

1 district but...

2 COMMISSION MEMBER T. JOHN: I'm fine.

3 VICE CHAIR A. LONG: Do you think that
4 would work?

5 MS. R. AMARO: And the Feds are going to be
6 there, too. There will be a lot of people
7 running in and out.

8 VICE CHAIR A. LONG: People watching our
9 voting.

10 MS. R. AMARO: No. no, (indiscernible.)

11 MS. A. GOLDMAN-RODRIQUEZ: There'll be more
12 people voting.

13 COMMISSION MEMBER T. JOHN: I guess it
14 would seem to me that the one thing that
15 the -- I'm not sure it has to be a part of this
16 but we need to make sure there's some reasonable
17 time length, that a team can be someplace within
18 15 minutes.

19 MS. R. AMARO: Yeah -- I mean, they can.

20 MS. A. GOLDMAN-RODRIQUEZ: They can
21 (indiscernible).

22 MS. R. AMARO: Because the city is only
23 12-miles.

24 COMMISSION MEMBER T. JOHN: I mean, I --
25 I -- I think as long as you have that, six is

1 probably enough.

2 CHAIRMAN B. BURDICK: How about this for
3 No. 1, the Chair and the Vice Chair shall
4 individually name at least six persons each
5 trained in Indiana election laws to serve as
6 agents?

7 VICE CHAIR A. LONG: How about trained or
8 to be trained? I don't about five or six people
9 but --

10 CHAIRMAN B. BURDICK: That's fine.

11 VICE CHAIR A. LONG: But 12 people...

12 CHAIRMAN B. BURDICK: I'll accept that
13 friendly amendment.

14 VICE CHAIR A. LONG: Preferably attorneys
15 that would be nice, but I wouldn't...

16 CHAIRMAN B. BURDICK: I'll accept or to be
17 trained.

18 VICE CHAIR A. LONG: We don't have to amend
19 that.

20 CHAIRMAN B. BURDICK: How's that?

21 VICE CHAIR A. LONG: Yeah, yeah, that's...

22 CHAIRMAN B. BURDICK: So now it reads the
23 Chair and the Vice Chair shall individually name
24 at least six persons each trained or to be
25 trained -- comma, or to be trained, comma, in

1 election law. That's a motion.

2 COMMISSION MEMBER B. MORGAN: Second.

3 VICE CHAIR A. LONG: Second, I'm sorry.

4 CHAIRMAN B. BURDICK: Any discussion?

5 (No response.)

6 CHAIRMAN B. BURDICK: All those in favor

7 signify by saying aye?

8 THE COMMISSION: Aye.

9 CHAIRMAN B. BURDICK: Opposed?

10 (No response.)

11 CHAIRMAN B. BURDICK: Motion carries.

12 VICE CHAIR A. LONG: Did I -- didn't we

13 already take out the...

14 CHAIRMAN B. BURDICK: Yeah, we got that one

15 covered.

16 VICE CHAIR A. LONG: The rest of that page

17 is all right with me. No. 8 is --

18 CHAIRMAN B. BURDICK: We're at the top of

19 Page 10?

20 VICE CHAIR A. LONG: Yeah, top of Page 10.

21 The agents document that the poll clerks require

22 each voter to write the information. That's not

23 required, if you have somebody who's not able to

24 write. That's -- I don't think this section --

25 this section is -- I think there's a provision

1 in the 3-10-1-24, (indiscernible), that they can
2 receive assistance -- they can mark with an X
3 and then it's witnessed by one or two of the
4 poll clerks.

5 COMMISSION MEMBER B. MORGAN: Indiscernible.

6 VICE CHAIR A. LONG: And -- but it doesn't
7 say specifically, but it would seem if they can
8 write their name, they probably can't write
9 their address.

10 MR. D. SIMMONS: We refer to 9, though,
11 which makes allowances for assistance with
12 disabilities right after that and refers to
13 3-10-1-24(c).

14 VICE CHAIR A. LONG: Does that cover that?

15 CHAIRMAN B. BURDICK: It does.

16 VICE CHAIR A. LONG: Okay.

17 MS. K. ROBERTSON: Subsection C is.

18 CHAIRMAN B. BURDICK: I mean, is there
19 something you're concerned about.

20 VICE CHAIR A. LONG: C only allows them to
21 sign. That only -- that only negates the
22 signing, and if you read it that close...

23 MS. K. ROBERTSON: You all know the
24 addresses on the...

25 MS. R. AMARO: On the poll book -- yes,

1 it's on the poll book.

2 CHAIRMAN B. BURDICK: Yeah, the only thing
3 that...

4 MS. K. ROBERTSON: Can you confirm that?

5 VICE CHAIR A. LONG: What if it's -- what
6 if there's a change, still in the precinct?

7 MS. A. GOLDMAN-RODRIQUEZ: (Indiscernible).

8 MS. R. AMARO: A change in the address,
9 then it's -- it's still...

10 MR. D. SIMMONS: Well, you do a BRG.

11 MS. R. AMARO: It's still in the poll book.
12 You would change your address -- I mean, you're
13 in the same precinct, you can vote there.

14 COMMISSION MEMBER T. JOHN: Yeah.

15 MS. K. ROBERTSON: Yeah, right.

16 MS. A. GOLDMAN-RODRIQUEZ: You just write
17 it on there, yeah.

18 MS. R. AMARO: Right.

19 MS. A. GOLDMAN-RODRIQUEZ: And another one,
20 it's already printed on it.

21 VICE CHAIR A. LONG: If I can't write?

22 MS. R. AMARO: If you can't write --

23 VICE CHAIR A. LONG: You write it for me.

24 MS. R. AMARO: -- and I write it for you, I
25 believe that there's an affidavit that the

1 inspector has that can be signed by the
2 inspector and by the person voting or X by the
3 person voting. It gives them permission.

4 COMMISSION MEMBER B. MORGAN: Even if you
5 moved out of the precinct, you still can vote.

6 MS. R. AMARO: (Indiscernible.)

7 COMMISSION MEMBER B. MORGAN: Indiscernible.

8 MS. R. AMARO: Yeah, but they don't allow
9 that issue anymore. They tell you you can't
10 vote.

11 MS. A. GOLDMAN-RODRIQUEZ: Now there's
12 PRE-3, is the assistance form, if someone needs
13 assistance, they can fill out that. It doesn't
14 need (indiscernible).

15 VICE CHAIR A. LONG: That's the systems
16 that voted; right?

17 MS. A. GOLDMAN-RODRIQUEZ: (Indiscernible.)

18 VICE CHAIR A. LONG: My only concern is the
19 way this is written.

20 COMMISSION MEMBER T. JOHN: But the voting
21 process starts is kind of an issue?

22 MS. A. GOLDMAN-RODRIQUEZ: Yes.

23 VICE CHAIR A. LONG: I appreciate that, but
24 this provides each poll clerk, requires each
25 voter to write the information in, and I don't

1 think that that's -- that is not -- well, it
2 says that, doesn't it?

3 MS. A. GOLDMAN-RODRIQUEZ: Well, but in --
4 in Lake County they have the address totally,
5 it's preprinted on, and all you're doing is
6 confirming that that's their address.

7 VICE CHAIR A. LONG: Kristi, are you
8 comfortable (indiscernible). I was...

9 CHAIRMAN B. BURDICK: Right, but the law
10 still requires until 2006 that the voter write
11 their residence address on. They can have
12 assistance on the 3-11-9, that's correct.

13 VICE CHAIR A. LONG: 3-11-9?

14 CHAIRMAN B. BURDICK: Yes, sir.

15 MR. D. SIMMONS: Yeah, I think we all --
16 3-11-9 as allowing -- it does say voting and
17 this is part of voting. I think we all read
18 3-11-9 as allowing that system.

19 COMMISSION MEMBER T. JOHN: I mean, do we
20 want to put a reference in 8, 3-11-9; would that
21 make it you more comfortable?

22 VICE CHAIR A. LONG: Yeah, that would --
23 yeah, I agree -- I mean, I -- so write...

24 COMMISSION MEMBER T. JOHN: I'll propose,
25 Commissioner, that after IC 3-10-1-24(a), or

1 with assistance provided pursuant to Indiana
2 Code 3-11-9?

3 VICE CHAIR A. LONG: Yep. And who's doing
4 the scribing? Who's making these changes?

5 COMMISSION MEMBER T. JOHN: I think we're
6 all doing it.

7 VICE CHAIR A. LONG: Okay. All right. So
8 the motion is that after 27(a), comma, then we
9 add -- go ahead, Tom.

10 COMMISSION MEMBER T. JOHN: Or with the
11 assistance pursuant to IC 3-11-9, comma.

12 VICE CHAIR A. LONG: I'll second that.
13 Those all in favor, signify by saying aye?

14 THE COMMISSION: Aye.

15 CHAIRMAN B. BURDICK: (Indiscernible).

16 VICE CHAIR A. LONG: Do you want me to
17 change it, too?

18 CHAIRMAN B. BURDICK: (Indiscernible).

19 COMMISSION MEMBER T. JOHN: So that
20 occurred; right?

21 CHAIRMAN B. BURDICK: Yep, 3-0.

22 (End of Tape.)

23 VICE CHAIR A. LONG: So we change that at
24 the end. We're up through 8, we finished 8, and
25 then I don't have any comments to 9, 10, 11, 12,

1 13, 14 -- what's a party cards -- No. 15 there,
2 the agents document the use of party cards, to
3 reconcile with number of names on poll?

4 COMMISSION MEMBER T. JOHN: When you go to
5 a machine, it gives you a -- a card, and that's
6 at No...

7 VICE CHAIR A. LONG: Oh, okay.

8 CHAIRMAN B. BURDICK: Typically, you'd
9 have...

10 MR. D. SIMMONS: (Indiscernible).

11 VICE CHAIR A. LONG: We don't use that
12 system. We got -- we still got the
13 (indiscernible). So if I come in to vote, I get
14 a party card?

15 UNIDENTIFIED SPEAKER: You declare -- yeah,
16 when you go in to sign it.

17 VICE CHAIR A. LONG: And I get a card?

18 UNIDENTIFIED SPEAKER: They ask you what
19 party, and then you get a D or an R and then
20 take it to...

21 COMMISSION MEMBER B. MORGAN: Indiscernible
22 machine.

23 UNIDENTIFIED SPEAKER: Yeah.

24 VICE CHAIR A. LONG: But then I turn that
25 card in at the conclusion of my voting?

1 UNIDENTIFIED SPEAKER: No, you turn it in
2 when you're going to vote. When you come in --
3 you register. You sign the register. They ask
4 if you're a Democrat or Republican and you state
5 your party. You're given this little card. You
6 walk over, and as you walk to the machine,
7 they -- somebody is setting the machine and you
8 give them the card because then they'll know how
9 to set it.

10 VICE CHAIR A. LONG: Then -- okay, but
11 that's -- and that card is kept and --

12 UNIDENTIFIED SPEAKER: Yeah, that card is
13 kept.

14 VICE CHAIR A. LONG: -- that's the
15 reconciliation process?

16 UNIDENTIFIED SPEAKER: Yes.

17 VICE CHAIR A. LONG: Okay. I just didn't
18 understand.

19 CHAIRMAN B. BURDICK: You got it.

20 VICE CHAIR A. LONG: I thought maybe the
21 parties up there issue cards to people. I don't
22 have any changes on the rest of that page.

23 CHAIRMAN B. BURDICK: Okay.

24 VICE CHAIR A. LONG: I have written
25 somewhere, and I'm not for sure, on the next

1 page, I've written the word impound. Do you
2 have the authority to impound evidence of wrong
3 (indiscernible)?

4 COMMISSION MEMBER T. JOHN: Well, I think
5 Judge King has given us a lot of responsibility.
6 Some of its inferred.

7 VICE CHAIR A. LONG: I'm not for sure
8 that --

9 MS. K. ROBERTSON: Not ordinarily.

10 VICE CHAIR A. LONG: -- that it's something
11 to do with our people. If we got a team in the
12 field and somebody points out a violation...

13 COMMISSION MEMBER T. JOHN: (Indiscernible).

14 VICE CHAIR A. LONG: He said he didn't want
15 to talk to us. I notice that in his letter.

16 CHAIRMAN B. BURDICK: Well, we've insured
17 that it will be an appropriate communication --

18 VICE CHAIR A. LONG: Because we're getting.

19 CHAIRMAN B. BURDICK: -- for those of us
20 (indiscernible) or whatever.

21 VICE CHAIR A. LONG: Get his e-mail address
22 and we'll send him awake up call, but I think if
23 we -- if our agents in the field, we should
24 empower them -- right or wrong, if they see a
25 violation of the law that's tangible, that they

1 either secure it til we can get a better monitor
2 of law enforcement officer or somebody there so
3 that it does not disappear.

4 UNIDENTIFIED SPEAKER: It will.

5 VICE CHAIR A. LONG: That was my thought.
6 We may not have it, and this is the section that
7 I think that...

8 CHAIRMAN B. BURDICK: Well, maybe we add a
9 new 37 to deal with that. I've got a thought up
10 here by the way just in -- on 27, it's like the
11 fourth line down.

12 VICE CHAIR A. LONG: 27.

13 CHAIRMAN B. BURDICK: Document any breach
14 and order security at the polls, should we
15 document that and provide it to Distribution
16 List B?

17 COMMISSION MEMBER T. JOHN: Yeah.

18 CHAIRMAN B. BURDICK: And they at least
19 have a record of that documentation?

20 VICE CHAIR A. LONG: Yes. Yes.

21 CHAIRMAN B. BURDICK: After breach in
22 order, and after -- after the code cite put and
23 provide this documentation to Distribution List
24 B. And you want to do maybe a new 37?

25 VICE CHAIR A. LONG: Yes.

1 COMMISSION MEMBER T. JOHN: What are the
2 rights of the citizen in regard to a felony? I
3 would think it would actually be
4 (indiscernible).

5 VICE CHAIR A. LONG: They have a right to
6 arrest -- you have to right to arrest if a
7 felony is committed in your presence.

8 COMMISSION MEMBER T. JOHN: So I think
9 we're okay to then ask our people to
10 (indiscernible).

11 VICE CHAIR A. LONG: I don't know if we
12 want to order -- authorize them to arrest.

13 CHAIRMAN B. BURDICK: Well, not -- not
14 arrest, but I'm saying I think we'd be --
15 if you -- you can do that, --

16 VICE CHAIR A. LONG: Secure --

17 CHAIRMAN B. BURDICK: -- I think...

18 VICE CHAIR A. LONG: -- evidence to the who
19 agents are empowered, secure for delivery to law
20 enforcement officials any tangible evidence of
21 criminal wrongdoing that would come
22 (indiscernible).

23 COMMISSION MEMBER B. MORGAN: Second.

24 CHAIRMAN B. BURDICK: Distribution -- for
25 delivery of Distribution List B to law

1 enforcement in.

2 VICE CHAIR A. LONG: Law enforcement.

3 That's the one we've got up.

4 COMMISSION MEMBER T. JOHN: In that case,
5 it's law enforcement.

6 VICE CHAIR A. LONG: We just got to -- this
7 is evidence -- I mean, they're going to be
8 (indiscernible) one piece of that so they've got
9 to deliver it to -- maybe to the Indiana State
10 Police. I think -- and I'm got some thoughts on
11 some implementation, and one of them was that we
12 should request the superintendent of the State
13 Police to have a couple of detectives, State
14 Police detectives designated.

15 CHAIRMAN B. BURDICK: Detail to do this?

16 VICE CHAIR A. LONG: Detail so that they
17 can be notified and we've got -- and I think
18 that's a should be delivered to at this point
19 unless impounded by federal -- I don't want to
20 get into a jurisdictional dispute with these
21 guys.

22 CHAIRMAN B. BURDICK: The agents -- all
23 right, so let's make a new 37 here. The agents
24 are empowered to secure evidence for delivery to
25 law enforcement, comma, including the State --

1 Indiana State Police and federal...

2 VICE CHAIR A. LONG: And/or federal
3 election examiners. Well, they -- I don't think
4 they've got -- they're just overseers, aren't
5 they? I don't think they're -- they're not law
6 enforcement.

7 CHAIRMAN B. BURDICK: Let's just put the
8 State Police.

9 VICE CHAIR A. LONG: I think we just put
10 State Police.

11 CHAIRMAN B. BURDICK: To the Indiana State
12 Police.

13 COMMISSION MEMBER T. JOHN: I think a lot
14 of people are going to learn a lot of things
15 about this process.

16 CHAIRMAN B. BURDICK: State -- how about
17 State Police or something, make a notation for
18 federal authorities -- well, they'll show up
19 there.

20 VICE CHAIR A. LONG: They'll just...

21 COMMISSION MEMBER T. JOHN: It's the
22 principle.

23 VICE CHAIR A. LONG: What I just said
24 was...

25 CHAIRMAN B. BURDICK: The agents are

1 empowered -- what's your view, Brad? Do you
2 have got some language written down.

3 MR. B. KING: Just one that Commissioner
4 Long read off, I think. The authorized agents
5 are empowered to secure evidence for delivery to
6 law enforcement, including Indiana State Police,
7 comma, including any tangible evidence of
8 wrongdoing -- of criminal wrongdoing that comes
9 to the agent's attention.

10 CHAIRMAN B. BURDICK: Yeah, that's what I
11 have. I move what he said.

12 VICE CHAIR A. LONG: Second.

13 CHAIRMAN B. BURDICK: Okay. Any discussion
14 on that?

15 (No response.)

16 CHAIRMAN B. BURDICK: Hearing none, call
17 the question, all those in favor, signify by
18 saying aye?

19 THE COMMISSION: Aye.

20 VICE CHAIR A. LONG: I had one -- this
21 is --

22 CHAIRMAN B. BURDICK: I forgot -- we just
23 did the motion on my little addition up top of
24 27, by the way. I move that we add it in to 27
25 after the code site, the language, and provide

1 this documentation to Distribution List B.

2 VICE CHAIR A. LONG: I thought we --
3 second.

4 COMMISSION MEMBER B. MORGAN: Second.

5 CHAIRMAN B. BURDICK: Okay. Discussion?
6 (No response.)

7 CHAIRMAN B. BURDICK: Hearing none, call
8 the question, all those in favor, signify by
9 saying aye?

10 THE COMMISSION: Aye.

11 CHAIRMAN B. BURDICK: Opposed?
12 (No response.)

13 CHAIRMAN B. BURDICK: Okay.

14 VICE CHAIR A. LONG: This is the point that
15 I think we need to add, that Commissioner Morgan
16 had raised earlier, that the agents procure at
17 least one side per precinct.

18 COMMISSIONER B. MORGAN: Well, I think we
19 should at least (indiscernible).

20 VICE CHAIR A. LONG: Yes, that's what I
21 meant. I was going to say that. I think that
22 would be at least bilingual, proclaiming the
23 general election to the (indiscernible).

24 CHAIRMAN B. BURDICK: Yeah, I'm making a
25 list of those things outstanding so I'll make a

1 note here for discussion as we go through --
2 back to your suggestions, to add that to the end
3 of 27 to the order.

4 VICE CHAIR A. LONG: I think that was
5 where -- that's where I thought it would...

6 CHAIRMAN B. BURDICK: Okay.

7 VICE CHAIR A. LONG: I have no problem with
8 8.

9 MS. K. ROBERTSON: (Indiscernible).

10 VICE CHAIR A. LONG: The point I didn't
11 make to you. I just chuckled overnight.

12 COMMISSION MEMBER B. MORGAN: Should we say
13 federal examiners there since that...

14 VICE CHAIR A. LONG: Federal exam -- yeah,
15 monitors should be changed to examiner.

16 CHAIRMAN B. BURDICK: I move we make a
17 global change to the document to -- it refers to
18 federal monitors as federal examiners which is a
19 way to be consistent to Judge Sharp's order.

20 COMMISSION MEMBER B. MORGAN: Second.

21 CHAIRMAN B. BURDICK: Any discussion?

22 (No response.)

23 CHAIRMAN B. BURDICK: All in favor signify
24 by saying aye?

25 THE COMMISSION: Aye.

1 CHAIRMAN B. BURDICK: Opposed?

2 (No response.)

3 CHAIRMAN B. BURDICK: Okay.

4 VICE CHAIR A. LONG: I would -- I think
5 that satisfies...

6 CHAIRMAN B. BURDICK: That's just saying
7 the flow of the information (indiscernible).

8 VICE CHAIR A. LONG: I don't -- I would
9 say.

10 CHAIRMAN B. BURDICK: Let's put the Chair
11 and the Vice Chair that the Commission
12 designates and authorize to jointly act.

13 VICE CHAIR A. LONG: Act as.

14 CHAIRMAN B. BURDICK: You and I can just
15 figure it out, and we'll be internally
16 consistent.

17 VICE CHAIR A. LONG: I think either --
18 you're the conduit of what we do and I don't
19 have any -- I don't think it makes any sense to
20 require -- each us specifically knows what we
21 do.

22 CHAIRMAN B. BURDICK: Do you want to leave
23 it as it is then?

24 VICE CHAIR A. LONG: Or I -- I mean, I'm
25 not shirking my responsibility, but I'm going to

1 say the Chair or the Vice Chair -- all I'm
2 saying, I think the Chair -- the change we made
3 or propose to make to the first part of it means
4 that we're acting jointly on behalf of the
5 commission. The second part that we're talking
6 about, the 1 through 4 is the communication of
7 the actions that were taking previously so I
8 don't think -- if we would communicate and say I
9 think we need to appoint instead of two of these
10 agents up here or four, I don't think that's any
11 good for you to send out a memo to Butch and Tom
12 and then me also say hey, we -- I think we're
13 duplicating efforts, and I'm -- might as well
14 let you do it.

15 CHAIRMAN B. BURDICK: Should we split the
16 paragraph?

17 VICE CHAIR A. LONG: Provide you conduit.

18 CHAIRMAN B. BURDICK: I live for the
19 opportunity.

20 VICE CHAIR A. LONG: I know you do.

21 CHAIRMAN B. BURDICK: How about -- how
22 about if we -- so you want to say 10 to say the
23 Chair and the Vice Chair --

24 VICE CHAIR A. LONG: Are designated and
25 authorized to act.

1 CHAIRMAN B. BURDICK: Of the commission are
2 designated and authorized to jointly act on
3 behalf of the commission and (indiscernible) the
4 sentence...

5 VICE CHAIR A. LONG: That's -- I would move
6 that.

7 CHAIRMAN B. BURDICK: Okay.

8 COMMISSION MEMBER T. JOHN: Second.

9 CHAIRMAN B. BURDICK: Okay. Any
10 discussion? I would just like to gratefully
11 acknowledge Commissioner Long for providing the
12 opportunity to serve with...

13 VICE CHAIR A. LONG: That's
14 (indiscernible).

15 CHAIRMAN B. BURDICK: I call the question,
16 all in favor, signify by saying aye?

17 THE COMMISSION: Aye.

18 CHAIRMAN B. BURDICK: Opposed?

19 (No response.)

20 CHAIRMAN B. BURDICK: Motion carries.

21 VICE CHAIR A. LONG: And then 11, the Chair
22 and Vice Chair authorized to hire.

23 CHAIRMAN B. BURDICK: Okay.

24 VICE CHAIR A. LONG: No more than half
25 hired.

1 CHAIRMAN B. BURDICK: Well, what we
2 need -- yeah, how do we want to say this
3 sentence -- Chair and Vice Chair are authorized
4 to hire equal number of individuals.

5 VICE CHAIR A. LONG: I think -- okay, yeah.

6 CHAIRMAN B. BURDICK: Equal number -- so it
7 says to implement Paragraph 27 of the Order, the
8 Chair and Vice Chair are authorized to hire an
9 equal number of individuals.

10 VICE CHAIR A. LONG: I'm going to tell you
11 now that I'm not going to hire anybody unless
12 you agree to hire somebody; do you understand
13 what I'm saying?

14 CHAIRMAN B. BURDICK: Yeah, I -- you know.

15 VICE CHAIR A. LONG: I mean, I don't think
16 we have to belabor the language jointly -- I
17 mean, I think we've both got to agree that if
18 we're going to hire somebody, then you'll go
19 hire.

20 MR. D. SIMMONS: You jointly, yes, if
21 you're going to...

22 VICE CHAIR A. LONG: Yeah, and no more than
23 half the individuals hired, just take out by the
24 chair under this provision and insert maybe
25 member of the same political party.

1 CHAIRMAN B. BURDICK: What we specified
2 you're hiring the Democrats and I'm hiring the
3 Republicans?

4 VICE CHAIR A. LONG: I don't -- if you want
5 to say that, yeah.

6 COMMISSION MEMBER: Well, do you want
7 to -- because it seems to make a difference,
8 because if you both have to agree on all
9 candidates?

10 VICE CHAIR A. LONG: That would be fine.
11 Yeah, I agree -- you know, you hire the
12 Republican and I'll hire the...

13 CHAIRMAN B. BURDICK: So at the end of the
14 chair...

15 VICE CHAIR A. LONG: (Indiscernible). I
16 sure wouldn't hire that guy there.

17 CHAIRMAN B. BURDICK: How come put that
18 language? Do you guys have suggested language
19 for that?

20 MR. B. KING: How about the Chair and Vice
21 chair are individually authorized to hire an
22 equal amount of individuals.

23 CHAIRMAN B. BURDICK: Hey, guys, how
24 about -- going back to 11 here, the Chair and
25 Vice Chair are individually authorized to hire

1 an equal number of individuals and it saves all
2 this extra verbiage. That's also consistent
3 with what we did before in the language
4 previously.

5 VICE CHAIR A. LONG: Humor me, the Chair
6 and Vice Chair upon agreement are individually
7 authorized to hire, that --

8 CHAIRMAN B. BURDICK: That means we don't
9 have to --

10 VICE CHAIR A. LONG: That would make it
11 very clear.

12 CHAIRMAN B. BURDICK: We don't have to
13 agree to the people.

14 VICE CHAIR A. LONG: No, we've got to agree
15 to the hiring --

16 CHAIRMAN B. BURDICK: We just need to agree
17 to the number.

18 VICE CHAIR A. LONG: -- and the number, you
19 understand?

20 CHAIRMAN B. BURDICK: No.

21 VICE CHAIR A. LONG: I mean, if you say
22 that the word individually authorized to hire, I
23 may go out and hire 15 people and say by the
24 way, I hired 15 people.

25 MR. D. SIMMONS: Yeah, I mean, hiring, you

1 say needs to be changed?

2 VICE CHAIR A. LONG: The hiring decision is
3 a joint decision.

4 CHAIRMAN B. BURDICK: Yeah. Yeah. Yep.

5 VICE CHAIR A. LONG: The hiring and volume
6 of the hire or the number of the hire is a joint
7 decision.

8 CHAIRMAN B. BURDICK: You add that language
9 the Chair and Vice Chair.

10 VICE CHAIR A. LONG: Upon agreement as to
11 hiring and number of employees, they
12 individually hire an equal number, period. I
13 don't think at that point we're...

14 CHAIRMAN B. BURDICK: Chair and Vice Chair,
15 comma, upon agreement as to hiring a number of
16 individuals needed, comma, are authorized to
17 hire an equal number of individuals.

18 VICE CHAIR A. LONG: To carry out the
19 responsibilities of the Commission under the
20 order -- to this order.

21 CHAIRMAN B. BURDICK: Period.

22 VICE CHAIR A. LONG: This order.

23 CHAIRMAN B. BURDICK: So we're going to
24 have the individuals hired under this provision
25 may be members of the same political party.

1 VICE CHAIR A. LONG: Okay.

2 CHAIRMAN B. BURDICK: All right, that's a
3 motion.

4 VICE CHAIR A. LONG: Second.

5 COMMISSION MEMBER B. MORGAN: Second.

6 CHAIRMAN B. BURDICK: Okay, discussion?

7 (No response.)

8 CHAIRMAN B. BURDICK: All in favor signify
9 by saying aye?

10 THE COMMISSION: Aye.

11 CHAIRMAN B. BURDICK: Opposed?

12 (No response.)

13 CHAIRMAN B. BURDICK: Motion carries.

14 VICE CHAIR A. LONG: How is this going to
15 work?

16 CHAIRMAN B. BURDICK: Well, I was going to
17 get to that. It's one thing for us to -- you
18 know, we don't have -- the commission doesn't
19 have any money -- I mean, this is an expense of
20 what we got. We have sort of a situation where
21 we need to add expeditiously so we've got to be
22 able to secure folks. It's going to require
23 some resources. The Secretary of State has said
24 that they're willing to do that, but it's one
25 thing for him to say, it's another for us just

1 to spend his money, so we've got to have some
2 kind of reasonable terms here.

3 More importantly, we need to do something in
4 this order or somehow secure that -- you know, all
5 these budgets are tight. The fact that it's
6 reimbursed through them or us or whomever here --
7 just mechanically, so...

8 COMMISSION MEMBER B. MORGAN: Do you have
9 any deadlines for what we're going to pay these
10 people?

11 VICE CHAIR A. LONG: That's what -- that
12 was what I had written down, budget -- I mean,
13 we've got to...

14 CHAIRMAN B. BURDICK: Maybe we just set a
15 budget on that.

16 COMMISSION MEMBER T. JOHN: But don't know
17 how many days they're going to have to be
18 trained, how many days they're actually going to
19 have to work, other than we know on election
20 day.

21 Let me toss this out, and I don't know what
22 anybody has thought about it about where the pool,
23 our labor pool is at, but we might want to
24 consider, unless -- the University of Valparaiso
25 has a law school. They may or may not have a group

1 of College Republicans or a College Democrats.

2 CHAIRMAN B. BURDICK: They do have college
3 Republicans up there.

4 COMMISSION MEMBER T. JOHN: So if --

5 VICE CHAIR A. LONG: The Democrats can't
6 afford to go to Valparaiso.

7 COMMISSION MEMBER T. JOHN: It'd probably
8 be a small --

9 CHAIRMAN B. BURDICK: Now you could afford
10 to go to DePauw.

11 VICE CHAIR A. LONG: Me and three other
12 Democrats.

13 COMMISSION MEMBER T. JOHN: What I'm
14 thinking is Valpo is not so far away but it's
15 removed from Lake County. That doesn't mean
16 that some of the people going to Valpo aren't
17 indigenous to Lake County, but it's a starting
18 point to maybe explore the calling of the law
19 school there and the university and find out if
20 those people would be interested and even taking
21 a look -- being part of our labor force.

22 It would be good practical experience,
23 especially, for the College Republican and the
24 College Dems to -- you know, and what other
25 sensitivities -- we need some people that are

1 bilingual to be part of this effort.

2 UNIDENTIFIED SPEAKER: You're not going to
3 find any at the law school.

4 COMMISSION MEMBER T. JOHN: Well, maybe at
5 the university -- I mean, they may have -- some
6 people there that -- you don't think there's any
7 bilingual students at the University of
8 Valparaiso?

9 UNIDENTIFIED SPEAKER: Well, I mean,
10 though, but necessarily in the law department?

11 COMMISSION MEMBER B. MORGAN: Well, not
12 necessarily law. We start -- I think we start
13 with the University of Valparaiso and place to
14 look for a labor pool because we can -- you
15 know, but if you centralize like that, it
16 might -- I'm not -- I'm not sure how many people
17 we actually need -- we're up to 14 or 16 right
18 now?

19 COMMISSION MEMBER T. JOHN: I think that's
20 a great start, Commissioner. I guess one of the
21 things is I sat here and thought about is I
22 would suggest the Chair, perhaps the Chair and
23 the Vice Chair send a joint letter to the state
24 bar association because as an attorney, there's
25 plenty of lip service given to the idea of pro

1 bono service, but we have thousands or tens of
2 thousands of attorneys in this state, and --

3 COMMISSION MEMBER B. MORGAN: Yeah, that's
4 a good idea.

5 COMMISSION MEMBER T. JOHN: -- for them to
6 actually come in, and I would presume that
7 somewhere in those thousands, that the Chair and
8 Vice Chair can find acceptable people, and
9 they're at least going to be -- I mean, I have
10 some fear with, I don't know if it's
11 pejoratively, but younger kids coming from the
12 law school --

13 COMMISSION MEMBER B. MORGAN: Sure.

14 COMMISSION MEMBER T. JOHN: -- going into
15 someplace. I trust somebody, either -- I'd like
16 somebody who has been somewhere and worked in
17 the process and understands the process and
18 understands the codes by experience, or
19 somebody, who by trade, is able to go in and
20 decipher in a fairly expeditious manner.

21 VICE CHAIR A. LONG: That's a good idea.

22 COMMISSION MEMBER B. MORGAN: Yeah, that's
23 good.

24 COMMISSION MEMBER T. JOHN: But that being
25 said, you know, Valpo and maybe even Notre Dame

1 may be places, but I'm...

2 COMMISSION MEMBER B. MORGAN: Because we
3 have two or three options that we can come up
4 with how many attorneys actually want to do
5 something like that, but it could be a lot,
6 though.

7 VICE CHAIR A. LONG: I think we're going --
8 we're looking to have attorneys on the ground
9 election day, that's -- that's going communicate
10 clearly.

11 CHAIRMAN B. BURDICK: That has...

12 VICE CHAIR A. LONG: And I think we -- and
13 depending on where they come from, they're going
14 to have to be schooled on the fine points of the
15 election laws, which is probably going to be
16 down here or we're going to have our folks go
17 there. It seems like a school of lawyers ought
18 to come -- maybe here's a place for them to come
19 from and send them all from up here. They don't
20 know anybody. They're clean -- I mean, nobody
21 going to be well, you know that guy there, he
22 was working for so and so.

23 COMMISSION MEMBER T. JOHN: Maybe we could
24 ask them to...

25 CHAIRMAN B. BURDICK: Yeah, we're trying to

1 figure out here where we're going to get our
2 labor pool and that's more of a practical
3 thing --

4 VICE CHAIR A. LONG: Practical thing.

5 CHAIRMAN B. BURDICK: -- that you and I
6 have to take care of. What we need to figure
7 out in 12 here is to say okay, we know that
8 we -- we don't have any money. The Secretary of
9 State said he's willing to pay, but he -- you
10 know, we don't know and it's not in our budget
11 to sort of play with so we probably need to put
12 some type of reasonable cap of expenditure
13 employees and then we need to put some language
14 in here that would suggest to me that --
15 somewhere I read -- I can't -- I just tried to
16 flip through and I couldn't find it where we're
17 going to seek reimbursement at the end -- when
18 we will seek reimbursement from either the Lake
19 County Election Board or the City of East
20 Chicago that that money then goes back to
21 reimburse the Secretary of State's office in
22 their budget. I couldn't put my fingers on
23 where that is in here.

24 MS. K. ROBERTSON: I think it's in the
25 findings.

1 CHAIRMAN B. BURDICK: Is it in the
2 findings?

3 VICE CHAIR A. LONG: Yeah, it is.

4 MR. D. SIMMONS: You probably should.

5 VICE CHAIR A. LONG: And the statute covers
6 it, and I think we bill -- I think you hit it
7 right squarely on the procedure that if we bill
8 it to Lake County, that we're functioning as a
9 part of or as an edge under the Lake County
10 election board and that they conduct the
11 election and their billing expenditures are down
12 in East Chicago.

13 So I think you're exactly right on the way it
14 mechanically works and I don't have any problem,
15 honestly, again with the itemization function will
16 flow through you and you copying all of us, and --
17 because the way these folks, I assume -- we're
18 going to have two people on the ground very
19 quickly -- I mean, within days that are housed
20 there.

21 And then I think -- you know, we're just -- I
22 assume for us, we'll just go pay our own expenses
23 and then turn them in on a formal claim process
24 because I -- you know, I think we need to be there
25 on election day on the 26th.

1 MR. D. SIMMONS: You mean you and the Chair
2 or do you mean the Commission?

3 VICE CHAIR A. LONG: The way I read the
4 judge's order, he's expecting us all to be there
5 on the 26th.

6 MR. D. SIMMONS: Should reserve a spot...

7 CHAIRMAN B. BURDICK: Well, so we -- so 12,
8 looking at our proposed order here, it talks
9 about the expensing paid, the record of the
10 expensing maintained by the Secretary of State
11 and submitted to me weekly, which I will provide
12 to everybody, and that those similar weekly
13 statements go to both boards of accounts and the
14 Lake County Election Board.

15 VICE CHAIR A. LONG: Right.

16 CHAIRMAN B. BURDICK: And they shall
17 continue until we're done here, and then what do
18 you got there, Tom?

19 COMMISSION MEMBER T. JOHN: That's just
20 where it talks about the reimbursement.

21 CHAIRMAN B. BURDICK: Oh, is this where it
22 is, Page 3 of the findings of fact, and I think
23 what we need to do is maybe add something in
24 here that says --

25 VICE CHAIR A. LONG: Or order it.

1 CHAIRMAN B. BURDICK: -- we'll seek --
2 yeah, we'll order it and we...

3 VICE CHAIR A. LONG: I think we order them
4 to do it, yeah.

5 CHAIRMAN B. BURDICK: And then we -- and
6 then we order the Lake County Election Board to
7 reimburse us --

8 COMMISSION MEMBER T. JOHN: Do you have
9 that authority or do we --

10 CHAIRMAN B. BURDICK: -- on our invoice.

11 COMMISSION MEMBER T. JOHN: -- ask the
12 court to mandate? Maybe we say, you know, as
13 part of taking on this responsibility, we're
14 requested that you issue a mandate that all
15 these costs will be covered?

16 CHAIRMAN B. BURDICK: I think we just say
17 it. I think we don't have --

18 VICE CHAIR A. LONG: I think we -- I think
19 we order -- we order it and then we use the
20 offices of the courts if they don't do it.

21 COMMISSION MEMBER T. JOHN: Do you have the
22 power, I guess that's my question?

23 CHAIRMAN B. BURDICK: Well, I think
24 clearly, the code says the expenses of the local
25 election are borne by...

1 COMMISSION MEMBER T. JOHN: But it seems
2 that that execution needs to come from the
3 court, not us, is my question?

4 VICE CHAIR A. LONG: I think the court is
5 focused on the fact that we have the authority
6 to administer Indiana election laws. I think
7 that's a part of it. I think we can order it.
8 If somebody finds out we can't, and I feel
9 pretty sure, the way this judge --

10 CHAIRMAN B. BURDICK: We'll get it.

11 VICE CHAIR A. LONG: -- has admirably
12 taken in regard to this case, he's going to see
13 that it's taken care of.

14 CHAIRMAN B. BURDICK: So how --

15 MS. K. ROBERTSON: Well, what -- I have a
16 suggestion. If you put it in your order and
17 makes sure this order gets before the court
18 right away, that way if we're off on something,
19 then we can correct that before we get too far
20 along.

21 VICE CHAIR A. LONG: You know, I guess we
22 might -- in a cover letter in here, pay
23 particular attention to Order No. or Point
24 whatever it is; is this consistent with your
25 thoughts on it, offsetting the costs and

1 expenses with what we are doing here is not...

2 CHAIRMAN B. BURDICK: How about this, add
3 something to the end of that 12, something to
4 the effect of the Indiana Election Commission
5 shall submit invoices for the costs incurred by
6 the Commission and its agents in complying with
7 this order -- the order of Judge King, to the
8 Lake County Election Board and Registration and
9 the Lake County Election Board shall pay such
10 invoices in total as invoices are received.

11 VICE CHAIR A. LONG: Well, hopefully, they
12 can (indiscernible).

13 CHAIRMAN B. BURDICK: Just incorporate,
14 just get through -- okay, I mean, that's...

15 VICE CHAIR A. LONG: I think that's -- I
16 would so move that language, just the mechanics
17 of it.

18 CHAIRMAN B. BURDICK: Yeah, we just want to
19 make sure that we're setting some record here,
20 that we're advancing it, the expenses of it
21 because of the time lines of what's occurring
22 and that's actually a responsibility of the
23 local organization and the county government,
24 and fact they're going to reimburse us for those
25 expenses.

1 VICE CHAIR A. LONG: Well, I think the
2 language without to say that they're ordered to
3 reimburse it pursuant to that code site -- was
4 it on Page 3, somebody said a while ago?

5 CHAIRMAN B. BURDICK: Yeah.

6 COMMISSION MEMBER T. JOHN: 3-5-3-7.

7 MR. B. KING: Page or Point 28, 3-5-7.

8 VICE CHAIR A. LONG: Which one was it,
9 the...

10 MR. B. KING: Point 28, 3-5-3-7, an
11 (indiscernible).

12 VICE CHAIR A. LONG: That -- that we --
13 that we determine that these expenses are, you
14 know...

15 MR. B. KING: Yeah, actually, look -- we
16 should add -- no, okay, that's fine. We've got
17 29 actually, specifically does that, fines and
18 expenditure on behalf of the commission by the
19 Secretary of State.

20 CHAIRMAN B. BURDICK: All right. So the
21 end of No. 12 -- okay, I'll move at the end of
22 No. 12 --

23 VICE CHAIR A. LONG: Before you make the
24 motion --

25 CHAIRMAN B. BURDICK: Yeah.

1 VICE CHAIR A. LONG: -- do we need to order
2 the board of -- their election board, more
3 formal title -- formal title, and the from the
4 City of Chicago, do we need to order the county
5 auditor to certify the allowances and the
6 district body to appropriate the monies and the
7 City of East Chicago -- I mean, I don't
8 understand --

9 CHAIRMAN B. BURDICK: Well, we can say that
10 we ordered.

11 VICE CHAIR A. LONG: I want to be as
12 forceful on this as these are.

13 MR. D. SIMMONS: Your expenses.

14 VICE CHAIR A. LONG: These are your
15 expenses, Lake County, (indiscernible).

16 COMMISSION MEMBER T. JOHN: I think -- I
17 think we should either by motion or letter ask
18 the court for a mandate because then you short
19 circuit that whole appropriation process.

20 VICE CHAIR A. LONG: Or we put it in our
21 order and ask the court by a letter to approve
22 the order.

23 COMMISSION MEMBER T. JOHN: He still has to
24 issue a mandate procedurally, though.

25 CHAIRMAN B. BURDICK: I think we cause

1 ourselves timing problems -- I mean, if I think
2 if we put it in here and they don't do it, we
3 have both the code and the order to go to the
4 court on and say they need to pay this.

5 VICE CHAIR A. LONG: I do, and I'm just
6 real -- very comfortable in one or both rules
7 will get it done.

8 COMMISSION MEMBER T. JOHN: It'll take time
9 to file a lien on the entire county.

10 CHAIRMAN B. BURDICK: Get in line, you
11 know. All right, so let's see here -- all
12 right, so we're adding -- all right. So at the
13 end of No. 12.

14 VICE CHAIR A. LONG: I think it ought to
15 be...

16 CHAIRMAN B. BURDICK: The Election
17 Commission orders -- fines and orders that all
18 expenses incurred by the Election Commission
19 will be paid by the Secretary of State, are the
20 obligation of the Lake County Election --

21 COMMISSION MEMBER T. JOHN: Wait, did you
22 say fines?

23 CHAIRMAN B. BURDICK: Orders, I guess,
24 would be -- yeah.

25 COMMISSION MEMBER T. JOHN: (Indiscernible).

1 CHAIRMAN B. BURDICK: All right. Strike
2 the fines and say orders, are the obligations of
3 the Lake County --

4 COMMISSION MEMBER T. JOHN: Actually, we
5 should say that we order them to pay, if this is
6 our...

7 CHAIRMAN B. BURDICK: Order them to
8 reimburse us pursuant to IC --

9 VICE CHAIR A. LONG: Of the obligations of
10 Lake County, period.

11 CHAIRMAN B. BURDICK: Yeah.

12 VICE CHAIR A. LONG: I mean, not.

13 CHAIRMAN B. BURDICK: Yeah, then they go
14 back and collect (indiscernible).

15 COMMISSION MEMBER T. JOHN: That's not our
16 problem.

17 VICE CHAIR A. LONG: And they're ordered to
18 be reimbursed pursuant to 3-5-3-7.

19 CHAIRMAN B. BURDICK: Indiana law --
20 Indiana law, period.

21 VICE CHAIR A. LONG: Yeah.

22 CHAIRMAN B. BURDICK: The Indiana Election
23 Commission sell -- shall submit invoices from
24 time to time of the costs incurred by the
25 Election Commission and its employees for

1 complying with this order and the order --

2 COMMISSION MEMBER T. JOHN: Employees and
3 agents.

4 CHAIRMAN B. BURDICK: Employees and agents
5 with this order and complying with this order
6 and the order of Judge King to the Lake
7 County -- I'll just say to Lake County -- well,
8 wait, it should be Election Board, I think here,
9 to Lake County Election Board, formal name, and
10 the Lake County Election Board, formal name,
11 shall pay such invoices in total within 30 days
12 of receipt, period.

13 VICE CHAIR A. LONG: So moved -- you moved
14 second.

15 CHAIRMAN B. BURDICK: Second, okay, any
16 discussion?

17 (No response.)

18 CHAIRMAN B. BURDICK: I call the question,
19 all those in favor, signify by saying aye.

20 THE COMMISSION: Aye.

21 CHAIRMAN B. BURDICK: Opposed?

22 (No response.)

23 CHAIRMAN B. BURDICK: Motion carries.

24 Okay, 13 -- yeah, 13?

25 VICE CHAIR A. LONG: I don't have any

1 problem.

2 CHAIRMAN B. BURDICK: Yeah, that's -- 14?

3 VICE CHAIR A. LONG: We approved the form
4 and...

5 CHAIRMAN B. BURDICK: That's part of it,
6 yeah.

7 VICE CHAIR A. LONG: And I -- I always, and
8 my Spanish is not good enough that I may -- I
9 hate to pass on the approving the form, but I
10 can't read all of it. Is this -- is this right?

11 MS. K. ROBERTSON: This is right.

12 VICE CHAIR A. LONG: Correct?

13 MS. K. ROBERTSON: It's part
14 (indiscernible).

15 VICE CHAIR A. LONG: I don't have a problem
16 with 14.

17 COMMISSION MEMBER T. JOHN: As the pre, or
18 previous conversation about putting in
19 information, I still have concerns, but I
20 understand Commissioner Long's point about this
21 being unusual, with regard to putting additional
22 notices and such, but what if we actually post
23 the voter's bill of rights by October 26th and
24 November 2nd at the same time, making the point
25 November 2nd is an election coming up. That

1 way, we don't have to approve another form that
2 goes up.

3 CHAIRMAN B. BURDICK: And have them all
4 posted in the precinct?

5 COMMISSION MEMBER B. MORGAN: And you just
6 have them all posted at -- at all of the
7 precincts.

8 UNIDENTIFIED SPEAKER: The only concern I
9 have is there are different instructions
10 involved there because of the primary, there are
11 qualifications of the voters than in the
12 general, like they'd like to request a ballot.

13 CHAIRMAN B. BURDICK: But they'll be
14 identified by date. That means the voter rights
15 for October 26, the primary voter bill of rights
16 for November 2ndth.

17 VICE CHAIR A. LONG: Let me suggest a
18 compromise.

19 COMMISSION MEMBER T. JOHN: Well, that's
20 what I thought I was giving.

21 COMMISSION MEMBER B. MORGAN: (Indiscernibl
22 e.)

23 VICE CHAIR A. LONG: And -- and I'm making
24 it simpler even, I think, that -- realizing that
25 we can't post political advertisements in the

1 precinct, that we authorize the folks to provide
2 a generic, one in English and one in -- whoever
3 wants to provide it at no cost to the
4 Commission, that simply announce the November
5 General Election next week, period. No party
6 affiliation, no...

7 COMMISSION MEMBER T. JOHN: Well, no, no
8 you don't want the party affiliation.

9 VICE CHAIR A. LONG: Well, I mean, just
10 nothing that says anything other than that, an
11 announcement next November 4th or 2nd.

12 COMMISSION MEMBER B. MORGAN: The 2nd.

13 VICE CHAIR A. LONG: The 2nd. I mean, I
14 don't...

15 CHAIRMAN B. BURDICK: Why can't that
16 be outside the chute?

17 COMMISSION MEMBER B. MORGAN: Because that,
18 that -- you already the authority for somebody
19 to do that.

20 CHAIRMAN B. BURDICK: I mean, I guess it
21 makes me the precedent of leaving it open for
22 somebody.

23 COMMISSION MEMBER T. JOHN: Yeah.

24 VICE CHAIR A. LONG: That we...

25 COMMISSION MEMBER T. JOHN: Once you're

1 outside the chute, you can read it -- you know,
2 I'd like to see somebody object to putting
3 anything out there, really, that offend
4 (indiscernible), but short of that, I can't --
5 but you know what worries me, I -- Commissioner,
6 is just giving somebody carte blanche to
7 something, in that we can't examine later, the
8 commission.

9 CHAIRMAN B. BURDICK: (Indiscernible). I'm
10 okay with that. I think that accomplishes what
11 everybody wants to have accomplished, you know.

12 VICE CHAIR A. LONG: If we will write a
13 letter to the Lake County Election Board saying
14 just that, that they -- they should -- that we
15 recognize the rights of anyone to advertise the
16 existence of the general election of November
17 2nd outside the chute, they should not interfere
18 with that, I think I can (indiscernible).

19 UNIDENTIFIED SPEAKER: (Indiscernible).

20 VICE CHAIR A. LONG: I just don't want to
21 get...

22 CHAIRMAN B. BURDICK: Do we even need a
23 letter -- I mean, I'm just asking you -- I mean,
24 gees, people can just do that anywhere?

25 VICE CHAIR A. LONG: I understand, but I

1 just -- I think --

2 COMMISSION MEMBER B. MORGAN: Well, they
3 may not know that they're able to, just to
4 clarity it.

5 VICE CHAIR A. LONG: Because this is such a
6 unique thing that I'm afraid some local person
7 is going to say well, no, you just -- you know,
8 this, and that has something to do, and I think
9 if we just say that they're --

10 COMMISSION MEMBER B. MORGAN: Gives a
11 definition.

12 VICE CHAIR A. LONG: That just -- we're not
13 approving anything, just saying that this is
14 allowed, or that any activity outside the
15 50-foot zone --

16 CHAIRMAN B. BURDICK: That's permissible in
17 the normal course of the primary or...

18 VICE CHAIR A. LONG: -- permissible for any
19 election would be permissible for this election.

20 CHAIRMAN B. BURDICK: The language says the
21 Commission, I would suggest the co-directors, if
22 they're going to draft this language, the
23 language suggests that -- recognizing that in a
24 special primary, we want to confirm with you
25 that any activity that is permissible under a

1 normal -- in a normal course of a primary
2 election occurring outside the chute is
3 permissible at this special election on October
4 26 outside the chute, Love, Indiana Election
5 Commission.

6 COMMISSION MEMBER B. MORGAN: Double your
7 pleasure. Double your fun .

8 CHAIRMAN B. BURDICK: Yeah.

9 COMMISSION MEMBER T. JOHN: I'm back next
10 Tuesday and hope for anyone.

11 VICE CHAIR A. LONG: Well, I'm just kind of
12 leery to that, to say we're not -- we're not
13 encouraging other than just saying we're
14 recognizing that whatever the rules of the game
15 are in the normal primary, those same rules are
16 outside the voting area, apply here, and then
17 what people want to say out there or posts or do
18 whatever, they can go ahead, and if -- that
19 should seem to accomplish the -- provide the
20 avenue that if people want to do that so...

21 COMMISSION MEMBER T. JOHN: Yep. Yep.

22 COMMISSION MEMBER B. MORGAN: Is that a
23 motion?

24 CHAIRMAN B. BURDICK: Sure.

25 COMMISSION MEMBER B. MORGAN: Second.

1 CHAIRMAN B. BURDICK: There's a motion that
2 the co-directors prepare a letter to the Lake
3 County Election Board confirming that, just as
4 stated, anything that, or legal -- legally
5 permissible activity which can occur outside the
6 chute and outside the voting area --

7 VICE CHAIR A. LONG: In any election --

8 CHAIRMAN B. BURDICK: -- in any election --

9 VICE CHAIR A. LONG: -- may do so.

10 CHAIRMAN B. BURDICK: -- is permissible
11 during this election.

12 VICE CHAIR A. LONG: I think that's fine.

13 CHAIRMAN B. BURDICK: And that's it. No
14 other suggestion, what that specifically means
15 is just kind of -- that people can do their
16 thing and I'm sure (indiscernible). I think the
17 rest of it, we're okay; right?

18 VICE CHAIR A. LONG: We've got one other
19 thing I've got.

20 CHAIRMAN B. BURDICK: I've got a couple of
21 things.

22 VICE CHAIR A. LONG: Let's see, notice
23 of -- okay, is that one's taken care of.

24 CHAIRMAN B. BURDICK: I've got a couple of
25 things.

1 VICE CHAIR A. LONG: Okay.

2 CHAIRMAN B. BURDICK: Let me just go down
3 the list of what I've got.

4 VICE CHAIR A. LONG: Sure.

5 CHAIRMAN B. BURDICK: At the end of this, I
6 want to make sure that what we do is, before it
7 goes out, that Dale, Kristi and Brad, all just
8 double-check on the code cites to make sure it's
9 accurate so we'll have approval conditioned upon
10 you guys.

11 VICE CHAIR A. LONG: I'm hoping they could
12 do that over the noon hour.

13 CHAIRMAN B. BURDICK: Do the site check.

14 VICE CHAIR A. LONG: So we can sign off on
15 this.

16 CHAIRMAN B. BURDICK: Okay. And I had --
17 we took care of the notice. Okay, do we need to
18 add to the findings of fact some recognition of
19 Distribution List A and B and when -- which are
20 attached and then the hereto, and when someone
21 refers to this (indiscernible), just so we
22 specifically.

23 VICE CHAIR A. LONG: You know, I'm not for
24 sure we -- you said it. Why don't we just make
25 it a paragraph in the order.

1 CHAIRMAN B. BURDICK: It says when refer --
2 when Distribution List A or Distribution List B
3 are referred to...

4 VICE CHAIR A. LONG: This is -- these
5 are -- I mean, I just put -- I just put it right
6 in the order.

7 COMMISSION MEMBER T. JOHN: What's in the
8 findings, actually.

9 CHAIRMAN B. BURDICK: Yeah, that's fine.

10 COMMISSION MEMBER T. JOHN: We find that
11 these parties are essential to administrative
12 actions, we find that these parties essential to
13 whatever -- I mean, I don't (indiscernible) the
14 language but two different (indiscernible).

15 VICE CHAIR A. LONG: And yeah, but -- I
16 think we write it in the body so that it's...

17 CHAIRMAN B. BURDICK: Okay. And then it
18 refers in the order, those findings.

19 VICE CHAIR A. LONG: And the order was
20 prepared -- something I do and I always started
21 it (indiscernible), on the numbering, Page 1 of
22 however many pages, Page 2 of how many so
23 that...

24 CHAIRMAN B. BURDICK: We knows there's --
25 however many pages are part of the document.

1 VICE CHAIR A. LONG: Well, unless it's
2 something important about us.

3 CHAIRMAN B. BURDICK: Per the documents...

4 VICE CHAIR A. LONG: It's going to be
5 pretty widely -- we talked about having it
6 bilingual in nature and I don't know if
7 that's -- (indiscernible) -- do you agree with
8 that? I don't know how easily we can get that
9 done?

10 CHAIRMAN B. BURDICK: The -- so let's makes
11 the findings of fact here to move -- let's see,
12 you guys...

13 VICE CHAIR A. LONG: It can be at the end
14 of it so...

15 MS. K. ROBERTSON: Forty.

16 CHAIRMAN B. BURDICK: We just -- just put
17 40.

18 VICE CHAIR A. LONG: Yeah.

19 CHAIRMAN B. BURDICK: So finding of Fact
20 40, we have a motion to amend proposed order
21 here, where we're going to move the addenda that
22 was previously added and put the substantive to
23 that addenda into -- as a finding of Fact No. 40
24 on Page 4.

25 COMMISSION MEMBER T. JOHN: How about

1 Finding of Fact No. 40 and Finding of Fact No.
2 41 and that way we can generally refer to both
3 then -- in the notice you say the notice
4 required in paragraph -- delineated in 40, the
5 notice delineate, you see what I'm saying?

6 COMMISSION MEMBER B. MORGAN: Why can't
7 you...

8 COMMISSION MEMBER T. JOHN: Instead of
9 addenda, you just -- that way switch Addenda A
10 to 40, and then Addenda B to 41.

11 CHAIRMAN B. BURDICK: Well, we just have an
12 addenda that says Distribution List A and
13 Distribution List B. I would suggest that we
14 add -- I'd just say we have, you know, Finding
15 of Fact 40, instead of -- you know, takes the
16 language of who's on Distribution List A and
17 who's on Distribution List B and puts it -- you
18 know, we find the --

19 VICE CHAIR A. LONG: Following individuals.

20 CHAIRMAN B. BURDICK: These following
21 people essential to complying with this order
22 and the court order and we recognize these two
23 distribution lists which are within the order.
24 Whenever they are referred to, they refer to
25 Distribution List A and Distribution List B,

1 refer to those names identified.

2 COMMISSION MEMBER T. JOHN: Finding of Fact
3 40.

4 CHAIRMAN B. BURDICK: This language
5 shouldn't be rocket -- my brain's starting to
6 turn to mush a little so -- are people are okay
7 with the basic principle of putting the spirit
8 of the addenda -- the proposed addenda
9 (indiscernible).

10 VICE CHAIR A. LONG: I would move.

11 COMMISSION MEMBER B. MORGAN: Second.

12 CHAIRMAN B. BURDICK: Any discussion?

13 (No response.)

14 CHAIRMAN B. BURDICK: All those in favor,
15 signify by saying aye?

16 THE COMMISSION: Aye.

17 CHAIRMAN B. BURDICK: Opposed.

18 (No response.)

19 CHAIRMAN B. BURDICK: That's what I had
20 and -- all right. Double check code citation,
21 you guys are already going to do that. And then
22 Tony, I had 35 and 36, you wanted to hold to the
23 end. I'm not sure. That may be all taken care
24 of. The hiring, supervision and training of
25 these individuals (indiscernible).

1 COMMISSION MEMBER T. JOHN: I would suggest
2 that we change and before individual in the last
3 sentence and then that's the individuals.

4 VICE CHAIR A. LONG: Is that a motion?

5 COMMISSION MEMBER T. JOHN: Yes.

6 VICE CHAIR A. LONG: Second.

7 CHAIRMAN B. BURDICK: Any discussion?

8 (No response.)

9 CHAIRMAN B. BURDICK: All those in favor,
10 signify by saying aye.

11 THE COMMISSION: Aye.

12 CHAIRMAN B. BURDICK: Opposed?

13 (No response.)

14 CHAIRMAN B. BURDICK: Okay. I think we
15 should keep 35, (indiscernible) statements
16 provided.

17 VICE CHAIR A. LONG: Well, I thought --
18 that would be all right. If we add in there all
19 the members (indiscernible) in that regard,
20 (indiscernible) recommend use of this site.

21 CHAIRMAN B. BURDICK: Gosh, I would be so
22 honored. I'll move that we delete Finding of
23 Fact No. 35 and renumber all subsequent
24 findings, is that appropriate?

25 COMMISSION MEMBER B. MORGAN: Second.

1 CHAIRMAN B. BURDICK: Any -- any discussion
2 on that?

3 VICE CHAIR A. LONG: No.

4 CHAIRMAN B. BURDICK: Okay. All those in
5 favor, signify by saying aye?

6 THE COMMISSION: Aye.

7 CHAIRMAN B. BURDICK: Opposed?

8 (No response.)

9 CHAIRMAN B. BURDICK: And then on 36,
10 probably the Chair and Vice Chair have
11 graciously -- have Chair and Vice Chair have
12 indicated their willingness to serve as the
13 designees of the Commission and they can leave
14 the written reports by me; right, because
15 normally, I'm the one that's responsible for the
16 (indiscernible) or whatever.

17 VICE CHAIR A. LONG: Yep.

18 CHAIRMAN B. BURDICK: All right. So a
19 motion -- a motion on the...

20 COMMISSION MEMBER B. MORGAN: Second.

21 CHAIRMAN B. BURDICK: It's been moved and
22 seconded, any discussion?

23 (No response.)

24 CHAIRMAN B. BURDICK: All those in favor,
25 signify by saying aye?

1 THE COMMISSION: Aye.

2 CHAIRMAN B. BURDICK: Opposed?

3 (No response.)

4 CHAIRMAN B. BURDICK: Tony, you had

5 something on Page...

6 VICE CHAIR A. LONG: -- 5.

7 CHAIRMAN B. BURDICK: Page 5, No. 4, that I

8 had was the last thing -- Page 5.

9 VICE CHAIR A. LONG: Is the identify.

10 CHAIRMAN B. BURDICK: Where are you here,

11 No. 4.

12 VICE CHAIR A. LONG: No. -- Page No. 4.

13 CHAIRMAN B. BURDICK: I got you, yep.

14 Require the Lake County board to request the

15 persons who deliver ballots to the board in and

16 by themselves -- I don't see any problem with

17 there. If what we're doing is just setting

18 aside the -- you know, if there's ever a

19 problem, you have this batch to look at --

20 similar to the issue regarding who delivers the

21 family member.

22 COMMISSION MEMBER B. MORGAN: Indiscernible.

23 CHAIRMAN B. BURDICK: We're not -- we're

24 not doing anything other than creating the

25 documentation here; correct?

1 VICE CHAIR A. LONG: Well, we've got --
2 let's clean it up before we get into the --
3 we've got the report. That would be.

4 CHAIRMAN B. BURDICK: One says we ask you
5 to identify yourself.

6 VICE CHAIR A. LONG: Right. And since 2 is
7 if they refuse, still be appointed with the
8 commission.

9 COMMISSION MEMBER T. JOHN: Wait, it says
10 if a person refuses to provide...

11 CHAIRMAN B. BURDICK: Provide.

12 COMMISSION MEMBER T. JOHN: Provide their
13 identity here identifying.

14 CHAIRMAN B. BURDICK: If the person refuses
15 to identify themselves, delete the word
16 provide -- identify themselves, the absentee
17 ballot application should still be accepted by
18 the Commission agent.

19 VICE CHAIR A. LONG: Should document the
20 refusal and identify the absentee ballot
21 applications delivered by the unidentified
22 person.

23 COMMISSION MEMBER T. JOHN: Should we say
24 document to be consistent where we said that
25 other one?

1 CHAIRMAN B. BURDICK: I mean, it's -- or
2 provide -- and you mean in a report, you say and
3 provide such documentation to List B basically;
4 is that what you're saying Tom or...

5 COMMISSION MEMBER T. JOHN: No.

6 CHAIRMAN B. BURDICK: Provide such
7 documentation -- do you see where I am, Tom, by
8 the unidentified person and, instead of in a
9 report, and provide such documentation to
10 Distribution List B.

11 VICE CHAIR A. LONG: I don't think we
12 need -- that presupposes it.

13 CHAIRMAN B. BURDICK: Just for the record,
14 though. It doesn't require them to have
15 anything and List A and part of List B as well.

16 COMMISSION MEMBER T. JOHN: Yeah, I think
17 we should have it on the side of B for...

18 CHAIRMAN B. BURDICK: I think that seems
19 sort of -- you know, abnormal, we just provide
20 them. If law enforcement chooses to do
21 something, we'll just have it -- they at least
22 have a source -- copies of source documents.
23 Provide documentation, I would suggest
24 Distribution List B and then we pick up and we
25 delete the rest of that sentence and then we

1 just pick up in addition, if multiple absent see
2 ballot applications are delivered by mail.

3 VICE CHAIR A. LONG: (indiscernible).

4 CHAIRMAN B. BURDICK: Shall document the
5 absentee application received and the sender of
6 the applications to the extent of the
7 information is available, and that should
8 provided to A.

9 VICE CHAIR A. LONG: Are we talking about
10 multiple and by mail, the last sentence goes to
11 A.

12 CHAIRMAN B. BURDICK: Yeah, to Distribution
13 List A. So we at the end of the that say and
14 provide this documentation to Distribution List
15 A. I think that -- those changes are
16 (indiscernible).

17 UNIDENTIFIED SPEAKER: What do we do if
18 they send it by mail?

19 VICE CHAIR A. LONG: Huh?

20 UNIDENTIFIED SPEAKER: What do we do if
21 they send it by mail?

22 VICE CHAIR A. LONG: We return it.

23 CHAIRMAN B. BURDICK: Return address.

24 UNIDENTIFIED SPEAKER: If they have one.

25 VICE CHAIR A. LONG: If they have one,

1 yeah.

2 CHAIRMAN B. BURDICK: If they don't, you
3 know, it just says no return address.

4 COMMISSION MEMBER T. JOHN: That's why it
5 says to the extent the information is available.

6 CHAIRMAN B. BURDICK: So what I have now
7 is...

8 VICE CHAIR A. LONG: I don't have any real
9 problem with -- I mean, I think the concept -- I
10 guess this is a unique primary and I accept
11 (indiscernible). If you want to make the
12 motion, then I don't have any problems with it.

13 CHAIRMAN B. BURDICK: Okay. I move that
14 new No. 4 of Point 3 of the order Sub No. 4 read
15 as follows, requires the Lake County Board of
16 Elections and Registration to request the
17 persons who deliver absentee ballot application
18 to the board in person, to identify themselves,
19 period. If person refuses to identify
20 themselves, the absentee ballot application
21 should still be accepted but the commission
22 agent should document the refusal and identify
23 the absentee ballot application as delivered by
24 the unidentified person and provide such
25 documentation to Distribution List B, period.

1 In addition, comma, if multiple absentee ballot
2 applications are delivered by mail, the
3 Commission's agent shall document the absentee
4 applications received and the sender of the
5 applications to the extent the information is
6 available comma, and provide this documentation
7 to Distribution List A, semicolon. That's my
8 motion.

9 COMMISSION MEMBER T. JOHN: Second.

10 CHAIRMAN B. BURDICK: Any discussion?

11 (No response.)

12 CHAIRMAN B. BURDICK: All those in favor,
13 signify by saying aye.

14 THE COMMISSION: Aye.

15 CHAIRMAN B. BURDICK: Opposed?

16 (No response.)

17 CHAIRMAN B. BURDICK: Motion carries. I
18 believe we have Order 2004 on the table now. We
19 have moved -- we have amended 6,000 time amended
20 order, Proposed Order 2004-135, which is on the
21 table and we discussed it and amended. If
22 there's no discussion on it, (indiscernible) --
23 call the question, all those in favor of
24 motion -- of Order 2004 -- adopting Order
25 2004-135 as amended, signify by saying aye?

1 THE COMMISSION: Aye.

2 CHAIRMAN B. BURDICK: Opposed?

3 (No response.)

4 CHAIRMAN B. BURDICK: Motion carries.

5 Entertain a motion to adjourn.

6 VICE CHAIR A. LONG: I would like just say

7 I appreciate everyone's efforts. I would -- I

8 think this order is important enough that I

9 intend to stay, and hopefully, you guys won't

10 need anything. Is this on a disk of some kind?

11 CHAIRMAN B. BURDICK: Guys, if you can have

12 the document...

13 MR. D. SIMMONS: Yeah, I think it's going

14 to make more than a lunch hour. I think it's

15 going to take the afternoon.

16 CHAIRMAN B. BURDICK: Probably the

17 afternoon would be (indiscernible).

18 MS. K. ROBERTSON: We would need a list to

19 change it, yes, so I don't know if we got...

20 VICE CHAIR A. LONG: I mean, I think --

21 before we adjourn, this is all part of the

22 order, I think we need to think about having a

23 meeting next week for the discussion for Lake

24 County because I mean, we need -- I think we

25 need to address getting credentials for us now

1 that are picture IDs and I think recognize
2 maybe -- maybe I should have brought that up
3 before we approved the order, but I think the
4 commission members would have the authority to
5 observe any precinct, any voting place, or
6 however they're going to conduct elections upon
7 the presentation of the proper identification,
8 whether we go together or individually.

9 I think that we need to make provisions for
10 communicating -- we can talk about this between you
11 and as far as getting communications quickly to our
12 people in the field so we can effectively
13 communicate.

14 But I think we need to -- to at least have a
15 face-to-face with the federal election monitors or
16 whatever they're called so that they know who we
17 are, and hopefully, I will have a name -- we've got
18 one appointment to make quickly and maybe this
19 afternoon try to find someone that has some
20 knowledge (indiscernible), maybe in the next three
21 weeks.

22 MR. D. SIMMONS: I don't think we're -- I
23 don't think we're going to make it, I'm sorry.

24 (Tape change.)

25 MR. D. SIMMONS: I'm sorry.

1 CHAIRMAN B. BURDICK: We probably have the
2 power within the order to serve the necessary
3 and proper things.

4 COMMISSION MEMBER T. JOHN: Might I make a
5 suggestion, though -- I mean, I hate -- we've
6 had, and I agree with you, that we've had people
7 put a significant amount of work and it's much
8 appreciated, but this is a fairly Herculean task
9 just looking at my chicken scratch on here, much
10 less -- I mean, this -- would it make more sense
11 to have the commission, or I'm sorry, the
12 Election Division, the co-directors get this,
13 put through, but instead of you guys waiting
14 around until all hours and then driving home in
15 the dark, that we agree for it to be faxed to us
16 and then we each...

17 VICE CHAIR A. LONG: I want -- I would like
18 to have a written signatures on the orders going
19 on. Maybe we can get -- you guys are in
20 Indianapolis. We can use -- the State Police
21 have the obligation -- we used to do that
22 periodically, it could be overnighted to me,
23 faxed to everybody -- we all agree that the
24 language is fine, everything's been done, then
25 overnight the order to me, I sign however many

1 copies, get it to the State Police officers,
2 they would then -- it doesn't take very long to
3 get it to -- four hours they'd be here and you
4 guys sign it and do the same on to Butch, then
5 they bring it back and we get -- we can do that
6 in a day, I think.

7 CHAIRMAN B. BURDICK: That's fine.

8 VICE CHAIR A. LONG: I just think we need
9 to get...

10 CHAIRMAN B. BURDICK: What about putting
11 our signatures on to the pages?

12 VICE CHAIR A. LONG: I think it ought to
13 look like -- exactly that we've all handled the
14 same documents -- and I mean, can -- I think we
15 can go ahead and send unsigned copies on to the
16 folks up in Lake County so they can start
17 preparing for the onslaught.

18 CHAIRMAN B. BURDICK: You can use my
19 stamp -- I mean, I don't mind if -- I'll just
20 sign off -- sign off on the language, make sure
21 the changes are there, and then I authorize the
22 stamp, that's not a problem.

23 MR. B. KING: Mr. Chairman, I just had a
24 moment to consult with my colleague and I think
25 we can put together a version this afternoon

1 that we can e-mail to each member of the
2 commission as well, and e-mail to anyone and who
3 else wants to get that copy.

4 MS. K. ROBERTSON: Or fax.

5 MR. B. KING: Or fax.

6 VICE CHAIR A. LONG: (Indiscernible).

7 COMMISSION MEMBER T. JOHN: Go ahead and
8 send it to (indiscernible).

9 MR. B. KING: But just to say I don't think
10 we would -- I don't think we would send that
11 e-mail until after the four commission members
12 had a chance to -- to double check and make sure
13 it's correct.

14 VICE CHAIR A. LONG: And I trust it will
15 be, I don't know. It's not lawyering.

16 MR. D. SIMMONS: Well, there's a lot to...

17 VICE CHAIR A. LONG: Well, there is a lot.
18 This is one of our better -- one of our better
19 outings, I would say.

20 UNIDENTIFIED SPEAKER: Does anybody
21 anticipate a problem finding most people to
22 do -- to work through this?

23 CHAIRMAN B. BURDICK: Well, nobody asked
24 for the job, but we have to go through some
25 (indiscernible) -- you know how it is, just to

1 get people to volunteer anything so it may be a
2 little more (indiscernible) but...

3 VICE CHAIR A. LONG: I hope we're going to
4 be able to (indiscernible) because that's got
5 three -- three well-trained people.

6 CHAIRMAN B. BURDICK: We'll find some
7 retired judges or something like that that --

8 COMMISSION MEMBER T. JOHN: That, or some
9 people that served previously.

10 COMMISSION MEMBER B. MORGAN: That's what I
11 was recommending, retired prosecutors or retired
12 judges.

13 UNIDENTIFIED SPEAKER: Some people that
14 maybe served, you know, like Laurie Christie and
15 Spence Valentine and other people that might
16 want to do this.

17 VICE CHAIR A. LONG: Formerly been on the
18 commission?

19 UNIDENTIFIED SPEAKER: Yeah, formerly been
20 on the commission.

21 MR. D. SIMMONS: Mr. Chairman?

22 CHAIRMAN B. BURDICK: Yes.

23 MR. B. KOTZAN: May I -- I have a point, a
24 question here?

25 CHAIRMAN B. BURDICK: Who are you?

1 MR. B. KOTZAN: I'm Bruce Kotzan. I
2 represent -- I'm one of the attorneys for George
3 Pabey.

4 CHAIRMAN B. BURDICK: Okay.

5 MR. B. KOTZAN: We would like a hearing for
6 the commission at some point in time because we
7 know there will be issues. We believe there are
8 issues developing as we sit at this point. Some
9 of it being what I would call intrinsic fraud
10 where we would have to develop evidence, but we
11 would like the possibility of having a hearing
12 for some presentation to the commission where we
13 could identify questionable procedures and
14 questionable -- the ballots, if they're asked,
15 key ballots so that they don't just thrown into
16 the general pool.

17 CHAIRMAN B. BURDICK: Well, I think that we
18 have -- one, Commissioner Long made a comment
19 that he would like to consider having a hearing
20 up in Lake County anyway, A.

21 MR. B. KOTZAN: About a week before, that
22 would be possible, or ten days before, however
23 you...

24 CHAIRMAN B. BURDICK: But B, we also in the
25 order have provided a mechanism for all that

1 reporting, which is to -- you know, toll-free
2 telephone, etc., to law enforcement officials.
3 So I mean, we can talk about that -- duly noted
4 your request, and we'll -- we can talk about
5 that or whatever, if that's something that can
6 be worked out or not.

7 VICE CHAIR A. LONG: I think for us to have
8 a hearing, I think you'd have to give us
9 something to have a hearing on.

10 MR. B. KOTZAN: We appreciate that, and we
11 at this point, obviously, though have the
12 affidavits, but we will, I'm sure as this thing
13 is gone -- going forward or some of the -- you
14 read the daily logs and then you have 12 people
15 voting for the same address, I mean, we -- we
16 want to know why --

17 CHAIRMAN B. BURDICK: I think those are
18 things that go to Distribution List B, and I
19 think you have a significant in -- in Daley, and
20 I think that, you know, under --

21 MR. B. KOTZAN: Right.

22 CHAIRMAN B. BURDICK: -- our order, that
23 that -- those are records for anything but to
24 challenge the election, if you choose to
25 challenge it after the fact. I'm not sure I'm

1 comfortable with this body sitting in sort of a
2 prejudging whether that -- you know, just
3 because you want to come in and represent to us
4 that it is so so...

5 MR. B. KOTZAN: No, we don't -- we -- we
6 understand that.

7 CHAIRMAN B. BURDICK: Okay.

8 MR. B. KOTZAN: We just want to be able to
9 identify that so that we know that these are the
10 issues present, and it may -- and it may
11 (indiscernible) that the vote count is such that
12 it'll become insignificant.

13 CHAIRMAN B. BURDICK: Well, let's -- we'll
14 take that under advisement, (indiscernible.)

15 VICE CHAIR A. LONG: It's both sided. If
16 there are issues that are -- yeah, you want to
17 adjourn. We got...

18 CHAIRMAN B. BURDICK: I'd like -- I'd like
19 to move we adjourn, I'm sorry.

20 VICE CHAIR A. LONG: Okay.

21 CHAIRMAN B. BURDICK: I've already
22 cancelled...

23 COMMISSION MEMBER T. JOHN: One quick note,
24 just make -- procedurally, if you're trying to
25 bring something before the Commission, you do it

1 in a way that makes sense for the commission
2 to...

3 VICE CHAIR A. LONG: You (indiscernible)
4 with him (indiscernible).

5 COMMISSION MEMBER T. JOHN: Right.

6 VICE CHAIR A. LONG: I vote we adjourn.

7 (At this time the proceedings were adjourned.)

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25