

**Indiana Election Commission**  
**Minutes**  
**August 6, 2009**

**Members Present:** Thomas E. Wheeler, II, Chairman of the Indiana Election Commission (“Commission”); S. Anthony Long, Vice Chairman of the Commission; Daniel A. Dumezich, member of the Commission; Sarah Steele Riordan, member of the Commission.

**Members Absent:** None

**Staff Attending:** Pamela Potesta, Co-Director of the Indiana Election Division; Dale Simmons, Co-General Counsel of the Election Division; Leslie Barnes, Co-General Counsel of the Election Division; Michelle Thompson, Campaign Finance Co-Director of the Election Division, and Abbey Taylor, Campaign Finance Co-Director of the Election Division.

**1. Call to Order**

The Chair called the August 6, 2009 meeting of the Commission to order at 11:28 a.m. in the Indiana Election Division Conference Room, Indiana Government Center South, Room E-204, at 302 West Washington Street, Indianapolis, Indiana.

The Chair noted that proper notice of the meeting had been given, as required by state law. A copy of the meeting notice and agenda are incorporated by reference in these minutes. *[Copies of all documents incorporated by reference are available for public inspection and copying at the Election Division Office.]*

**2. Transaction of Business**

The Commission transacted the business set forth in the Transcript of Proceedings prepared by Ms. Rhonda J. Hobbs, RPR, of Connor and Associates, Inc. A copy of this document is incorporated by reference in these minutes.


The following corrections of scrivener’s errors in this document are approved by the Commission:

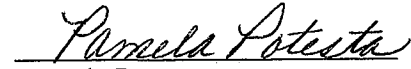
Page 6, line 18, delete “decision” and insert “declaration”.

**3. Adjournment**

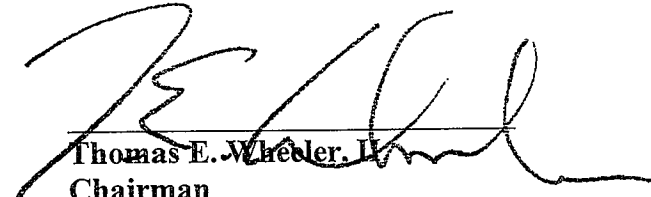
There being no further items on the Commission’s agenda, the Chair entertained a motion to adjourn. Ms. Riordan moved, seconded by Mr. Dumezich, that the Commission do now adjourn. The Chair called the question, and declared that with four members voting “aye” (Mr. Wheeler, Mr. Long, Mr. Dumezich and Ms. Riordan), and no Commission member voting “no,” the motion was adopted and the Commission then adjourned at 11:38 a.m.

Respectfully submitted,

  
J. Bradley King  
Co-Director

  
Pamela Potesta  
Co-Director

**APPROVED:**

  
Thomas E. Wheeler, II  
Chairman

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INDIANA ELECTION COMMISSION  
PUBLIC SESSION NOTICE

Date: August 6, 2009

At: Indiana Government Center South  
Election Division Conference Room  
302 West Washington Street  
Room E-204  
Indianapolis, Indiana 46204

A STENOGRAPHIC RECORD BY:  
Rhonda J. Hobbs, RPR  
Notary Public  
Stenographic Reporter

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**Connor + Associates, Inc.**  
1650 One American Square  
Indianapolis, IN 46282  
(317) 236-6022

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## INDIANA ELECTION COMMISSION

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Mr. Thomas E. Wheeler, II (Chairman)

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Mr. S. Anthony Long, Vice Chairman

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Mr. Daniel A. Dumezich, Commission Member

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Ms. Sarah Steele Riordan, Commission Member

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## INDIANA ELECTION DIVISION

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Mr. Dale Simmons - Co-General Counsel

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Ms. Leslie Barnes - Co-General Counsel

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Ms. Michelle Thompson

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1           **CHAIRMAN T. WHEELER:** I'm going to go ahead  
2 and call the meeting to order. This is a  
3 meeting of the Indiana Election Commission, a  
4 meeting on August 6th of 2009 in the Division  
5 conference room. Present for purposes of quorum  
6 are all of the Election Commission Members,  
7 Sarah Riordan, Dan Dumezich, and Tony Long.

8           And the first item I have on the agenda  
9 is...

10           **VICE CHAIR A. LONG:** Approval of the  
11 minutes.

12           **CHAIRMAN T. WHEELER:** The approval of the  
13 minutes. Do I have a motion to approve the  
14 March 16th, 2009 minutes?

15           **COMMISSIONER S. RIORDAN:** So moved.

16           **CHAIRMAN T. WHEELER:** Do I have a motion  
17 to...

18           **COMMISSIONER D. DUMEZICH:** Second.

19           **CHAIRMAN T. WHEELER:** Actually -- all  
20 right, the motion's been made, do I hear any  
21 further discussion?

22           *(No response.)*

23           **CHAIRMAN T. WHEELER:** None heard, all in  
24 favor, signify by saying aye?

25           **THE COMMISSIONERS:** Aye.

1           **CHAIRMAN T. WHEELER:** Those opposed, same  
2 sign?

3           *(No response.)*

4           **CHAIRMAN T. WHEELER:** Motion carries. I'd  
5 also like to have a motion for the approval of  
6 the minutes of the August 6, 2009 Executive  
7 Session, which I...

8           **VICE CHAIR A. LONG:** So moved.

9           **CHAIRMAN T. WHEELER:** Do I have a second?

10          **COMMISSIONER D. DUMEZICH:** Second.

11          **CHAIRMAN T. WHEELER:** Motion's made and  
12 seconded, any further discussion?

13          *(No response.)*

14          **CHAIRMAN T. WHEELER:** Hearing none, all in  
15 favor, signify by saying aye?

16          **THE COMMISSIONERS:** Aye.

17          **CHAIRMAN T. WHEELER:** Those opposed, same  
18 sign?

19          *(No response.)*

20          **CHAIRMAN T. WHEELER:** Motion carries, the  
21 Executive Session minutes are approved. We have  
22 campaign finance orders.

23          **MS. M. THOMPSON:** Mr. Chairman, and Members  
24 of the Commission, Orders 2009-01 through  
25 2009-309 have been prepared from the actions

1 taken at the March 16th meeting, and these  
2 orders are ready for adoption.

3 CHAIRMAN T. WHEELER: These are the orders  
4 that are coming out of that March 16th meeting;  
5 correct?

6 MS. M. THOMPSON: Correct.

7 CHAIRMAN T. WHEELER: Any comments,  
8 questions?

9 VICE CHAIR A. LONG: Move to approve them.

10 CHAIRMAN T. WHEELER: Motion's been made,  
11 do I have a second?

12 COMMISSIONER D. DUMEZICH: Approve.

13 CHAIRMAN T. WHEELER: Motion's been made  
14 and seconded, any further discussion?

15 *(No response.)*

16 CHAIRMAN T. WHEELER: Hearing none, all in  
17 favor, signify by saying aye?

18 THE COMMISSIONERS: Aye.

19 CHAIRMAN T. WHEELER: Those opposed, same  
20 sign?

21 *(No response.)*

22 CHAIRMAN T. WHEELER: Motion carries.

23 VICE CHAIR A. LONG: One more motion,  
24 because of the number of them, move that they  
25 authorize the affixing of our signature stamps

1 because of the number -- I don't know if you've  
2 got one or not.

3 CHAIRMAN T. WHEELER: Motion's been made,  
4 do I have a second?

5 COMMISSIONER D. DUMEZICH: Second.

6 CHAIRMAN T. WHEELER: All those in favor,  
7 signify by saying aye?

8 THE COMMISSIONERS: Aye.

9 CHAIRMAN T. WHEELER: Those opposed, same  
10 sign?

11 (No response.)

12 CHAIRMAN T. WHEELER: Motion carries. Last  
13 is the approval of forms. Who's doing the  
14 approval of forms?

15 MR. D. SIMMONS: I'll go ahead and start.

16 MS. L. BARNES: You go ahead and start.

17 MR. D. SIMMONS: We have three forms, the  
18 CAN-4 form, which is a decision for a major  
19 party candidate to run in a primary for U.S.  
20 Senate. Last year, it was -- it used to be a  
21 combined form with the senate and governor, last  
22 year we approved it only for governor. We're  
23 not grandfathering the old form, we're just  
24 approving a new form for 2010. The only changes  
25 made were to include the beginning and ending



1 dates for the filing.

2 CHAIRMAN T. WHEELER: Which would be the  
3 May 4th, 2010 -- those dates as well; right?

4 MR. D. SIMMONS: Those dates and the  
5 signature line.

6 CHAIRMAN T. WHEELER: All those dates are  
7 going to change, we have to change all the  
8 dates, okay.

9 VICE CHAIR A. LONG: Move to approve CAN-4.

10 COMMISSIONER D. DUMEZICH: Second it.

11 CHAIRMAN T. WHEELER: Motion's made and  
12 seconded, any further discussion?

13 *(No response.)*

14 CHAIRMAN T. WHEELER: Hearing none, all  
15 those in favor, signify by saying aye?

16 THE COMMISSIONERS: Aye.

17 CHAIRMAN T. WHEELER: Those opposed, same  
18 sign?

19 *(No response.)*

20 CHAIRMAN T. WHEELER: I believe  
21 Commissioner Riordan voted.

22 COMMISSIONER S. RIORDAN: I did, yes, Mr.  
23 Chairman.

24 MR. D. SIMMONS: We also have -- actually,  
25 in the same --

1           **CHAIRMAN T. WHEELER:** School board.

2           **MR. D. SIMMONS:** -- form order, the CAN-19,  
3 which is the petition for independent candidates  
4 all the way from the top of the ballot to the  
5 bottom of the ballot. All we did there was  
6 change the filing date to June 30, 2010, as well  
7 as change the signature dates for the clerks and  
8 voter registration for the signatures.

9           **CHAIRMAN T. WHEELER:** Any questions on the  
10 CAN-19?

11           **VICE CHAIR A. LONG:** Move to approve.

12           **CHAIRMAN T. WHEELER:** Hold on, can we go to  
13 the CAN-34; what did you do there?

14           **MR. D. SIMMONS:** The CAN-34 is the school  
15 board petition.

16           **CHAIRMAN T. WHEELER:** Same thing.

17           **MR. D. SIMMONS:** It's the same thing. We  
18 typically don't put filing dates because it's a  
19 dual purpose form, because if the school board  
20 candidates run in the primary, they run in the  
21 general election, and we just change the dates  
22 for that primary election to 2008.

23           **CHAIRMAN T. WHEELER:** So they can check the  
24 box and use the other one?

25           **MR. D. SIMMONS:** Check the box, and then we

1 change the signature line dates on the back for  
2 the voter registration.

3 VICE CHAIR A. LONG: I move to approve  
4 CAN-19, CAN-34, and Order 2009-310.

5 COMMISSIONER D. DUMEZICH: Second it.

6 CHAIRMAN T. WHEELER: All in favor, signify  
7 by saying aye?

8 THE COMMISSIONERS: Aye.

9 CHAIRMAN T. WHEELER: Those opposed, same  
10 sign?

11 (No response.)

12 CHAIRMAN T. WHEELER: Motion carries. I'll  
13 accept a motion to adjourn?

14 VICE CHAIR A. LONG: So moved.

15 COMMISSIONER D. DUMEZICH: Second it.

16 CHAIRMAN T. WHEELER: All in favor, signify  
17 by saying aye?

18 THE COMMISSIONERS: Aye.

19 CHAIRMAN T. WHEELER: Those opposed, same  
20 sign?

21 (No response.)

22 CHAIRMAN T. WHEELER: Motion carries.

23 Thank you.

24 (At this time the proceedings were  
25 adjourned.)

1 STATE OF INDIANA )  
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3 COUNTY OF HENDRICKS )

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I, Rhonda J. Hobbs, RPR, and a Notary Public and Stenographic Reporter within and for the County of Hendricks, State of Indiana at large, do hereby certify that the transcript is a full, true and correct transcript made from my stenograph notes.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal this 24<sup>th</sup> day of August, 2009.

*Rhonda J. Hobbs*  
NOTARY PUBLIC

My Commission Expires:  
Septemer 12, 2009  
County of Residence:  
Hendricks County