

**IN THE SUPERIOR COURT OF COBB COUNTY  
STATE OF GEORGIA**

MICHAEL OLARIBIGBE, on behalf of  
himself and all others similarly situated,

Plaintiff,

v.

LEIGH PHILLIPS, Director of the Cobb  
County Board of Elections and Registration  
in her individual capacity, and JENNIFER  
MOSBACHER, STACY EFRAT,  
REGINALD TURNER, KENDALL  
WATKINS, and DEBBIE FISHER,  
members of the Cobb County Board  
Elections and of Registration in their  
individual capacities,

Defendants.

CIVIL ACTION NO.

**EMERGENCY RELIEF  
REQUESTED**

**PLAINTIFF'S EMERGENCY MOTION FOR EXPEDITED TREATMENT,  
EMERGENCY HEARING, AND INTERLOCUTORY RELIEF OR  
TEMPORARY RESTRAINING ORDER**

Plaintiff Michael Olaribigbe, and other Affected Voters similarly situated, are on the cusp of being excluded from Georgia's 2026 general election because Defendants failed to issue absentee ballots in a timely manner, as they are required to do by law. Plaintiff files this emergency motion for expedited treatment, emergency hearing, and interlocutory relief or, in the alternative, a temporary restraining order ("TRO") under O.C.G.A. §§ 9-11-65(b) and 9-4-3 to require:

1. Defendants to mail by overnight delivery an absentee ballot to all Affected Voters with a prepaid express return envelope on or before October 27, 2026;  
and
2. Defendants to provide immediate notice to the public and all Affected Voters as to the overnighted ballots.

Plaintiff respectfully requests expedited treatment of this emergency motion pursuant to Uniform Superior Court Rule 6.7.

Relief is urgently needed to ensure that Plaintiff and those similarly situated Affected Voters will not be disenfranchised due to Defendants' failure to issue ballots in a timely manner and in accordance with the law.

[signature block on following page]

Dated: October 27, 2026

By: /s/ **Adam M. Sparks**

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Defendants.

CIVIL ACTION NO.

**EMERGENCY RELIEF  
REQUESTED**

**MEMORANDUM OF LAW IN SUPPORT OF PLAINTIFF’S MOTION  
FOR EXPEDITED TREATMENT, EMERGENCY HEARING, AND  
INTERLOCUTORY RELIEF OR TEMPORARY RESTRAINING ORDER**

Plaintiff and approximately 2,900 other similarly situated lawfully registered Cobb County voters whose ballots were reportedly “issued” between October 6 and October 15 (the “Affected Voters”)<sup>1</sup> are on the brink of disenfranchisement in the November 3 election because the New York-based vendor that Defendants hired to

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<sup>1</sup> The “Affected Voters” include eligible Cobb County voters whose absentee ballots were reported as “issued” between October 6 and October 15, 2026, and from whom the Cobb County Board of Elections and Registration has not received completed ballots. Excluded from the class are voters whom Defendants’ records indicate have already voted by other means or have already canceled their absentee ballots.

process and send mail ballots failed to ensure Cobb County ballots were mailed in accordance with the statutory timeline prescribed by Georgia law. This same vendor has reportedly delayed sending mail ballots across multiple other jurisdictions. Immediate relief is both urgently needed and warranted to ensure that these voters have a full opportunity to vote, notwithstanding Defendants' state-law violations.

State law requires that, “[u]pon receipt of a timely application for an absentee ballot,” O.C.G.A. § 21-2-381(b)(1), the registrar or absentee ballot clerk must “mail or issue official absentee ballots” to applicants “immediately upon determining” eligibility, *id.* § 21-2-384(a)(2). During the early voting period spanning from October 13 to October 30 of this year, they must mail or issue ballots within “three days after receiving a timely application for an absentee ballot.” *Id.*

But the currently available data indicates that approximately 2,900 Cobb County voters have not received—and likely will not receive—their absentee ballots in time to successfully vote. Over 86 percent of the ballots purportedly “issued” to Cobb County voters between October 6 and October 15 have not yet been returned. That is striking compared to other counties' return rates. *See* Ex. A (Aggregate Data – Select Counties).<sup>2</sup> In neighboring Fulton County, for instance, where a similar number of absentee ballots bear issuance dates between October 6 and October 15,

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<sup>2</sup> All data referenced and attached in the accompanying exhibits has been wholly derived from the Secretary of State's public absentee voter file as of October 27, 2026, and is available at <https://mvp.sos.ga.gov/s/voter-absentee-files>.

the return rate is over 44 percent. Ex. A. The return rate at the statewide level over the same period is almost four times higher than in Cobb County.

The problems appear to be with the New York-based private vendor that Cobb County chose to outsource its mailing apparatus to for the 2026 election. Recent reporting indicates that the same vendor is responsible for significant delays in mailing ballots in New York, Pennsylvania, and Colorado.

The buck, however, stops with Defendants. State law charges *Georgia election officials*, not out-of-state, for-profit vendors, with “immediately” mailing or issuing ballots to voters upon determining their eligibility—which must occur within “three days after receiving a timely application” during the early voting period. O.C.G.A. § 21-2-384(a)(2). Georgia’s election officials, not private parties, are responsible for following that law. Thus, if their vendor falls short, Defendants must answer for—and take steps to ameliorate—the consequent harms to the impacted voters. In this case, that action must be taken immediately, or else Plaintiff and thousands of similarly situated Affected Voters will be effectively denied their right to vote absentee under Georgia law. Plaintiff seeks emergency relief to prevent this irreparable harm.

This would not be the first time this Court ordered interlocutory relief for similar violations in this very county. In 2024, after Cobb County failed to mail out more than 3,000 absentee ballots, this Court entered an interlocutory injunction and

ordered the Board's members to (1) mail absentee ballots to affected voters by overnight mail with an overnight return envelope; (2) extend the receipt deadline for ballots cast by affected voters to three days after the election; (3) give notice to affected voters by all practicable means; (4) make a public announcement of the court's injunction; and (5) provide the parties a list of affected voters. *See Ayota v. Fall*, No. 24GC08111, 2024 WL 4661073, at \*3–4 (Ga. Super. Ct. Nov. 1, 2024). Likewise in 2022, when Cobb County “failed to timely send absentee ballots to approximately 1,036 voters whose absentee ballot applications had erroneously been marked as issued on October 13, 2022 and October 22, 2022,” this Court entered a consent order requiring similar relief, including extension of the ballot-receipt deadline, and overnighting replacement ballots to affected voters. *See Consent Order, Cook v. Cobb Cnty. Bd. of Elections & Registration*, No. 22107734 (Ga. Super. Ct. Nov. 7, 2022) (attached hereto as Ex. B).

Time is running short. Thousands of Cobb County voters did everything right by requesting their absentee ballots weeks in advance of Georgia's election-day receipt deadline, yet they have been left in the cold with no absentee ballot at all, in violation of state law. Even assuming their ballots have been belatedly mailed through USPS's normal service standards, there is an intolerable risk that it is simply too late for these voters to vote and return their delayed ballots to Cobb County

before the State’s election-day deadline—especially for voters who are voting from out-of-state and have no option to vote in-person on election day.

Given Defendants’ violation of their statutory and constitutional duties, the Court should order relief similar to what it ordered two (and four) years ago: (1) overnight mail absentee ballots to voters in the proposed class of “Affected Voters” and include express overnight return mailing; and (2) provide immediate notice to the public and all voters in the proposed class. *See Ayota*, 2024 WL 4661073; *Cook* (Ex. B).<sup>3</sup>

### **REQUEST FOR EMERGENCY HEARING**

Plaintiff requests expedited treatment of this motion under Uniform Superior Court Rule 6.7. For the reasons detailed below, this motion must be resolved urgently ahead of the upcoming November 3, 2026 general election. Without immediate relief, Plaintiff and those similarly situated will be disenfranchised through no fault of their own. Plaintiff therefore respectfully requests that the Court give this motion expedited treatment and schedule a hearing as soon as possible.

Alternatively, in light of the serious interests at stake and the severe harm occurring each day, the Court may issue the requested relief without a hearing.

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<sup>3</sup> “[S]overeign immunity has never barred most individual-capacity claims against state employees and officials for prospective injunctive and declaratory relief based on allegations that those defendants are acting beyond their legal authority.” *Board of Commissioners of Lowndes County v. Mayor & Council of Valdosta*, 309 Ga. 899 (2020); *cf. Ayota*, 2024 WL 4661073.

## **FACTUAL BACKGROUND**

### **I. Georgia’s absentee ballot process.**

Any eligible voter is entitled to cast absentee ballots by mail under Georgia law. O.C.G.A. § 21-2-380(b). A voter may request to vote by absentee ballot up to 11 days before an election. *Id.* § 21-2-381(a)(1)(A). Election officials begin accepting applications for absentee ballots 78 days before the general election. This year, August 17 was 78 days before the November 3, 2026 election.<sup>4</sup>

State law requires election officials to mail ballots to voters quickly. Election officials must mail ballots to any non-Uniformed and Overseas Voters (UOCAVA) not more than 29 days but not less than 25 days prior to a general election. *Id.* § 21-2-384(a)(2). In 2026, the earliest date by which such ballots could be sent was October 5. “As additional applicants” are submitted, the board or clerk “shall mail or issue official absentee ballots . . . **immediately** upon determining . . . eligibility.” *Id.* § 21-2-384(a)(2) (emphasis added). And during the early voting period (spanning from October 13 through October 30 in 2026),<sup>5</sup> the Board of Elections and Registration must mail or issue absentee ballots, provisional absentee ballots, or

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<sup>4</sup> 2026 Elections Calendar, Ga. Sec’y of State, <https://sos.ga.gov/november-3-2026-general-election> (last visited Oct. 27, 2026) (attached hereto as Ex. C); *see also* O.C.G.A. § 21-2-381(a)(1)(A).

<sup>5</sup> Ga. Sec’y of State, *supra* note 4; *see also* O.C.G.A. § 21-2-385(d)(1).

notices of rejection of absentee ballot applications “within three days after receiving a timely application for an absentee ballot.” *Id.*

All non-UOCAVA absentee ballots must be received by 7:00 p.m. on Election Day to be counted. *Id.* § 21-2-386(a)(1)(F). To ensure that their ballots are received by this deadline, the State’s website recommends that voters mail their completed absentee ballots back to election officials a full two weeks before election day.<sup>6</sup> This year, that date passed a week ago, on October 20.

## **II. Cobb County election officials fail to ensure the timely delivery of thousands of requested absentee ballots.**

Defendants contracted with a private vendor to mail absentee ballots for the 2026 general election. See Ex. E (Cobb County Board of Elections and Registration Minutes September 14, 2026 (discussing Cobb County’s use of private vendor for delivery of absentee ballots)); Joyce Lupiani, *Georgia Politics: Mail Ballot Ruling, Cobb Plans, AI Voting Concerns*, Fox5 Atlanta (Sep. 15, 2026), <https://perma.cc/42WC-384Y> (attached hereto as Ex. F). But publicly available data demonstrates a unique and inexcusable delay in the return of Cobb County absentee ballots that were reported as “issued” between October 6 and October 15. Ex. A.

In the leadup to the 2026 general election and until October 15, Georgia election officials in all counties reportedly “issued” ballots for approximately

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<sup>6</sup> *First Day to Request Absentee Ballots*, Georgia.gov, <https://perma.cc/QG28-3NPB> (attached hereto as Ex. D).

128,000 voters. Ex. A. Statewide, approximately 74 percent of ballots reported as “issued” to voters before October 6—comprising ballots requested by voters as early as August—have already been returned by voters to their local election officials. Ex. A. Cobb County was not far behind the statewide numbers for those ballots: approximately 67 percent of absentee ballots reported as “issued” to Cobb County voters before October 6 have been returned. Ex. A. Before October 6, the mail-ballot apparatus in Cobb County was, by all indications, functioning normally.

This is no longer the case. Beginning on October 6, the rate of ballots returned by Cobb County voters has cratered. The Secretary of State’s publicly available voter file demonstrates a fundamental breakdown in Cobb County’s absentee-ballot regime. Start with the statewide numbers: approximately 50 percent of ballots reported as “issued” between October 6 and October 15 have been returned by voters at the statewide level. Ex. A. Then compare it to Cobb, where **only 13.3 percent** of ballots purportedly “issued” between October 6 and October 15 have been returned. Ex. A. That means that, of the roughly 3,300 ballots Cobb says it “issued” between October 6 and October 15, only around 450 ballots have been returned by voters. Ex. A.

Cobb County is a significant outlier. In neighboring Fulton County, for example, where a similar number of ballots—over 3,000—were reported as “issued” between October 6 and October 15, over 1,300 of those ballots, or 44 percent, have

been returned. Ex. A. In neighboring Cherokee County to the north, over 61 percent of more than 1,300 ballots issued between October 6 and October 15 have been returned by voters. Ex. A. That striking discrepancy cannot be explained by differences in voter behavior across geographical bounds. Indeed, *none* of the counties neighboring Cobb County have return rates coming near Cobb County's dismal 13.3 percent. Ex. A (Bartow: 80 percent; Douglas: 61 percent; Paulding: 71 percent).

These numbers sharply depart from Cobb County's own recorded return rates at similar points in the 2022 and 2024 general elections. At this point in the 2022 election, approximately 56 percent of ballots that were issued at a similar point in time were reported returned to Cobb County, and in 2024, 32 percent of those ballots had been returned by now. Ex. G (Aggregate Data – Historical).

Only two other counties with comparable numbers of issued ballots are reporting similarly low return rates for ballots purportedly “issued” after October 5: Gwinnett and DeKalb. Ex. H (Aggregate Data – All Counties). 12.5 percent of absentee ballots reportedly “issued” between October 6 and October 15 have been returned by Gwinnett County voters, and DeKalb County's return rate stands at 8 percent for the same time period. Ex. H. But there is a common denominator: Gwinnett and DeKalb Counties use the *same* New York-based private vendor as Cobb County. See Ex. I (Sep. 1, 2026 agenda recommending approval of Gwinnett

County’s “renew[al]” of Fort Orange Press contract through 2027); Ex. J (Sep. 10, 2026 minutes recommending approval of DeKalb County’s use of Fort Orange Press and other vendor).

This is not the first time *this* vendor has reportedly failed to mail ballots to voters in a timely manner. Just days ago, New York Republican Monroe County Board of Elections Commissioner explained that Fort Orange Press had an “envelope issue” that “slow[ed] down the ballots as they went out.”<sup>7</sup> Fort Orange Press “simply did not have enough of the correct envelopes on hand, which held up one batch of mailings,” affecting roughly 7,000 ballots.<sup>8</sup> Almost three weeks ago, Pennsylvania’s Bradford County voted to authorize a subpoena to Fort Orange Press to “seek answers about why 3,000 mail-in ballots were sent to county voters a week later than expected.”<sup>9</sup> And just last week, reports emerged that Colorado’s Huerfano County experienced similar delays: “a delay with the county’s ballot vendor, Fort Orange Press in Albany, New York, postponed the mailing by several days.”<sup>10</sup>

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<sup>7</sup> Wendy Wright, *N.Y. State Board of Elections Investigating Some Voters Receiving Late Ballots*, Spectrum News 1 (Oct. 22, 2026), <https://perma.cc/4D7Y-SKZB> (attached hereto as Ex. K).

<sup>8</sup> Julia Ramos, *Monroe County Mail Ballots Delayed by Envelope Shortage, State Now Investigating*, Hoodline Greater Rochester (Oct. 23, 2026), <https://perma.cc/L3Y4-EG9K> (attached hereto as Ex. L).

<sup>9</sup> James Loewenstein, *Bradford County to Subpoena Vendor to Find Out Why It Delayed Sending Out Mail-In Ballots*, The Daily Rev. (Oct. 9, 2026), <https://perma.cc/AMZ2-G239> (attached hereto as Ex. M).

<sup>10</sup> Mark Craddock, *Two Weeks Out, a Steady Drumbeat of Ballot Returns*, World J. (Oct. 22, 2026), <https://perma.cc/9L3D-H6W5> (attached hereto as Ex. N).

Similar vendor-related issues arose in Chatham County in 2025; because of significant delays, the County mailed a second set of ballots to affected voters who had not received them from a “third-party printing vendor.”<sup>11</sup>

Plaintiff is among the class of voters whose ballots were purportedly “issued” between October 6 and October 15, but from whom the Board has not received returned ballots. *See* Ex. P (Affidavit of Michael Olaribigbe) ¶ 5. Many in this class will have no recourse if they are unable to return their ballots by Election Day, particularly those who planned to vote absentee precisely because they will not be at or near their Georgia residence on November 3, 2026. For instance, Plaintiff cannot travel to Cobb County to cast his ballot on Election Day. Ex. P ¶ 7. Absent the relief sought here, Plaintiff will not likely be able to participate in the 2026 general election because he has not received his absentee ballot as of October 26, 2026. Ex. P ¶ 6. In fact, the State’s website recommends that voters mail their completed absentee ballots back to election officials a full two weeks before election day, a date that came and went a week ago.<sup>12</sup>

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<sup>11</sup> Christopher Teuton, *Some Chatham County Voters May Receive Two Absentee Ballots After Mail Delays, Officials Say*, WTOC (Oct. 24, 2025), <https://perma.cc/XB9Y-A7KZ> (attached hereto as Ex. O).

<sup>12</sup> Georgia.gov, *supra* note 6.

## **ARGUMENT**

### **I. Plaintiff is entitled to declaratory and interlocutory injunctive relief.**

Plaintiff is entitled to declaratory and injunctive relief. The purpose of declaratory relief is “to settle and afford relief from uncertainty and insecurity with respect to rights, status, and other legal relations.” *Fourth St. Baptist Church of Columbus v. Bd. of Registrars*, 253 Ga. 368, 369 (1984) (quoting O.C.G.A. § 9-4-1). A claim for declaratory judgment may be made concurrently with an injunctive claim or mandamus petition. See O.C.G.A. § 9-4-3(a).

A Court “may grant injunction and other interlocutory extraordinary relief” where “the pleadings and evidence may show [the plaintiff] to be entitled.” *Id.* § 9-4-3. This Court has “broad discretion” to grant interlocutory relief, *SRB Inv. Servs., LLP v. Branch Banking & Tr. Co.*, 289 Ga. 1, 5 (2011), which historically is “a stop-gap measure to prevent irreparable injury or harm to those involved in the litigation,” *India-Am. Cultural Ass’n, Inc. v. iLink Pros., Inc.*, 296 Ga. 668, 670 (2015). Interlocutory relief is appropriate where: (1) there is a substantial threat that the movant will suffer irreparable injury if the injunction is not granted; (2) the threatened injury to the movant outweighs the threatened harm that the injunction may do to the party being enjoined; (3) there is a substantial likelihood that the movant will prevail on the merits of her claims at trial; and (4) granting the interlocutory injunction will not disserve the public interest. See *SRB Inv. Servs.*,

*LLP*, 289 Ga. at 5 (citation omitted). A movant need not “prove all four factors to obtain the interlocutory injunction.” *City of Waycross v. Pierce Cnty. Bd. of Comm’rs*, 300 Ga. 109, 111 (2016).

**a. Plaintiff is likely to succeed on the merits.**

Plaintiff is likely to succeed on his statutory and constitutional claims. State law required Defendants to mail or issue official absentee ballots to applicants “immediately upon determining their eligibility,” and no later than three days after receiving any timely applications during the advance voting period of October 13 and October 30, O.C.G.A. § 21-2-384(a)(2). Plaintiff and the class members timely submitted their applications for absentee ballots, *see id.* § 21-2-381(a)(1)(A), and their applications were accepted by Defendants, but it appears that their ballots were not timely mailed to them, *see Ex. H.* Defendants’ failure to ensure that absentee ballots were placed in the mail “immediately,” and during the early voting period, no later than three days after receiving voters’ applications, violates the plain language of Georgia’s election code. *See* O.C.G.A. § 21-2-384(a)(2).

There is only one obvious explanation for Cobb County’s significantly depressed absentee-return rate than one variable: the vendor’s habitual and significant delays in placing those ballots in the mail. The rate of ballots returned by Cobb County voters cratered to just 13.3 percent for ballots reportedly “issued” between October 6 and October 15, while at the statewide level, approximately 50

percent of ballots reported as “issued” between October 6 and October 15 have been returned. Ex. A. Cobb County’s return rates are also significantly lower than in neighboring Fulton and Cherokee Counties, where 44 percent and 61 percent of such ballots have been returned by voters, respectively. Ex. A. Not only does Cobb County’s return rate depart from that of neighboring counties, it also sharply departs from **its own** recorded return rates at similar points in the 2022 and 2024 general elections. See Ex. G.

All signs point to a systemic and widespread breakdown in Cobb County’s mail-delivery apparatus beginning after October 5. Because Defendants failed to ensure that absentee ballots reportedly “issued” between October 6 and October 15 were actually issued or mailed “immediately,” and for applications received during the advance voting period of October 13 and October 30, within three business days after receiving timely applications, see O.C.G.A. § 21-2-384(a)(2), Plaintiff is likely to succeed on his state law claim.

Plaintiff is also likely to prevail on his two constitutional claims. **First**, Defendants’ failure to ensure the timely mailing of ballots violates Plaintiff and the Affected Voters’ rights to equal protection under Georgia’s Constitution. See Ga. Const. art. I, § 1, ¶ II. It is a bedrock principle of equal protection that a state’s “arbitrary and disparate treatment to voters in its different counties” is “hostile to the

one man, one vote basis of our representative government.” *Bush v. Gore*, 531 U.S. 98, 107 (2000) (per curiam) (quoting *Moore v. Ogilvie*, 394 U.S. 814, 819 (1969)).

Among the over 130,000 Georgia voters to whom Georgia election officials in all counties reportedly “issued” ballots through October 15, the significant delays affect only voters living in counties that have—as Cobb County has done—outsourced its mailing apparatus to this New York-based private vendor. This plainly amounts to “uneven treatment,” violating the “minimum requirement for nonarbitrary treatment of voters.” *Bush*, 531 U.S. at 105, 107. Failing to ensure expedited delivery and return of Plaintiff and the Affected Voters’ absentee ballots means that “[w]hether an individual’s vote will be counted in this [election], [] may depend in part on something completely arbitrary—their place of residence.” *Gallagher v. N.Y. State Bd. of Elections*, 477 F. Supp. 3d 19, 47 (S.D.N.Y. 2020). This is a plain violation of their rights to equal protection. *Cf. Baker v. Carr*, 369 U.S. 186, 208 (1962) (concluding a “citizen’s right to a vote free of arbitrary impairment by state action” is offended when such impairment results from “a refusal to count votes from arbitrarily selected precincts”); *Democratic Exec. Comm. of Fla. v. Lee*, 915 F.3d 1312, 1320 (11th Cir. 2019); *Curling v. Raffensperger*, 397 F. Supp. 3d 1334, 1403-04 (N.D. Ga. 2019); *Reynolds v. Sims*, 377 U.S. 533, 568 (1964) (“A citizen, a qualified voter, is no more nor no less so because he lives in the city or on the farm.”).

**Second**, Plaintiff is also likely to succeed on his right-to-vote claim. In Georgia, “[t]he right to vote is fundamental; it is necessary to preserve our republic and our liberty.” *Republican Nat’l Comm. v. Eternal Vigilance Action, Inc.*, 321 Ga. 771, 784 (2025) (citation omitted); see Ga. Const. art. II, § 1, ¶ II (“Every person who is a citizen of the United States and a resident of Georgia as defined by law, who is at least 18 years of age and not disenfranchised by this article, and who meets minimum residency requirements as provided by law shall be entitled to vote at any election by the people.”).

An election regulation “that severely burdens the right to vote must be narrowly drawn to serve a compelling state interest.” *Rhoden v. Athens-Clarke Cnty. Bd. of Elections*, 310 Ga. 266, 272 (2020) (citing *Burdick v. Takushi*, 504 U.S. 428, 434 (1992)). But even less severe burdens can violate the right to vote: “[h]owever slight” the burden on voting rights may appear, “it must be justified by relevant and legitimate state interests ‘sufficiently weighty to justify the limitation.’” *Crawford v. Marion Cnty. Election Bd.*, 553 U.S. 181, 191 (2008) (plurality opinion) (quoting *Norman v. Reed*, 502 U.S. 279, 288–89 (1992)); see also *Eakin v. Adams Cnty. Bd. of Elections*, 149 F.4th 291, 306 (3d Cir. 2025) (noting that “[t]he relevant burden need not be severe” to trigger *Anderson-Burdick* balancing). In all cases, the question is whether “the proffered State interests justify the burden the [restriction] imposes.” *Eakin*, 149 F.4th at 314.

“Defendants’ failure to send absentee ballots to the Affected Voters by the time required under the law may result in total disenfranchisement for [the] Plaintiff[] [and similarly situated affected voters]—the very definition of a severe burden on the right to vote.” *Ayota*, 2024 WL 4661073, at \*2. This is not speculation or hyperbole. Plaintiff and the Affected Voters submitted timely absentee ballot applications that were accepted by Georgia election officials. *See* Exs. P ¶ 4; H. And Plaintiff and the Affected Voters expected that Defendants would comply with state law by mailing those ballots immediately, or at the latest, within three days of having requested them during the early voting period. But as the clock winds down for Plaintiff and the Affected Voters to meet the State’s election day ballot-receipt deadline, they have been left waiting by the mailbox, with no ballot to return. Ex. P ¶ 6. To make matters even worse, Defendants have failed to provide a full explanation at all to Plaintiff or any of the Affected Voters for these delays. These burdens fall hardest on Affected Voters like Plaintiff, who is currently located miles away from Cobb County and has no other alternative method of having his vote count in the 2026 general election. Ex. P ¶¶ 7–8.

Nor is there a valid state interest that justifies failing to take immediate corrective action to ensure Plaintiff and the Affected Voters can both receive and return their ballots as soon as possible. “Just as the State ‘has no interest in enforcing an unconstitutional law,’” Defendants have “no interest in failing to adhere to

Georgia law” or penalizing voters for election officials’ own violations of state law, “especially in a way that threatens Georgians’ fundamental right to vote.” *Ayota*, 2024 WL 4661073, at \*2 (quoting *Scott v. Roberts*, 612 F.3d 1279, 1297 (11th Cir. 2010)). Plaintiff is likely to succeed on the merits of his claims.

**b. Plaintiff and the Affected Voters will likely suffer irreparable injury absent immediate relief.**

Plaintiff and the Affected Voters are also likely to suffer irreparable harm absent immediate relief. Irreparable harm “‘is the most important’ factor in the analysis of determining whether to grant an interlocutory injunction.” *Ayota*, 2024 WL 4661073, at \*2 (quoting *W. Sky Fin., LLC v. State ex rel. Olens*, 300 Ga. 340, 354 (2016)). Violation of a constitutional right “unquestionably constitutes irreparable injury.” *Great Am. Dream, Inc. v. DeKalb Cnty.*, 290 Ga. 749, 752 (2012) (quoting *Elrod v. Burns*, 427 U.S. 347, 373 (1976)); *Mills v. District of Columbia*, 571 F.3d 1304, 1312 (D.C. Cir. 2009) (“It has long been established that the loss of constitutional freedoms, ‘for even minimal periods of time, unquestionably constitutes irreparable injury.’” (quoting *Elrod*, 427 U.S. at 373)). Indeed, “[c]ourts routinely deem restrictions on fundamental voting rights irreparable injury.” *League of Women Voters of N.C. v. North Carolina*, 769 F.3d 224, 247 (4th Cir. 2014); see also *Gwinnett Cnty. NAACP v. Gwinnett Cnty. Bd. of Registration & Elections*, 446 F. Supp. 3d 1111, 1125 (N.D. Ga. 2020) (“A restriction on the fundamental right to

vote . . . constitutes irreparable injury.”) (quoting *Obama for Am. v. Husted*, 697 F.3d 423, 436 (6th Cir. 2012)).

Here, “[a]bsent preliminary relief,” Plaintiff and the Affected Voters will likely suffer irreparable injury “because they will—through no fault of their own—become disenfranchised for the upcoming November election.” *Ayota*, 2024 WL 4661073, at \*2. At that point, any opportunity to remedy these harms will be forever lost “once the election occurs,” at which point, “there can be no do-over and no redress.” *League of Women Voters of N.C.*, 769 F.3d at 247.

**c. The threatened injury to Plaintiff and the Affected Voters outweighs any conceivable harm to Defendants.**

The balance of the equities also weighs in favor of Plaintiff and the Affected Voters. On the one hand, as explained, they are likely to be disenfranchised absent relief—a weighty, “per se irreparable and grave injury.” *Ayota*, 2024 WL 4661073, at \*2. Such constitutional deprivation is far weightier than any conceivable harm Defendants may claim. “There is no contest between the mass denial of a fundamental constitutional right and the modest administrative burdens to be borne by . . . state and local offices involved in elections.” *Fish v. Kobach*, 840 F.3d 710, 755 (10th Cir. 2016).

Any administrative burden of identifying, notifying, and sending expedited mail to Affected Voters will be borne by Defendants under their statutory duty to quickly transmit ballots to absentee voters. See O.C.G.A. § 21-2-384(a). Indeed,

Defendants should have *already* mailed these ballots, and “Defendants have an interest in correcting their mistake.” *Ayota*, 2024 WL 4661073, at \*2. The requested relief is also straightforward and modest: Defendants simply have to print and overnight mail a discrete set of absentee ballots with a standard express return envelope and publicize this correction through their usual channels. As this Court has previously found in a very similar case granting much more significant relief, this factor “unquestionably” weighs in favor of Plaintiff. *Id.*

**d. An injunction is in the public interest.**

Finally, the public interest in the requested relief weighs in favor of an injunction. “Fundamental constitutional rights are those that are recognized as having a value so essential to individual liberty in our society that their infringement merits careful scrutiny by the courts,” and this includes “the right to vote.” *Amble v. State*, 259 Ga. 406, 408 (1989). After all, “the public good is in nothing more essentially interested, than in the protection of every individual’s private rights.” *Young v. McKenzie*, 3 Ga. 31, 42–43 (1847). “It is also ‘always in the public interest to . . . ensure compliance with state law.’” *Ayota*, 2024 WL 4661073, at \*3 (quoting *Our Lady’s Inn v. City of St. Louis*, 349 F. Supp. 3d 805, 824 (E.D. Mo. 2018)). Here, Defendants have violated their obligations under state law to timely mail absentee ballots and, in so doing, will deprive Plaintiff and those similarly situated of their fundamental right to vote.

## **CONCLUSION**

For the reasons set forth above, Plaintiff respectfully requests that this Court provide expedited treatment of this motion, and issue an interlocutory injunction or temporary restraining order.

Dated: October 27, 2026

Respectfully submitted,

By: **/s/ Adam M. Sparks**

Joyce Gist Lewis

Georgia Bar No. 296261

Adam M. Sparks

Georgia Bar No. 341578

Kevin J. Wender

Georgia Bar No. 999043

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*Counsel for Plaintiff*

\* *Pro hac vice* applications forthcoming

# Exhibit A

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| County           | Issued through 2026-10-05 |               |              | Issued between 2026-10-06 and 2026-10-15 |               |              |
|------------------|---------------------------|---------------|--------------|------------------------------------------|---------------|--------------|
|                  | Issued                    | Returned      | Returned %   | Issued                                   | Returned      | Returned %   |
| <b>STATEWIDE</b> | <b>96,131</b>             | <b>71,704</b> | <b>74.6%</b> | <b>32,335</b>                            | <b>16,214</b> | <b>50.1%</b> |
| Cobb             | 7,653                     | 5,116         | 66.8%        | 3,379                                    | 450           | 13.3%        |
| Fulton           | 9,349                     | 6,417         | 68.6%        | 3,017                                    | 1,335         | 44.2%        |
| Cherokee         | 3,371                     | 2,727         | 80.9%        | 1,311                                    | 805           | 61.4%        |
| Paulding         | 1,584                     | 1,281         | 80.9%        | 618                                      | 440           | 71.2%        |
| Douglas          | 1,175                     | 913           | 77.7%        | 359                                      | 219           | 61.0%        |
| Bartow           | 748                       | 635           | 84.9%        | 309                                      | 248           | 80.3%        |

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# Exhibit B

RETRIEVED FROM DEMOCRACYDOCKET.COM

**IN THE SUPERIOR COURT FOR THE COUNTY OF COBB**

**STATE OF GEORGIA**

MADISON COOK, et al.,

Plaintiffs,

v.

COBB COUNTY BOARD OF ELECTIONS  
AND REGISTRATION, et al.,

Defendants.

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Civil Action File

No: 22107734

**CONSENT ORDER**

This matter comes before the Court on Plaintiffs' Complaint for Declaratory Judgment and Injunctive Relief, and Plaintiffs' Motion for Temporary Restraining Order. A hearing was held by consent of the parties on November 7, 2022, and after considering the evidence presented at the hearing, and with the consent of the parties, the Court hereby enters the following order.

1.

Cobb County Defendants, due to administrative errors, failed to timely send absentee ballots to approximately 1,036 voters whose absentee ballot applications had erroneously been marked as issued on October 13, 2022 and October 22, 2022.

2.

As of today, some of those voters have been able to cast their ballots at an advance voting location or by a reissued absentee ballot that has been properly submitted, while others (“Affected Voters”) whose ballots were not timely sent have not voted.

Defendants sent ballots by UPS overnight delivery, with prepaid return envelopes, to 247 Affected Voters, leaving as many as 469 voters who may not have received replacement ballots as of the date of this hearing.

With the consent of the parties, the Court orders the following:

1. The ballot receipt deadline for all Affected Voters is extended to the same receipt deadline for Uniformed and Overseas Voters (“UOCAVA”) ballots (on or before November 14, 2022);
2. Defendants shall send replacement ballots, on November 7, 2022, by UPS overnight delivery, with prepaid return envelope, to Affected Voters who have not yet been sent a replacement ballot by UPS overnight delivery. Defendants shall prioritize sending overnight replacement absentee ballots to the 93 Affected Voters for whom they do not have a valid email address;
3. Defendants shall allow Affected Voters to vote in person, by replacement absentee ballot, or by Federal Write-In Absentee Ballot (“FWAB”) to cast their ballots;

4. Defendants shall accept all returned ballots by Affected Voters, either by replacement absentee ballot or FWAB, that are postmarked by 7:00 P.M. on Election Day, November 8, 2022, and received by Defendants on or before November, 14, 2022. Defendants shall process received ballots by Affected Voters in accordance with state law to ensure that an Affected Voter's vote is recorded once;
5. When processing a FWAB from an Affected Voter, Defendants shall disregard the field on the FWAB which asks the voter labeled "Who are you? Pick one."
6. Defendants will provide immediate notice by email and text message to all Affected Voters, unless Defendants do not have an email address and/or phone number for the voter. Notice shall include the following content:
  - a. Defendants have mailed or will mail an overnight replacement absentee ballot to every Affected Voter with a prepaid return envelope by November 7, 2022;
  - b. Each Affected Voter will have the option to vote by replacement absentee ballot, by FWAB, or by voting in person at their Cobb County polling place on election day, November 8, 2022.
  - c. The Affected Voter may view a sample ballot by logging into their My Voter Page at [mvp.sos.ga.gov](http://mvp.sos.ga.gov).

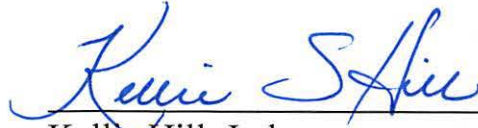
- d. If voting by replacement absentee ballot or FWAB, the Affected Voter must have their replacement absentee ballot or FWAB postmarked by 7:00 P.M. on election day, November 8, 2022, and received by Defendants by November 14, 2022;

7. Defendants shall also attach to the above notice to Affected Voters:

- a. instructions for completing a FWAB and a link to access the FWAB form. These instructions should include notice that voters should disregard the field "Who are you? Pick one" on the FWAB;
- b. a sample FWAB ballot.

8. Defendants shall release a public announcement on their website alerting voters to the issue that any eligible voter who has not yet received their absentee ballot and who has not yet voted may do so in person on Election Day. Additionally, it will alert voters that the Affected Voters may vote by the replacement absentee ballot or a FWAB, in addition to the option to vote in person on Election Day. This notice will include a copy of this Consent Order and the list of Affected Voters.

So ORDERED this 7<sup>th</sup> day of November, 2022.



Kellie Hill, Judge  
Superior Court of Cobb County

Order prepared and presented by:

HAYNIE, LITCHFIELD & WHITE, PC

/s/ Daniel W. White

Daniel W. White

Georgia Bar No. 153033

Gregg E. Litchfield

Georgia Bar No. 454040

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/s/ Rahul Garabadu

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FOUNDATION OF GEORGIA, INC.

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*\*Pro hac vice applications forthcoming*

*Attorneys for Plaintiffs*

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# Exhibit C

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Secretary of State  
Brad Raffensperger



Elections Menu



[Home](#) > [The Elections Division of the Georgia Secretary of State's Office](#) > November 3, 2026  
General Election

## Turnout Data Hub

[VIEW THE ELECTION DATA HUB](#)



### IMPORTANT DATES

Election Day: **November 3rd**

Last day to register to vote: **October 5th**

In Person Early/Advance Voting: **October 13th – 30th**

First day to request an Absentee by Mail Ballot: **August 17th (Last day is October 23rd)**

  
TOP





Georgia  
Secretary of State  
Brad Raffensperger



Please click [here](#) to view the list of candidates to appear on the November General Election Ballot.

To view the Candidate Information page, please click [here](#).

To view the list of Certified Write-In Candidates, please click [here](#).

## Quick Links



Online Voter Registration



Check Your Registration



Find Your Voting Location



Request Absentee Ballot  
(available 8/17)





Georgia  
Secretary of State  
Brad Raffensperger



## Elections Search

Search All Content Within The Elections Division

Elections



Everything



*Enter Search Term*

SEARCH



## Military and Overseas Voting

Your Georgia voting rights extend all over the globe, and voting in elections away from your home county is easy and efficient. If you are a member of the military, family of an



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LEARN MORE



## Absentee Voting is Easy & Secure

Absentee Voting is Easy and Secure. In Georgia, you can cast an absentee ballot for any election, even if you won't be absent from the county on Election Day. You can request it online or by mail, and when it comes, return it by mail or in a drop box.





My Voter Page

Use the MVP Portal to check your

1. Voter registration status
2. Mail-In application and ballot status
3. Poll location
4. Early voting locations
5. Elected Officials
6. Registration information on file with the county office
7. Sample ballot for the upcoming election
8. Provisional Ballot status

First Initial

Last Name

County

Select an Option

Date of Birth

MM/DD/YYYY

SUBMIT

## My Voter Page

The My Voter Page or MVP is your all-in-one portal to access and update your voter information, check your registration status, locate advance voting and Election Day polling locations, view your sample ballot and your elected officials.



## Vote Early & Beat the Crowds

Georgia voters have three weeks before Election Day for early voting, including two Saturdays. Your county can also offer voting on Sunday. You can vote at any early-voting location in your county. So, find one that is convenient and has the shortest line. Look for the list of sites in your county and voting hours.



Georgia  
Secretary of State  
Brad Raffensperger



Still have questions? Contact your county election office.

COUNTY ELECTION OFFICES

## Contact the Elections Division



### Address

2 MLK Jr. Drive  
Suite 802 Floyd West Tower  
Atlanta, Georgia 30334



### Phone

[404-656-2881](tel:404-656-2881)



### Email

[Send Email](#)





Georgia  
Secretary of State  
Brad Raffensperger



Office of Brad  
Raffensperger

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Atlanta, Georgia 30334

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of State

Polimorphic Chat

How can I help you today?



# Exhibit D

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2026 ELECTION

# First Day to Request Absentee Ballots for General Election

Event ended August 17, 2026

This is the first day you may request absentee ballots from your county registrar.



## Date

Monday, August 17, 2026

All Day

County registrars may start mailing requested absentee ballots on **October 5**.

It may take up to **two weeks** to receive your absentee ballot from your county registrar.

If you are mailing back your absentee ballot after you've completed and signed it, it is recommended that you allow an additional **two weeks** for it to be received. Completed and signed absentee ballots **must be received by 7 p.m. on Election Day, November 3, 2026**.

You may also drop off your completed and signed absentee ballot into your county's **absentee ballot drop box** or **hand deliver it to your county**



registrar.

You can track your absentee ballot on your **My Voter Page** (<https://mvp.sos.ga.gov/s/>).

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# Exhibit E

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**COBB COUNTY BOARD OF ELECTIONS AND REGISTRATION  
REGULAR MEETING  
SEPTEMBER 14, 2026  
BOARD MEETING MINUTES**

100 Cherokee Street  
3:00 p.m.

**Board Member Attendance**

|                                | <b>Present</b> | <b>Absent</b> |
|--------------------------------|----------------|---------------|
| Jennifer Mosbacher, Chairwoman | X              |               |
| Stacy Efrat, Vice Chairwoman   | X              |               |
| Debbie Fisher                  | X              |               |
| Reginald Turner, Secretary     | X              |               |
| Kendall Watkins                | X              |               |

**Others Present:**

Leigh Phillips, Director of Elections  
Daniel White, Counsel for the Board of Elections  
Jane Simon, Business Manager  
Marcques Spivey, Absentee Division Manager  
Debbie VonFeldt, Administrative Assistant

**CALL TO ORDER**

Chairwoman Mosbacher called the meeting to order at 3:00 p.m.

The Pledge of Allegiance was recited.

**APPROVAL OF AGENDA**

*Motion by Ms. Efrat to approve the agenda as presented. Second by Ms. Watkins. Motion Passed 5-0.*

**PUBLIC COMMENT**

**Donald Barth** – Addressed the Board regarding their mission statement and fair and equitable elections.

**Mike Binns** – Addressed the Board regarding drop box locations.

**Peter Badolato** – Addressed the Board regarding mailing of absentee ballots.

**Beth Hendrickson** – Addressed the Board regarding notices to parties, legal notices, and drop boxes.

**Christine Rozman** – Addressed the Board regarding mailing of absentee ballots.

**Virginia Choate** – Addressed the Board regarding drop box locations and public perception.

Board Attorney, Daniel White, clarified the Board's adherence to Robert's Rules of Order regarding member recognition by the Chair to prevent members from talking over one another during debates.

## **APPROVAL OF MEETING MINUTES**

*Motion by Ms. Watkins to approve the August 4, 2026 and August 10, 2026 meeting minutes. Second by Ms. Efrat. Motion Passed 5-0.*

## **PUBLIC HEARING**

### **1) Continued Temporary Polling Location for Dobbins 02**

| <b>PRECINCT</b> | <b>CONTINUED POLLING LOCATION</b>                             |
|-----------------|---------------------------------------------------------------|
| Dobbins 02      | Windy Hill Community Center<br>1885 Roswell Street SE, Smyrna |

Chairwoman Mosbacher suggested that the memo section of the precinct card mailed to voters should notate that this is the same polling location from the June 16, 2026 General Primary Election Runoff.

### **2) Temporary Polling Location Change for Elizabeth 03**

| <b>PRECINCT</b> | <b>NEW POLLING LOCATION</b>                                   |
|-----------------|---------------------------------------------------------------|
| Elizabeth 03    | Sandy Plains Baptist Church<br>2825 Sandy Plains Rd, Marietta |

*Due to the public hearing portion of the Board meeting, public comment is permitted and limited to matters related to the temporary location change for Dobbins 02 and Elizabeth 03.*

No public comments were made.

*Motion by Ms. Efrat to approve the continued temporary polling location for Dobbins 02. Second by Mr. Turner. Motion Passed 5-0.*

*Motion by Ms. Efrat to approve the temporary polling location change for Elizabeth 03. Second by Ms. Watkins. Motion Passed 5-0.*

## **ELECTION OFFICE REPORTS & UPDATES**

### **1) Director's Update**

## **Election Operations for November General Election/Special Election**

- Per O.C.G.A. 21-2-283.1, candidates were provided an opportunity to review the ballot proof of their contest and candidate information prior to finalization.
- Final signoff of the ballot was submitted to the State at 1:00 p.m. on Friday, September 11.
- Logic & Accuracy testing begins Thursday, September 17.
- ICX (Ballot Marking Device)
  - Early Voting: 239
  - Election Day: 1,461
- ICP (ImageCast Precinct - Ballot Scanning Device)
  - Early Voting: 29
  - Election Day: 148
- Poll Pads (Voter Check-In)
  - Early Voting: 87
  - Election Day: 531
- Backup equipment and supplies are strategically deployed to minimize disruptions and ensure every polling location can continue operations throughout Election Day
- USPS has been providing monthly Zoom calls to strengthen the partnership and provide updates.
- September 15, 2026: First day to mail/transmit UOCAVA ballots for the November General/Special Election
- October 5, 2026: First day to mail non-UOCAVA ballots for the November General/Special Election
- October 5, 2026: Registration deadline for the November General/Special Election

## **Operational Staffing Update**

- Registration Division Manager - Hiring
- Training Supervisor – Pending Offer

## **Poll Worker Recruitment**

- Staff have filled 75% of polling location positions.
- Staff are preparing materials and documents for upcoming training which begins Monday, September 28 and ends Saturday, October 24, 2026.
- The week of October 26 is reserved for one-on-one lab training sessions and any emergency classes that may need to be conducted.
- October 30: Last day of Advance In-Person voting

## **Voter Registration**

- Registered: 574,897
- Active: 522,590

- Inactive: 52,307
- Registrations to be Processed as of September 11
  - DDS: 2,184
  - OLVR Applications: 6
  - MVP Voter Changes: 4
- Cancelled Voters from July 10 through August 7
  - Voter Requested: 4
  - Moved out of state: 69
  - Vital Records: 182
- On average, staff are processing approximately 333 voter registration applications daily.
- Our department expects the number of voter registration applications to increase as we move closer to the voter registration deadline of October 5.
- Most Used Registration Methods
  - DDS (Department of Driver Services)
  - OLVR (Online Voter Registration)
  - Paper voter registration applications
  - Government agencies/schools/libraries/voter registration drives

### **Call Center Preparedness**

- Currently 12 team members in the call center.
- Newly hired part-time employee beginning on September 14, 2026.
- Upcoming customer service training for call center staff is planned for late September.

### **Absentee Operations**

- Absentee by Mail Ballot Applications
  - Received: 6,905
  - Accepted: 6,030
  - New Applications September 1 – September 11: 1,036
  - UOCAVA: 433

### **Voter Education and Outreach**

- September 8: The Voter Registration Division was recognized and received a proclamation from the Board of Commissioners for National Voter Registration Day.
- September 10: Our staff had the opportunity to educate six groups of Cobb County residents and provide them with an in-depth look at how we operate at the Cobb 101 Citizens Government Academy during Public Services Night.

- September 15: National Voter Registration Day at CobbLink Marietta Transfer Center
- September 25: Senior Day at North Georgia State Fair
- October 3: Truck-A-Palooza at Kennesaw Towne Center
- October 5 – 9: National Voter Education Week – staff will coordinate social media content to match each day's scheduled theme.

#### 1) **2026 SEB Rule 182-1-12-.11(2)(a) Numbered List of Voters**

- Amended rule effective July 19, 2026.
- Establishes updated requirement for the Numbered List of Voters.
- Requires the voter's name to be entered on the appropriate Numbered List of Voters form after the voter certificate is verified.
- Secretary of State has provided updated forms and guidance.
- Our department has incorporated the requirements into election procedures and poll worker training.

#### **OLD BUSINESS**

No items of old business.

#### **NEW BUSINESS**

##### 1) **Amended Advance In-Person Voting Schedule for the November 3, 2026 General/Special Election with Updated Drop Box Location**

The Board discussed approving an amended Advance In-Person voting schedule to improve the geographic coverage by relocating a ballot drop box from the Milford Recreation Center to Gritters Library.

Mr. White explained that the original drop box locations, which had been previously approved and utilized in past elections, were the subject of a proposed change. Two state senators requested a drop box be added to either Tim D. Lee or Gritters Library. He clarified that while state law requires drop boxes to be evenly distributed by population, it ultimately leaves the placement to the discretion of the Board. While the previous approved placements were lawful, the new proposal was brought forward due to concerns regarding coverage.

Ms. Watkins expressed her opposition to the change in drop box location. She stated she did not support moving the location because she was comfortable with the map originally presented and felt it was compliant with all statutory requirements.

***Motion by Ms. Efrat to approve moving the drop box from Milford Recreation Center to Gritters Library. Second by Mr. Turner. Motion Passed 4-1. Ms. Watkins voted in opposition.***

##### 2) **Discussion of Potential Use of Third-Party Service for the Purpose of Mailing Absentee Ballots as an Alternative to the USPS**

The Board discussed the potential use of third-party vendors to mail absentee ballots given the concerns regarding a recent whistleblower disclosure about the USPS federal ballot mail process. Chairwoman Mosbacher expressed that exploring contingency plans is a proactive measure to protect voters.

Director Phillips estimated that utilizing services like UPS or FedEx for ballot delivery could cost between \$600,000 and \$900,000, noting that the department does not currently have the budget for this. Ms. Efrat asked Director Phillips to look into possible group rates as the estimate did not take group rates into consideration.

Ms. Fisher stated that currently only the USPS has the legal authority to deliver to mailboxes. It was also mentioned that the department contracts with Fort Orange Press to mail absentee ballots and that Fort Orange Press currently uses only USPS.

In addition to inquiring about group rates with third-party vendors, Director Phillips was asked to reach out to Fort Orange Press regarding the possibility of using a vendor other than USPS for mailing ballots to voters.

## **BOARD MEMBER COMMENTS**

**Ms. Fisher** recommended checking into FVAP emergency postcards for electronically transmitted ballots as a third-party delivery solution for mailing ballots.

**Mr. Turner** commended staff for their hard work on election preparations and expressed support for the compromise reached by the Board on the new drop box map, emphasizing the Board's primary goal is to ensure coverage for all voters. He also advocated for more resources for voter outreach and education.

**Ms. Mosbacher** shared that Advance Voting begins October 13 and encouraged voters to make a plan and be ready.

## **EXECUTIVE SESSION**

Mr. White informed the Board that an executive session was needed for an update on potential litigation.

*Motion by Ms. Efrat to enter executive session at 4:38 p.m. Second by Mr. Turner. Motion Passed 5-0.*

*Motion by Ms. Watkins to reconvene at 4:47 p.m. Second by Mr. Turner. Motion Passed 5-0.*

## **UPCOMING MEETINGS**

**October 12, 2026 @ 3:00 p.m. – Regular Meeting**

- BOC Room – 100 Cherokee Street, Marietta

## **ADJOURNMENT**

Chairwoman Mosbacher adjourned the meeting at 4:48 p.m.



September 14, 2026 minutes prepared by:

Debbie VonFeldt, Administrative Assistant

September 14, 2026 minutes reviewed by:

  
\_\_\_\_\_  
Reginald Turner, Secretary

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## Affidavit Executive Session

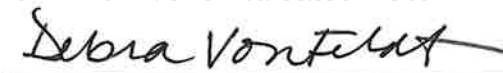
The undersigned chairperson or presiding officer, under oath, certifies that at a meeting of the Cobb County Board of Elections and Registration held on **September 14, 2026**, the Board closed its meeting as permitted by the Open Meetings Act of Georgia [O.C.G.A. 50-14-1 through 50-14-6].

The undersigned does hereby attest that the executive session of this meeting was devoted to matters covered within the exceptions in the Open Meetings Act. Specifically, the matters attended to are covered by O.C.G.A. § 50-14-3 and consisted of discussion of Pending Litigation.

**This 14<sup>th</sup> day of September 2026.**

  
Signature of Chairperson or Presiding Officer

Sworn to & Subscribed Before Me  
On The Above Indicated Date:

  
Notary Public, State of Georgia  
Commission Expires 07/13/2027



# Exhibit F

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# Georgia politics: Mail ballot ruling, Cobb plans, AI voting concerns

**FOX 5** fox5atlanta.com/news/georgia-politics-mail-ballot-ruling-cobb-plans-ai-voting-concerns

Joyce Lupiani

September 15, 2026



## [Mail ballot ruling, Cobb plans, AI voting concerns](#)

Several developments are shaping Georgia politics ahead of the November midterms. The U.S. Supreme Court blocked new Postal Service requirements for mail ballots, Cobb County discussed contingency plans for absentee ballots, and researchers are raising concerns about how advances in AI could affect ballot secrecy in Georgia.

## The Brief

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- The U.S. Supreme Court has blocked new Postal Service requirements for mail ballots from taking effect for the November midterms, allowing states to continue using existing procedures.
- Cobb County election officials discussed contingency plans for absentee ballots before the ruling, while DeKalb County voters have a community forum Tuesday.
- Georgia election officials are facing renewed questions about ballot secrecy after researchers warned that advances in artificial intelligence could make an existing vulnerability easier to exploit.

**ATLANTA** - From a major U.S. Supreme Court decision affecting mail ballots to new concerns about artificial intelligence and Georgia's voting system, several developments could affect voters ahead of the Nov. 3 midterm elections.

## Supreme Court blocks new mail ballot restrictions

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What we know:

The U.S. Supreme Court on Monday rejected the Trump administration's request to allow new Postal Service requirements for mail ballots to take effect for the 2026 elections.

The rule would have required states and local election officials to meet new requirements for ballot envelopes and upload voter information to a Postal Service portal. Mailings that failed to comply could have been rejected and returned to election officials.

The court declined to put a lower court's injunction on hold, meaning states can continue operating under their existing mail-ballot procedures for the November election. Justice Brett Kavanaugh wrote that although there was at least a "fair prospect" the rule was within the Postal Service's authority, election officials did not have enough time to reasonably implement it before the election.

## Cobb considered backup plan for absentee ballots

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What they're saying:

Before the Supreme Court ruling, Cobb County election officials discussed possible contingency plans for delivering absentee ballots if the federal requirements were

allowed to take effect.

One option discussed was using a third-party company to distribute absentee ballots. According to information presented at the meeting, New York-based Fort Orange Press currently handles Cobb County's absentee-by-mail ballots but uses the U.S. Postal Service to deliver them.

Officials said the discussion was intended to ensure the county had alternatives available rather than waiting to react to changes shortly before the election.

The board did not take action on the potential contingency plan.

Cobb County says absentee ballot applications for the Nov. 3 election are being accepted through Oct. 23.

## **DeKalb voters invited to election forum**

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What you can do:

The DeKalb Citizens Coalition is holding a "Know Your Rights" community forum Tuesday for voters in south DeKalb County.

The forum is scheduled from 6 to 8 p.m. at Gresham Library.

Organizers are expected to discuss issues affecting voters ahead of the November election, including proposed data center development.

## **AI raises new concerns about Georgia ballot secrecy**

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Why you should care:

Georgia's voting system is also facing renewed scrutiny over a vulnerability that researchers say could potentially allow someone to determine how an individual voter cast a ballot.

[The Associated Press reported](#) that advances in artificial intelligence have increased concerns because AI tools could make it easier to analyze voting records and potentially match voters with their selections. The issue involves ballot secrecy and does **not** allow votes to be altered or raise questions about the accuracy of vote totals.

The vulnerability has been known for several years, but researchers say rapidly improving technology makes addressing it more urgent.

Georgia election officials say they are taking steps to reduce the potential risk, including limiting access to potentially sensitive voting records and working with vendors to change how voting data is ordered. Election security advocates have argued more extensive changes are needed.

## **Congress returns with short September agenda**

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Meanwhile, Congress is back in Washington with lawmakers facing a compressed September schedule.

The House is expected to be in session for one week, while the Senate is scheduled for three weeks.

Among the issues described in the transcript are proposals involving AM radios in certain new vehicles, aviation measures and California vehicle emissions standards. The Senate is also expected to focus on a framework for regulating cryptocurrency, with a procedural vote expected Tuesday.

### **The Source**

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Information for the above roundup came from national reporting, previous reporting by FOX 5 Atlanta and a story from The Associated Press (linked).

RETRIEVED FROM [DEMOCRACYDOCKET.COM](http://DEMOCRACYDOCKET.COM)

# Exhibit G

RETRIEVED FROM DEMOCRACYDOCKET.COM

| Cycle | First legal mailing day | Mass mailing day | Issuance window          | Observed on | Cobb issued | Cobb returned | Cobb return % |
|-------|-------------------------|------------------|--------------------------|-------------|-------------|---------------|---------------|
| 2022  | 2022-10-10              | 2022-10-11       | 2022-10-12 to 2022-10-21 | 2022-11-01  | 6,999       | 3,905         | 55.8%         |
| 2024  | 2024-10-07              | 2024-10-07       | 2024-10-08 to 2024-10-17 | 2024-10-28  | 11,941      | 3,819         | 32.0%         |
| 2026  | 2026-10-05              | 2026-10-05       | 2026-10-06 to 2026-10-15 | 2026-10-26  | 3,379       | 450           | 13.3%         |

RETRIEVED FROM DEMOCRACYDOCKET.COM

# Exhibit H

RETRIEVED FROM DEMOCRACYDOCKET.COM

|                  | Issued through 2026-10-05 |               |              | Issued between 2026-10-06 and 2026-10-15 |               |              |
|------------------|---------------------------|---------------|--------------|------------------------------------------|---------------|--------------|
| County           | Issued                    | Returned      | Returned %   | Issued                                   | Returned      | Returned %   |
| <b>STATEWIDE</b> | <b>96,131</b>             | <b>71,704</b> | <b>74.6%</b> | <b>32,335</b>                            | <b>16,214</b> | <b>50.1%</b> |
| Fulton           | 9,349                     | 6,417         | 68.6%        | 3,017                                    | 1,335         | 44.2%        |
| Cobb             | 7,653                     | 5,116         | 66.8%        | 3,379                                    | 450           | 13.3%        |
| Gwinnett         | 8,111                     | 5,333         | 65.8%        | 2,360                                    | 295           | 12.5%        |
| Dekalb           | 8,250                     | 4,998         | 60.6%        | 1,845                                    | 147           | 8.0%         |
| Cherokee         | 3,371                     | 2,727         | 80.9%        | 1,311                                    | 805           | 61.4%        |
| Chatham          | 3,521                     | 2,591         | 73.6%        | 770                                      | 349           | 45.3%        |
| Forsyth          | 2,563                     | 2,039         | 79.6%        | 807                                      | 549           | 68.0%        |
| Muscogee         | 2,511                     | 1,956         | 77.9%        | 489                                      | 306           | 62.6%        |
| Hall             | 1,757                     | 1,466         | 83.4%        | 984                                      | 646           | 65.7%        |
| Henry            | 1,877                     | 1,501         | 80.0%        | 675                                      | 411           | 60.9%        |
| Richmond         | 1,845                     | 1,455         | 78.9%        | 568                                      | 301           | 53.0%        |
| Clayton          | 1,820                     | 1,426         | 78.4%        | 462                                      | 234           | 50.6%        |
| Columbia         | 1,792                     | 1,472         | 82.1%        | 435                                      | 295           | 67.8%        |
| Paulding         | 1,584                     | 1,281         | 80.9%        | 618                                      | 440           | 71.2%        |
| Bibb             | 1,729                     | 1,153         | 66.7%        | 380                                      | 95            | 25.0%        |
| Houston          | 1,653                     | 1,371         | 82.9%        | 450                                      | 319           | 70.9%        |
| Coweta           | 1,401                     | 1,204         | 85.9%        | 698                                      | 510           | 73.1%        |
| Fayette          | 1,317                     | 1,045         | 79.3%        | 471                                      | 294           | 62.4%        |
| Newton           | 1,289                     | 789           | 61.2%        | 346                                      | 72            | 20.8%        |
| Clarke           | 1,196                     | 907           | 75.8%        | 404                                      | 177           | 43.8%        |
| Douglas          | 1,175                     | 913           | 77.7%        | 359                                      | 219           | 61.0%        |
| Glynn            | 1,019                     | 838           | 82.2%        | 285                                      | 193           | 67.7%        |
| Rockdale         | 960                       | 807           | 84.1%        | 176                                      | 117           | 66.5%        |
| Walton           | 743                       | 595           | 80.1%        | 336                                      | 224           | 66.7%        |
| Bartow           | 748                       | 635           | 84.9%        | 309                                      | 248           | 80.3%        |
| Dougherty        | 723                       | 567           | 78.4%        | 277                                      | 138           | 49.8%        |
| Spalding         | 720                       | 581           | 80.7%        | 254                                      | 195           | 76.8%        |
| Jackson          | 694                       | 571           | 82.3%        | 234                                      | 152           | 65.0%        |
| Carroll          | 641                       | 512           | 79.9%        | 248                                      | 154           | 62.1%        |
| Barrow           | 634                       | 530           | 83.6%        | 236                                      | 174           | 73.7%        |
| Floyd            | 552                       | 464           | 84.1%        | 308                                      | 219           | 71.1%        |
| Lowndes          | 613                       | 459           | 74.9%        | 203                                      | 119           | 58.6%        |
| Troup            | 615                       | 547           | 88.9%        | 134                                      | 86            | 64.2%        |
| Camden           | 590                       | 502           | 85.1%        | 148                                      | 92            | 62.2%        |
| Oconee           | 571                       | 460           | 80.6%        | 144                                      | 85            | 59.0%        |
| Bulloch          | 542                       | 429           | 79.2%        | 167                                      | 111           | 66.5%        |
| Laurens          | 582                       | 437           | 75.1%        | 124                                      | 84            | 67.7%        |
| Whitfield        | 447                       | 363           | 81.2%        | 197                                      | 130           | 66.0%        |
| Baldwin          | 521                       | 384           | 73.7%        | 96                                       | 50            | 52.1%        |
| Liberty          | 525                       | 447           | 85.1%        | 81                                       | 55            | 67.9%        |
| Walker           | 390                       | 334           | 85.6%        | 205                                      | 159           | 77.6%        |
| Catoosa          | 432                       | 318           | 73.6%        | 158                                      | 94            | 59.5%        |
| Fannin           | 440                       | 365           | 83.0%        | 123                                      | 87            | 70.7%        |
| Gilmer           | 427                       | 368           | 86.2%        | 99                                       | 76            | 76.8%        |
| Effingham        | 351                       | 263           | 74.9%        | 156                                      | 102           | 65.4%        |
| Harris           | 385                       | 253           | 65.7%        | 105                                      | 38            | 36.2%        |
| Union            | 346                       | 312           | 90.2%        | 123                                      | 90            | 73.2%        |
| Washington       | 376                       | 250           | 66.5%        | 75                                       | 48            | 64.0%        |
| Jones            | 344                       | 278           | 80.8%        | 107                                      | 78            | 72.9%        |
| Habersham        | 328                       | 266           | 81.1%        | 120                                      | 89            | 74.2%        |
| Dawson           | 329                       | 272           | 82.7%        | 113                                      | 80            | 70.8%        |
| Thomas           | 334                       | 277           | 82.9%        | 108                                      | 66            | 61.1%        |

|            |     |     |        |     |     |       |
|------------|-----|-----|--------|-----|-----|-------|
| Pickens    | 328 | 272 | 82.9%  | 110 | 75  | 68.2% |
| Sumter     | 367 | 295 | 80.4%  | 66  | 43  | 65.2% |
| Greene     | 298 | 249 | 83.6%  | 114 | 77  | 67.5% |
| Putnam     | 299 | 265 | 88.6%  | 113 | 100 | 88.5% |
| Gordon     | 285 | 243 | 85.3%  | 113 | 89  | 78.8% |
| Mcduffie   | 329 | 273 | 83.0%  | 68  | 42  | 61.8% |
| Lumpkin    | 150 | 116 | 77.3%  | 234 | 176 | 75.2% |
| Ware       | 296 | 249 | 84.1%  | 83  | 62  | 74.7% |
| White      | 319 | 277 | 86.8%  | 57  | 44  | 77.2% |
| Madison    | 304 | 245 | 80.6%  | 72  | 42  | 58.3% |
| Burke      | 267 | 205 | 76.8%  | 101 | 71  | 70.3% |
| Rabun      | 300 | 252 | 84.0%  | 65  | 47  | 72.3% |
| Stephens   | 284 | 232 | 81.7%  | 74  | 60  | 81.1% |
| Monroe     | 252 | 198 | 78.6%  | 99  | 50  | 50.5% |
| Towns      | 249 | 222 | 89.2%  | 100 | 74  | 74.0% |
| Bryan      | 234 | 186 | 79.5%  | 107 | 61  | 57.0% |
| Mitchell   | 81  | 72  | 88.9%  | 248 | 199 | 80.2% |
| Upton      | 252 | 227 | 90.1%  | 63  | 44  | 69.8% |
| Polk       | 100 | 83  | 83.0%  | 201 | 145 | 72.1% |
| Peach      | 0   | 0   | —      | 300 | 239 | 79.7% |
| Meriwether | 236 | 207 | 87.7%  | 60  | 51  | 85.0% |
| Grady      | 237 | 175 | 73.8%  | 50  | 32  | 64.0% |
| Hart       | 179 | 153 | 85.5%  | 102 | 82  | 80.4% |
| Decatur    | 219 | 154 | 70.3%  | 62  | 41  | 66.1% |
| Lee        | 205 | 156 | 76.1%  | 75  | 40  | 53.3% |
| Haralson   | 111 | 95  | 85.6%  | 167 | 116 | 69.5% |
| Tift       | 96  | 65  | 67.7%  | 178 | 118 | 66.3% |
| Morgan     | 215 | 180 | 83.7%  | 56  | 42  | 75.0% |
| Oglethorpe | 225 | 184 | 81.8%  | 32  | 23  | 71.9% |
| Jefferson  | 214 | 150 | 70.1%  | 42  | 18  | 42.9% |
| Hancock    | 211 | 177 | 83.9%  | 38  | 27  | 71.1% |
| Colquitt   | 168 | 136 | 81.0%  | 78  | 56  | 71.8% |
| Pike       | 197 | 153 | 77.7%  | 43  | 25  | 58.1% |
| Lamar      | 191 | 160 | 83.8%  | 46  | 34  | 73.9% |
| Crisp      | 185 | 153 | 82.7%  | 49  | 35  | 71.4% |
| Banks      | 173 | 146 | 84.4%  | 57  | 34  | 59.6% |
| Toombs     | 153 | 122 | 79.7%  | 72  | 53  | 73.6% |
| Wilkes     | 189 | 175 | 92.6%  | 30  | 18  | 60.0% |
| Lincoln    | 175 | 114 | 65.1%  | 42  | 27  | 64.3% |
| Heard      | 193 | 166 | 86.0%  | 21  | 16  | 76.2% |
| Elbert     | 150 | 120 | 80.0%  | 63  | 50  | 79.4% |
| Wayne      | 151 | 132 | 87.4%  | 61  | 51  | 83.6% |
| Dodge      | 90  | 61  | 67.8%  | 110 | 91  | 82.7% |
| Franklin   | 139 | 105 | 75.5%  | 60  | 50  | 83.3% |
| Coffee     | 78  | 52  | 66.7%  | 119 | 78  | 65.5% |
| Twiggs     | 146 | 120 | 82.2%  | 50  | 36  | 72.0% |
| Butts      | 139 | 121 | 87.1%  | 54  | 44  | 81.5% |
| Jasper     | 51  | 37  | 72.5%  | 136 | 102 | 75.0% |
| Appling    | 131 | 105 | 80.2%  | 47  | 36  | 76.6% |
| Worth      | 144 | 100 | 69.4%  | 34  | 17  | 50.0% |
| Emanuel    | 151 | 123 | 81.5%  | 25  | 16  | 64.0% |
| Terrell    | 145 | 123 | 84.8%  | 29  | 17  | 58.6% |
| Evans      | 116 | 88  | 75.9%  | 46  | 31  | 67.4% |
| Murray     | 106 | 88  | 83.0%  | 55  | 49  | 89.1% |
| McIntosh   | 1   | 1   | 100.0% | 160 | 113 | 70.6% |
| Macon      | 124 | 98  | 79.0%  | 32  | 19  | 59.4% |

|               |     |    |       |     |    |        |
|---------------|-----|----|-------|-----|----|--------|
| Chattooga     | 85  | 73 | 85.9% | 66  | 57 | 86.4%  |
| Tattnall      | 120 | 81 | 67.5% | 31  | 25 | 80.6%  |
| Brooks        | 63  | 48 | 76.2% | 81  | 45 | 55.6%  |
| Bleckley      | 112 | 79 | 70.5% | 29  | 22 | 75.9%  |
| Taylor        | 113 | 84 | 74.3% | 24  | 14 | 58.3%  |
| Pierce        | 46  | 28 | 60.9% | 90  | 65 | 72.2%  |
| Wilkinson     | 120 | 95 | 79.2% | 12  | 10 | 83.3%  |
| Berrien       | 97  | 78 | 80.4% | 30  | 19 | 63.3%  |
| Cook          | 15  | 14 | 93.3% | 109 | 86 | 78.9%  |
| Pulaski       | 96  | 89 | 92.7% | 24  | 17 | 70.8%  |
| Crawford      | 94  | 66 | 70.2% | 26  | 15 | 57.7%  |
| Early         | 90  | 70 | 77.8% | 25  | 17 | 68.0%  |
| Dooly         | 34  | 25 | 73.5% | 80  | 63 | 78.8%  |
| Talbot        | 95  | 80 | 84.2% | 17  | 9  | 52.9%  |
| Benhill       | 85  | 73 | 85.9% | 21  | 16 | 76.2%  |
| Screven       | 90  | 50 | 55.6% | 11  | 5  | 45.5%  |
| Calhoun       | 89  | 77 | 86.5% | 6   | 5  | 83.3%  |
| Marion        | 63  | 55 | 87.3% | 24  | 16 | 66.7%  |
| Telfair       | 31  | 26 | 83.9% | 55  | 42 | 76.4%  |
| Jeffdavis     | 60  | 49 | 81.7% | 25  | 12 | 48.0%  |
| Long          | 60  | 40 | 66.7% | 24  | 12 | 50.0%  |
| Dade          | 58  | 45 | 77.6% | 25  | 18 | 72.0%  |
| Randolph      | 69  | 57 | 82.6% | 12  | 5  | 41.7%  |
| Montgomery    | 63  | 34 | 54.0% | 17  | 12 | 70.6%  |
| Johnson       | 64  | 48 | 75.0% | 16  | 11 | 68.8%  |
| Charlton      | 59  | 43 | 72.9% | 21  | 18 | 85.7%  |
| Warren        | 48  | 44 | 91.7% | 30  | 20 | 66.7%  |
| Jenkins       | 59  | 49 | 83.1% | 17  | 12 | 70.6%  |
| Treutlen      | 54  | 44 | 81.5% | 20  | 12 | 60.0%  |
| Brantley      | 43  | 33 | 76.7% | 29  | 25 | 86.2%  |
| Clay          | 62  | 41 | 66.1% | 7   | 3  | 42.9%  |
| Bacon         | 43  | 39 | 90.7% | 21  | 16 | 76.2%  |
| Turner        | 46  | 39 | 84.8% | 15  | 11 | 73.3%  |
| Taliaferro    | 53  | 43 | 81.1% | 6   | 0  | 0.0%   |
| Candler       | 45  | 40 | 88.9% | 12  | 6  | 50.0%  |
| Webster       | 37  | 35 | 94.6% | 17  | 9  | 52.9%  |
| Miller        | 35  | 25 | 71.4% | 19  | 14 | 73.7%  |
| Irwin         | 41  | 35 | 85.4% | 11  | 10 | 90.9%  |
| Seminole      | 37  | 31 | 83.8% | 13  | 11 | 84.6%  |
| Baker         | 44  | 39 | 88.6% | 6   | 4  | 66.7%  |
| Wheeler       | 38  | 36 | 94.7% | 9   | 7  | 77.8%  |
| Stewart       | 44  | 27 | 61.4% | 0   | 0  | —      |
| Schley        | 0   | 0  | —     | 44  | 33 | 75.0%  |
| Wilcox        | 28  | 23 | 82.1% | 15  | 9  | 60.0%  |
| Atkinson      | 40  | 32 | 80.0% | 2   | 2  | 100.0% |
| Lanier        | 0   | 0  | —     | 37  | 24 | 64.9%  |
| Glascok       | 0   | 0  | —     | 32  | 23 | 71.9%  |
| Clinch        | 22  | 21 | 95.5% | 7   | 5  | 71.4%  |
| Chattahoochee | 7   | 3  | 42.9% | 15  | 9  | 60.0%  |
| Quitman       | 18  | 17 | 94.4% | 1   | 1  | 100.0% |
| Echols        | 2   | 1  | 50.0% | 3   | 2  | 66.7%  |

# Exhibit I

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**GWINNETT COUNTY  
BOARD OF COMMISSIONERS**

75 Langley Drive | Lawrenceville, GA 30046-6935  
O: 770.822.7000 | F: 770.822.7097  
GwinnettCounty.com

Nicole L. Hendrickson, Chairwoman  
Kirkland Dion Carden, District 1  
Ben Ku, District 2  
Jasper Watkins III, District 3  
Matthew Holtkamp, District 4

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**Business Session Agenda  
Tuesday, September 1, 2026 - 2:00 PM**

**I. Call To Order**

**II. Opening Remarks by Chairwoman**

**III. Approval of Agenda**

**IV. Approval of Minutes:**

- **Public Hearing:** August 25, 2026

**V. Announcements:**

- **Proclamation:** National Senior Center Month
- **Proclamation:** Suicide Prevention Month

**VI. Consent Agenda**

**A. New Business**

**1. Commissioners**

**2026-1203 Approval** to accept the resignation of Stephen Goux from the Merit Board and appoint Celeste Goins to fill the unexpired term that expires December 31, 2026. District 2/Ku

## **VI. Consent Agenda**

### **A. New Business**

#### **2. Multiple Departments**

**2026-1124 Award BL048-26**, supplemental purchase of groceries on an annual contract (September 1, 2026 through August 31, 2027), to Sutherland's Foodservice, Inc., amount not to exceed \$178,836.02. This contract is funded 48.9% by the Older Americans Act. (Recommendation: Award)

**2026-1129 Approval** to renew BL094-24, purchase of various proteins on a six-month contract (September 22, 2026 through March 21, 2027), with Performance Foodservice and Sutherland's Foodservice, Inc., amount not to exceed \$294,000.00. This contract is funded 59.2% by the Older Americans Act. (Recommendation: Approval)

#### **3. Child Advocacy and Juvenile Services/Derek Brownlee**

**2026-0971 Approval/authorization** to accept, if awarded, grant funds up to the amount of \$235,429.93 from the Georgia Court Appointed Special Advocate (CASA) for the continuation of the CASA program. Approval/authorization for the Chairwoman or designee to execute grant documents and any other necessary documents. This grant is funded through CASA with no match requirements.

#### **4. Community Services/Lindsey Jorstad**

**2026-1127 Approval/authorization** to accept a \$45,000.00 BOOST 2.0 grant from the Georgia Recreation and Park Association (GRPA) in partnership with the Georgia Statewide Afterschool Network and the Georgia Department of Education. The funds will be used to reduce the cost of afterschool programs at three locations. This program is 100% funded through GRPA with no match requirement. Approval for the Chairwoman or designee to execute any and all related grant documents. (Recommendation: Approval)

## **VI. Consent Agenda**

### **A. New Business**

#### **5. Elections/Kelvin Williams**

**2026-1117 Approval** to renew BL138-23, provision of ballot printing and vote by mail ballot processing services on an annual contract (October 18, 2026 through October 17, 2027), with Fort Orange Press, Inc., amount not to exceed \$347,278.50. (Recommendation: Approval)

**2026-1131 Approval** to increase BL117-23, provision of commercial moving services on an annual contract for the current contract period (September 20, 2025 through September 19, 2026), with Suddath Relocation Systems of Atlanta, Inc., from \$407,550.00 to \$512,904.96. (Recommendation: Approval)

#### **6. Financial Services/Russell Royal**

**2026-1116 Approval** to renew RP029-24, provision of damage recovery services on an annual contract (September 18, 2026 through September 17, 2027), with Alternative Claims Management, LLC, estimated revenue \$250,000.00. (Recommendation: Approval)

#### **7. Information Technology Services/Dorothy Parks**

**2026-1045 Approval** to renew BL063-22, purchase of Liferay DXP Enterprise subscription and support on an annual contract (October 4, 2026 through October 3, 2027), with Link Development North America, LLC, amount not to exceed \$125,970.00. (Recommendation: Approval)

#### **8. Law Department/Jenny Carter**

**2026-1118 Approval** to renew RP020-25, provision of state and federal lobbying and governmental affairs services on an annual contract (November 4, 2026 through November 3, 2027), with Dentons US LLP, amount not to exceed \$276,000.00. (Recommendation: Approval)

**2026-1148 Approval/authorization** for the Chairwoman to execute a Resolution approving an Intergovernmental Agreement between the City of Mulberry and Gwinnett County for reviewing, inspecting, and permitting Gwinnett County construction projects in the City of Mulberry.

## **VI. Consent Agenda**

### **A. New Business**

#### **8. Law Department/Jenny Carter**

**2026-1149 Approval/authorization** to amend Chapter 94 of the Code of Ordinances of Gwinnett County by adding a new Article VII entitled "Community Redevelopment Tax Incentive Program".

#### **9. Police Services/James D. McClure**

**2026-1130 Approval** to renew BL119-24, purchase of load bearing vests on an annual contract (October 16, 2026 through October 15, 2027), with Federal Eastern International, LLC, amount not to exceed \$885,000.00. (Recommendation: Approval)

#### **10. Transportation/Edgardo Aponte**

**2026-1126 Award BL102-26**, Old Rockbridge Road and Williams Road from Bishop Circle to Singleton Road pedestrian improvement projects, to Ohmshiv Construction, LLC, amount not to exceed \$1,789,241.00. This project is funded 83.9% by the 2017 SPLOST Program and 16.1% by the Water and Sewer Renewal and Extension Fund. (Recommendation: Award)

#### **11. Water Resources/Rebecca Shelton**

**2026-1113 Approval** of Change Order No. 2 Final BL069-23, Little Suwanee Creek Pump Station, decreasing the contract by \$456,100.46. The contract amount will change from \$14,498,400.00 to \$14,042,299.54.

**2026-1121 Approval** to renew BL076-25, purchase of fire hydrants and fire hydrant repair parts on an annual contract (October 4, 2026 through October 3, 2027), with Consolidated Pipe & Supply Company, Inc.; Ferguson Enterprises, LLC dba Ferguson Waterworks; and United Supply International, Inc. dba Utilities Supply, Inc., amount not to exceed \$450,000.00. (Recommendation: Approval)

**2026-1134 Approval** of Change Order No. 2 Final to BL084-24, Pond Road and Berkeley Hills area water main replacement with The Dickerson Group, Inc., increasing the contract by \$132,130.18. The contract amount is adjusted from \$3,379,460.00 to \$3,511,590.18.

**VII. New Business**

**1. Support Services/Ron Adderley**

**2026-1137 Approval** of Change Order No. 2 to BL109-24 Bill Atkinson Animal Welfare Renovation with Place Services, Inc., increasing the contract amount by \$5,627,019.60 and extending the contract completion time by 373 days. The contract amount is adjusted from \$4,457,500.00 to \$10,084,519.60.

**VIII. Comments from Audience**

**IX. Adjournment**

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# Exhibit J

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# DeKalb County Government

178 Sams Street  
Decatur, GA 30030

## Minutes - Draft

### OPS-County Operations Committee

*Commissioner Mereda Davis Johnson(Chairperson)*

*Commissioner Robert Patrick*

*Commissioner LaDena Bolton*

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Thursday, September 10, 2026

1:00 PM

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Meeting Started At: 1:00 PM

Attendees: Commissioners Davis Johnson Patrick Bolton Terry and Long Spears.

**Present**      3 - Commissioner Mereda Davis Johnson, Commissioner Robert Patrick, and Commissioner LaDena Bolton

#### I. MINUTES

**2026-0374**      Commission District(s): All Districts  
Minutes for the August 18, 2026 County Operations (OPS)  
Committee Meeting;  
**MOTION was made by Robert Patrick, seconded by Mereda Davis Johnson, that this agenda item be Approved. The motion carried by the following vote:**

**Yes:** 2 - Commissioner Davis Johnson, and Commissioner Patrick

**Not Present:** 1 - Commissioner Bolton

*New Agenda Items:*

#### II. AGENDA ITEM

Chief Executive Officer

- 2026-1315 Commission District(s): All Commission Districts  
Approval of Amendment No. 2 to Contract No. 2000186 Operational and Performance Assessment Services (Purchasing Policy Exemption):  
Awarded to Mauldin & Jenkins, LLC. Amount Not to Exceed:  
\$182,420.00.

Item assigned to PECS at COW.

#### Facilities Management

- 2026-1149 Commission District(s): 3  
CO - Change Order No. 1 to Contract Nos.: 2000310 & 2000312  
On-Call Pressure Washing for County Parks (Annual Contract with 2 Options to Renew). For use by Recreation, Parks, and Cultural Affairs (RPCA), Facilities Management (FM), Fire Rescue (FR), and the Department of Watershed Management (DWM) to obtain on-call painting and pressure washing services. Seeking increase in contract funds. Awarded to A&D Painting Inc. and Facility Maintenance & Services Group LLC: Total Amount Not To Exceed: \$1,850,000.00.

**MOTION was made by Robert Patrick, seconded by LaDena Bolton, that this agenda item be Recommended for approval. to the Board of Commissioners, due back on 9/15/2026. The motion carried by the following vote:**

**Yes: 3 - Commissioner Davis Johnson, Commissioner Patrick, and Commissioner Bolton**

*RP: Is there a timeline? Or is that a PWI question?*

*ZW: Requests that we ask Dir. Wells in PWI.*

*TT: Does Beautification have a separate contract?*

*ZW: Will have to check if there is a contract in beautification.*

*TT: Some public concrete gets dirty and moldy which contract would it be under. Could it be a part of this contract?RP:*

*There are a lot of retaining walls in D1 that get a lot of graffiti, could this contract handle those as well?*

*TT: Can we come back with options for other public structures?*

*ZW: We are putting together a cross departmental team to address issues like that and will be happy to come back on that issue.*

*LB: Requests that the department work to evaluate the county's buildings and their need for pressure washing and painting to reduce blight.*

[2026-1323](#)

Commission District(s): All

CO - Change Order No. 6 to Contract No. 1297570 On-Call Plumbing Services (Annual Contract with 2 Options to Renew). For use by the Department of Facilities Management (FM), Recreation, Parks and Cultural Affairs (RPCA), Fire Rescue (FR), Watershed Management (DWM) and Community Development (CD) to obtain the repair, replacement, maintenance, and installation of plumbing fixtures at County-owned facilities. Seeking increase in contract funds and scope of work to provide building performance assessment audits. Awarded to: J2 Connect, Inc. Amount Not to Exceed: \$1,269,307.00

**MOTION was made by LaDena Bolton, seconded by Robert Patrick, that this agenda item be Recommended for approval. to the Board of Commissioners, due back on 9/15/2026. The motion carried by the following vote:**

**Yes: 3 - Commissioner Davis Johnson, Commissioner Patrick, and Commissioner Bolton**

No additional information requested.

#### Innovation & Technology

[2026-1198](#)

Commission District(s): All

CO - Change Order No. 1 to Contract No. 2000149 Fuelmaster Software and Hardware Upgrade (Multiyear Contract) [Sole Source]. For use by the Department of Innovation and Technology (DoIT) to obtain maintenance services to the existing Fuelmaster System. Seeking increase in contract funds and term through December 31, 2030. Awarded to Syntech Systems, Inc.: Amount Not To Exceed: \$266,286.00.

**MOTION was made by LaDena Bolton, seconded by Robert Patrick, that this agenda item be Recommended for approval. to the Board of Commissioners, due back on 9/15/2026. The motion carried by the following vote:**

**Yes: 3 - Commissioner Davis Johnson, Commissioner Patrick, and Commissioner Bolton**

No additional information requested.

#### Voter Registration & Elections

[2026-1238](#)

Commission District(s): ALL

LB - Invitation 2026-065-ITB Ballot Printing and Absentee Ballot Printing and Mailing Services (Annual Contract with 4 Options to Renew). For use by Voter Registration & Elections to obtain emergency and provisional ballot printing, and absentee by mail ballots services. Recommend award to the lowest responsive and responsible bidders: The Tattnall Journal, Inc. dba Tattnall Ballot Solutions and Fort Orange Press, Inc. Total Amount Not To Exceed: \$121,297.50.

**MOTION was made by Robert Patrick, seconded by LaDena Bolton, that this agenda item be Recommended for approval. to the Board of Commissioners, due back on 9/15/2026. The motion carried by the following vote:**

**Yes: 3 - Commissioner Davis Johnson, Commissioner Patrick, and Commissioner Bolton**

No additional information requested.

### III. STATUS UPDATE

PDK Air Quality & Noise Study

RP: What do you mean by negligible air quality changes can you give a percentage of how much more, and what are some ways we can address that?

By negligible we mean that the increase is very minor, less than 2% of the NACS. Re strategies, there are a couple of things be done but the airport has some restrictions on what airplanes can be let in. taxing, locations of gates.

RP: There has been some conversation about data centers, have you ever done anything around data centers? Can we look into that Mr. Williams?

LB: Why was 2018 used as the base year?

That was part of the scope, the base is just the makeup of the current jets coming to the airport.

LB: under air quality how did you study the identification of any human health risks, based on data or modeling? Modeling, using a tiered system with conservative assumptions on different materials we used a standard analysis from California which generally has a stricter standard.

LB: Re air quality standards are the comparisons to what the air quality standard would have been in 2018?

We looked at the difference of what would be with and without the 2040 masterplan to make the comparison.

LB: Are you saying that its less than two percent for both light and heavy aircrafts?

Yes, we did comparisons based on fleet mix changes, weight categories to see if there would be changes in the concentrations same with noise.

LB: Re air quality emissions and concentrations, What is the percent increase for light and heavy aircraft when taxi times vary?

14% but i do not know what the breakdown between light and heavy.

LB: Does it dissipate swiftly?

It depends on the chemical and concentration.

TT: In the noise portion, is it ten parcels that now or in the next 25 years will be in the 65 dbL range, any house that is now or in the future over the 65dbL contour would be eligible for noise mitigation assistance?

How much do we have in our noise abatement fund?

HH: we do not have a fund because we do not have any homes that qualify, but we may in the future.

TT: When doing the study did you assume any growth in the electric vertical take off and landing?

No it was not part of this study.

TT: Have you done any projections on noise and pollution levels if aircraft were replaced with electric aircraft.

Minimal effect on the cumulative because of range of aircraft.

TT: Is it possible for CRO Millagro to meet with Dir. Hines to address future technology needs at the airport?

## 2027 Legislative Agenda

RP: Can we make it a top 6, with annexation.

MDJ: Comments on annexation.

LB: Can this be a regional approach item?

DB: Yes ma'am.

MLS: Comments on process.

Staff will develop an agenda item to bring back to committee for consideration.

## IV. DISCUSSION

### Charter Review Recommendations

#### 2025-1577

Commission District(s): All Commission Districts  
Resolution of the DeKalb County Governing Authority Regarding the  
Charter Review Commission's Report and Recommended Changes to  
the Organizational Act

**This agenda item was Recommended holding in committee to the  
Board of Commissioners due back on 9/15/2026 .**

Item not discussed in committee.

Meeting Concluded At: 2:17 PM

**MOTION was made by LaDena Bolton, seconded by Robert Patrick, that this agenda item be Adjourned meeting. The motion carried by the following vote:**

**Yes: 3 - Commissioner Davis Johnson, Commissioner Patrick, and Commissioner Bolton**

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Barbara H. Sanders-Norwood CCC, CMC

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# Exhibit K

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# N.Y. state Board of Elections investigating some voters receiving late ballots

PHOTO NEWS [spectrumlocalnews.com/nys/central-ny/news/2026/10/22/some-voters-receive-late-ballots](https://spectrumlocalnews.com/nys/central-ny/news/2026/10/22/some-voters-receive-late-ballots)

Wendy Wright

October 22, 2026



PUBLISHED 3:58 PM ET Oct. 22, 2026 PUBLISHED 3:58 PM EDT Oct. 22, 2026

The United States Postal Service is kicking into high gear as it prepares to process the early and absentee ballots.

This comes as some voters are receiving those ballots later than normal.

The U.S. Postal Inspection Service and United States Postal Service say they are committed to the security and sanctity of all mail, including ballots.

For some, though, just getting their hands on the ballot to fill out has become an issue.

“We send our voter file out to a vendor,” said Republican Monroe County Board of Elections Commissioner Peter Elder. “The vendor had, believe it or not, an envelope issue which did slow down the ballots as they went out.”

“It’s the very first large wave that we send, and there was a little bit of a backlog in regards to the envelopes that were available to get everything out,” said Democratic Monroe County Board of Elections Commissioner Jackie Ortiz.

That issue prevented some ballots from reaching voters.

The New York State Board of Elections says it is aware of the issue with the vendor, stating, “We are still investigating and NYSBOE is coordinating with local boards of elections to ensure that all ballots are delivered timely regardless of any external vendor issues.”

That vendor is Fort Orange Press, located in Albany.

On its website, Fort Orange Press says it’s a partner to state boards of elections and is one of the nation’s leading ballot printing and mailing experts.

The postal service says any ballot that lands in the mail will get where it needs to be swiftly. Adding, “In the final weeks of the election season, USPS also implements extraordinary measures to swiftly move ballot mail that is entered close to when it must be received by the local election office. This year, extraordinary measures begin Saturday, Oct. 24.”

“So even though they got a little later, people are and have been still getting them back out to us,” said Elder.

“Certainly, we would have liked them to get it out sooner,” said Ortiz. “But, you know, unfortunately, when everyone’s requesting these across the state and you’re a vendor for multiple counties, things potentially happen.”

The state BOE says that each county selects its own vendors.

Several vendors are used by the state’s 62 counties.

And some boards print their own ballot material.

“I know a little bit about it because my father-in-law votes for absentee ballot,” said Rep. Joe Morelle, adding, “I am paying attention to it and have been involved in a number of conversations about it. But I think you’re starting to see a pickup of more people voting by mail. So, you know, you got to get this right, got to get it right.”

Important dates for early voters:

The ballot must be postmarked by Nov. 3 and must be received by the County Board of Elections no later than Nov. 10.

You can bring it to an early voting poll site in your county between Oct. 24 and Nov. 1.

Or on Election Day, you can drop it off at your county board of elections office or a poll site in your county before 9 pm.

*Spectrum News 1* has reached out to Fort Orange Press seeking more information and is still waiting to hear back.

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# Exhibit L

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# Monroe County Mail Ballots Delayed by Envelope Shortage, State Now Investigating

[hoodline.com/2026/10/monroe-county-mail-ballots-delayed-by-envelope-shortage-state-now-investigating](https://hoodline.com/2026/10/monroe-county-mail-ballots-delayed-by-envelope-shortage-state-now-investigating)

Julia Ramos

October 23, 2026



Source: [Tiffany Tertipes](#) / [Unsplash](#)

Some Monroe County voters who requested mail-in ballots for next month's general election still had not received them after the county's printing and mailing vendor ran short of the correct envelopes, delaying one wave of mailings before the backlog was cleared. The New York State Board of Elections is now looking into the matter, even as county officials say the bulk of the roughly 18,000 local mail voters were never affected.

## What Went Wrong With the Mailing

According to [whec.com](https://whec.com), Monroe County election commissioners said the vendor simply did not have enough of the correct envelopes on hand, which held up one batch of mailings. Roughly 7,000 ballots were caught in that delayed batch, though officials noted some of those had already gone out before the holdup was discovered. The rest, they said, have since been mailed. The delay touched multiple ZIP codes and voters across party lines, the outlet reported.

The vendor behind the snag is Fort Orange Press, an Albany-based printing and mailing company that describes itself on its own website as a partner to state boards of elections and one of the nation's leading ballot printing and mailing experts, per the seed reporting from [Spectrum News 1](#). The outlet said it had reached out to Fort Orange Press for more information and was awaiting a response. The New York State Board of Elections said it is aware of the vendor issue and coordinates with local boards to try to ensure timely ballot delivery despite problems originating outside their own offices, the station reported. The state board also noted that each of New York's 62 counties selects its own vendor, and some county boards print their ballot material in-house rather than contracting it out.

## County Commissioners Respond

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Jackie Ortiz, the Democratic commissioner of the [Monroe County Board of Elections](#), said she would have preferred the ballots be mailed sooner, according to the Spectrum News 1 report. Ortiz also said vendors serving multiple counties can run into trouble when large numbers of voters request ballots around the same time. Peter Elder, the Republican commissioner, said voters have continued returning their ballots despite the late arrival, per the same station's reporting.

Monroe County voters do have options if a mail ballot still has not arrived. The county's report on rochesterfirst.com noted that voters can drop off a mail-in ballot directly at the Board of Elections office, where staff said they are happy to process it on the spot. On Election Day itself, the county will operate 210 locations with drop boxes monitored by election inspectors, and voters may also deliver ballots to their county Board of Elections office or a poll site before 9 p.m. Between Oct. 24 and Nov. 1, voters can likewise bring ballots to an early voting poll site in their county.

## Deadlines and the Postal Service Response

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Completed ballots must be postmarked by Nov. 3 and received by the county Board of Elections no later than Nov. 10, according to the seed reporting. The U.S. Postal Service said it is beginning to prepare for processing early and absentee ballots, and it told Spectrum News 1 that ballots entering the mail will be delivered swiftly, with extraordinary measures to move Election Mail kicking in starting Saturday, Oct. 24. Both the Postal Service and the U.S. Postal Inspection Service said they remain committed to the security and sanctity of all mail, including ballots.

Separately, the Postal Service's own election mail guidance recommends that voters not using military or overseas ballots mail their completed ballot before Election Day and at

least a week ahead of the receipt deadline, according to [about.usps.com](https://about.usps.com). The agency says it handles completed ballot mail as First-Class Mail unless a voter pays for a premium service, and it tries to ensure every returned ballot gets a postmark.

## **A Vendor With a Recent Track Record Elsewhere**

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Fort Orange Press has drawn scrutiny beyond Monroe County this election cycle. In Bradford County, Pennsylvania, officials said the company had printed and assembled mail ballot packets on time and placed them in a secure mail loading area by Sept. 25, but had not actually mailed them, according to [weny.com](https://www.weny.com). County officials there demanded the packets be sent, and Fort Orange Press began mailing them that Friday. Bradford County said the ballots remained secure and were not compromised throughout the delay, though the reason the packets were not mailed on schedule had not been determined. Officials there added that the Fort Orange Press contract was in its first year, and they may reconsider the vendor relationship going forward.

New York's upstate ballot-printing industry has faced similar questions before. Phoenix Graphics, a Rochester-area firm, was responsible for sending mislabeled absentee ballot envelopes to thousands of Brooklyn voters ahead of the 2020 presidential election, after New York City's Board of Elections awarded it a \$4.6 million no-bid contract, according to [the.cityreporter.nyc](https://the.cityreporter.nyc). Fort Orange Press itself held a separate \$6 million contract that year to print and distribute absentee ballots in Manhattan, Staten Island and The Bronx, where voters did not report similar issues at the time, the outlet noted.

For now, Monroe County voters who have not received a requested mail ballot can still vote using the drop-off, early-voting, and Election Day options outlined by local officials, with the Nov. 3 and Nov. 10 deadlines standing as the key dates to track.

# Exhibit M

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[https://www.thedailyreview.com/news/local/bradford-county-to-subpoena-vendor-to-find-out-why-it-delayed-sending-out-mail-in/article\\_5ee5d19b-a10c-460b-ba99-90ff0f5e19a7.html](https://www.thedailyreview.com/news/local/bradford-county-to-subpoena-vendor-to-find-out-why-it-delayed-sending-out-mail-in/article_5ee5d19b-a10c-460b-ba99-90ff0f5e19a7.html)

FEATURED

## Bradford County to subpoena vendor to find out why it delayed sending out mail-in ballots

By JAMES LOEWENSTEIN Senior Staff Writer  
Oct 9, 2026



Bradford County Commissioner Zachary Gates, center, talks about Fort Orange Press' delay in sending out ballot packets to 3,000 Bradford County voters. At left is Commissioner Daryl Miller, and at right is Chief County Clerk Michelle Shedden.

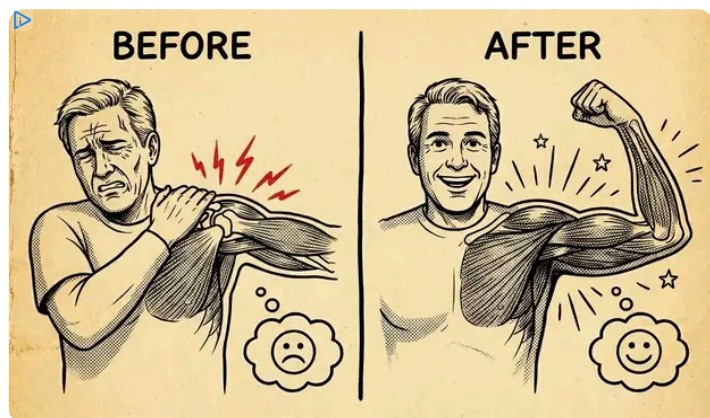
JAMES LOEWENSTEIN/Senior Staff Writer

**TOWANDA —** The Bradford County commissioners voted Thursday to authorize a subpoena to Fort Orange Press Inc. as they seek answers about why 3,000 mail-in ballots were sent to county voters a week later than expected.

The county contracted with Fort Orange Press earlier this year to print its ballots.

Commissioner Zachary Gates said Fort Orange had told county officials it would mail ballot packets to 3,000 voters Sept. 25, but they were not sent until a week later.

County Elections Director Renee Smithkors had informed voters when they could expect their ballots. When the packets did not arrive, voters began contacting her to ask about the delay, county officials said.



RejuvaCare

## Why Your Rotator Cuff Won't Heal (What Most Doctors Miss)

Smithkors then contacted Fort Orange and directed the company to mail the ballots immediately. The ballots were mailed Friday, Oct. 2, according to county officials.

Commissioners said Bradford County voters have since begun receiving them.

Gates said county officials have not received a satisfactory explanation from Fort Orange about why the ballots were not mailed as scheduled.

“So I think there is some need for an additional amount of investigation” into what caused the delay, Gates said. Commissioners want to determine whether it resulted from human error, a problem in the packet-preparation process or another cause.

The subpoena is intended to require the company to provide additional information about the delay.

Gates said it has not yet been determined whether the subpoena will seek documents, testimony or both. The county solicitor will help prepare it.

Commissioners said they have not decided whether the county will terminate its contract with Fort Orange Press.

“I was very upset” by the company’s failure to mail the ballots as scheduled, Gates said. “Hopefully we can get to the bottom” of what happened.

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Connect with James: 570-265-2151 Ext. 1639;jamesl@thedailyreview.com

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JamesL

# Exhibit N

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# Two weeks out, a steady drumbeat of ballot returns

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 worldjournalnewspaper.com/two-weeks-out-a-steady-drumbeat-of-ballot-returns

Mark Admin

October 22, 2026

by **Mark Craddock**

**DENVER** — Mail ballots began arriving on Huerfano County voters' doorsteps late last week, but already 582 of those ballots have been cast as of Oct. 19, according to the Colorado Secretary of State's daily updates.

That's about 10% of the county's roughly 5,548 registered voters.

Several Huerfano County voters expressed concern last week that they had not yet received their ballots, which were supposed to have been mailed Oct. 2. But a delay with the county's ballot vendor, Fort Orange Press in Albany, New York, postponed the mailing by several days.

The county clerk's office confirmed last Tuesday, Oct. 13, that the ballots had arrived at post offices in Huerfano County. And it seems many citizens were anxious to vote.

In Las Animas County, 1,830 ballots had been returned as of Oct. 19, just under 18% of the county's roughly 10,354 registered voters.

Statewide, the SOS reports that 509,364 ballots had been returned by end of day Oct. 19, just under 13% of the state's roughly 3,990,911 voters.

Voter registration numbers are particularly difficult to accurately nail down, because citizens can register to vote through Election day, Nov. 3.

But the SOS' first ballot-return report, which will be published daily for the final two weeks leading up to Election Day, seems to portend a high voter turnout.

By comparison, in the 2024 presidential election, Coloradans had cast 882,395 according to SOS numbers published 11 days out from Election Day.

On this year's calendar, that will be tomorrow, Oct. 23. That report will give a more direct comparison regarding voter activity.

Among those who have cast ballots statewide this year, 210,525 (41.33%) are unaffiliated; 169,977 (33.37%) are registered Democrats; and 123,197 (24.19%) are

registered Republicans.

Parsed by demographics, the largest voting block so far is unaffiliated voters between ages 65 and 74. The second-largest is Democratic voters ages 65-74. The third is Democrats age 75 and older.

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# Exhibit O

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# Some Chatham County voters may receive two absentee ballots after mail delays, officials say

**wtoc.com/2025/10/24/some-chatham-county-voters-may-receive-two-absentee-ballots-after-mail-delays-officials-say**

Christopher Teuton

October 24, 2025



Published: Oct. 24, 2025 at 10:46 AM EDT|Updated: Oct. 24, 2025 at 3:48 PM EDT  
CHATHAM COUNTY, Ga. (WTOC) - Some voters in Chatham County who requested absentee ballots may end up with more than one, according to the Chatham County Board of Registrars.

In a press release WTOC just received, the Board announced that the Voter Registration Office has been made aware that some people have not yet obtained their absentee ballots, despite them having been mailed out on October 15, 2025.

“These ballots were mailed by the third-party printing vendor and entered into the U.S. Postal Service (USPS) system on that date,” the release states.

“Our office is actively working with the U.S. Postal Service to ensure the delivery of the affected ballots,” it continues. “To ensure that every voter receives a ballot in a timely manner, a second ballot was mailed to all affected voters on October 22, 2025.”

Because there are still Chatham County absentee ballots presumably in the mail yet to be delivered, the release then offers the following warning:

**“Our office takes this opportunity to emphasize that the State of Georgia ballot tracking system only allows one vote to be cast for each voter, so any voters who receive more than one ballot should only complete and return one ballot.”**

For questions or to confirm your ballot status, you can contact the Chatham County Voter Registration Office at 912-790-1520 or email [voter@chathamcounty.org](mailto:voter@chathamcounty.org).

“We appreciate your patience and understanding as we work to ensure that every voter has the opportunity to cast their ballot securely and on time,” the release ends.

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# Exhibit P

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## **AFFIDAVIT OF MICHAEL OLARIBIGBE**

1. My name is Michael Olaribigbe. I am over the age of 18 and fully competent to sign this affidavit. I declare the following based upon my personal knowledge:

2. I am registered to vote in Cobb County, Georgia. I have been a registered Georgia voter since 2018.

3. I applied for an absentee ballot for the upcoming 2026 general election because of professional obligations in New York. I work as an actor on Broadway and am currently performing in New York City. My profession requires me to stay in New York (and travel to performances in, for example, Nevada) for several months, including the months leading up to and including Election Day. For these reasons, I am unable to be home in Georgia to vote in person in the election.

4. I requested my absentee ballot online on October 5, 2026. I believed that was sufficient time to request, receive, complete, and submit my absentee ballot to have it counted for the November 3, 2026 election.

5. According to the My Voter Page website, my ballot was “issued” on October 9, 2026.

6. But, as of October 26, 2026, I have not received my absentee ballot.

7. I am unable to return to Georgia in the next eight days to cast my vote in person for the professional reasons stated above—the same reasons I requested an absentee ballot in the first place.

8. Even if I received my ballot tomorrow, I do not know how I could return the ballot by the November 3, 2026 deadline. Because I cannot return to Georgia, I cannot hand-deliver my ballot or return it to a drop box location. My only option is to return my ballot by mail, and I don't know how I would return my ballot in time unless I incur the additional expense of express mail.

9. Despite my best efforts to vote in the upcoming election, I am very concerned that my vote will not be counted.

10. I attest to the best of my knowledge that all facts and allegations in the Complaint are true and accurate.

I declare under penalty of perjury that foregoing is true and correct.

Executed on October <sup>October</sup> 26th ✓, 2026.

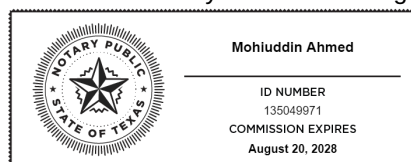
Michael Olaribigbe

Michael Olaribigbe

State of Texas  
County of Collin

This instrument was acknowledged before me by means of an interactive two-way audio and video communication on 10/26/2026 by Michael Olaribigbe.

Mohiuddin Ahmed



Electronically signed and notarized online using the Proof platform.

**IN THE SUPERIOR COURT OF COBB COUNTY  
STATE OF GEORGIA**

MICHAEL OLARIBIGBE, on behalf of  
himself and all others similarly situated,

Plaintiff,

v.

LEIGH PHILLIPS, Director of the Cobb  
County Board of Elections and Registration  
in her individual capacity, and JENNIFER  
MOSBACHER, STACY EFRAT,  
REGINALD TURNER, KENDALL  
WATKINS, and DEBBIE FISHER,  
members of the Cobb County Board of  
Elections and Registration in their  
individual capacities,

Defendants.

CIVIL ACTION NO.

**EMERGENCY RELIEF  
REQUESTED**

**CERTIFICATE OF SERVICE**

I hereby certify that on the 27th day of October, 2026 a true and correct copy of the foregoing was electronically filed with the Court using the Court's electronic filing system, which will provide notice and service to all counsel of record. I further certify that I provided a copy of all pleadings filed in this case to Defendants at their publicly available electronic mail addresses:

Leigh Phillips leigh.phillips@cobbcounty.org

Stacy Efrat stacy.efrat@cobbcounty.org

Debbie Fisher debbie.fisher@cobbcounty.org

Jennifer Mosbacher jennifer.mosbacher@cobbcounty.org

Reginald Turner reginald.turner@cobbcounty.gov

Kendall Watkins kendall.watkins@cobbcounty.gov

Dated: October 27, 2026

**/s/ Adam M. Sparks**

Adam M. Sparks

*Counsel for Plaintiff*

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