was not given to a voter whose ballot was determined to be defective and/or deficient, the reason for the lack of notice to such a voter or voters;

- k. The number of ballots cured and the manner in which such ballots were cured; and
 - l. The source of funding for the Notice and Cure Procedure.
3. Please state whether the county on behalf of which you are responding intends to adopt and/or implement a Notice and Cure Procedure for the 2022 November election.
4. If your answer to the preceding question is in the affirmative, please state:
 - a. Whether the notice and cure procedure will apply to both absentee and mail-in ballots and if not, to which ballot the Notice and Cure Procedure will apply;
 - b. The specific defect or deficiency for which a Notice and Cure Procedure was adopted and/or implemented;
 - c. The steps to be taken to determine if an absentee and/or mail-in ballot was defective and/or deficient;
 - d. The time period for determining whether an absentee and/or mail-in ballot is defective;
 - e. The specific procedure(s) adopted and/or implemented, including but not limited to how notice will be provided to the voter who casts a defective and/or deficient ballot and the cure permitted;
 - f. The identity of the individual and/or individuals responsible for implementing the Notice and Cure Procedure;
 - g. The time period for providing notice to a voter that the voter's ballot has been determined to be defective and/or deficient; and
 - h. The source of funding for the implementation of the proposed Notice and Cure Procedure(s).

To save time, we request that you send your responses via email to all counsel for the Petitioners:

Kathleen A. Gallagher
Russell D. Giancola
Thomas W. King, III
Thomas E. Breth

kag@glawfirm.com
rdg@glawfirm.com
tking@dmkcg.com
tbreth@dmkcg.com

We appreciate your timely cooperation in this regard. Please feel free to contact us with any questions.

Very truly yours,

A handwritten signature in blue ink that reads "Kathleen A. Gallagher". The signature is written in a cursive style with a long horizontal stroke at the end.

Kathleen A. Gallagher

KAG:jsp

cc: All Respondents who have not entered an appearance in this matter (via Federal Express)

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EXHIBIT B

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From: [Dupuis, Betsy](#)
To: [Jennifer Pepmeyer](#); [Kathleen Gallagher](#)
Cc: [Jewart, Anna S.](#); [Keegan, Sean](#); [Coyle, Casey A.](#); [Barnes, Jessica](#)
Subject: RE: RNC et al. v. Chapman et al. Stipulation
Date: Friday, September 16, 2022 2:48:35 PM
Attachments: [image002.png](#)
[image003.png](#)

Counsel:

Babst Calland represents the following parties in the *RNC et al. v. Chapman et al.* matter: Bedford County Board of Elections, Centre County Board of Elections, Columbia County Board of Elections, Dauphin County Board of Elections, Fayette County Board of Elections, Jefferson County Board of Elections, Huntingdon County Board of Elections, Indiana County Board of Elections, Lawrence County Board of Elections, Lebanon County Board of Elections, Northumberland County Board of Elections, Venango County Board of Elections and York County Board of Elections.

On September 12, 2022, Petitioners requested information from the defendants to compile a Joint Stipulation of Facts. In response to that request, please see the following information on behalf of the preceding counties:

- **Bedford County Board of Elections:** No cure procedures implemented for the 2022 General Election regarding absentee or mail-in ballots beyond what is permitted by the Election Code.
- **Centre County Board of Elections:** No cure procedures implemented for the 2022 General Election regarding absentee or mail-in ballots beyond what is permitted by the Election Code.
- **Columbia County Board of Elections:** No cure procedures implemented for the 2022 General Election regarding absentee or mail-in ballots beyond what is permitted by the Election Code.
- **Dauphin County Board of Elections:** No cure procedures implemented for the 2022 General Election regarding absentee or mail-in ballots beyond what is permitted by the Election Code.
- **Fayette County Board of Elections:** No cure procedures implemented for the 2022 General Election regarding absentee or mail-in ballots beyond what is permitted by the Election Code.
- **Jefferson County Board of Elections:** No cure procedures implemented for the 2022 General Election regarding absentee or mail-in ballots beyond what is permitted by the Election Code.
- **Huntingdon County Board of Elections:** No cure procedures implemented for the 2022 General Election regarding absentee or mail-in ballots beyond what is permitted by the Election Code.
- **Indiana County Board of Elections:** No cure procedures implemented for the 2022 General Election regarding absentee or mail-in ballots beyond what is permitted by the Election Code.
- **Lawrence County Board of Elections:** No cure procedures implemented for the 2022 General Election regarding absentee or mail-in ballots beyond what is permitted by the Election Code.
- **Northumberland County Board of Elections:** No cure procedures implemented for the 2022 General Election regarding absentee or mail-in ballots beyond what is permitted by the Election Code.
- **Venango County Board of Elections:** No cure procedures implemented for the 2022 General Election regarding absentee or mail-in ballots beyond what is permitted by the Election Code.
- **York County Board of Elections:** No cure procedures implemented for the 2022

General Election regarding absentee or mail-in ballots beyond what is permitted by the Election Code.

We have not yet received Lebanon County Board of Elections' response to Petitioners' inquiry letter but will supplement with their information once available. Should you have any questions on the foregoing information, do not hesitate to contact me.

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	330 Innovation Blvd., Suite 302 State College, PA 16803 O 814.867.8055 D 814.235.8421 C 814.883.4117 F 814.867.8051 www.babstcalland.com

CONFIDENTIALITY NOTICE: This e-mail transmission, and any documents, files or previous e-mail messages attached to it may contain confidential information that is legally privileged. If you are not the intended recipient, or a person responsible for delivering it to the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of any of the information contained in or attached to this transmission is STRICTLY PROHIBITED. If you have received this transmission in error, please immediately notify the sender. Please destroy the original transmission and its attachments without reading or saving in any manner. Thank you, Babst, Calland, Clements & Zomnir, P.C.

From: Jennifer Pepmeyer <jsp@glawfirm.com>
Sent: Friday, September 16, 2022 11:29 AM
To: mmudd@adamscounty.us; gianocsko@alleghenycounty.us; aopsitnick@opsitnickslaw.com; Dupuis, Betsy <BDupuis@babstcalland.com>; Coyle, Casey A. <CCoyle@babstcalland.com>; Jewart, Anna S. <AJewart@babstcalland.com>; Amy M. Fitzpatrick <amfitzpatrick@buckscounty.org>; Daniel D. Grieser <ddgrieser@buckscounty.org>; jvanderkam@stuckertyates.com; wwwhite@co.butler.pa.us; ttalarico@nwpalawyers.com; Catharine M. Roseberry <catharineroseberry@lehighcounty.org>; John A. Marlatt <jmarlatt@montcopa.org>; Maureen E. Calder <mcalder@montcopa.org>; RSantee@northamptoncounty.org; flavery@laverylaw.com; Ryan.Smith@phila.gov; Benjamin.Field@phila.gov; Michael.Pfautz@phila.gov; jdewald@mpvhlaw.com; jpgrimm@vorys.com; Mathews, Lauren L. <llmathews@vorys.com>; mguiddy@co.westmoreland.pa.us
Cc: Kathleen Gallagher <kag@glawfirm.com>; Russell Giancola <rdg@glawfirm.com>; Thomas W King III <tking@dmkcg.com>; tbreth@dmkcg.com
Subject: RNC et al. v. Chapman et al. Stipulation

ATTENTION: Email sent from outside Babst Calland.

Sent on behalf of Kathleen A. Gallagher:

I write in follow up to my letter of September 12, 2022. A copy of that letter is attached for your

convenience. To date, we have not received a response to that letter on behalf of the county you represent. As we stated in our letter of September 12, 2022, given the amount of time it will take to prepare the Court-ordered stipulation, and circulate same for your review and approval, we again ask that you forward the necessary information as soon as possible.

We appreciate your timely response. Please feel free to contact us with any questions.

Kindest regards,
Kathy

Jennifer S. Pepmeyer

Gallagher Giancola LLC

jsp@glawfirm.com

412.717.1900 (Main)

412.717.1901 (Fax)

3100 Koppers Building

436 Seventh Avenue

Pittsburgh, PA 15219



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EXHIBIT C

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From: Melissa Guiddy <MGUIDDY@co.westmoreland.pa.us>

Sent: Friday, September 16, 2022 4:37 PM

To: Kathleen Gallagher <kag@glawfirm.com>; Russell Giancola <rdg@glawfirm.com>;
tbreth@dkmkg.com; tking@dkmkg.com

Subject: Fwd: RNC et al v. Chapman et al

Dear Counsel:

In accordance with paragraph 4 of the Commonwealth's Court Order dated September 9, 2022, Westmoreland County has not implemented and does not plan to implement notice and opportunity to cure procedures with respect to absentee and/or mail-in ballots for the November election.

Thank you,

Melissa A. Guiddy, Esquire

Office of County Solicitor

2 North Main Street, Suite 103

Greensburg, PA 15601

Phone: (724) 830-3553

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Call 2-1-1 for Social Services. Help Starts Here.

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EXHIBIT D

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 Faith Mattox-Baldini (Pa. No. 323868)
 Nicholas J. Stevens (Pa. No. 322906)
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Attorneys for Chester County Board of Elections

Republican National Committee, <i>et al.</i> ,	:	In the Commonwealth Court of
	:	Pennsylvania
Petitioners,	:	
	:	Case No. 447 MD 2022
v.	:	
	:	
Leigh M. Chapman, <i>et al.</i> ,	:	
	:	
Respondents.	:	

CHESTER COUNTY BOARD OF ELECTIONS' RESPONSE TO SEPTEMBER 9, 2022 COURT ORDER

Pursuant to the Court's Order, paragraph 4, directing the parties to file a joint stipulation of facts "indicating which county boards of elections have implemented, or plan to implement, notice and opportunity to cure procedures with respect to absentee and/or mail-in ballots," the Chester County Board of Elections ("County") responds as follows:

The Board of Elections has not implemented, nor plans to implement, a procedure to notify an elector that their mail-in or absentee ballot envelope fails to comply with the Election Code's requirements and to provide such an elector the opportunity to cure their noncompliant ballot envelope. In the 2022 Primary, the County did allow the political parties to review mail-in and absentee envelopes that failed to comply with the Election Code on election day and contact electors if they chose. The County itself took no affirmative steps to contact the electors, nor does it plan to do so in the future.

The County takes no position regarding other proposed stipulations submitted by other parties.

Dated: September 19, 2022

Respectfully,

/s/ Nicholas J. Stevens

Colleen Frens (Pa. No. 309604)

Faith Mattox-Baldini (Pa. No. 323868)

Nicholas J. Stevens (Pa. No. 322906)

The County of Chester

Solicitor's Office

*Attorneys for Chester County Board of
Elections*

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EXHIBIT E

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and mail-in ballots since November 2020. The Board intends to continue notifying voters regarding missing signatures for the upcoming election.

The County takes no position regarding other proposed stipulations submitted by other parties. The County's signature to the Joint Stipulation is solely as to the information provided in this Exhibit Response.

Respectfully submitted,

DATED: September 20, 2022

BUCKS COUNTY LAW DEPARTMENT

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First Assistant County Solicitor
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BY: /s/ Daniel D. Grieser, Esquire
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STUCKERT AND YATES

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Jessica L. VanderKam, Esquire
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EXHIBIT F

RETRIEVED FROM DEMOCRACYDOCKET.COM

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

Republican National Committee, <i>et al.</i> ,	:	
	:	
Petitioners,	:	
	:	
v.	:	447 MD 2022
	:	
Leigh M. Chapman, in her official capacity	:	
as Acting Secretary of the Commonwealth	:	
<i>et al.</i> ,	:	
	:	
Respondents.	:	

SUBMISSION OF RESPONDENT LUZERNE COUNTY BOARD OF ELECTIONS REGARDING STIPULATED FACTS

Pursuant to the Court's Order directing the parties to file a joint stipulation of facts, Respondent Luzerne County Board of Elections submits the following:

The Luzerne County Board of Elections has implemented a procedure regarding "notice and cure" of defective mail-in ballots since the November Election of 2020. This procedure essentially consists of an Election Day pre-canvass of ballots, with those defective mail-in ballots being identified and set aside. At several points during Election Day, a list of those electors whose mail-in ballots have been identified as defective is provided to the Bureau of Elections and designated representatives of the major political parties (and those other parties for whom contact information has been provided to the Board) who may (or may not) thereafter contact the electors.

The Board takes no position regarding other proposed stipulations submitted by the other parties.

Respectfully submitted,

/s/Joseph M. Cosgrove
Selingo Guagliardo LLC
Attorney I.D. No. 37130
jcosgrove@getyourselfagoodlawyer.com
Attorneys for Appellant
345 Market Street
Kingston, PA 18704
(570) 287-2400

CERTIFICATE OF COMPLIANCE

I certify that this filing complies with the provisions of the *Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts* that require filing confidential information and documents differently than non-confidential information and documents.

Respectfully submitted,

/s/Joseph M. Cosgrove
Selingo Guagliardo LLC
Attorney I.D. No. 37130
jcosgrove@getyourselfagoodlawyer.com
Attorneys for Appellant
345 Market Street
Kingston, PA 18704
(570) 287-2400

EXHIBIT G

RETRIEVED FROM DEMOCRACYDOCKET.COM

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

REPUBLICAN NATIONAL
COMMITTEE, *et al.*,
Petitioners,

v.

LEIGH M. CHAPMAN, *et al.*,
Respondents.

:
: No. 447 MD 2022
:
:
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:
:
:
:
:
:
:
:
:

**RESPONDENT PHILADELPHIA COUNTY BOARD OF ELECTIONS’
RESPONSE TO THE COURT’S ORDER OF SEPTEMBER 9, 2022**

Pursuant to the Court’s Order, paragraph 4, directing the parties to file a joint stipulation of facts “indicating which county boards of elections have implemented, or plan to implement, notice and opportunity to cure procedures with respect to absentee and/or mail-in ballots,” the Philadelphia County Board of Elections responds as follows:

Since 2020, the Philadelphia Board of Elections has permitted voters issued “cancelled ballot notifications” due to a missing signature on the declaration envelope, due to a missing secrecy envelope, or due to the ballot being returned to the Board of Elections as “undeliverable” by USPS to vote by provisional ballot on Election Day or request a replacement ballot. In addition, voters who made a mistake on their ballot, such as an inadvertent mark in an oval for a candidate they do not intend to vote for, could request a replacement ballot from the Philadelphia

Board of Elections.

As of this date, the Philadelphia Board of Elections has not published updated voter information regarding cancelled ballots for the 2022 General Election and the Philadelphia Board of Elections practices are subject to change.

The Philadelphia Board of Elections, by submitting this letter, and in the interest of a joint stipulation in compliance with the Court's Order, has included this information by reference and its signature on the joint stipulation. By signing the stipulation, Philadelphia Board of Elections is only jointly stipulating to the information contained in this letter and takes no position at this time as to any other information contained in the joint stipulation.

DATE: September 20, 2022

Respectfully submitted,

BY:



Benjamin H. Field, Chief Deputy City Solicitor

Michael Pfautz, Deputy City Solicitor
Ryan B. Smith, Assistant City Solicitor
City of Philadelphia Law Department
One Parkway Building, 15th Floor
1515 Arch Street
Philadelphia, PA 19102-1595
Phone: (215) 683-5024

*Counsel for Respondent Philadelphia
Board of Elections*

EXHIBIT H

RETRIEVED FROM DEMOCRACYDOCKET.COM

**IN THE COMMONWEALTH COURT OF
PENNSYLVANIA**

Republican National Committee, et al	:	
Petitioners	:	
	:	
v.	:	
	:	
Leigh M. Chapman, et al	:	
Respondents	:	No. 447 M.D. 2022

**SUBMISSION OF RESPONDENT UNION COUNTY BOARD OF
ELECTIONS REGARDING STIPULATED FACTS**

Pursuant to this Court’s Order directing the parties to file a joint stipulation of facts, Respondent Union County Board of Elections, submits the following:

The Union County Board of Elections has implemented a procedure regarding “notice and cure” of defective mail-in ballots since the November Election of 2020. This procedure consists of an Election Day pre-canvass of ballots, with those defective mail-in ballots being identified and set aside. At several points during Election Day, a list of those electors whose mail-in ballots have been identified as defective is provided to the Union County Department of Elections’ staff and designated representatives of the major political parties (and those other parties for whom contact information has been provided to the Board) who may (or may not) thereafter contact the electors. The defective mail-in ballot is taped and posted on the pre-canvassing room of the Board of Elections, pending such opportunity to contact. Additionally, the Union County Department of Elections updates the SURE system accordingly. This procedure has been followed since receiving the direction from the Pennsylvania Department of State, via e-mail, on November 2, 2020 regarding such mail-in ballots.

The Board takes no position regarding other proposed stipulations submitted by the other parties.

McNERNEY, PAGE, VANDERLIN & HALL

By: /s/ Jonathan L. DeWald

Jonathan L. DeWald, Esquire

I.D. No. 314791

jdewald@mpvhlaw.com

Attorney for Respondent, Union

County Board of Elections

433 Market Street

Williamsport, PA 17701

Telephone: 570-326-6555

Facsimile: 570-326-3170

Dated: September 19, 2022

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IN THE COMMONWEALTH COURT OF PENNSYLVANIA

Republican National Committee; National Republican	:	447 MD 2022
Senatorial Committee;	:	
National Republican Congressional Committee;	:	
Republican Party of	:	
Pennsylvania; David Ball; James D. Bee; Debra A.		
Biro; Jesse D. Daniel;		
Gwendolyn Mae Deluca; Ross M. Farber; Connor R.		
Gallagher; Lynn		
Marie Kalcevic; Linda S. Kozlovich; William P.		
Kozlovich; Vallerie		
Siciliano-Biancaniello; S. Michael Streib,		
Petitioners		

v.

Leigh M. Chapman, in her official capacity as Acting Secretary of the Commonwealth; Jessica Mathis, in her official capacity as Director of the Pennsylvania Bureau of Election Services and Notaries; Adams County Board of Elections; Allegheny County Board of Elections; Armstrong County Board of Elections; Beaver County Board of Elections; Bedford County Board of Elections; Berks County Board of Elections; Blair County Board of Elections, Bradford County Board of Elections; Bucks County Board of Elections; Butler County Board of Elections; Cambria County Board of Elections; Cameron County Board of Elections; Carbon County Board of Elections; Centre County Board of Elections; Chester County Board of Elections; Clarion County Board of Elections; Clearfield County Board of Elections; Clinton County Board of Elections; Columbia County Board of Elections; Crawford County Board of Elections; Cumberland County Board of Elections; Dauphin County Board of Elections; Delaware County Board of Elections; Elk County Board of Elections; Erie County Board of Elections; Fayette County Board of Elections; Forest County Board of Elections; Franklin County Board of Elections; Fulton

RETRIEVED FROM DEMOCRACYDOCKET.COM

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

I hereby certify that this 19th day of September, 2022, I have served the attached document(s) to the persons on the date(s) and in the manner(s) stated below, which service satisfies the requirements of Pa.R.A.P. 121:

RETRIEVED FROM DEMOCRACYDOCKET.COM

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Service

Served: Allan Joseph Opsitnick
Service Method: eService
Email: aopsitnick@opsitnickslaw.com
Service Date: 9/19/2022
Address: 564 Forbes Avenue
#1301
Pittsburgh, PA 15219
Phone: 412-.39-1.3299
Representing: Respondent Allegheny County Board of Elections

Served: Andrew W. Norfleet
Service Method: eService
Email: awn@norlaflaw.com
Service Date: 9/19/2022
Address: 225 Market Street
Suite 304
Harrisburg, PA 17101
Phone: (71-7) -233-6633
Representing: Respondent Perry County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Anna Skipper Jewart
Service Method: eService
Email: askipper@babstcalland.com
Service Date: 9/19/2022
Address: 603 Stanwix Street
6th Floor
Pittsburgh, PA 15222
Phone: 412-699-6118
Representing: Respondent Bedford County Board of Elections
Respondent Centre County Board of Elections
Respondent Columbia County Board of Elections
Respondent Dauphin County Board of Elections
Respondent Fayette County Board of Elections
Respondent Huntingdon County Board of Elections
Respondent Indiana County Board of Elections
Respondent Jefferson County Board of Elections
Respondent Lawrence County Board of Elections
Respondent Lebanon County Board of Elections
Respondent Northumberland County Board of Elections
Respondent Venango County Board of Elections
Respondent York County Board of Elections

Served: Armstrong County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 450 East Market Street
Kittanning, PA 16201
Phone: --
Representing: Respondent Armstrong County Board of Elections

Served: Beaver County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 810 Third Street
Beaver, PA 15009
Phone: --
Representing: Respondent Beaver County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Benjamin Hirsch Field
Service Method: eService
Email: benjamin.field@phila.gov
Service Date: 9/19/2022
Address: City of Philadelphia Law Department
1515 Arch Street, 15th Floor
Philadelphia, PA 19102
Phone: 215-683-5024
Representing: Respondent Philadelphia County Board of Elections

Served: Blair County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: Blair County Courthouse
279A Loop Road
Hollidaysburg, PA 16648
Phone: --
Representing: Respondent Blair County Board of Elections

Served: Bradford County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 6 Court Street
Suite 2
Towanda, PA 18848
Phone: --
Representing: Respondent Bradford County Board of Elections

Served: Brian J. Taylor
Service Method: eService
Email: btaylor@kingspry.com
Service Date: 9/19/2022
Address: King, Spry, Herman, Freund & Faul
One West Broad St., Ste. 700
Bethlehem, PA 18018
Phone: 610--33-2-0390
Representing: Respondent Northampton County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Cambria County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 200 South Center Street
Ebensburg, PA 15931
Phone: --
Representing: Respondent Cambria County Board of Elections

Served: Cameron County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 20 East 5th Street
Emporium, PA 15834
Phone: --
Representing: Respondent Cameron County Board of Elections

Served: Carbon County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 44 Susquehanna Street
Jim Thorpe, PA 18229
Phone: --
Representing: Respondent Carbon County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Casey Alan Coyle
Service Method: eService
Email: ccoyle@babstcalland.com
Service Date: 9/19/2022
Address: Babst, Calland, Clements and Zomnir, P.C.
Two Gateway Center, 603 Stanwix Street, 6th Floor
Pittsburgh, PA 15222
Phone: 267-939-5832
Representing: Respondent Bedford County Board of Elections
Respondent Centre County Board of Elections
Respondent Columbia County Board of Elections
Respondent Dauphin County Board of Elections
Respondent Fayette County Board of Elections
Respondent Huntingdon County Board of Elections
Respondent Indiana County Board of Elections
Respondent Jefferson County Board of Elections
Respondent Lawrence County Board of Elections
Respondent Lebanon County Board of Elections
Respondent Northumberland County Board of Elections
Respondent Venango County Board of Elections
Respondent York County Board of Elections

Served: Catharine Meade Roseberry
Service Method: eService
Email: catharinerosberry@lehighcounty.org
Service Date: 9/19/2022
Address: 17 S. 7th Street
Allentown, PA 18101
Phone: 610-782-3180
Representing: Respondent Lehigh County Board of Elections

Served: Clarion County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 330 Main Street
Room 104
Clarion, PA 16214
Phone: --
Representing: Respondent Clarion County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Clearfield County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 212 East Locust Street
Clearfield, PA 16830
Phone: --
Representing: Respondent Clearfield County Board of Elections

Served: Clinton County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 2 Piper Way
Suite 309
Lock Haven, PA 177450928
Phone: --
Representing: Respondent Clinton County Board of Elections

Served: Cody Lee Kauffman
Service Method: eService
Email: CKauffman@countyofberks.com
Service Date: 9/19/2022
Address: 633 Court Street
13th Floor
Reading, PA 19601
Phone: (61-0) -478-6105
Representing: Respondent Berks County Board of Elections

Served: Colleen Mary Frens
Service Method: eService
Email: hughesck@gmail.com
Service Date: 9/19/2022
Address: 313 W. Market Street
West Chester, PA 19382
Phone: 484-319-7842
Representing: Respondent Chester County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Crawford County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 903 Diamond Park
Meadville, PA 16335
Phone: --
Representing: Respondent Crawford County Board of Elections

Served: Cumberland County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 1601 Ritner Highway
Carlisle, PA 17013
Phone: --
Representing: Respondent Cumberland County Board of Elections

Served: Daniel Donovan Grieser
Service Method: eService
Email: ddgrieser@buckscounty.org
Service Date: 9/19/2022
Address: 55 East Court Street, 5th Floor
DOYLESTOWN, PA 18901
Phone: 215-348-6548
Representing: Respondent Bucks County Board of Elections

Served: Delaware County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 201 West Front Street
Government Center Building
Media, PA 19063
Phone: --
Representing: Respondent Delaware County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Dimitrios Mavroudis
Service Method: eService
Email: dmavroudis@tlgattorneys.com
Service Date: 9/19/2022
Address: Tucker Law Group
1801 Market Street, Suite 2500
Philadelphia, PA 19103
Phone: 215-875-0609
Representing: Respondent Jessica Mathis
Respondent Leigh M. Chapman

Served: Donald Kenneth Zagurskie
Service Method: eService
Email: JZLAWDONZ@GMAIL.COM
Service Date: 9/19/2022
Address: 117 Main Street
PO Box O
Mifflin, PA 17058
Phone: 717-436-8044
Representing: Respondent Juniata County Board of Elections

Served: Elizabeth A. Dupuis
Service Method: eService
Email: bdupuis@babstcalland.com
Service Date: 9/19/2022
Address: 330 Innovation Boulevard
Suite 302
State College, PA 16803
Phone: 814--86-7-8055
Representing: Respondent Bedford County Board of Elections
Respondent Centre County Board of Elections
Respondent Columbia County Board of Elections
Respondent Dauphin County Board of Elections
Respondent Fayette County Board of Elections
Respondent Huntingdon County Board of Elections
Respondent Indiana County Board of Elections
Respondent Jefferson County Board of Elections
Respondent Lawrence County Board of Elections
Respondent Lebanon County Board of Elections
Respondent Northumberland County Board of Elections
Respondent Venango County Board of Elections
Respondent York County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Elk County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 300 Centre Street
Ridgway, PA 158530448
Phone: --
Representing: Respondent Elk County Board of Elections

Served: Forest County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 526 Elm Street
Unit #3
Tionesta, PA 16353
Phone: --
Representing: Respondent Forest County Board of Elections

Served: Frank J. Lavery Jr.
Service Method: eService
Email: flavery@laverylaw.com
Service Date: 9/19/2022
Address: 225 Market Street
304
Harrisburg, PA 17101
Phone: 717--23-3-6633
Representing: Respondent Perry County Board of Elections

Served: Franklin County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 272 North Second Street
Chambersburg, PA 17201
Phone: --
Representing: Respondent Franklin County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Fulton County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 116 West Market Street
Suite 205
McConnellsburg, PA 17233
Phone: --
Representing: Respondent Fulton County Board of Elections

Served: George M. Janocsko
Service Method: eService
Email: george.janocsko@alleghenycounty.us
Service Date: 9/19/2022
Address: 300 Fort Pitt Commons Building
445 Fort Pitt Boulevard
Pittsburgh, PA 15219
Phone: 412--35-0-1132
Representing: Respondent Allegheny County Board of Elections

Served: Greene County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: Room 102 - County Office Building
93 East High Street
Waynesburg, PA 15370
Phone: --
Representing: Respondent Greene County Board of Elections

Served: H. William White III
Service Method: eService
Email: wwwhite@co.butler.pa.us
Service Date: 9/19/2022
Address: 124 West Diamond St
PO Box 1208
Butler, PA 16003
Phone: (72-4) -284-5100
Representing: Respondent Butler County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Jacob Biehl Boyer
Service Method: eService
Email: jboyer@attorneygeneral.gov
Service Date: 9/19/2022
Address: 1600 Arch Street
Suite 300
Philadelphia, PA 19103
Phone: 267-768-3968
Representing: Respondent Jessica Mathis
Respondent Leigh M. Chapman

Served: James V. Fareri
Service Method: eService
Email: JFareri@newmanwilliams.com
Service Date: 9/19/2022
Address: 712 Monroe Street
Stroudsburg, PA 18360
Phone: 570--42-1-9090
Representing: Respondent Monroe County Board of Elections

Served: Jana Phillis Grimm
Service Method: eService
Email: jpgrimm@vorys.com
Service Date: 9/19/2022
Address: Vorys Sater Seymour and Pease LLP
500 Grant St., Suite 4900
Pittsburgh, PA 15219
Phone: 412-904-7706
Representing: Respondent Washington County Board of Elections

Served: Jessica L. VanderKam
Service Method: eService
Email: jvanderkam@stuckertyates.com
Service Date: 9/19/2022
Address: 2 North State Street
Newtown, PA 18940
Phone: 215-968-4700
Representing: Respondent Bucks County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Joe H. Tucker Jr.
Service Method: eService
Email: jtucker@tlgattorneys.com
Service Date: 9/19/2022
Address: Tucker Law Group
1617 JFK Blvd., Suite 1700
Philadelphia, PA 19103
Phone: 215--87-5-0609
Representing: Respondent Jessica Mathis
Respondent Leigh M. Chapman

Served: John Amos Marlatt
Service Method: eService
Email: jmarlatt@montcopa.org
Service Date: 9/19/2022
Address: One Montgomery Plaza
Suite 800, P.O. Box 311
Norristown, PA 19404
Phone: 610-278-3033
Representing: Respondent Montgomery County Board of Elections

Served: John B. Dunn
Service Method: eService
Email: jdunn@matergiadunn.com
Service Date: 9/19/2022
Address: 919 Main Street
Stroudsburg, PA 18360
Phone: 570--42-1-7720
Representing: Respondent Monroe County Board of Elections

Served: John Brent Hill
Service Method: eService
Email: jbh@hangle.com
Service Date: 9/19/2022
Address: One Logan Square
27th Floor
Philadelphia, PA 19103
Phone: 215--56-8-6200
Representing: Respondent Jessica Mathis
Respondent Leigh M. Chapman

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Joseph Matthias Cosgrove
Service Method: eService
Email: jmcosgro@msn.com
Service Date: 9/19/2022
Address: 114 N. Franklin Street
Wilkes Barre, PA 18701
Phone: 570--31-3-4172
Representing: Respondent Luzerne County Board of Elections

Served: Kathleen A. Gallagher
Service Method: eService
Email: kag@glawfirm.com
Service Date: 9/19/2022
Address: 436 Seventh Avenue
31st Floor
Pittsburgh, PA 15219
Phone: 412-717-1900
Representing: Petitioner Connor R. Gallagher
Petitioner David Ball
Petitioner Debra A. Biro
Petitioner Gwendolyn Mae Deluca
Petitioner James D. Bee
Petitioner Jesse D. Daniel
Petitioner Linda S. Kozlovich
Petitioner Lynn Marie Kalcevic
Petitioner National Republican Congressional Committee
Petitioner National Republican Senatorial Committee
Petitioner Republican National Committee
Petitioner Republican Party of Pennsylvania
Petitioner Ross M. Farber
Petitioner S. Michael Streib
Petitioner Vallerie Siciliano-Biancaniello
Petitioner William P. Kozlovich

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Kathleen Marie Kotula
Service Method: eService
Email: kkotula@pa.gov
Service Date: 9/19/2022
Address: Room 306 North Office Building
401 North Street
Harrisburg, PA 17120-0500
Phone: (71-7) -783-0736
Representing: Respondent Jessica Mathis
Respondent Leigh M. Chapman

Served: Lackawanna County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 123 Wyoming Avenue
Second Floor
Scranton, PA 18503
Phone: --
Representing: Respondent Lackawanna County Board of Elections

Served: Lancaster County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 150 North Queen Street
Suite 117
Lancaster, PA 17603
Phone: --
Representing: Respondent Lancaster County Board of Elections

Served: Lauren Lynn Mathews
Service Method: eService
Email: lmathews@vorys.com
Service Date: 9/19/2022
Address: 500 Grant Street
Suite 4900
Pittsburgh, PA 15219
Phone: 724-825-0329
Representing: Respondent Washington County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Lycoming County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 48 West Third Street
Williamsport, PA 17701
Phone: --
Representing: Respondent Lycoming County Board of Elections

Served: Maureen E. Herron
Service Method: eService
Email: mcalders@montcopa.org
Service Date: 9/19/2022
Address: PO BOX 311
One Montgomery County
Norristown, PA 19404
Phone: 610-278-3033
Representing: Respondent Montgomery County Board of Elections

Served: McKean County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: McKean County Courthouse
500 West Main Street
Smethport, PA 16749
Phone: --
Representing: Respondent McKean County Board of Elections

Served: Melissa Ann Guiddy
Service Method: eService
Email: mguidylaw@outlook.com
Service Date: 9/19/2022
Address: 527 Austin Street
Greensburg, PA 15601
Phone: 724-244-7200
Representing: Respondent Westmoreland County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Mercer County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 130 North Pitt Street
Suite B
Mercer, PA 16137
Phone: --
Representing: Respondent Mercer County Board of Elections

Served: Michael John Vargo
Service Method: eService
Email: mjvargoesq@gmail.com
Service Date: 9/19/2022
Address: 680 Wolf Avenue
Easton, PA 18042
Phone: 610--25-3-8948
Representing: Respondent Northampton County Board of Elections

Served: Michael Wu-Kung Pfautz
Service Method: eService
Email: michael.pfautz@phila.gov
Service Date: 9/19/2022
Address: City of Philadelphia Law Department
1515 Arch Street, 15th Floor
Philadelphia, PA 19102
Phone: 215-683-5233
Representing: Respondent Philadelphia County Board of Elections

Served: Mifflin County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 20 North Wayne Street
Lewistown, PA 17044
Phone: --
Representing: Respondent Mifflin County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Molly Ruth Mudd
Service Method: eService
Email: mmudd@adamscounty.us
Service Date: 9/19/2022
Address: 111 Baltimore Street
Gettysburg, PA 17325
Phone: 717--33-7-5911
Representing: Respondent Adams County Board of Elections

Served: Montour County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 435 East Front Street
Danville, PA 17821
Phone: --
Representing: Respondent Montour County Board of Elections

Served: Pike County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 506 Broad Street
Pike County Administration Building
Milford, PA 183371535
Phone: --
Representing: Respondent Pike County Board of Elections

Served: Potter County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 1 North Main Street
Coudersport, PA 16915
Phone: --
Representing: Respondent Potter County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Richard Eugene Santee
Service Method: eService
Email: santeer10@sskdllaw.com
Service Date: 9/19/2022
Address: 44 E. Broad Street
Suite 210
Bethlehem, PA 18018
Phone: 610-691-7000
Representing: Respondent Northampton County Board of Elections

Served: Robert Andrew Wiygul
Service Method: eService
Email: rwiygul@hangleyley.com
Service Date: 9/19/2022
Address: Hangleyley Aronchick Segal Pudlin & Schiller
One Logan Square, 27th Floor
Philadelphia, PA 19103
Phone: 215--49-6-7042
Representing: Respondent Jessica Mathis
Respondent Leigh M. Chapman

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Russell David Giancola
Service Method: eService
Email: rdg@glawfirm.com
Service Date: 9/19/2022
Address: Gallagher Giancola LLC
436 Seventh Avenue, 31st Floor
Pittsburgh, PA 15219
Phone: 412-717-1921
Representing: Petitioner Connor R. Gallagher
Petitioner David Ball
Petitioner Debra A. Biro
Petitioner Gwendolyn Mae Deluca
Petitioner James D. Bee
Petitioner Jesse D. Daniel
Petitioner Linda S. Kozlovich
Petitioner Lynn Marie Kalcevic
Petitioner National Republican Congressional Committee
Petitioner National Republican Senatorial Committee
Petitioner Republican National Committee
Petitioner Republican Party of Pennsylvania
Petitioner Ross M. Farber
Petitioner S. Michael Streib
Petitioner Vallerie Siciliano-Biancaniello
Petitioner William P. Kozlovich

Served: Ryan Blake Smith
Service Method: eService
Email: rbsmith@attorneygeneral.gov
Service Date: 9/19/2022
Address: 1515 Arch Street, 15th Floor
Philadelphia, PA 19102
Phone: 215-683-2954
Representing: Respondent Philadelphia County Board of Elections

Served: Schuylkill County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 420 North Centre Street
Pottsville, PA 17901
Phone: --
Representing: Respondent Schuylkill County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Snyder County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: Snyder County Courthouse
9 West Market Street
Middleburg, PA 17842
Phone: --
Representing: Respondent Snyder County Board of Elections

Served: Somerset County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 300 North Center Avenue
Suite 340
Somerset, PA 15501
Phone: --
Representing: Respondent Somerset County Board of Elections

Served: Sullivan County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: Sullivan County Courthouse
Main & Muncy Streets
Laporte, PA 186260157
Phone: --
Representing: Respondent Sullivan County Board of Elections

Served: Susquehanna County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 31 Lake Avenue
Montrose, PA 18801
Phone: --
Representing: Respondent Susquehanna County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Thomas E. Breth
Service Method: eService
Email: tbreth@dmkcg.com
Service Date: 9/19/2022
Address: 128 West Cunningham Street
Butler, PA 16001
Phone: (72-4) -283-2200
Representing: Petitioner Connor R. Gallagher
Petitioner David Ball
Petitioner Debra A. Biro
Petitioner Gwendolyn Mae Deluca
Petitioner James D. Bee
Petitioner Jesse D. Daniel
Petitioner Linda S. Kozlovich
Petitioner Lynn Marie Kalcevic
Petitioner National Republican Congressional Committee
Petitioner National Republican Senatorial Committee
Petitioner Republican National Committee
Petitioner Republican Party of Pennsylvania
Petitioner Ross M. Farber
Petitioner S. Michael Streib
Petitioner Valerie Siciliano-Biancaniello
Petitioner William P. Kozlovich

Served: Thomas S. Talarico
Service Method: eService
Email: ttalarico@nwpalawyers.com
Service Date: 9/19/2022
Address: 510 cranberry street
suite 301
erie, PA 16507
Phone: 814--45-9-4472
Representing: Respondent Erie County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Thomas W. King III
Service Method: eService
Email: tking@dmkcg.com
Service Date: 9/19/2022
Address: 128 West Cunningham Street
Butler, PA 16001
Phone: (72-4) -283-2200
Representing: Petitioner Connor R. Gallagher
Petitioner David Ball
Petitioner Debra A. Biro
Petitioner Gwendolyn Mae Deluca
Petitioner James D. Bee
Petitioner Jesse D. Daniel
Petitioner Linda S. Kozlovich
Petitioner Lynn Marie Kalcevic
Petitioner National Republican Congressional Committee
Petitioner National Republican Senatorial Committee
Petitioner Republican National Committee
Petitioner Republican Party of Pennsylvania
Petitioner Ross M. Farber
Petitioner S. Michael Streib
Petitioner Valerie Siciliano-Biancaniello
Petitioner William P. Kozlovich

Served: Tioga County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 118 Main Street
Wellsboro, PA 16901
Phone: --
Representing: Respondent Tioga County Board of Elections

Served: Warren County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: Warren County Courthouse
204 4th Avenue
Warren, PA 16365
Phone: --
Representing: Respondent Warren County Board of Elections

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Wayne County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 925 Court Street
Honesdale, PA 18431
Phone: --
Representing: Respondent Wayne County Board of Elections

Served: Wyoming County Board of Elections
Service Method: First Class Mail
Service Date: 9/19/2022
Address: 1 Courthouse Square
Tunkhannock, PA 18657
Phone: --
Representing: Respondent Wyoming County Board of Elections

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IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Courtesy Copy

Served: Adam Craig Bonin
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Email: adam@boninlaw.com
Service Date: 9/19/2022
Address: 121 S Broad St, Suite 400
Phila, PA 19107
Phone: 267-242-5014
Representing: Possible Intervenor Democratic Congressional Campaign Committee (DCCC)
Possible Intervenor Democratic Senatorial Campaign Committee (DSCC)

Served: Claire Blewitt Ghormoz
Service Method: eService
Email: cghormoz@dilworthlaw.com
Service Date: 9/19/2022
Address: 1500 Market Street
Suite 3500 E
Philadelphia, PA 19102
Phone: 215-575-7000
Representing: Possible Intervenor Democratic Congressional Campaign Committee (DCCC)
Possible Intervenor Democratic Senatorial Campaign Committee (DSCC)

Served: Clifford B. Levine
Service Method: eService
Email: clifford.levine@dentons.com
Service Date: 9/19/2022
Address: Dentons Cohen & Grigsby P.C.
625 Liberty Avenue
Pittsburgh, PA 15222-3152
Phone: 412-297-4998
Representing: Possible Intervenor Democratic National Committee
Possible Intervenor Democratic National Committee
Possible Intervenor Pennsylvania Democratic Party
Possible Intervenor Pennsylvania Democratic Party

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

PROOF OF SERVICE

(Continued)

Served: Timothy James Ford
Service Method: eService
Email: tford@dilworthlaw.com
Service Date: 9/19/2022
Address: Dilworth Paxson LLP
1500 Market Street, Suite 3500E
Philadelphia, PA 19102
Phone: 215-575-7017
Representing: Possible Intervenor Democratic Congressional Campaign Committee (DCCC)
Possible Intervenor Democratic Senatorial Campaign Committee (DSCC)

/s/ Jonathan Lee DeWald

(Signature of Person Serving)

Person Serving: DeWald, Jonathan Lee
Attorney Registration No: 314791
Law Firm: McNerney, Page, Vanderlin & Hall
Address: McNerney Page Et Al
433 Market St
Williamsport, PA 17701
Representing: Respondent Union County Board of Elections

**CERTIFICATE OF COMPLIANCE
WITH PUBLIC ACCESS POLICY**

I certify that this filing complies with the provisions of the *Public Access Policy of the United Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts* that require filing confidential information and documents differently than non-confidential information and documents.

GALLAGHER GIANCOLA LLC

Dated: September 20, 2022

/s/ Kathleen A. Gallagher

Kathleen A. Gallagher

Russell D. Giancola

Counsel for Petitioners

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