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APPEARANCES:

**Franklin County Prosecutor's Office
Andrea Hofer, Esquire
Assistant Prosecuting Attorney
373 South High Street, 14th Floor
Columbus, Ohio 43215,**

On behalf of the Board.

Also present:

**Erin Gibbons
Jeffrey Mackey**

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Wednesday Morning Session
June 29, 2022
10:04 a.m.

- - -

DEPUTY DIRECTOR PAYNE: I'll go
ahead and take roll.

Kim Marinello.

MEMBER MARINELLO: Here.

DEPUTY DIRECTOR PAYNE: Mike Sexton.

MEMBER SEXTON: Here.

DEPUTY DIRECTOR PAYNE: Doug
Preisse.

CHAIRMAN PREISSE: Here.

DEPUTY DIRECTOR PAYNE: And Josh
Jaffe.

MEMBER JAFFE: Here.

DEPUTY DIRECTOR PAYNE: We have a
quorum.

The first item on the agenda is the
certification of candidates. We received a Supreme
Court ruling on the 24th and a Directive 2022-37
from the Ohio Secretary of State on the 26th. And
I think that's part of your packet, which indicated
that we had, of the six candidates that they
mentioned in the directive, four of them were
Franklin County candidates.

1 And I'll turn it over to Jeff
2 Mackey.

3 MR. MACKEY: So per Directive
4 2022-37 we received from the Secretary of State,
5 staff has reviewed the four petitions that are
6 listed before you on Exhibit A, and found them to
7 be valid and sufficient.

8 Just to make sure everybody's
9 looking at the same Exhibit A, Elizabeth Thien or
10 Thien, she is the write-in candidate, not Bridgette
11 Tupes. Two versions of that floating around, so.

12 MEMBER JAFFE: And the secretary has
13 directed us to send out supplemental ballots to the
14 military voters who have already received their
15 ballots. How many of those are there?

16 DIRECTOR WHITE: There's a total --
17 Sorry.

18 CHAIRMAN PREISSE: You guys calling
19 each other?

20 DIRECTOR WHITE: Sorry about that.

21 There are a total of 116 ballots
22 that, UOCAVA voters that will need to receive a new
23 ballot; 113 of those by email, three will be
24 mailed. And that's how we originally sent those
25 out to those, the original ballot out to those

1 voters.

2 MEMBER SEXTON: And the supplemental
3 ballots only go to the affected districts?

4 DIRECTOR WHITE: Those are the
5 impacted voters that, from our original UOCAVA that
6 we sent out back on June 17th. We sent out 192,
7 and 116 were impacted with this change.

8 CHAIRMAN PREISSE: Will those go
9 with some sort of clarification notification?

10 DIRECTOR WHITE: Yes. So there's a
11 notice that the Ohio Secretary of State sent our
12 office as a part of Directive 2022-37 that we've
13 formatted onto our own letterhead, and that will be
14 sent along with the new ballot --

15 CHAIRMAN PREISSE: And --

16 DIRECTOR WHITE: -- explaining the
17 situation.

18 CHAIRMAN PREISSE: And if we get --
19 How will we handle the receipt of any of those
20 ballots singularly or if two come back?

21 DIRECTOR WHITE: So we've been
22 directed to segregate all ballots. So the original
23 ballot that we sent the voter, if that ballot is
24 returned to us, we will segregate that ballot. And
25 then any new ballots that come to us from the same

1 voter, we'll separate in a separate bin. And then
2 depending on which ballot is sent back, that's the
3 vote -- that's the ballot that we will count for
4 that voter. So if a voter sends back their first
5 ballot, but they don't send back the supplemental
6 ballot, the second ballot that we sent them, we'll
7 count the first. If they send back the second,
8 we'll count the second.

9 DEPUTY DIRECTOR PAYNE: If they send
10 back both, we'll count the second?

11 DIRECTOR WHITE: If they send back
12 both, we'll count the second. But we've been
13 directed to segregate those ballots and not to
14 count those ballots until the eleventh day after
15 the August 2nd election.

16 CHAIRMAN PREISSE: Gotcha.

17 MEMBER JAFFE: In terms of the
18 timing of sending out the supplement, I guess
19 there's a protest hearing date potential on
20 July 5th, so we couldn't send anything out until
21 after that point, is that right?

22 DIRECTOR WHITE: The deadline for
23 protest is on Friday, July -- or excuse me. What
24 day is Friday? The 30th, June 30th. I believe the
25 deadline to submit a protest is this Friday at

1 noon.

2 DEPUTY DIRECTOR PAYNE: It'd be the
3 1st.

4 DIRECTOR WHITE: So if we don't
5 submit -- if we don't get a protest --

6 MEMBER JAFFE: Then we'll move right
7 away.

8 DIRECTOR WHITE: Then we'll proceed
9 with sending out those ballots. If we do receive a
10 protest, then we'll need to hear that protest by
11 Tuesday, July 5th.

12 DEPUTY DIRECTOR PAYNE: And we do
13 already have a meeting scheduled. It would be our
14 regular July meeting for July 5th at 3 o'clock.

15 DIRECTOR WHITE: That's correct.

16 MR. MACKEY: And as usual, since the
17 ballot has changed, we'll send you a new proof to
18 make sure you have a chance to look it over.

19 CHAIRMAN PREISSE: I don't have any
20 further questions.

21 MEMBER SEXTON: All right.

22 Mr. Chairman, on June 24th, 2022, the Ohio Supreme
23 Court issued a decision that requires the Franklin
24 County Board of Elections to certify four
25 additional candidates to the ballot. Therefore I

1 move that the Board certify to the August 2nd, 2022
2 Primary Election ballot those candidates listed on
3 Exhibit A, and that these petitions were found to
4 be valid and sufficient.

5 CHAIRMAN PREISSE: Second.

6 DEPUTY DIRECTOR PAYNE: It's been
7 moved and seconded.

8 All those in favor of the motion,
9 signify by saying aye.

10 (Vote taken.)

11 DEPUTY DIRECTOR PAYNE: All opposed,
12 same sign.

13 (No response.)

14 DEPUTY DIRECTOR PAYNE: Motion
15 carries.

16 I don't believe there's anything
17 else on the agenda.

18 CHAIRMAN PREISSE: Move to adjourn.

19 MEMBER SEXTON: Second.

20 DEPUTY DIRECTOR PAYNE: We're
21 adjourned.

22 - - -

23 Thereupon, the proceedings were adjourned at
24 approximately 10:10 a.m.

25 - - -

C E R T I F I C A T E

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THE STATE OF OHIO:

SS:

COUNTY OF FRANKLIN:

I, Sarah S. Collignon, a Professional Reporter and Notary Public in and for the State of Ohio, do hereby certify that the foregoing is a true, correct, and complete written transcript of the proceedings in this matter;

That the foregoing was taken by me stenographically and transcribed by me with computer-aided transcription;

That the foregoing occurred at the aforementioned time and place;

That I am not an attorney for or relative of either party and have no interest whatsoever in the event of this litigation.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal of office at Columbus, Ohio, this 14th day of August, 2022.

/s/Sarah S. Collignon
Notary Public, State of Ohio

My Commission Expires: January 9, 2025.

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Exhibit A: Candidates Recommended for Certification to the August 3 Special Primary Election

DeMora, William **Ballot Name:** Bill DeMora **Party:** Democratic
STATE SENATOR OHIO SENATE DISTRICT 25

Thien, Elizabeth **Ballot Name:** Elizabeth Thien (Write-In) **Party:** Democratic
STATE SENATOR OHIO SENATE DISTRICT 25

Somani, Anita **Ballot Name:** Anita Somani **Party:** Democratic
STATE REPRESENTATIVE OHIO HOUSE DISTRICT 11

Tupes, Bridgette **Ballot Name:** Bridgette Tupes **Party:** Democratic
STATE CENTRAL COMMITTEE - WOMAN 15th District (D and R)