

IN THE COURT OF COMMON PLEAS OF MONROE COUNTY, PENNSYLVANIA

MONROE COUNTY REPUBLICAN
COMMITTEE, JOSEPHINE FERRO,
THOMAS C. WHITEHEAD, and PETER
BEGLEY,

Plaintiffs,

v.

MONROE COUNTY BOARD OF
ELECTIONS, JOHN D. CHRISTY,
County Commissioner of Monroe County,
Pennsylvania, SHARON S.
LAVERDURE, County Commissioner of
Monroe County, Pennsylvania,

Defendants.

: CIVIL DIVISION
:
: No. 60 9228 - v - 1022
:
: **COMPLAINT FOR DECLARATORY**
: **JUDGMENT AND INJUNCTIVE**
: **RELIEF**

: Filed on Behalf of Plaintiffs:
:
: MONROE COUNTY REPUBLICAN
: COMMITTEE, JOSEPHINE FERRO,
: THOMAS C. WHITEHEAD and PETER
: BEGLEY

: Counsel of Record for this Party:

: Thomas W. King, III
: PA. ID. No. 21580
: tking@dmkcg.com

: Thomas E. Breth
: PA. ID. No. 66350
: tbreth@dmkcg.com

Monroe County PA Prothonotary
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: **DILLON, McCANDLESS, KING,**
: **COULTER & GRAHAM L.L.P.**
: 128 West Cunningham Street
: Butler, PA 16001
: Telephone: 724-283-2200
: Facsimile: 724-283-2298

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IN THE COURT OF COMMON PLEAS OF MONROE COUNTY, PENNSYLVANIA

MONROE COUNTY REPUBLICAN : CIVIL
COMMITTEE, JOSEPHINE FERRO, :
THOMAS C. WHITEHEAD, and PETER : No.
BEGLEY, :
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Plaintiffs, :
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MONROE COUNTY BOARD OF :
ELECTIONS, JOHN D. CHRISTY, :
County Commissioner of Monroe County, :
Pennsylvania, SHARON S. :
LAVERDURE, County Commissioner of :
Monroe County, Pennsylvania, :
:

Defendants. :
:

NOTICE TO DEFEND

TO: ALL DEFENDANTS

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICES SET FORTH BELOW. THESE OFFICES CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THESE OFFICES MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Monroe County Bar Association
Find a Lawyer Program
913 Main Street
Stroudsburg, PA 18360
Telephone: (570) 424-1340
Facsimile: (570) 424-8234

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MONROE COUNTY BOARD OF :
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LAVERDURE, County Commissioner of :
Monroe County, Pennsylvania, :
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Defendants. :
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COMPLAINT FOR DECLARATORY JUDGMENT AND INJUNCTIVE RELIEF

Plaintiffs, Josephine Ferro, Thomas C. Whitehead, Peter Begley, and the Monroe County Republican Committee (hereinafter “Plaintiffs”), by and through their undersigned counsel, file the within Complaint for Declaratory Judgment and Injunctive Relief against Defendants, Monroe County Board of Elections, John D. Christy, and Sharon S. Laverdure, stating in support thereof as follows:

INTRODUCTION

The Monroe County Board of Elections (the “Board”), by and through its two Commissioners, John D. Christy and Sharon S. Laverdure (the “Commissioner Defendants”), have disregarded the Pennsylvania Election Code (the “Election Code”) and violated the Pennsylvania Sunshine Act (the “Sunshine Act”). Egregiously, a swath of individuals, including the members of the Board and partisan participants, unilaterally decided to pre-canvass ballots before 7:00 a.m. on Election Day in direct contravention of the Election Code. The Board’s violation of the Election

Code constitutes *per se* irreparable harm, and Plaintiffs respectfully ask this Honorable Court to enter an immediate declaratory judgment and injunction ordering the Board to stop pre-canvassing the ballots.

PARTIES

1. Plaintiff, the Monroe County Republican Committee, is the County Committee for the Republican Party in Monroe County, Pennsylvania, organized and existing in accordance with the laws of the Commonwealth of Pennsylvania, with offices located at 2398 Route 611, Scotrun, PA 18355.

2. The Monroe County Republican Committee exists pursuant to the Bylaws of the Republican Party of the Commonwealth of Pennsylvania and pursuant to Sections 2831 and 2837 of the Election Code. 25 P.S. §§ 2381 and 2387.

3. The Monroe County Republican Committee has a direct and substantial interest in the proper and orderly conduct of elections within Monroe County.

4. Moreover, the Monroe County Republican Committee is responsible for: leading efforts for voter registration within Monroe County; assisting Republican voters with questions regarding proper voting practices; advancing the policies and principles of the Republican Party within Monroe County; and assisting candidates in their election campaigns; and the organization of “get-out-the-vote” efforts.

5. Plaintiff, Josephine Ferro, is a registered elector in Monroe County, Pennsylvania and is the Vice Chairman of the Monroe County Republican Committee, with an address of 175 Robin Lane, East Stroudsburg, PA 18302. She is suing as an affected voter within the district, and she intends to vote in the 2022 General Election. Further, Plaintiff, Josephine Ferro is an authorized

representative of the Monroe County Republican Committee permitted to observe the pre-canvass of mail-in and absentee ballots pursuant to 25 P.S. § 3146.8(g)(1.1).

6. Plaintiff, Thomas C. Whitehead, is a registered elector in Monroe County, Pennsylvania with an address of 72 Iroquois Road, Albrightsville, PA 18210. He is suing as an affected voter within the district, and he intends to vote in the 2022 General Election.

7. Plaintiff, Peter Begley, is a registered elector in Monroe County, Pennsylvania with an address of 219 Grouse Lane, East Stroudsburg, PA 18301. He is suing as an affected voter within the district, and he intends to vote in the 2022 General Election. .

8. The individual voter Plaintiffs seek to protect their rights to have the election laws of the Commonwealth of Pennsylvania enforced and to avoid the dilution of their votes by the processing and counting of votes which are properly stricken.

9. Their rights are not mere policy preferences or generalized grievances, and their rights are legally enforceable interests that will be harmed if Defendants' actions continue.

10. Defendant, Monroe County Board of Elections, is a County Board of Elections organized and existing in accordance with the laws of the Commonwealth of Pennsylvania, with offices located at One Quaker Plaza, Room 105, Stroudsburg, PA 18360.

11. Defendant, John D. Christy, is a Democrat member of the Monroe County Board of Elections with offices located at One Quaker Plaza, Room 105, Stroudsburg, PA 18360.

12. Defendant, Sharon S. Laverdure, is a Democrat member of the Monroe County Board of Elections with offices located at One Quaker Plaza, Room 105, Stroudsburg, PA 18360.

13. Commissioner John R. Moyer did not support nor condone the egregious activities described in this complaint and is a participant only in his official capacity as an election Board member.

FACTUAL BACKGROUND

A. The Election Code.

14. The Pennsylvania Election Code states: “The county board of elections shall meet no earlier than seven o’clock A.M. on election day to pre-canvass all ballots received prior to the meeting.” 25 P.S. § 3146.8(g)(1.1.).

15. “A county board of elections shall provide at least forty-eight hours’ notice of a pre-canvass meeting by publicly posting a notice of a pre-canvass meeting on its publicly accessible Internet website.” 25 P.S. § 3146.8(g)(1.1.).

16. And, “one authorized representative of each candidate in an election and one representative from each political party shall be permitted to remain in the room in which the absentee ballots and mail-in ballots are pre-canvassed. No person observing, attending or participating in a pre-canvass meeting may disclose the results of any portion of any pre-canvass meeting prior to the close of the polls.” *id.*

17. During the pre-canvassing, the county board first “shall examine each ballot cast to determine if the declaration envelope is properly completed and to compare the information with the information contained in the ‘Registered Absentee and Mail-in Voters File.’” 25 P.S. § 3146.8(g)(3).

18. Upon information and belief, the Board is actively violating multiple provisions of the Election Code by conducting the pre-canvass activities absent proper legal notice, absent the presence of partisan observers or representatives, and as is set forth hereafter.

B. Premature Pre-Canvass.

19. The Pennsylvania Election Code provides that no pre-canvassing can occur prior to 7:00 a.m. on Election Day.

20. “The county board of elections shall meet no earlier than seven o’clock A.M. on election day to pre-canvass all ballots received prior to the meeting.” 25 P.S. § 3146.8(g)(1)(ii)(1.1).

21. The Board has only the powers expressly granted in the Election Code.

22. That authority requires that the Election Code be uniform throughout the Commonwealth.

23. This prevents the Board from pre-canvassing before 7:00 a.m. on Election Day.

24. Upon information and belief, the Monroe County Board of Elections, in direct contravention of Pennsylvania’s Election Code, started pre-canvassing before November 8, 2022, by inspecting already received and processed mail-in ballots and in doing so entering into the secured facility required under the Election Code wherein such ballots are stored and are to remain in protective custody until the official pre-canvass commences on Election Day.

25. Upon information and belief, the Board has directed Monroe County employees (some of whom are not even assigned to the Election Bureau) to do the following, including but not limited to:

- a. handle and examine already secured and processed absentee and mail-in ballots;
- b. search for the secured ballots’ privacy envelope;
- c. search for the existence of the secured ballots’ signatures; and
- d. search for the secured ballots’ dates.

26. In so doing, it is averred that these unauthorized activities endanger the security of the ballots and potentially violate the secrecy requirements of the Pennsylvania Constitution.

27. The Election Code states that pre-canvassing shall not begin until 7:00 a.m. on Election Day.

28. On or about November 3, 2022, Defendants began the pre-canvass prematurely, having directed Monroe County employees, and others, and acting in concert with the Democratic Party as a result of the unlawful meeting and actions taken by the Defendant Commissioners in violation of the Sunshine Act of Pennsylvania.

C. Unauthorized Tampering with Secure Ballots.

29. As mandated by Pennsylvania’s Election Code, “upon receipt” of an absentee or mail-in ballot, the board “shall safely keep the ballots in sealed or locked containers until they are to be canvassed by the county board of elections.” 25 P.S. § 3146.8(a).

30. As an initial matter, the Board removed secured absentee and mail-in ballots from their storage location.

31. The above actions of the Board and Defendant Commissioners are in violation of Section 4146.8(a) of Pennsylvania’s Election Code because such ballots are to be kept in a sealed or locked container until they are to be canvassed by the county board of elections.

32. Upon information and belief, the Board accessed and handled secured ballots to:

- a. search for their completeness;
- b. search for their signatures;
- c. search for their dates; and
- d. search for their secrecy envelopes.

33. The Board’s actions clearly amount to tampering with the secured ballots prior to the Election Code’s authorized time period to do so, and the Board’s actions were clearly taken as a direct result of its opposition to the decision in *Ball v. Chapman*, No. 102 MM 2022, 2022 Pa.

LEXIS 1625 (Nov. 1, 2022) as decided recently by the Pennsylvania Supreme Court, wherein the Supreme Court directed that undated and improperly dated ballots, “should not count.”

D. Defendants’ Violations of Pennsylvania’s Sunshine Act.

34. Section 704 of Pennsylvania’s Sunshine Act provides that, “[o]fficial action and deliberations by a quorum of the members of an agency shall take place at a meeting open to the public unless closed under section 707 (relating to exceptions to open meetings), 708 (relating to executive sessions) or 712 (relating to General Assembly meetings covered).” 65 Pa.C.S. § 704.

35. Upon information and belief, on or about November 2, 2022, the Board violated the Sunshine Act to discuss pre-canvassing absentee and mail-in ballots that had already been received and secured.

36. Upon information and belief, the Board’s actions amount to violations of the Sunshine Act, including, but not limited to:

- a. failing to properly advertise the meeting;
- b. failing to properly post an agenda 24 hours prior to the meeting; and
- c. failing to take official action in public;

37. Accordingly, the Board’s directive should be void *ab initio* because it violates the Sunshine Act and the activities currently underway as a result of said meeting and directive are required to be enjoined in accordance with the Sunshine Act.

**COUNT I – DECLARATORY JUDGMENT, 42 Pa.C.S. § 7531, et seq., et al.
VIOLATION OF 25 P.S. § 3146.8(a) REQUIRING THE SAFEKEEPING OF ABSENTEE
AND MAIL-IN BALLOTS**

38. Plaintiffs incorporate Paragraphs 1 through 37 by reference as if fully set forth herein.

39. Pennsylvania’s Declaratory Judgments Act, states in relevant part that, “[a]ny person . . . whose rights, status, or other legal relations are affected by a statute, municipal ordinance, contract, or franchise, may have determined any question of construction or validity arising under the. . . statute . . . and obtain a declaration of rights, status, or other legal relations thereunder.” 42 Pa.C.S. § 7533.

40. As provided by Pennsylvania’s Election Code,

[t]he county board of election, upon receipt of official absentee ballots in sealed official absentee ballot envelopes as provided under this article and mail-in ballots as in sealed official mail-in ballot envelopes as provided under Article XIII-D, shall safely keep the ballots in sealed or locked containers until they are to be canvassed by the county board of elections.

25 P.S. § 3146.8(a).

41. On or about November 3, 2022, the Board, at an unpublicized meeting, issued a directive to remove and examine Monroe County’s already-received absentee and mail-in ballots from their sealed or locked containers in violation of the Election Code and in an attempt to circumvent the Order of the Pennsylvania Supreme Court in *Ball v. Chapman*, No. 102 MM 2022, 2022 Pa. LEXIS 1625 (Nov. 1, 2022).

42. After the removal of the ballots from such sealed and/or locked container, the Board directed Monroe County employees to determine if such ballots were dated, signed, and contained the secrecy envelopes required by the Election Code.

43. The Board’s actions in prematurely unsealing/unlocking the absentee and mail-in ballot containers are in clear violation of the Election Code.

44. Accordingly, Plaintiffs seek a declaration from this Court declaring the actions of the Monroe County Board of Elections, as described herein, illegal, improper, and a violation of Pennsylvania’s Election Code, and enjoining Defendants from continuing their illegal removal of

absentee and mail-in ballots from their locked and/or sealed containers prior to 7:00 a.m. on Election Day.

WHEREFORE, Plaintiffs respectfully request that this Honorable Court enter an Order declaring that the conduct of Defendants, as set forth herein, violated Pennsylvania's Election Code, and enter an Order enjoining the Defendants from continuing in this illegal course of conduct.

**COUNT II – DECLARATORY JUDGMENT, 42 Pa.C.S. § 7531, et seq., et al.
VIOLATION OF 25 P.S. § 3146.8(g)(1.1) REQUIRING PRE-CANVASSING OF
ABSENTEE AND MAIL-IN BALLOTS TO BEGIN NO EARLIER THAN 7 A.M. ON
ELECTION DAY**

45. Plaintiffs incorporate Paragraphs 1 through 44 by reference as if fully set forth herein.

46. Pennsylvania's Election Code provides,

[t]he county board of elections shall meet no earlier than seven o'clock A.M. on election day to pre-canvass all ballots received prior to the meeting. A county board of elections shall provide at least forty-eight hours' notice of a pre-canvass meeting by publicly posting a notice of a pre-canvass meeting on its publicly accessible Internet website. One authorized representative of each candidate in an election and one representative from each political party shall be permitted to remain in the room in which the absentee ballots and mail-in ballots are pre-canvassed. No person observing, attending or participating in a pre-canvass meeting may disclose the results of any portion of any pre-canvass meeting prior to the close of the polls.

25 P.S. § 3146.8(g)(1.1).

47. Here, the Board's conduct in issuing a directive to unseal/unlock the absentee and mail-in ballot containers to permit inspection of such ballots constitutes a "pre-canvass" as defined by the Election Code.

48. Pennsylvania's Election Code clearly mandates that pre-canvassing of absentee and mail-in ballots is to occur no earlier than seven o'clock A.M. on election day.

WHEREFORE, Plaintiffs respectfully request that this Honorable Court enter an Order declaring that the conduct of Defendants, as set forth herein, violated Pennsylvania's Election Code, and enter an Order enjoining the Defendants from continuing in this illegal course of conduct.

**COUNT III – DECLARATORY JUDGMENT, 42 Pa.C.S. § 7531, et seq., et al.
VIOLATION OF PENNSYLVANIA'S ELECTION CODE, 25 P.S. § 3146.8(g)(1.1),
PROHIBITING DISCLOSURE OF RESULTS OF AN PORTION OF ANY PRE-
CANVASS MEETING PRIOR TO THE CLOSE OF POLLS**

49. Plaintiffs incorporate Paragraphs 1 through 48 by reference as if fully set forth herein.

50. Section 3146.8(g)(1.1) of Pennsylvania's Election code provides, in relevant part, that "[n]o person observing, attending or participating in a pre-canvass meeting may disclose the results of any portion of any pre-canvass meeting prior to the close of the polls." 25 P.S. § 3146.8(g)(1.1).

51. Here, Defendant Monroe County Board of Elections has conducted a pre-canvass meeting in violation of Pennsylvania's Election Code.

52. Further, Defendant Monroe County Board of Elections has permitted Monroe County employees, and others, and acting in concert with the Democratic Party, to inspect the County's already-received mail-in and absentee ballots.

53. Defendant's conduct constitutes the disclosure of results of a pre-canvass meeting prior to the close of the polls in violation of Pennsylvania's Election Code.

WHEREFORE, Plaintiffs respectfully request that this Honorable Court enter an Order declaring that the conduct of Defendants, as set forth herein, violated Pennsylvania's Election Code, and enter an Order enjoining the Defendants from continuing in this illegal course of conduct.

**COUNT IV – DECLARATORY JUDGMENT, 42 Pa.C.S. § 7531, et seq., et al.
VIOLATION OF PENNSYLVANIA’S SUNSHINE ACT, 65 Pa.C.S. § 701, et seq., et al.**

54. Plaintiffs incorporate Paragraphs 1 through 53 by reference as if fully set forth herein.

55. Section 704 of Pennsylvania’s Sunshine Act provides that, “[o]fficial action and deliberations by a quorum of the members of an agency shall take place at a meeting open to the public unless closed under section 707 (relating to exceptions to open meetings), 708 (relating to executive sessions) or 712 (relating to General Assembly meetings covered).” 65 Pa.C.S. § 704.

56. Further, Section 709 of Pennsylvania’s Sunshine Act states, in relevant part, as follows, “[a]n agency shall give public notice of each special meeting or each rescheduled regular or special meeting at least 24 hours in advance of the time of the convening of the meeting specified in the notice.” 65 Pa.C.S. § 709(a).

57. Pennsylvania’s Election Code also requires that, “[a] county board of elections shall provide at least forty-eight hours’ notice of a pre-canvass meeting by publicly posting a notice of a pre-canvass meeting on its publicly accessible Internet website. One authorized representative of each candidate in an election and one representative from each political party shall be permitted to remain in the room in which the absentee ballots and mail-in ballots are pre-canvassed.” 25 P.S. § 3146.8(g)(1.1).

58. Here, the Monroe County Board of Elections never provided public notice forty-eight hours prior to engaging in pre-canvassing, as required by 25 P.S. § 3146.8(g)(1.1).

59. Further, upon information and belief, the Board purported to take official action to require Monroe County employees to unseal/unlock mail-in and absentee ballot containers and

require Monroe County employees to inspect the same, without following the Sunshine Act to adopt any such policy related to these activities.

60. Additionally, upon information and belief, adequate notice was not provided of any meeting of the Monroe County Board of Elections prior to the Board's decision to direct Monroe County employees to unseal/unlock the absentee and mail-in ballot containers.

61. Lastly, upon information and belief, the Board violated the Sunshine Act.

WHEREFORE, Plaintiffs respectfully request that this Honorable Court enter an Order declaring that the conduct of Defendants, as set forth herein, violated Pennsylvania's Sunshine Act, and enter an Order enjoining the Defendants from continuing in this illegal course of conduct.

COUNT V – REQUEST FOR PERMANENT INJUNCTIVE RELIEF

62. Plaintiffs incorporate Paragraphs 1 through 61 by reference as if fully set forth herein.

63. Plaintiffs have no adequate remedy at law to prevent the Board from continuing to pre-canvass ballots and violating the Election Code and with respect to the violation of Pennsylvania's Sunshine Act.

64. Plaintiffs further assert their right to enjoin the violations of law as previously set forth herein and will suffer irreparable harm by virtue of the continued violations of law occurring in Monroe County.

65. The harm inuring to Plaintiffs by virtue of the continued violations of the Election Code and Sunshine Act are greater than any harm that will inure by virtue of an Order directing the Board to comply with the Election Code and the Sunshine Act.

66. Plaintiffs meet the requirements necessary for this Court to issue a preliminary injunction because:

- 1) it is necessary to prevent immediate and irreparable harm that cannot be compensated by damages,
- 2) greater injury would result from refusing the injunction than from granting it,
- 3) the injunction will properly restore the status quo as it existed prior to the issuance of their improper/illegal directives and its violation of the Sunshine Act,
- 4) Plaintiffs are likely to prevail on the merits,
- 5) the injunction is reasonable, necessary, and narrowly tailored to abate the violations of the Election Code and Sunshine Act, and
- 6) the injunction will not adversely affect the public interest, on the contrary, it will be in the interests of law-abiding citizens in Monroe County.

67. The aforesaid violations constitute *per se* irreparable harm, and the Plaintiffs are likely to prevail on the merits in the underlying action presented herewith.

68. In addition, the aforesaid violations of Pennsylvania's Election Code and Sunshine Act have caused immediate and irreparable harm as such violations are ongoing as of the time of the filing of the within Complaint as Defendants continue to improperly pre-canvass mail-in and absentee ballots cast and have clearly violated the Sunshine Act in Monroe County.

69. Additionally, Section 7538 of Pennsylvania's Declaratory Judgments Act provides, [j]udicial relief based on a declaratory judgment or decree may be granted whenever necessary or proper, subject to Chapter 55 (relating to limitation of time). If an application for supplemental relief is deemed sufficient the court shall, on a reasonable notice, require any adverse party whose rights have been adjudicated by a previously entered declaratory judgment or decree to show cause why further relief should not be granted.

42 Pa.C.S. § 7538(a).

70. Pennsylvania's Declaratory Judgments Act provides, in relevant part, as follows:

Relief may be granted under this subchapter notwithstanding the fact that the purpose or effect of the proceeding, in whole or in part, is to resolve or determine a question of fact.

42 Pa.C.S. § 7539(a).

71. Pennsylvania's Declaratory Judgments Act further provides, in relevant part as follows:

This subchapter is declared to be remedial. Its purpose is to settle and to afford relief from uncertainty and insecurity with respect to rights, status, and other legal relations, and is to be liberally construed and administered.

42 Pa.C.S. § 7541(a).

72. The within Complaint requests that this Honorable Court expedite this matter and schedule a final hearing on a Permanent Injunction enjoining Defendants from pre-canvassing the ballots.

73. In order to obtain a permanent injunction, a party "must establish that [its] right to relief is clear, that an injunction is necessary to avoid an injury that cannot be compensated by damages, and that greater injury will result from refusing rather than granting the relief requested." *Kuznik v. Westmoreland County Bd. of Com'rs*, 902 A.2d 476 (Pa. 2006).

74. Plaintiffs meet each element of the above-cited elements for entering a permanent injunction in the present case.

75. A permanent injunction is necessary to avoid an injury that cannot be compensated by damages.

WHEREFORE, Plaintiffs respectfully request that the Court set aside the aforesaid Monroe County Board of Elections' directives, and further request a Declaration pursuant to the Declaratory Judgment Act that includes, but is not limited to the following:

1. an order enjoining the Monroe County Board of Elections from pre-canvassing ballots;
2. an order declaring that the Monroe County Board of Elections' actions are in violation of the Election Code;
3. an order declaring that the Monroe County Board of Elections' actions are in violation of the Sunshine Act;

4. an order directing that the Monroe County Board of Elections fully comply with Pennsylvania law and cease such unlawful activities as are heretofore described;
5. an order directing that the Monroe County Board of Elections set aside any mail-in and absentee ballots improperly pre-canvassed and removed from their secure containers in violation of Pennsylvania's Election Code; and
6. an order granting any such further relief as may be just or appropriate in the circumstances, including an award of counsel fees to the Plaintiffs.

Respectfully submitted,

**DILLON, MCCANDLESS, KING,
COULTER & GRAHAM L.L.P.**

By: 

Thomas W. King, III

PA. ID. No. 21580

tking@dmkcg.com

Thomas E. Breth

PA. ID. No. 66350

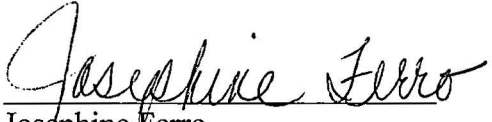
tbreth@dmkcg.com

128 West Cunningham Street
Butler, PA 16001
Telephone: 724-283-2200
Facsimile: 724-283-2298

Counsel for Plaintiffs

VERIFICATION

I, Josephine Ferro, hereby verify that the facts set forth in the foregoing Complaint are true and correct to the best of my knowledge and belief. This verification is made subject to the penalties of 18 Pa. C.S.A. § 4904, relating to unsworn falsification to authorities.


Josephine Ferro

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VERIFICATION

I, Thomas C. Whitehead, hereby verify that the facts set forth in the foregoing Complaint are true and correct to the best of my knowledge and belief. This verification is made subject to the penalties of 18 Pa. C.S.A. § 4904, relating to unsworn falsification to authorities.


Thomas C. Whitehead

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VERIFICATION

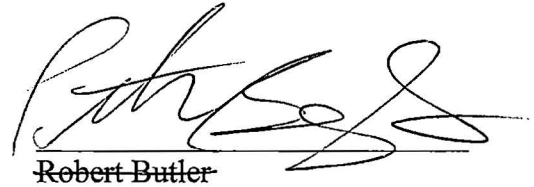
I, Peter Begley, hereby verify that the facts set forth in the foregoing Complaint are true and correct to the best of my knowledge and belief. This verification is made subject to the penalties of 18 Pa. C.S.A. § 4904, relating to unsworn falsification to authorities.


Peter Begley

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VERIFICATION

Peter Begley Vice
I, ~~Robert Butler~~, Chairman of the Monroe County Republican Committee, hereby verify that the facts set forth in the foregoing Complaint are true and correct to the best of my knowledge and belief. This verification is made subject to the penalties of 18 Pa. C.S.A. § 4904, relating to unsworn falsification to authorities.



~~Robert Butler~~

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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.



Thomas W. King, III
Thomas E. Breth

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IN THE COURT OF COMMON PLEAS OF MONROE COUNTY, PENNSYLVANIA

MONROE COUNTY REPUBLICAN : CIVIL
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THOMAS C. WHITEHEAD, and PETER : No.
BEGLEY, :
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Plaintiffs,

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MONROE COUNTY BOARD OF :
ELECTIONS, JOHN D. CHRISTY, :
County Commissioner of Monroe County, :
Pennsylvania, SHARON S. :
LAVERDURE, County Commissioner of :
Monroe County, Pennsylvania, :
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Defendants.

SHERIFF'S DIRECTIONS

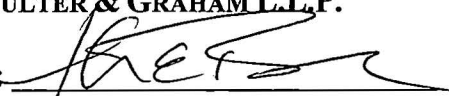
TO THE SHERIFF OF MONROE COUNTY.

I have attached one (1) certified copy of the **COMPLAINT FOR DECLARATORY JUDGMENT AND INJUNCTIVE RELIEF** in the above-captioned action. Please kindly serve the same upon the Defendant, the Monroe County Board of Elections at the following address:

One Quaker Plaza
Room 105
Stroudsburg, PA 18360

DILLON, McCANDLESS, KING,
COULTER & GRAHAM L.L.P.

Date: November 4, 2022

By: 
Thomas E. Breth
PA. ID. No. 66350
tbreth@dmkcg.com

128 West Cunningham Street
Butler, PA 16001
Telephone: 724-283-2200
Facsimile: 724-283-2298

Counsel for Plaintiffs