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Expert Declarations

Expert Declaration of Maxwell Palmer, PhD

Rita Hart v. Mariannette Miller-Meeks

232 Bay State Road

Boston, MA 02215

Maxwell Pal

Maxwell Palmer, PhD

EXPERT DECLARATION OF MAXWELL PALMER

I, Dr. Maxwell Palmer, am over the age of 18, have personal knowledge of the facts stated in this declaration, and can competently testify to their truth.

1. My name is Maxwell Palmer. I am currently an Assistant Professor of Political Science at Boston University. I joined the faculty at Boston University in 2014, after completing my Ph.D. in Political Science at Harvard University. I teach and conduct research on American politics and political methodology.
2. I have published academic work in leading peer-reviewed academic journals, including the *American Political Science Review*, *Journal of Politics*, *Journal of Empirical Legal Studies*, and *Perspectives on Politics*, and my book, *Neighborhood Defenders: Participatory Politics and America's Housing Crisis* was published by Cambridge University Press in 2019. I have also published academic work in the *Ohio State University Law Review*. My curriculum vitae is attached to this report. My published research uses a variety of analytical approaches, including statistics, geographic analysis, and simulations, and data sources including academic surveys, precinct-level election results, voter registration and vote history files, and census data.
3. I have served as a testifying expert witness on numerous cases involving voting restrictions. I testified in *Bethune Hill v. Virginia* before the U.S. District Court for the Eastern District of Virginia (No. 3:14-cv-00852-REP-AWA-BMK); in *Thomas v. Bryant* before the U.S. District Court for the Southern District of Mississippi (No. 3:18-CV-00441-CWR-FKB); in *Chestnut v. Merrill* before the U.S. District Court for the Northern District of Alabama (No. 2:18-cv-00907-KOB); in *Dwight v. Raffensperger* before the U.S. District Court for the Northern District of Georgia (No. 1:18-cv-2869-RWS); and in *Bruni, et al. v. Hughs* before the U.S. District Court for the Southern District of Texas (No. 5:20-cv-35). I worked as a data analyst assisting testifying experts in *Perez v. Perry* before the U.S. District Court for the Western District of Texas (No. 5:11-cv-00360-OLG); in *LULAC v. Edwards Aquifer Authority* before the U.S. District Court for the Western District of Texas (No. 5:12-cv-00620-OLG); in *Harris v. McCrory* before the U.S. District Court for the Middle District of North Carolina (No. 1:13-cv-00949-WO-JEP); in *Guy v. Miller* before the U.S. District Court for the District of Nevada (No. 11-OC-00042-1B); in *In re Senate Joint Resolution of Legislative Apportionment* before the Florida Supreme Court (Nos. 2012-CA-412, 2012-CA-490); and in *Romo v. Detzner* before the Circuit Court of the Second Judicial Circuit in Florida (No. 2012 CA 412).
4. I am being compensated at a rate of \$350/hour for my work in this case. No part of my compensation is dependent upon the conclusions that I reach or the opinions that I offer.
5. I was retained by the contestant Rita Hart in this matter to offer an expert opinion on the different recount procedures employed by each county in Iowa's Second Congressional District, and to opine on how uniform recount procedures could affect the results of the election.

6. I was provided data by contestant's counsel on the initial county canvass and post-recount election results in each county, as well as information on the types of recount procedures used in each county. The initial county canvass results came from the results reported by each county on the Monday or Tuesday after election day. The post-recount election results came from the statewide canvass results.
7. I was asked to evaluate how different recount procedures could affect the total ballots to be counted. I find that the inconsistent use of hand recounts of overvotes and the review of ballots with identifying marks could exclude enough ballots to change the outcome of the election.
8. Iowa's Second Congressional District ("the district") covers twenty-four counties in the southeastern corner of the state. The candidates for election to the House of Representatives in 2020 were Democrat Rita Hart and Republican Mariannette Miller-Meeks. The election was extremely competitive. The initial vote reported 196,815 votes for Hart and 196,862 votes for Miller-Meeks, leading to a 47-vote (0.006%) margin in favor of Miller-Meeks. An additional 20,174 ballots were also cast but not counted for either candidate in the initial results (706 write-in ballots, 225 overvotes, and 19,243 undervotes).
9. Hart requested a recount under state law. Recount procedures varied considerably between counties. Some counties conducted a hand recount of some or all of the ballots, while another county recounted all election day ballots by hand, but only machine counted absentee ballots.
10. In addition, counties adopted different procedures for counting some ballots during the initial canvass. Six counties excluded a total of 37 ballots that arrived in absentee ballot envelopes they deemed unsealed or "opened and resealed"; the other 19 counties did not report any such ballots. Of these 37 excluded ballots, a very high share was concentrated in Johnson County. Johnson County had 23% of the total absentee ballots cast in the election, but 73% (27 of 37) of the absentee ballots excluded due to unsealed envelopes.¹
11. The recount substantially reduced Miller-Meeks' margin of victory over Hart from 47 votes to 6 votes. With a margin of six votes, this election is historically close. Since 1976, only one U.S. House election, the 1984 election in Indiana's 8th district, had a smaller margin (4 votes).²
12. During the district-wide recounts, Hart improved her margin in eleven counties; Miller-Meeks improved hers in three counties; and the margin did not change in ten counties. In seven of these ten counties (Cedar, Lee, Lucas, Van Buren, Wapello, Washington, and Wayne), the vote totals for each candidate did not change after the recount. These counties used relatively limited machine recount procedures that did not include a hand count of overvotes, undervotes, or write in votes.
13. Overall, Hart's vote increased in many counties across the district, including counties that she won, such as Johnson and Clinton, and counties that she lost, such as Davis and Mahaska.

¹ Information on unsealed absentee ballots was provided by counsel.

² Source: MIT Election Data + Science Lab, "U.S. House 1976–2018." <https://doi.org/10.7910/DVN/IG0UN2>

Review of Hand Count v. Machine Count Procedures

14. Hand recounts of overvotes (ballots where the voting machine reports that there are marks for two or more candidates in a contest) are important because people may be able to identify voters' selections in cases where machines cannot. For example, a voter might accidentally select one candidate, and then, realizing their mistake, clearly cross out that selection with a large "X" and select the other candidate instead. A voting machine would record such a ballot as an overvote, but a person can distinguish between the two types of marks and record the vote for the correct candidate.
15. Six counties in the 2nd Congressional District chose to conduct a full hand recount of all overvotes (Appanoose, Clinton, Jefferson, Johnson, Muscatine, Scott). Twelve counties did not recount overvotes by hand, and six counties conducted a partial recount, in which some overvotes were hand counted.³
16. The counties that conducted full hand recounts of the overvote ballots were able to resolve a substantial percentage in favor of one of the two candidates. Before the recount, there were 129 overvote ballots in the seven counties. After the recount, there were 78, a reduction of 51 ballots. This indicates that about 39.5% ballots identified as overvotes by voting machines could be resolved by hand recounting.
17. Across the 18 counties in the district that did not conduct a hand recount of overvotes, there were 97 overvote ballots after the recount.⁴ If election officials in these counties were able to resolve these overvote ballots at the same rate as election officials in the six counties that conducted hand recounts were able to do so, then approximately 38 ballots could be identified in favor of either candidate.

Review of Identifying Marks

18. Four counties (Clinton, Jefferson, Johnson, and Scott) reviewed some or all of their ballots for identifying marks (such as a voter's name or signature) during hand recounts in order to exclude such ballots from counting. In Jefferson County, one ballot for Miller-Meeks was excluded due to identifying marks, and in Johnson County, nine ballots for Hart and five ballots for Miller-Meeks were excluded.⁵ Clinton County rejected at least one ballot but did not report the votes for each candidate that were excluded. Scott County reported that two ballots with overvotes had identifying marks. To my knowledge, the other counties did not exclude ballots with identifying marks, and at least half of counties did not look for identifying marks on any ballots.
19. If the ballots excluded for identifying marks in Jefferson and Johnson counties were included in the recount results, Hart would gain nine votes and Miller-Meeks would gain six votes. This would reduce Miller-Meeks' margin by half, to three votes.

³ I do not have data on which precincts or how many overvote ballots were or were not recounted by hand in Cedar, Clarke, Des Moines, Jasper, Keokuk, and Mahaska counties.

⁴ The recount identified one new overvote ballot in Jasper County, two new overvotes in Marion County, and two fewer overvotes in Cedar County.

⁵ The votes from ballots excluded due to identifying marks were reported to counsel by recount observers in each county.

	Initial County Canvas					Post-Recount					Recount Method	
	Hart	Miller-Meeks	Write-In	Overvote	Undervote	Hart	Miller-Meeks	Write-In	Overvote	Undervote	Overvotes Hand-Counted?	Votes Inspected for Distinguishing Marks?
Appanoose	1,952	4,076	8	8	509	1,952	4,078	8	7	508	Full	Unconfirmed
Cedar	4,629	5,534	17	6	576	4,629	5,534	17	4	577	Partial	Unconfirmed
Clarke	1,637	2,711	13	3	334	1,639	2,712	13	3	330	Partial	Unconfirmed
Clinton	12,989	10,939	38	9	836	12,997	10,945	35	7	833	Full	Yes
Davis	1,128	2,795	7	2	201	1,129	2,795	7	2	200	No	No
Decatur	1,213	2,345	9	3	257	1,215	2,347	9	3	253	No	No
Des Moines	9,265	9,639	62	17	1,099	9,268	9,641	62	17	1,096	Partial	Unconfirmed
Henry	3,607	5,852	23	6	555	3,607	5,857	23	6	551	No	No
Jasper	8,099	11,182	36	4	968	8,099	11,181	36	5	968	Partial	Unconfirmed
Jefferson	4,373	4,227	17	4	388	4,374	4,226	17	3	388	Full	Yes
Johnson	56,124	24,099	68	56	3,851	56,129	24,101	68	36	3,863	Full	Yes
Keokuk	1,570	3,460	8	0	300	1,571	3,461	8	0	297	Partial	Unconfirmed
Lee	6,969	9,145	35	5	675	6,969	9,145	35	5	675	No	No
Louisa	1,917	3,167	10	2	276	1,917	3,169	10	2	273	No	No
Lucas	1,297	2,892	7	3	449	1,297	2,892	7	3	449	No	No
Mahaska	3,074	7,575	26	9	774	3,076	7,575	26	9	772	Partial	Unconfirmed
Marion	6,124	12,147	43	10	1,007	6,124	12,146	43	12	1,006	No	No
Monroe	1,202	2,611	6	0	300	1,203	2,612	6	0	298	No	No
Muscatine	9,719	10,277	37	8	766	9,731	10,279	37	2	764	Full	Unconfirmed
Scott	47,457	41,967	168	44	3,417	47,562	42,046	168	23	3,384	Full	Yes
Van Buren	941	2,759	4	0	100	941	2,759	4	0	100	No	No
Wapello	6,153	8,780	36	14	752	6,153	8,780	36	14	751	No	No
Washington	4,650	6,633	23	12	502	4,650	6,633	23	12	502	No	No
Wayne	726	2,050	5	0	351	726	2,050	5	0	351	No	No
TOTAL	196,815	196,862	706	225	19,243	196,958	196,964	703	175	19,189		

Maxwell Palmer

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232 Bay State Road *Phone:* (617) 358-2654
Boston, MA 02215
- APPOINTMENTS **Boston University**, Boston, Massachusetts
Assistant Professor, Department of Political Science, 2014–Present
Faculty Fellow, Initiative on Cities, 2019–Present
Junior Faculty Fellow, Hariri Institute for Computing, 2017–2020
- EDUCATION **Harvard University**, Cambridge, Massachusetts
Ph.D., Political Science, May 2014.
A.M., Political Science, May 2012.
Bowdoin College, Brunswick, Maine
A.B., Mathematics & Government and Legal Studies, May 2008.
- BOOK *Neighborhood Defenders: Participatory Politics and America's Housing Crisis*
(with Katherine Levine Einstein and David M. Glick). 2019. New York, NY:
Cambridge University Press.
– Selected chapters to be published in *Political Science Quarterly*.
– Reviewed in *Perspectives on Politics*, *Political Science Quarterly*, *Economics 21*, *Public Books*, and *City Journal*.
– Covered in Vox's "The Weeds" podcast, CityLab, Slate's "Gabfest," Curbed, Brookings Institution Up Front.
- REFEREED ARTICLES Godinez Puig, Luisa, Katharine Lusk, David Glick, Katherine L. Einstein, Maxwell Palmer, Stacy Fox, and Monica L. Wang. "Perceptions of Public Health Priorities and Accountability Among US Mayors." *Public Health Reports* (October 2020).
Einstein, Katherine Levine, David M. Glick, and Maxwell Palmer. 2020. "Can Mayors Lead on Climate Change? Evidence from Six Years of Surveys." *The Forum* 18(1).
Ban, Pamela, Maxwell Palmer, and Benjamin Schneer. 2019. "From the Halls of Congress to K Street: Government Experience and its Value for Lobbying." *Legislative Studies Quarterly* 44(4): 713–752.
Palmer, Maxwell and Benjamin Schneer. 2019. "Postpolitical Careers: How Politicians Capitalize on Public Office." *Journal of Politics* 81(2): 670–675.

Einstein, Katherine Levine, Maxwell Palmer, and David M. Glick. 2019. "Who Participates in Local Government? Evidence from Meeting Minutes." *Perspectives on Politics* 17(1): 28–46.

– Winner of the **Heinz Eulau Award**, American Political Science Association, 2020.

Einstein, Katherine Levine, David M. Glick, and Maxwell Palmer. 2019. "City Learning: Evidence of Policy Information Diffusion From a Survey of U.S. Mayors." *Political Research Quarterly* 72(1): 243–258.

Einstein, Katherine Levine, David M. Glick, Maxwell Palmer, and Robert Pres-
sel. 2018. "Do Mayors Run for Higher Office? New Evidence on Progressive
Ambition." *American Politics Research* 48(1) 197–221.

Ansolabehere, Stephen, Maxwell Palmer and Benjamin Schneer. 2018. "Divided
Government and Significant Legislation, A History of Congress from 1789-2010."
Social Science History 42(1): 81–108.

Edwards, Barry, Michael Crespin, Ryan D. Williamson, and Maxwell Palmer.
2017. "Institutional Control of Redistricting and the Geography of Representa-
tion." *Journal of Politics* 79(2): 722–726.

Palmer, Maxwell. 2016. "Does the Chief Justice Make Partisan Appointments
to Special Courts and Panels?" *Journal of Empirical Legal Studies* 13(1): 153–
177.

Palmer, Maxwell and Benjamin Schneer. 2016. "Capitol Gains: The Returns to
Elected Office from Corporate Board Directorships." *Journal of Politics* 78(1):
181–196.

Gerring, John, Maxwell Palmer, Jan Teorell, and Dominic Zarecki. 2015. "De-
mography and Democracy: A Global, District-level Analysis of Electoral Con-
testation." *American Political Science Review* 109(3): 574–591.

OTHER
PUBLICATIONS

Ansolabehere, Stephen and Maxwell Palmer. 2016. "A Two Hundred-Year Sta-
tistical History of the Gerrymander." *Ohio State Law Journal* 77(4): 741–762.

Ansolabehere, Stephen, Maxwell Palmer, and Benjamin Schneer. 2016. "What
Has Congress Done?" in *Governing in a Polarized Age: Elections, Parties, and
Political Representation in America*, eds. Alan Gerber and Eric Schickler. New
York, NY: Cambridge University Press.

POLICY
REPORTS

Glick, David M., Katherine Levine Einstein, Maxwell Palmer, and Stacy Fox.
2020. **COVID-19 Recovery and the Future of Cities**. Research Report. Boston
University Initiative on Cities.

de Benedictis-Kessner, Justin and Maxwell Palmer. 2000. **Got Wheels? How**

Having Access to a Car Impacts Voting. *Democracy Docket*.

Palmer, Maxwell, Katherine Levine Einstein, and David Glick. 2020. *Counting the City: Mayoral Views on the 2020 Census*. Research Report. Boston University Initiative on Cities.

Einstein, Katherine Levine, Maxwell Palmer, Stacy Fox, Marina Berardino, Noah Fischer, Jackson Moore-Otto, Aislinn O'Brien, Marilyn Rutecki and Benjamin Wuesthoff. 2020. *COVID-19 Housing Policy*. Research Report. Boston University Initiative on Cities.

Einstein, Katherine Levine, Maxwell Palmer, David Glick, and Stacy Fox. 2020. *Mayoral Views on Cities' Legislators: How Representative are City Councils?* Research Report. Boston University Initiative on Cities.

Einstein, Katherine Levine and Maxwell Palmer. 2020. "Newton and other communities must reform housing approval process." *The Boston Globe*.

Einstein, Katherine Levine, David Glick, Maxwell Palmer and Stacy Fox. 2020. "2019 Menino Survey of Mayors." Research Report. Boston University Initiative on Cities.

Palmer, Maxwell, Katherine Levine Einstein, David Glick, and Stacy Fox. 2019. *Mayoral Views on Housing Production: Do Planning Goals Match Reality?* Research Report. Boston University Initiative on Cities.

Wilson, Graham, David Glick, Katherine Levine Einstein, Maxwell Palmer, and Stacy Fox. 2019. *Mayoral Views on Economic Incentives: Valuable Tools or a Bad Use of Resources?*. Research Report. Boston University Initiative on Cities

Einstein, Katherine Levine, David Glick, Maxwell Palmer and Stacy Fox. 2019. "2018 Menino Survey of Mayors." Research Report. Boston University Initiative on Cities.

Einstein, Katherine Levine, Katharine Lusk, David Glick, Maxwell Palmer, Christiana McFarland, Leon Andrews, Aliza Wasserman, and Chelsea Jones. 2018. "Mayoral Views on Racism and Discrimination." National League of Cities and Boston University Initiative on Cities.

Einstein, Katherine Levine, David Glick, and Maxwell Palmer. 2018. "As the Trump administration retreats on climate change, US cities are moving forward." *The Conversation*.

Einstein, Katherine Levine, David M. Glick, Maxwell Palmer, and Robert Presel. 2018. "Few big-city mayors see running for higher office as appealing." *LSE United States Politics and Policy Blog*.

Einstein, Katherine Levine, David Glick, and Maxwell Palmer. 2018. "2017

Menino Survey of Mayors.” Research Report. Boston University Initiative on Cities.

Williamson, Ryan D., Michael Crespín, Maxwell Palmer, and Barry C. Edwards. 2017. “This is how to get rid of gerrymandered districts.” *The Washington Post*, Monkey Cage Blog.

Palmer, Maxwell and Benjamin Schneer. 2015. “How and why retired politicians get lucrative appointments on corporate boards.” *The Washington Post*, Monkey Cage Blog.

CURRENT
PROJECTS

“A Partisan Solution to Partisan Gerrymandering: The Define-Combine Procedure” (with Benjamin Schneer and Kevin DeLuca).
– Covered in *Fast Company*

“Driving Turnout: The Effect of Car Ownership on Electoral Participation” (with Justin de Benedictis-Kessner).

“Spreading-One-Quarter Politics: Governors and the Distribution of Federal Opportunity Zones” (with David M. Glick).

“Descended from Immigrants and Revolutionists: How Family Immigration History Shapes Legislative Behavior in Congress” (with James Feigenbaum and Benjamin Schneer).

“The Gender Pay Gap in Congressional Offices” (with Joshua McCrain).

“Who Represents the Renters?” (with Katherine Levine Einstein and Joseph Ornstein).

“Racial Disparities in Local Elections” (with Katherine Levine Einstein).

“Renters in an Ownership Society.” Book Project. With Katherine Levine Einstein.

“Menino Survey of Mayors 2020.” Co-principal investigator with David M. Glick and Katherine Levine Einstein.

GRANTS
AND AWARDS

American Political Science Association, *Heinz Eulau Award*, for the best article published in *Perspectives on Politics* during the previous calendar year, for “Who Participates in Local Government? Evidence from Meeting Minutes.” (with Katherine Levine Einstein and David M. Glick). 2020.

Boston University Initiative on Cities, COVID-19 Research to Action Seed Grant. “How Are Cities Responding to the COVID-19 Housing Crisis?” 2020. \$8,000.

The Rockefeller Foundation, "Menino Survey of Mayors" (Co-principal investigator). 2017. \$325,000.

Hariri Institute for Computing, Boston University. Junior Faculty Fellow. 2017. \$10,000.

The Rockefeller Foundation, "2017 Menino Survey of Mayors" (Co-principal investigator). 2017. \$100,000.

The Center for Finance, Law, and Policy, Boston University, Research Grant for "From the Capitol to the Boardroom: The Returns to Office from Corporate Board Directorships," 2015.

Senator Charles Sumner Prize, Dept. of Government, Harvard University. 2014.

Awarded to the best dissertation "from the legal, political, historical, economic, social or ethnic approach, dealing with means or measures tending toward the prevention of war and the establishment of universal peace."

The Center for American Political Studies, Dissertation Research Fellowship on the Study of the American Republic, 2013–2014.

The Tobin Project, Democracy and Markets Graduate Student Fellowship, 2013–2014.

The Dirksen Congressional Center, Congressional Research Award, 2013.

The Institute for Quantitative Social Science, Conference Travel Grant, 2014.

The Center for American Political Studies, Graduate Seed Grant for "Capitol Gains: The Returns to Elected Office from Corporate Board Directorships," 2014.

The Institute for Quantitative Social Science, Research Grant, 2013.

Bowdoin College: High Honors in Government and Legal Studies; Philo Sherman Bennett Prize for Best Honors Thesis in the Department of Government, 2008.

SELECTED
PRESENTATIONS

"A Partisan Solution to Partisan Gerrymandering: The Define-Combine Procedure." MIT Election Data and Science Lab, 2020.

"Who Represents the Renters?" Local Political Economy Conference, Washington, D.C., 2019.

"Housing and Climate Politics," Sustainable Urban Systems Conference, Boston University 2019.

"Redistricting and Gerrymandering," American Studies Summer Institute, John F. Kennedy Presidential Library and Museum, 2019.

"The Participatory Politics of Housing," Government Accountability Office Seminar, 2018.

"Descended from Immigrants and Revolutionists: How Immigrant Experience Shapes Immigration Votes in Congress," Congress and History Conference, Princeton University, 2018.

"Identifying Gerrymanders at the Micro- and Macro-Level." Hariri Institute for Computing, Boston University, 2018.

"How Institutions Enable NIMBYism and Obstruct Development," Boston Area Research Initiative Spring Conference, Northeastern University, 2017.

"Congressional Gridlock," American Studies Summer Institute, John F. Kennedy Presidential Library and Museum, 2016.

"Capitol Gains: The Returns to Elected Office from Corporate Board Directorships," Microeconomics Seminar, Department of Economics, Boston University, 2015.

"A Two Hundred-Year Statistical History of the Gerrymander," Congress and History Conference, Vanderbilt University, 2015.

"A New (Old) Standard for Geographic Gerrymandering," Harvard Ash Center Workshop: How Data is Helping Us Understand Voting Rights After Shelby County, 2015.

"Capitol Gains: The Returns to Elected Office from Corporate Board Directorships," Boston University Center for Finance, Law, and Policy, 2015.

"Capitol Gains: The Returns to Elected Office from Corporate Board Directorships," Bowdoin College, 2014.

American Political Science Association: 2013, 2014, 2015, 2016, 2018, 2019, 2020

Midwestern Political Science Association: 2012, 2013, 2014, 2017, 2019

Southern Political Science Association: 2015, 2018

European Political Science Association: 2015

EXPERT
TESTIMONY

Bethune-Hill v. Virginia (3:14-cv-00852-REP-AWA-BMK), U.S. District Court for the Eastern District of Virginia. Prepared expert reports and testified on racial predominance and racially polarized voting in selected districts of the 2011 Virginia House of Delegates map. (2017)

Thomas v. Bryant (3:18-CV-441-CWR-FKB), U.S. District Court for the Southern District of Mississippi. Prepared expert reports and testified on racially polarized voting in a district of the 2012 Mississippi State Senate map. (2018-2019)

Chestnut v. Merrill (2:18-cv-00907-KOB), U.S. District Court for the Northern District of Alabama. Prepared expert reports and testified on racially polarized voting in selected districts of the 2011 Alabama congressional district map. (2019)

Dwight v. Raffensperger (No. 1:18-cv-2869-RWS), U.S. District Court for the Northern District of Georgia. Prepared expert reports and testified on racially polarized voting in selected districts of the 2011 Georgia congressional district map. (2019)

Bruni, et al. v. Hughs (No. 5:20-cv-35), U.S. District Court for the Southern District of Texas. Prepared expert reports and testified on the use of straight-ticket voting by race and racially polarized voting in Texas. (2020)

The General Court of the Commonwealth of Massachusetts, Joint Committee on Housing, Hearing on Housing Production Legislation. May 14, 2019. Testified on the role of public meetings in housing production.

TEACHING

Boston University

- *Introduction to American Politics* (Fall 2014, Fall 2015, Fall 2016, Fall 2017, Spring 2019, Fall 2019, Fall 2020)
- *Congress and Its Critics* (Fall 2014, Spring 2015, Spring 2017, Spring 2019)
- *Formal Political Theory* (Spring 2015, Spring 2017, Fall 2019, Fall 2020)
- *Data Science for Politics* (Spring 2020)
- *Prohibition, Regulation, and Bureaucracy* (Fall 2015)
- *Political Analysis (Graduate Seminar)* (Fall 2016, Fall 2017)
- *Graduate Research Workshop* (Fall 2019, Spring 2020)

SERVICE

Boston University

- Undergraduate Assessment Working Group, 2020-
- Initiative on Cities Faculty Advisory Board, 2020-
- College of Arts and Sciences
 - Search Committee for the Faculty Director of the Initiative on Cities, 2020-
 - General Education Curriculum Committee, 2017-2018.
- Department of Political Science

- Director of Advanced Programs (Honors & B.A./M.A.). 2020–.
- Comprehensive Exam Committee, American Politics, 2019.
- Comprehensive Exam Committee, Political Methodology, 2016, 2017.
- Co-organizer, Research in American Politics Workshop, 2016–2018.
- American Politics Search Committee, 2017.
- American Politics Search Committee, 2016.
- Graduate Program Committee, 2014–2015, 2018–2019.

Co-organizer, *Boston University Local Political Economy Conference*, August 29, 2018.

Editorial Board Member, *Legislative Studies Quarterly*, 2020–Present

Malcolm Jewell Best Graduate Student Paper Award Committee, Southern Political Science Association, 2019.

Reviewer: *American Journal of Political Science*; *American Political Science Review*; *Journal of Politics*; *Quarterly Journal of Political Science*; *Political Analysis*; *Legislative Studies Quarterly*; *Public Choice*; *Political Science Research and Methods*; *Journal of Law, Economics and Organization*; *Election Law Journal*; *Journal of Empirical Legal Studies*; *Applied Geography*; *PS: Political Science & Politics*; Cambridge University Press; Oxford University Press.

Arlington Election Reform Committee Member, August 2019–Present.

Coordinator, *Harvard Election Data Archive*, 2011–2014.

OTHER
EXPERIENCE

Charles River Associates, Boston, Massachusetts 2008–2010

Associate, Energy & Environment Practice

Economic consulting in the energy sector for electric and gas utilities, private equity, and electric generation owners. Specialized in Financial Modeling, Resource Planning, Regulatory Support, Price Forecasting, and Policy Analysis.

Updated December 17, 2020

Recount Board Affidavits

**AFFIDAVIT OF CONNIE ALT
CEDAR COUNTY**

I, Connie Alt, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 19-20, 2020, I served as a Recount Board Designee in Cedar County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount") in Cedar county.
4. Different recounting methods were used depending on the type of ballot being recounted.
5. Absentee ballots were recounted by hand by the Recount Board. By "recounted by hand" or "hand counted," I am referring to the process by which Recount Board members look at a ballot individually to discern the voter's intent.
6. We conducted the hand count by first sorting all the ballots between the candidates, undervotes, overvotes and write-ins. We then counted each of the 5 categories of ballots. On the undervote, overvote and write-in ballots, we looked at voter intent and reached consensus.
7. Ballots submitted in person on November 3, 2020 ("election day ballots") were recounted by machine.
8. The auditor's staff inserted these ballots into the machines. They then showed us the computer printout of the candidate count and overvote, undervote and write-in counts so we could record the computer counts. This went on simultaneously to the hand recounting that the Recount Board was conducting.
9. The undervote, overvote and write-in ballots were not reviewed by the Recount Board for election day ballots.
10. I did not inspect any Election Day ballot individually to determine how or whether a ballot should be counted, nor did I observe any other members of the Recount Board do so.
11. I did not inspect, review or disqualify any election day ballots due to identifying or stray marks.



12. I did not inspect, review or disqualify any election day ballots based on a write-in vote.

13. I know from our review of the absentee ballots that there were ballots that were not counted initially because they were run through the voting machine, but when we hand counted, we were able to determine voter intent and include them in the count. Because of directives we received from the Secretary of State, it was the Recount Board's understanding that because we machine counted the Election Day votes we could not evaluate voter intent on the undervote, overvote, or write-in ballots.

STATE OF IOWA)
)ss:
COUNTY OF POLK)

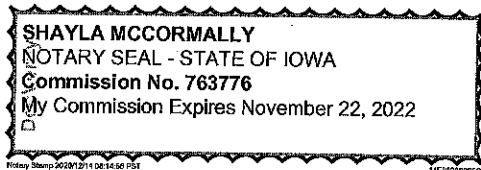
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.


Signed this 12/14/2020

Connie Alt
Signed on 20201214 07:14:36 -000

CONNIE ALT

Signed and sworn before me on 12/14/2020 by Connie Alt making the above statement. This document was notarized using communication technology.




Notary Public



**AFFIDAVIT OF MICHAEL BIDERMAN
MARION COUNTY**

I, Michael Biderman, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.

2. On November 19-20, 2020, I served as a Recount Board Designee in Marion County.

3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").

4. The recount was conducted entirely by machine. The Auditor's staff opened the sealed ballot boxes and handled the ballots. They ran the ballots through the machines finishing one precinct at a time. Some precincts contained more than one box and the boxes were counted one at a time.

5. No ballots were hand counted in connection with the recount with the possible exception of the process described in paragraph 11. By "hand counted," I am referring to the process by which Recount Board members look at a ballot individually to discern the voter's intent.

6. If a machine was unable to read a ballot for any reason during the recount, that ballot was not counted or included in a candidate's vote totals for the recount. The exception to this would be when a ballot was damaged in the storage or counting process. An example would be if a ballot had a tear or a fold that rendered it unreadable by the machine. In these cases the auditor would fix the ballot such as by taping a tear to make it readable. If this did not work the 3 person panel would create an exact replica of the ballot so that the machine could read it. The damaged and copied ballots were appropriately marked to ensure that they were not double counted.

7. I did not inspect any ballot individually to determine how or whether a ballot should be counted, nor did I observe any other members of the Recount Board do so, even if a machine was unable to read the ballot. The exceptions to this would be the process described in paragraphs 6 & 11. Even if we saw that a ballot was read by the machine as an overvote and had a clear mark, we let the machine continue to count it as an overvote because that is how it was counted on Election Day.

8. I did not inspect, review or disqualify any ballots due to identifying or stray marks.

9. I did not inspect, review or disqualify any ballots based on a write-in vote.



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10. In the absentee ballot precinct box numbered "6" we found a discrepancy in the number of ballots. "Box 6" was sealed after Election Day and was labeled as having 457 total ballots inside. Upon recounting "Box 6", 466 ballots were counted. We ran them through the machine again and confirmed that "Box 6" contained 466 ballots. The extra nine ballots were at the end of the stack of ballots. The count of the first 457 ballots matched the Election Day count of ballot box, which was 163 votes for Miller-Meeks, 265 votes for Hart and 0 write ins.

11. The 3-person Recount Board did a visual inspection of the 9 extra ballots. These ballots included five votes for Rita Hart, three votes for Mariannette Miller-Meeks and one blank ballot in the U.S. House race.

12. The Auditor called the Secretary of State and received the instruction that the nine ballots should be excluded from the recount.

13. A vote was taken by the Recount Board regarding whether to count the 9 extra ballots. I voted to count the 9 extra ballots and the other two Board members voted against counting the 9 extra ballots because they did not believe the Recount Board had the authority to count ballot that were not counted on election day in a recount. The decision not to count these 9 ballots was not due to any belief that the ballots were invalid.

14. The nine extra ballots from "Box 6" would have changed the Election Day count but were ultimately not counted in the final results after the Board's vote. Therefore, nine ballots that were not counted in the final tally included five votes for Rita Hart, three votes for Mariannette Miller-Meeks and one blank ballot in the U.S. House Race.

15. Those nine ballots were subsequently removed and put in a separate sealed box. The 3 members of the Recount Board memorialized the issue in a joint signed statement. In addition, the Recount Board had the auditor run the 9 extra ballots separately through the counting machine following the final count to memorialize what the count would have been in those ballots through a machine tabulation. Both the machine tabulation of the 9 ballots and the joint statement were placed in the separate box with the 9 ballots before it was sealed. The signed joint statement of the Recount Board is attached as Exhibit A.



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Exhibit A

On Friday, Nov 20, 2020, the Board recounting ballots in Madison County discovered that Batch 6 of the absentee votes contained 466 ballots rather than the 457 ballots reported on the election day report. We understood that 9 uncounted votes accounted for this difference.

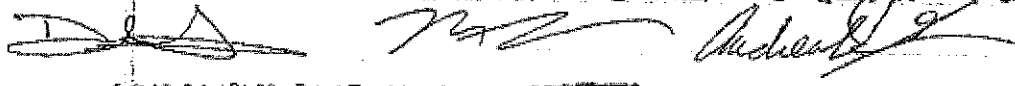
The Board had the Auditor remove the 9 suspected additional ballots and re-run the Batch 6 ballots, which totaled the 457 votes. The report for that tabulation showed 163 votes for Miller-Meeks, 265 votes for Hart, and 0 write ins. This matched the election day report. All of the other 29 election day reports ~~matched~~ for the absentee ballots matched the recount reports.

The majority of the Board, Dan Hutink and Andrew Green, did not believe the Board had the authority to count ~~votes~~ ^{ballots} that were not counted on election day and voted not to include the ballots in the recount tally. Mike Biderman voted to include the 9 ballots and took the position that they should have been counted as they were part of the sealed Batch 6 of absentee ballots.

To preserve the issue, the Board agreed to separately tabulate the 9 ballots by machine.

The results were:

9 total 3 Miller-Meeks 5 HART 0 WRITE IN 1 UNREGISTERED



9 ONE DAMAGED BALLOT AND TO BE ~~RECOUNTED~~ IDENTIFIED



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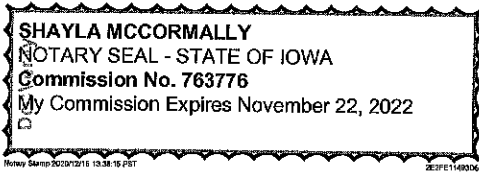
STATE OF IOWA)
)ss:
COUNTY OF POLK)

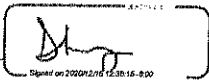
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 12/15/2020.


Signed on 2020/12/15 12:20:15 -0500
MICHAEL BIDERMAN

Signed and sworn before me on 12/15/2020 by Michael Biderman making the above statement. This document was notarized using communication technologies.




Signed on 2020/12/15 12:35:15 -0500
Notary Public

**AFFIDAVIT OF PAULA BUCKMAN
LOUISA COUNTY**

I, Paula Buckman, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 20, 2020 and November 23, 2020, I served as a Recount Board Designee in Louisa County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
4. The recount was conducted entirely by machine. The precinct packets were opened by the members of the recount team. The three individuals involved in the recount counted the ballots into groups of 25 and compared the total to the precinct total. The ballots were handed to the Auditor's staff in groups of 25 to run through the machine. The machine totals were verified with each group of 25 processed. Once all the ballots from a precinct had been processed, the Auditor's staff ran reports summarizing the results. I recorded the results on the recount tally sheet provided.
5. No ballots were hand counted in connection with the recount. By "hand counted," I am referring to the process by which Recount Board members look at a ballot individually to discern the voter's intent.
6. If a ballot was not read by the machine, for example due to a tear or fold on the ballot, it was run through again by the Auditor's staff until it was accepted. The recount team verified that all ballots from the precinct were read and processed by the machine. It was not until all the precinct's ballots were processed and the reports run, were we able to see if there was any change in the votes or undervotes. A recount team member returned the ballots to the precinct bag as they were processed and no team member reviewed them after they were processed.
7. I did not inspect any ballot individually to determine how or whether a ballot should be counted, nor did I observe any other members of the Recount Board do so.
8. I did not inspect, review or disqualify any ballots due to identifying or stray marks.
9. I did not inspect, review or disqualify any ballots based on a write-in vote.


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STATE OF IOWA)
)ss:
COUNTY OF POLK)

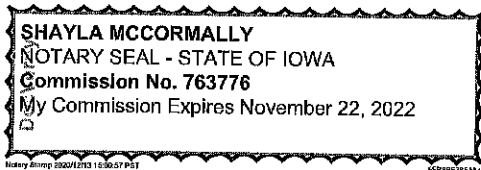
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

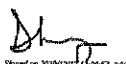
Signed this 13 day of December, 2020.


Signed on 2020/12/13 14:00:57 -0500

PAULA BUCKMAN

Signed and sworn before me on 12/13/2020 by Paula Buckman making the above statement. This notarial act was completed using communication technologies.




Signed on 2020/12/13 14:00:57 -0500

Notary Public



**AFFIDAVIT OF LUANN COLOSIMO
MONROE COUNTY**

I, LuAnn Colosimo, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 19, 2020, I served as a Recount Board Designee in Monroe County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
4. The recount was conducted entirely by machine. Ballot packages were opened and counted precinct-by-precinct. I took ballots from the sealed bags, counted the ballots and compared to the recorded count. I then watched as the county auditor and staff ran the ballots through the voting machine. We had two ballots that could not be read by the machine due to stray marks. They were reviewed by the board members and we agreed that voter intent was clear and one was counted for each candidate. One ballot was duplicated on election night. During the recount the machine would not read it. We duplicated it again and it was read. After verifying the total ballot count was correct, we re-sealed the ballots in their precinct bags.
5. Only two ballots were hand counted in connection with the recount. By "hand counted," I am referring to the process by which Recount Board members look at a ballot individually to discern the voter's intent.
6. I did not inspect, review or disqualify any ballots due to identifying marks.
7. I did not inspect, review or disqualify any ballots based on a write-in vote.

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STATE OF IOWA)
)ss:
COUNTY OF POLK)

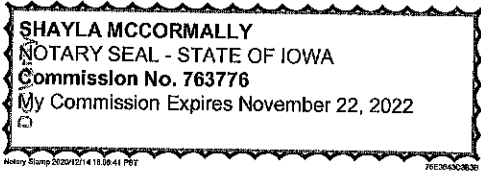
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 12/14/2020

LuAnn Colosimo
Signed on 2020/12/14 15:06:47 -000

LUANN COLOSIMO

Signed and sworn before me on 12/14/2020 by LuAnn Colosimo making the above statement. This document was notarized using communication technology.



Shayla McCormally
Signed on 2020/12/14 15:08:41 -000
Notary Public

**AFFIDAVIT OF JESSICA GLICK
MUSCATINE COUNTY**

I, Jessica Glick, under oath affirm and state under penalty of perjury that the following is true and correct:

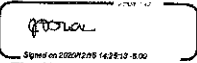
1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 20-22, 2020, I served as a Recount Board Designee in Muscatine County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
4. The recount was conducted by a review of all ballots by the board members and by using the machine to assist the tally of votes.
5. The Auditor's staff opened the ballot packages one precinct at a time. Each individual package was referred to as a "batch" since many precincts had more than one ballot package.
6. The Recount Board members took the batch of ballots and divided them into piles for overvotes, undervotes, write-ins and clear intent pile (both candidates together in one pile).
7. For Election Day ballots, we would then review any overvotes, undervotes, write-ins or otherwise questionable ballots (including stray marks, pencil, etc.) and determine which, if any, should be counted toward a candidate. We assigned those votes, ran the batch through the machine to count and then reconciled our count with the machine count.
8. For Absentee ballots, we separated the batches into piles for overvotes, undervotes, write-ins and then a pile for each candidate. We reviewed any overvotes, undervotes, write-ins or otherwise questionable ballots (including stray marks, pencil, etc.) and determine which, if any, should be counted toward a candidate. We then assigned those votes and individually counted each pile. We then ran the batches through the machine to count, reconciling our count with the machine each time to ensure votes were counted consistently with what the Recount Board had determined. Each batch of Absentee ballots was treated this same way.
9. Through the process, we agreed that we would count every ballot that we received even if the totals showed more than the count from Election Day. When our count did not match the machine, we would recount and agree if the number was different. We counted all of the ballots secured by the Auditor's staff from the election and our count showed there were six more ballots that were counted in the Election Day count.



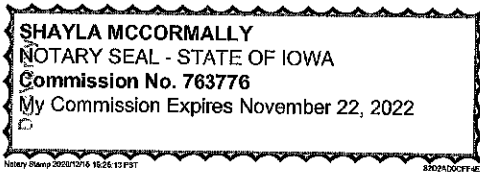
STATE OF IOWA)
)ss:
COUNTY OF POLK)


I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 12/15/2020.


Signed on 2020/12/15 14:28:12 -8:00
JESSICA GLICK

Signed and sworn before me on 12/15/2020 by Jessica Glick making the above statement.




Signed on 2020/12/15 14:26:13 -8:00
Notary Public

**AFFIDAVIT OF DAVID HELMAN
HENRY COUNTY**

I, David Helman, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 23 and 24, 2020, I served as a Recount Board Designee in Henry County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
4. The recount was conducted entirely by machine. However, the machine we used to count all of the ballots was not the same machine that was used at the precinct polling locations on Election Day in Henry County. In the recount we used for all ballots the machine the auditor had used to count just the absentee ballots originally. The Auditor, Shelly Barber, told me after the Recount Board had adjourned that the machine used in the recount was newer, faster and more sensitive.
5. No ballots were hand counted in connection with the recount. By "hand counted," I am referring to the process by which Recount Board members look at a ballot individually to discern the voter's intent.
6. If the machine was unable to read a ballot for any reason during the recount, that ballot was not counted or included in a candidate's vote totals for the recount. During the recount the Auditor's assigned employee, Robin Dietrich, operating the count machine advised there were two unreadable ballots due to visible damage to the ballot. She provided to the three-member Recount Board a blank ballot from the two relevant precincts. The third member of the Board transcribed the votes from the damaged ballot to the new ballot while the Miller-Meeks representative and I observed. We all approved the transcription and handed the ballot to Dietrich. The machine was able to read the two new transcribed ballots. We observed Dietrich prominently mark the damaged ballots as "damaged" and place them distant from the machine.
7. I did not inspect any ballot, beyond the two that were damaged, individually to determine how or whether a ballot should be counted, nor did I observe any other members of the Recount Board do so, even if a machine was unable to read the vote.
8. I did not inspect, review or disqualify any ballots due to identifying or stray marks.
9. I did not inspect, review or disqualify any ballots based on a write-in candidate.



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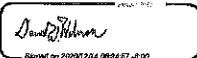
10. Robin Dietrich operated the machine. After each precinct recount she looked to the machine screen and advised if the total of votes recounted was consistent with the number that had been provided to the members of the Recount Board. At no time did any Recount Board member observe the screen. Dietrich did not advise, nor did we request, a breakdown of the count within the total number. All precinct numbers reconciled with the exception of the Southwest precinct where Dietrich told us the report was showing one vote less as the screen was showing one vote as "blank." That was her word and we were puzzled as there was no reporting category called "blank." We moved on and adjourned with the understanding that the machine recount total was one less than the number we were provided. Throughout the process the total Miller-Meeks vote for the Southwest precinct was always 336 and the number of Hart votes 86, undervotes 30, write-ins 1 and overvotes 1.

After the Recount Board adjourned, I telephoned the Auditor's Office and spoke with Dietrich who e-mailed me a copy of the final results as reported to the Secretary of State. I learned that the Miller-Meeks vote had increased by one, to 337 but that the Hart vote had not changed. What transpired in bringing about this one added Miller-Meeks Southwest precinct vote did not occur during the time the Recount Board was convened as best I can determine or recall. If it was the "blank" vote that moved to the Miller-Meeks vote this is not an action that I recall occurred while the Recount Board was convened.

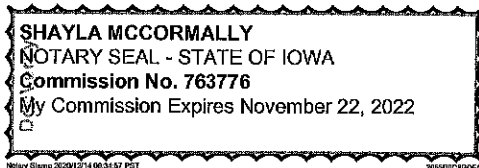
STATE OF IOWA)
)ss:
 COUNTY OF POLK)

I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 12/14/2020


Signed on 20201214 08:47:40
 DAVID HELMAN

Signed and sworn before me on 12/14/2020 by David Helman making the above statement. This document was notarized using communication technology.




Signed on 20201214 08:47:40
 Notary Public

**AFFIDAVIT OF SANDRA JOHNSON
WASHINGTON COUNTY**

I, Sandra Johnson, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 19-20, 2020, I served as a Recount Board Designee in Washington County ("my county").
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
4. The recount was conducted entirely by machine. The Auditor's staff handled the ballots and operated the machines. Ballot packages were opened and counted precinct-by-precinct.
5. No ballots were hand counted in connection with the recount. By "hand counted," I am referring to the process by which Recount Board members look at a ballot individually to discern the voter's intent.
6. If a machine was unable to read a ballot for any reason during the recount, that ballot was not counted or included in a candidate's vote totals for the recount.
7. I did not inspect any ballot individually to determine how or whether a ballot should be counted, nor did I observe any other members of the Recount Board do so, even if a machine was unable to read the ballot.
8. I did not inspect, review or disqualify any ballots due to identifying or stray marks.
9. I did inspect, review or disqualify any ballots based on a write-in vote.

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STATE OF IOWA)
)ss:
COUNTY OF Washington)

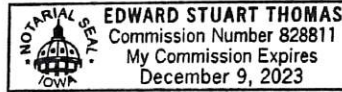
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 15th day of December, 2020.

Sandra Johnson
SANDRA JOHNSON

Signed and sworn before me on 12-15-2020 by Sandra Johnson making the above statement.

Edward Stuart Thomas
Notary Public



**AFFIDAVIT OF BRIAN METCALF
MUSCATINE COUNTY**

I, Brian Metcalf, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.

2. On November 20-22, 2020, I served as a Recount Board Designee in Muscatine County.

3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").

4. The recount was conducted by a review of all ballots by the board members and by using the machine to assist the tally of votes.

5. The Auditor's staff opened the ballot packages one precinct at a time. Each individual package was referred to as a "batch" since many precincts had more than one ballot package.

6. The Recount Board members took the batch ballots and divided them in to piles for overvotes, undervotes, write-ins and clear intent pile (both candidates together in one pile).

7. For Election Day ballots, we would then review any overvotes, undervotes, write-ins or otherwise questionable ballot (including stray marks, pencil, etc.) and determine which, if any, should be counted toward a candidate. We assigned those votes, ran the batch through the machine to count and then reconciled our count with the machine count.

8. For Absentee ballots, we separated the batches into piles for overvotes, undervotes, write-ins and then a pile for each candidate. We reviewed any overvotes, undervotes, write-ins or otherwise questionable ballot (including stray marks, pencil, etc.) and determine which, if any, should be counted toward a candidate. We then assigned those votes and individually counted each pile. We then ran the batches through the machine to count, reconciling our count with the machine each time to ensure votes were counted consistently with what the Recount Board had determined. Each batch of Absentee ballots was treated this same way.

9. Through the process, we agreed that we would count every ballot that we received even if the totals showed more than the count from Election Day. When our count did not match the machine, we would recount and agree if the number was different. We counted all of the ballots secured by the Auditor's staff from the election and our count showed there were six more ballots that were counted in the Election Day count.

STATE OF IOWA)

COUNTY OF MUSCATINE)ss:

I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 15th day of December, 2020.

Brian Metcalf

Brian Metcalf

Signed and sworn before me on December 15, 2020 by Brian Metcalf making the above statement.

Amanda Wagg

Notary Public



AFFIDAVIT OF WILLIAM D. MORAIN, M.D.
DECATUR COUNTY

I, William D. Morain, M.D. under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 20, 2020, I served as a Recount Board Designee in Decatur County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
4. The recount was conducted entirely by machine. The auditor's staff grouped the ballots into groups of 25 ballots and then fed each grouping into the machine 25 at a time. As ballots came out of the machine, those 25 were passed around for all three recount board members to examine in the single site for election for Iowa's 2nd Congressional District.
5. I did not disqualify any ballots due to identifying or stray marks.
6. Any machine used in connection with the recount was programed to use the same voting equipment program that was used on election day.
7. The final count demonstrated the addition of two (2) votes each for Mirianette Miller-Meeks and Rita Hart.

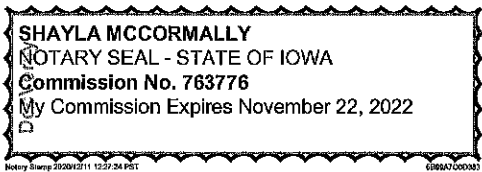
STATE OF IOWA)
)ss:
COUNTY OF POLK)

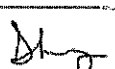
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 12/11/2020.


Signed on 2020/12/11 11:27:24 -000
WILLIAM D. MORAIN, M.D.

Signed and sworn before me on 12/11/2020 by William D. Morain, M.D., making the above statement. This notarization was completed using communication technology.



Notary Public 
Signed on 2020/12/11 11:27:24 -000

FB9D6050-909C-4DCC-B97A-6FDA4A6DEE9D ... 2020/12/11 11:12:12 -9:00 ... Remote Notary



**AFFIDAVIT OF JOHN A. NAHRA
SCOTT COUNTY**

I, John A. Nahra, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. I served as a judge in Iowa for approximately 24 years as a District Associate Judge, District Court Judge, Chief District Court Judge (1997-2003) and Senior Judge for the 7th Judicial District of the State of Iowa.
3. From November 17 to 24, 2020, I served as a Recount Board Designee in Scott County ("my county"). I was not designated by one of the candidates, rather the representatives of the candidates mutually agreed on my selection.
4. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
5. The recount was conducted by machine, but any ballot that a machine separated out because the machine was unable to read it, or the ballot had a write-in vote was counted by hand.
6. The County Auditor's staff opened sealed boxes of voted ballots and ran stacks of ballots through two voting machines. Each machine tallied the votes it could read and separated out votes that the machine could not read.
7. Machines in my county were programed to separate out write-in votes, overvotes, and ballots with stray marks in the "voting target" area, which is the oval that voters are supposed to fill in to mark their votes. The machine was not programed to separate out undervotes.
8. If a machine was unable to read a particular ballot, the machine would sort it into a tray for unreadable ballots or a tray for write-in votes. The recount board reviewed these ballots reviewing the votes for the 2nd Congressional District race for the intent of the voter. If there was disagreement about voter intent the Recount Board would discuss the ballot and decide the vote using the Recount Board's understanding of Iowa law and regulations. If there was a disagreement, the majority of the board would decide.
9. The process described above was proposed by the Recount Board Member designated by Mariannette Miller-Meeks. I and the Board Member designated by Rita Hart consented to this process. Late on the second day of the Recount I suggested that each Board member sign the tally sheets for the precincts completed. At this time the member designated by Miller-Meeks refused to sign without the approval of the Miller-Meeks campaign or



representative. A rigorous discussion took place and concluded when I suggested we start the Recount over and begin a hand count of each ballot. Ian Russell, the Rita Hart representative, agreed. The Miller- Meeks designee refused, asserting he would quit if we insisted on a hand count. We closed for the day with the suggestion that each member review and reconsider their position. Upon arrival on the 3rd day the Miller- Meeks designee announced he was resigning from the Recount Board.

10. For the votes cast on election day in a few precincts, after the machine had tallied the ballots, the Recount Board went by hand to look for any overvotes or undervotes in the race that should actually have been candidate votes. However, for most election day votes and all absentee votes, I did not inspect machine counted ballots individually to determine how or whether a ballot should be counted, nor did I observe any other members of the Recount Board do so, other than the ballots the machine separated out.

11. Other than ballots that could not be read by a machine and for the votes cast on election day in a few precincts, I did not inspect, review or disqualify ballots for identifying or stray marks nor did I observe any other members of the Recount Board do so.

12. The machine separated out write in votes. I did not inspect, review, or disqualify any other ballots based on a write in vote nor did I observe any other members of the Recount Board do so.

13. Upon opening a box containing the ballots associated with precinct D23, the recount board encountered two ballots we believed had not been counted in the initial canvass. Associated with these ballots were the notes attached as **Exhibit A** and **Exhibit B** explaining that each of these ballots was a "curbside" vote that the election day poll worker had mistakenly failed to count.

14. Both of these ballots contained votes for Rita Hart for U.S. Representative.

15. The Recount Board solicited the guidance of the Iowa Secretary of State's office and were advised that the ballots should not be counted in the recount but could be counted in the case of an election contest.

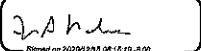
16. Although the Recount Board believed these ballots were lawfully cast and knew of no reason to disqualify them, the Recount Board believed that it was outside of its purview to include ballots in the recount tally if those ballots had not been counted in the original canvass.



STATE OF IOWA)
)ss:
COUNTY OF POLK)

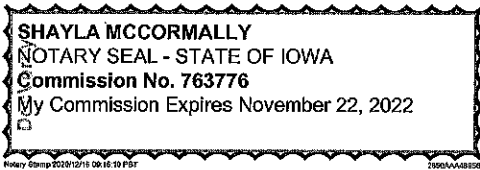
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.
12/15/2020

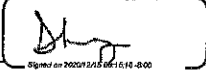
Signed this _____.


Signed on 2020/12/15 06:16:10 -000
JOHN A. NAHRA

12/15/2020

Signed and sworn before me on _____ by John A. Nahra making the above statement. This document was notarized using communication technology.

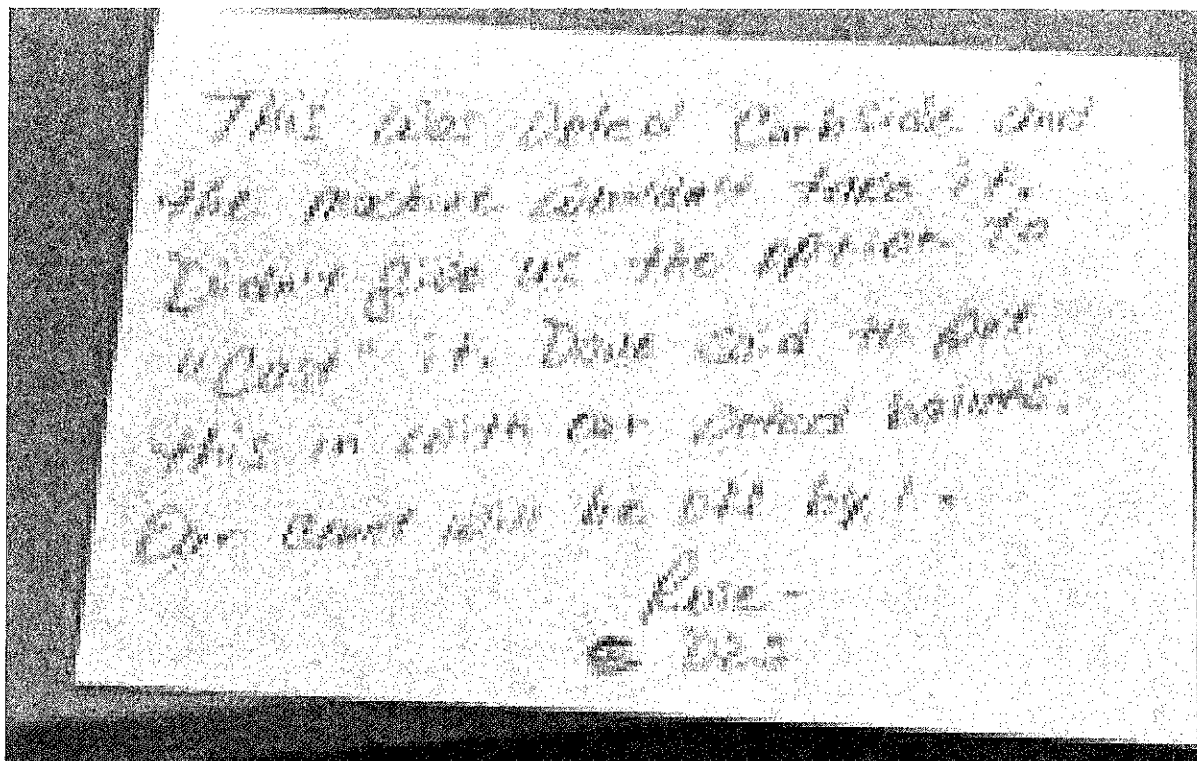



Signed on 2020/12/15 06:16:10 -000
Notary Public

2CB55B7C-2572-4EC4-ADF5-A91118FBDECF --- 2020/12/15 07:19:28 -8:00 --- Remote Notary



Exhibit A



2CB65B7C-2572-4EC4-ADF5-A91118FBDEC... 2020/12/15 07:19:28 -8:00 --- Remote Notary



EXHIBIT B

For some reason the machine
would not accept this ballot.
Didn't give the notice to
"Cast in ~~Ballot~~
Box - Dec 3

2CB56B7C-2572-4EC4-ADF5-A91118FBDECF --- 2020/12/15 07:19:28 -8:00 --- Remote Notary



**AFFIDAVIT OF ERIC J. PALMER
MAHASKA COUNTY**

I, Eric J. Palmer, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 23, 2020, I served as a Recount Board Designee in Mahaska County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
4. The recount was conducted by machine, except for ballots in a single precinct, ("hand-counted precinct"), which were counted by hand. The Miller-Meeks Designee asked to hand-recount this particular precinct because the Miller-Meeks Designee believed her candidate had lost a vote because it was read as an overvote after the initial machine count.
5. In the hand-counted precinct we each took one-third of the ballots for the precinct and looked for an overvote. We separated the ballots into piles for each candidate. We found two ballots that were overvoted. The hand recount confirmed that the Miller-Meeks Designee was correct, and Miller-Meeks did not lose a vote after all. All totals in this precinct remained the same after the hand recount.
6. For every precinct that was counted by machine, the three members of the Recount Board opened packages of ballots for each precinct. We counted the ballots into stacks of 25 and they were fed through the voting machine by an employee of the Auditor's office. We then compared the results to the previous totals. Hart gained a net of two votes through this process.
7. Other than ballots from the hand-counted precinct, if a machine was unable to read a ballot for any reason during the recount, that ballot was not counted or included in a candidate's vote totals for the recount. The only exception to this was a few totally blank ballots that were not read by the machine but nonetheless were included in the count.
8. Other than ballots from the hand-counted precinct, I did not inspect any ballot individually to determine how or whether a ballot should be counted, nor did I observe

any other members of the Recount Board do so, even if a machine was unable to read a ballot.

9. Other than ballots from the hand-counted precinct, I did not inspect, review or disqualify any ballots due to identifying or stray marks.

10. Other than ballots from the hand counted precinct, I did not inspect, review or disqualify any ballots due to write-in votes.

STATE OF IOWA)
)ss:
COUNTY OF Mahaska)

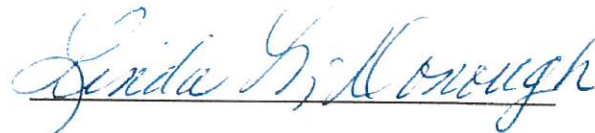
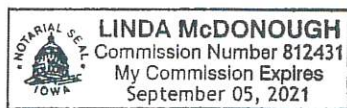
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 15th day of December, 2020.



ERIC J. PALMER

Signed and sworn before me on December 15, 2020 by Eric J. Palmer making the above statement.



Notary Public

**AFFIDAVIT OF TWYLA PEACOCK
VAN BUREN COUNTY**

I, Twyla Peacock, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 20, 2020, I served as a Recount Board Designee in Van Buren County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
4. The recount was conducted entirely by machine. The absentee ballots were counted first. The ballots were run through an M100 voting machine. After the absentee ballots were done the election day ballots from each precinct were one at a time fed through the machine as we watched. After a precinct was done the figures were compared to the canvassed figures and the Recount Board member chosen by Mariannette Miller-Meeks and I signed off on it. That precinct was then sealed back up in its envelope.
5. No ballots were hand counted in connection with the recount. By "hand counted," I am referring to the process by which Recount Board members look at a ballot individually to discern the voter's intent.
6. If a machine was unable to read a ballot for any reason during the recount, that ballot was not counted or included in a candidate's vote totals for the recount.
7. I did not inspect any ballot individually to determine how or whether a ballot should be counted, nor did I observe any other members of the Recount Board do so, even if a machine was unable to read the ballot.
8. I did not inspect, review or disqualify any ballots due to identifying or stray marks.
9. I did not inspect, review or disqualify any ballots based on a write-in vote.

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STATE OF IOWA)
)ss:
COUNTY OF JOHNSON)

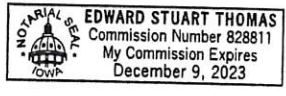
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 12-15-2020

Twyla Peacock
TWYLA PEACOCK

Signed and sworn before me on 12-15-2020 by Twyla Peacock making the above statement.

Edward Stuart Thomas
Notary Public



**AFFIDAVIT OF ANNE PEDERSEN
LEE COUNTY**

I, Anne Pedersen, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 16, 2020 and November 19-21, 2020, I served as a Recount Board Designee in Lee County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
4. The recount was conducted by machine, but any ballot that a machine was unable to read was counted by hand.
5. The Auditor's staff opened one precinct of ballot packages at a time. They ran the batch of ballots through a machine that tallied the votes and separated out votes that the machine could not read.
6. The machines in Lee county tabulate write-in votes, undervotes and overvotes and does not reject the ballots for those reasons.
7. If a machine was unable to read a particular ballot for any other reason, such as the ballot being crumpled or damaged, it rejected the ballot. We looked at these rejected ballots for voter intent and a stray marking. The Recount Board reviewed the rejected ballot and discussed the voter's intent and decided if and how the ballot should be counted.
8. Other than ballots that could not be read by a machine, I did not inspect any ballot individually to determine how or whether a ballot should be counted, nor did I observe any other members of the Recount Board do so.
9. Other than ballots that could not be read by a machine, I did not inspect, review or disqualify any ballots due to identifying or stray marks.
10. Other than ballots that could not be read by a machine, I did not inspect, review or disqualify any ballots based on a write-in vote.

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STATE OF IOWA)
)ss:
COUNTY OF POLK)

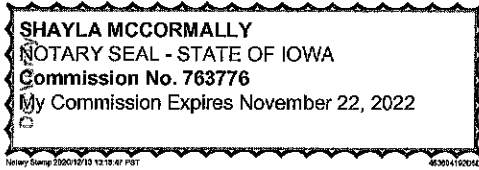
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.


Signed this 12/13/2020


ANNE PEDERSEN

12/13/2020

Signed and sworn before me on _____ by Anne Pedersen making the above statement. This document was notarized using communication technology.




Notary Public

B8F4DA59-2803-4F55-B80C-21FBFDEA3CE ... 2020/12/13 07:36:36 -5:00 ... Remote Notary



**AFFIDAVIT OF SARA RILEY
JEFFERSON COUNTY**

I, Sara Riley, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 23-24, 2020, I served as a Recount Board Designee in Jefferson County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
4. The recount was conducted entirely by hand, meaning that the Recount Board members looked at each ballot individually to discern the voter's intent, including ballots that the voting machine may have read as an overvote or undervote.
5. All Iowa ballots cast by mail, or at a voting location before Election Day are considered "Absentee Ballots". The ballots cast on Election Day were properly sorted by the precinct they were cast in. The Absentee ballots weren't segregated into the voter's precinct. The three member recount board had to first sort all absentee ballots into their precinct. This was a very time consuming process. After the absentee ballots were sorted into precincts we then began to count the absentee ballots of each precinct. Each board member sorted approximately one third of the absentee ballots in each precinct. We put ballots for Miller Meeks and Hart into two separate piles of ten as required by Iowa code. Absentee ballots that did not have a vote for either candidate were put in a third pile, and if a recount board member had a question regarding whether a ballot should or should not be counted that ballot was put aside for the recount board to discuss after all the ballots for the two candidates had been sorted.
6. I did inspect, review for disqualifying ballots based on identifying or stray marks.
7. I did inspect, review for disqualifying ballots based on a write-in vote.
8. No ballots were counted by machine in connection with the recount.
9. There were four votes that were changed based upon the hand recount that would not have been caught with a machine recount. One vote for Miller Meeks was a very light check mark for all the Republican candidates. The check mark was so light that the machine did not count the vote. However it was clear the voter's intent was to vote for Miller Meeks. The second vote that changed was a vote the machine counted as an "over vote" believing the voter cast a vote for both Miller Meeks and Hart, and as a result the machine vote gave neither candidate the vote. However on hand inspection a voter who voted for all the Democratic candidates had accidentally voted for Miller Meeks, the voter then crossed out Miller Meeks, and circled in Hart. This vote

was in the pile of votes sorted by the representative of Miller Meeks. He felt the clear voter intent was to vote for Hart. The third recount board member and I agreed with the Miller Meeks representative that the voter intent was a vote for Hart, and this vote was counted for Hart. The third ballot that changed was a voter who filled in Miller Meeks and then crossed out Miller Meeks and wrote in the space below "No vote". It was unanimously agreed upon by the three member recount board that the voter did not intend to vote for Miller Meeks, and Miller Meeks lost a vote as a result. The fourth vote that changed as a result of the hand recount was a voter that voted for Miller Meeks. The voter attached her address label to her ballot. Iowa law prohibits counting ballots with identifying marks on the ballot. The address label was an identifying mark and clearly in violation of Iowa law. The recount board unanimously agreed this vote violated Iowa law and could not be counted. This resulted in Miller Meeks losing this vote. As a result of the hand recount Hart gained one vote, and Miller Meeks gained one vote and lost two vote. The recount board unanimously agreed on these four votes.

STATE OF IOWA)

)ss:

COUNTY OF Linn)

I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 11th day of December, 2020.

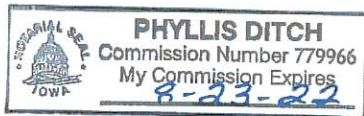


SARA RILEY

Signed and sworn before me on 12-11-20 by Sara Riley making the above statement.



Notary Public



**AFFIDAVIT OF IAN RUSSELL
SCOTT COUNTY**

I, Ian Russell, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. From November 17 to 24, 2020, I served as a Recount Board Designee in Scott County ("my county").
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
4. The recount was conducted by machine, but any ballot that a machine separated out because the machine was unable to read it, or the ballot had a write-in vote was counted by hand.
5. The County Auditor's staff opened sealed boxes of voted ballots and ran stacks of ballots through two voting machines. Each machine tallied the votes it could read and separated out votes that the machine could not read.
6. Machines in my county were programed to separate out write-in votes, overvotes, and ballots with stray marks in the "voting target" area, which is the oval that voters are supposed to fill in to mark their votes. The machine was not programed to separate out undervotes.
7. If a machine was unable to read a particular ballot, the machine would sort it into a tray for unreadable ballots or a tray for write-in votes. The recount board reviewed these ballots reviewing the votes for the 2nd Congressional District race for the intent of the voter. If there was disagreement about voter intent the Recount Board would discuss the ballot and decide the vote using the Recount Board's understanding of Iowa law and regulations. If there was a disagreement, the majority of the board would decide.
8. For the votes cast on election day in a few precincts, after the machine had tallied the ballots, the Recount Board went by hand to look for any overvotes or undervotes in the race that should actually have been candidate votes. However, for most election day votes and all absentee votes, I did not inspect machine counted ballots individually to determine how or whether a ballot should be counted, nor did I observe any other members of the Recount Board do so, other than the ballots the machine separated out.
9. Other than ballots that could not be read by a machine and for the votes cast on election day in a few precincts, I did not inspect, review or disqualify ballots for identifying or stray marks nor did I observe any other members of the Recount Board do so.

10. The machine separated out write in votes. I did not inspect, review, or disqualify any other ballots based on a write in vote nor did I observe any other members of the Recount Board do so.

11. Upon opening a box containing the ballots associated with precinct D23, the recount board encountered two ballots we believed had not been counted in the initial canvass. Associated with these ballots were the notes attached as **Exhibit A** and **Exhibit B** explaining that each of these ballots was a "curbside" vote that the election day poll worker had mistakenly failed to count.

12. Both of these ballots contained votes for Rita Hart for U.S. Representative.

13. The Recount Board solicited the guidance of the Iowa Secretary of State's office and were advised that the ballots should not be counted in the recount but could be counted in the case of an election contest.

14. Although the Recount Board believed these ballots were lawfully cast and knew of no reason to disqualify them, the Recount Board believed that it was outside of its purview to include ballots in the recount tally if those ballots had not been counted in the original canvass.

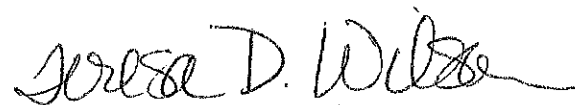
STATE OF IOWA)
)ss:
COUNTY OF Scott)

I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 14th day of December, 2020.


IAN RUSSELL

Signed and sworn before me on 12/14/20 by Ian Russell making the above statement.


Notary Public

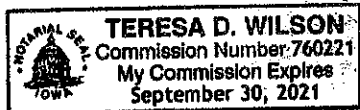


Exhibit A

This was noted Curran and
the other members of the
Board and in the office of
the Court. The Board said to get
this in with the other board
Our case will be set by the
Court
E. J. J.

EXHIBIT B

For some reason the machine
could not accept this letter.
Don't give the machine the
"check" ~~check~~
Love - Dad

**AFFIDAVIT OF BRYAN SCHULTE
DES MOINES COUNTY**

I, J. Bryan Schulte, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 21-22, 2020, I served as a Recount Board Designee in Des Moines County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount") in Des Moines county.
4. Different recounting methods were used depending on the type of ballot being recounted.
5. Ballots submitted in person on November 3, 2020 ("election day ballots") were recounted by hand by the Recount Board. By "recounted by counted" or "hand counted" I am referring to the process by which Recount Board members look at a ballot individually to discern the voter's intent.
6. While the Auditor and her staff separated the absentee ballots into precincts by the voter's residence, the members of the Recount Board hand counted the election day ballots. We opened the sealed packages and each took a pile of them to sort into piles, one for each candidate, and one for all other ballots. For the "other" pile we examined to see whether we could determine the intent of the voter. If we could determine intent, that vote would become a candidate vote. Then we counted each pile and checked each other's counting.
7. The hand count of the election day ballots did not result in any change in the votes cast. The Miller-Meeks member and neutral member did not want to keep counting by hand. Therefore, they voted, against my objection to recount the absentee ballots by machine.
8. Absentee ballots were recounted exclusively by machine. The absentee ballots were counted by the machine operated by the County Auditor's staff. They would open a sealed package of absentee ballots and put stacks of ballots from that bag through a machine that read the ballots.
9. If a machine was unable to read an absentee ballot for any reason during the recount, that ballot was not counted or included in a candidate's vote totals for the recount.
10. I did not inspect any absentee ballot individually to determine how or whether a ballot should be counted, nor did I observe any other members of the Recount Board do so, even if a machine was unable to read the absentee ballot. Specifically, the Recount Board did not

examine any absentee ballot to determine whether it contained an under vote or an over vote and whether such a vote contained other legally recognized markings evidencing voter intent.

11. I did not inspect, review or disqualify any absentee ballots due to identifying or stray marks.

12. I did not inspect, review or disqualify any absentee ballots based on a write-in vote.

STATE OF IOWA)
)ss:
COUNTY OF Des Moines)

I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

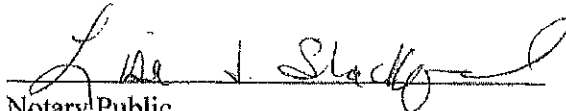
Signed this 14th day of December, 2020.



J. BRYAN SCHULTE

Signed and sworn before me on December 14, 2020 by Bryan Schulte making the above statement.





Notary Public

**AFFIDAVIT OF EMILY SILLMAN
JOHNSON COUNTY**

I, Emily Sillman, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.

2. On November 17-20, 2020, I served as a Recount Board Designee in Johnson County.

3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").

4. The recount was conducted by machine, and some of the ballots were counted by hand, as follows:

5. **Election day ballots.** We ran a machine count for each precinct, and compared that count to the tally sheet from election day. The election day tally came from an optical scanner, and the recount was conducted on a different type of high-speed machine. If the tallies differed, as they did in one precinct, we did a full hand count of that precinct. For other precincts, after running a machine count, we paged through the ballots, counted the number of undervotes and overvotes, setting aside any write-in that indicated support for one of the major candidates, and any other unusual issues. If there were no significant issues with the ballots, we accepted the machine count tally for that precinct. In a handful of precincts, there was an issue (such as an overvote that showed a clear intent for one of the candidates), and we did a full hand recount of that precinct and recorded the new tally for that precinct.

6. The **Absentee** precinct (almost 61,000 ballots) recount proceeded box by box. For each box, we broke the seal on the bag of votes inside, and used the machine to make a preliminary count, just of that box. We then paged through the ballots from that box, and flagged any issues that we could see. If there were no significant issues from that box, we recorded the tally that the machine had provided. When we found an issue with a ballot, such as an identifying mark, we used full hand recount rules to decide whether that ballot should count. If a decision led to a change in the tally, we recorded the new tally for that box, indicating what change had been made, and what residential precinct was indicated on the changed ballot.

7. Machines in Johnson county missed at least one vote (clear to the human eye) and read it as an undervote while I was involved with the recount. The machines did not count any vote at all when a voter filled in an oval, then crossed it out the filled in the oval for a different candidate. Intent is clear, so such a vote should count. Also, on a machine count, when a voter fills in a major party candidate's name in the write-in line, and darkens the oval, that vote should count for that candidate, but in a full machine count, those votes are not added to the tally for that candidate (at least not in Johnson County – I asked specifically). Because of these problems, and a few others, I advocated for a full hand recount of the entire county. There was insufficient



time for three people to complete such a full hand recount, as there were over 84,000 ballots total, so we opted for the machine-assisted hybrid approach that felt rushed to me. How certain ballots should be counted was unclear in some cases, but I didn't feel we had time to establish clear enough standards for our work. We just paged through at top speed, hoping to flag any ballot that we thought might have been miscounted originally.

8. There were several ballots that I thought were wrongfully decided. Machines can't detect and don't count votes where the voter indicated a preference outside the oval. A reason for a hand recount would be to use the human eye to determine who that person intended to vote for.

9. Although the machine tallied the votes that it was able to read, the Recount Board inspected every ballot individually to determine how or whether a ballot should be counted.

10. Every ballot that had a write-in vote was reviewed, although there were unclear rules on whether you can count a write-in for a major party candidate if none of the ovals were filled in for that race. Just the name indicates clear intent, but marking patterns were not consistent, so a couple of votes in that category did not count.

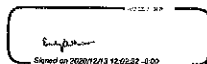
11. There was one instance during the Absentee precinct count where the machine would not read a damaged ballot. Recount boards are not allowed to re-mark ballots in order to create a new, machine-readable ballot. During the initial count, a bi-partisan team does ballot re-marking. Since we were not allowed to do that, our only option was to add that ballot to the tally by hand. We were only able to do that because we were using hand recount rules.

12. Between wrongly decided ballots (in my opinion) where voter intent was clear, and ballots that were rejected due to identifying marks, when the mark was actually a write-in vote, I believe that a more careful recount of Johnson County's ballots would result in a changed final tally.

STATE OF IOWA)
)ss:
COUNTY OF POLK)

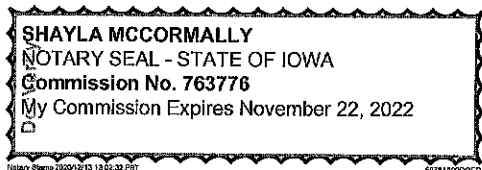
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 12/13/2020



EMILY SILLMAN

Signed and sworn before me on 12/13/2020 by Emily Sillman making the above statement. This document was signed using communication technology.



Notary Public



A-55

1B1F7224-1728-45CA-969F-97C1D2A0487E --- 20201213 11:47:27 -8:00 --- Remote Notary

**AFFIDAVIT OF DAVID H. SIVRIGHT JR.
CLINTON COUNTY**

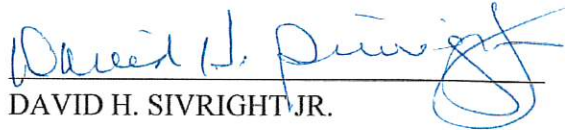
I, David H. Sivright Jr., under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. I served as a District Court Judge in Iowa's Seventh Judicial District from 1992 to 2012. During my judicial career, I served six years on the Iowa Judge's Association's Board of Directors. Prior to my judicial appointment, I had practiced law in Clinton County for 23 years.
3. On November 19, 20 and 28, 2020, I served as a Recount Board Designee in Clinton County. I was not designated by one candidate or the other but rather was mutually selected by the candidate's designees to serve as the third member of the Recount Board.
4. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
5. The recount was conducted by machine, but any ballot that a machine was unable to read was counted by hand.
6. The Auditor's Deputy opened the packages of ballots one precinct at a time. She ran that group of ballots through the machine and provided to the Recount Board the total numbers of votes cast for each candidate, overvotes, undervotes and write-in candidates.
7. Machines in Clinton county were unable to read write-ins. The machines tabulated any ballots with markings in the voting target area that it could not read as overvotes or undervotes.
8. All three members of the Recount Board reviewed every ballot and we ensured that all of the undervotes and overvotes were counted if we agreed that they showed voter intent.
9. All three members of the board reviewed all of the ballots for stray marks and identifying marks. Although the machine tallied the votes that it was able to read, the Recount Board inspected every ballot individually to determine how or whether a ballot should be counted. Every ballot was reviewed for potential disqualification due to identifying marks.
10. Every ballot that had a write-in vote was reviewed. In one instance a voter cast their vote in the 2nd Congressional Race by writing in "Rita Hart".
11. During the Recount process we did find a couple of ballots that appeared to be with all of the cast votes, but may not have been counted on Election Day. The Recount Board agreed they should be counted so we counted them during the recount.

STATE OF IOWA)
)ss:
COUNTY OF CLINTON)

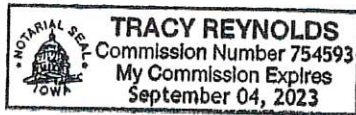
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

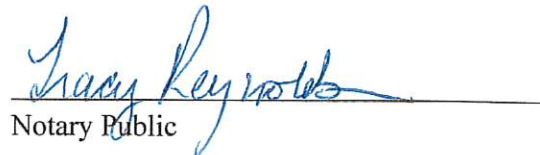
Signed this 15th day of December, 2020.



DAVID H. SIVRIGHT JR.

Signed and sworn before me on 12/15/20 by David H. Sivright, Jr. making the above statement.





Notary Public

**AFFIDAVIT OF MARY STEWART
WAPELLO COUNTY**

I, Mary Stewart, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 19, 2020, I served as a Recount Board Designee in Wapello County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
4. The recount was conducted by machine.
5. During the machine recount, we called out the overvote and undervote numbers, but did not look at each ballot for the voter's intent.
6. For one precinct, we hand counted the total number of ballots after the number of ballots run through the machine did not match the number of ballots recorded in that precinct on election night. We then discovered that a portion of the ballots from that precinct had been stored in another box. Once the ballots from both boxes were combined, the number of ballots from that precinct matched the number of ballots recorded for that precinct on election night. The votes on those ballots were then tabulated by the machine.
7. There were a handful of ballots continually rejected by the machine as unreadable, even though the voter's intent was clear. In those circumstances, the Auditor permitted the neutral Recount Board member to darken the already filled-in oval or the bar code on the side of the ballot to see if fresh ink would allow the ballot to be read. After these corrections were made, the machine was able to read and accept the ballots.
8. Apart from ballots that were physically rejected by the machine as unreadable, I did not inspect any ballot individually to determine how or whether it should be counted, nor did I observe any other members of the Recount Board doing so. As such, no ballots containing undervotes or overvotes in the 2nd Congressional District race were inspected to determine whether the voter had indicated a clear choice on the ballot.
9. The Recount Board did not inspect, review or disqualify any ballots for identifying marks.
10. The Recount Board did not inspect, review or count any ballots containing a write-in vote in the 2nd Congressional District race.



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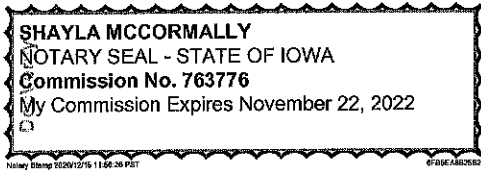
STATE OF IOWA)
)ss:
COUNTY OF POLK)

I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 12/15/2020.

Mary S. Stewart
Signed on 2020/12/15 10:53:26 -8:00
MARY STEWART

Signed and sworn before me on 12/15/2020 by Mary Stewart making the above statement. This document was notarized using communication technologies.



[Signature]
Signed on 2020/12/15 10:53:26 -8:00
Notary Public

6BF48345-CF97-49A3-85BB-E7E570CE02E2 --- 2020/12/15 10:53:26 -8:00 --- Remote Notary



**AFFIDAVIT OF DALE TAYLOR
DAVIS COUNTY**

I, Dale Taylor, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 18, 2020, I served as a Recount Board Designee in Davis County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
4. The recount was conducted entirely by machine. The auditors staff opened the sealed ballot envelopes one precinct at a time. The auditor's staff then ran the ballots through the tabulation machine.
5. No ballots were hand counted in connection with the recount. By "hand counted," I am referring to the process by which Recount Board members look at a ballot individually to discern the voter's intent.
6. If a machine was unable to read a ballot for any reason during the recount, the ballot would be put back through the machine using the override function. For example, if someone only voted for a presidential candidate or entered a write in candidate anywhere on the ballot, that ballot would be flagged by the machine as unreadable. The staff put the ballots back into the machine, sometimes using the override function until the ballot was accepted even if that ballot was not counted or included in a candidate's vote totals for the recount.
7. I did not inspect any ballot individually to determine how or whether a ballot should be counted, nor did I observe any other members of the Recount Board do so, even if a machine was unable to read the ballot.
8. I did not inspect, review or disqualify any ballots due to identifying or stray marks.
9. I did not inspect, review or disqualify any ballots based on a write-in candidate.



STATE OF IOWA)
)ss:
COUNTY OF POLK)

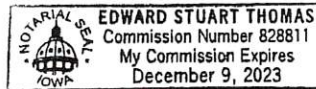
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 12-16-20.

Dale Taylor
Dale Taylor

Signed and sworn before me on 12-16-2020 by Dale Taylor making the above statement.

Edward Stuart Thomas
Notary Public



**AFFIDAVIT OF DOUG THOMA
JASPER COUNTY**

I, Doug Thoma, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.

2. On November 17, 21, 22 and 25, 2020, I served as a Recount Board Designee in Jasper County.

3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").

4. The recount was conducted by machine, except for ballots in a single precinct, Clear Creek Poweshiek ("hand-counted precinct"), which were counted by hand. This precinct was chosen to be counted by hand because during the audit process it appeared there was a vote the machine did not read for candidate Miller-Meeks.

5. For the hand-count precinct, we sorted the ballots in to piles based on their vote for the 2nd Congressional Race. Then we stacked them into piles of 10 ballots and counted them. We reviewed the ballots for stray marks, non-conforming marks and identifying marks.

6. For all other precincts and the absentee ballots, the ballot packages were opened by election workers and run through the machine. The Recount Board watched the process.

7. Other than ballots from the hand-counted precinct, if a machine was unable to read a ballot for any reason during the recount, that ballot was not counted or included in a candidate's vote totals for the recount.

8. Other than ballots from the hand-counted precinct, I did not inspect any ballot individually to determine how or whether a ballot should be counted, nor did I observe any other members of the Recount Board do so, even if a machine was unable to read a ballot.

9. Other than ballots from the hand-counted precinct, I did not inspect, review or disqualify any ballots due to identifying or stray marks.

10. Other than ballots from the hand-counted precinct, I did not inspect, review or disqualify any ballots based on a write-in vote.

11. The first time the election staff ran the absentee ballot precinct through the machine, the machine stopped functioning and needed both a new camera and new cables to be repaired. We stopped and reconvened once the machine was repaired. Then the election staff ran the ballots through the machine and the totals came out differently from Election Day by a vote total that included 17 more undervotes. Candidate Miller-Meeks representative demanded another recount because her candidate netted fewer votes with that count. I voted against another count, but I was outvoted.

12. We again reconvened when the company providing the voting machine could be present. They brought another machine with different sensitivity to redo the tabulation of the ballots. The new machine produced a vote count different from both the canvassed total and the first recount of the absentee ballot precinct conducted on the original machine. However, the recount board certified this new total.

STATE OF IOWA)

)ss:

COUNTY OF Jasper)

I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 15 day of December, 2020.

Doug Thoma
DOUG THOMA

Signed and sworn before me on 12-15-2020 by Doug Thoma making the above statement.

Patricia Ann Probasco
Notary Public



**AFFIDAVIT OF BOB THOMAS
APPANOOSE COUNTY**

I, Bob Thomas, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 19-20, 2020, I served as a Recount Board Designee in Appanoose County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
4. While the recount was conducted by machine, we counted the ballots in a single precinct by hand, Washington Wells Township. By "hand counted" or "counted by hand," I am referring to the process by which Recount Board members looked at a ballot individually to discern the voter's intent.
5. We counted that precinct by hand at the request of Recount Board member from the Miller-Meeks campaign. We opened the sealed packages and the Recount Board separated them into five boxes prepared by the Auditor, one for each candidate, write-in votes, undervotes and overvotes. Then we counted each box together.
6. For ballots recounted by machine, the Auditor and her staff opened the ballot packages and ran the ballots through the machines. The machines were slow so they operated two or three at a time.
7. Machines in Appanoose county were unable to read ballots that had overvotes in any race, write-in votes, and some ballots were rejected because they were worn. We would look at the ballots and determine if there was any marking or other issue in the 2nd Congressional Race. If the 2nd Congressional Race was not affected, the Auditor put the ballot through with the override button. If the 2nd Congressional Race did have a vote, we made a duplicate ballot so the machine could read the ballot. This was only necessary for a couple of ballots that were torn or had been voted with a felt tip marker that bled through the paper.
8. Other than ballots from Washington Wells Township and ballots that could not be read by a machine, I did not inspect any ballot individually to determine how or whether a ballot should be counted, nor did I observe any other members of the Recount Board do so.
9. Other than ballots from Washington Wells Township and ballots that could not be read by machine, I did not inspect, review or disqualify any ballots due to identifying or stray marks.

10. Other than ballots from Washington Wells Township and ballots that could not be read by machine, I did not inspect, review or disqualify any ballots based on a write-in vote.

STATE OF IOWA)
)ss:
COUNTY OF Appanoose)

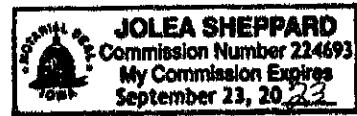
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 14th day of December, 2020.

Robert H. Thomas
Bob Thomas

Signed and sworn before me on 12-14-20 by Bob Thomas making the above statement.

Jolea Sheppard
Notary Public



**AFFIDAVIT OF TERESA THOSTENSON
KEOKUK COUNTY**

I, Teresa Thostenson, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 20, 2020 and November 24, 2020, I served as a Recount Board Designee in Keokuk County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount") in my county.
4. The Recount Board began recounting ballots from each precinct by machine.
5. Machines were operated by the County Auditor and her staff. The Auditor or her staff would open a sealed bag of Election Day Ballots and put stacks of ballots from that bag through a machine.
6. The numbers did not seem to be matching up in some precincts with the totals from the count done on Election Day. The Recount Board decided to change those precincts to a hand recount of the Election Day Ballots. The Recount Board felt hand counting was the only way we could discover why there was a discrepancy in the number of votes for each candidate.
7. The remaining ballots were hand counted by the Recount Board. By "hand counted," I am referring to the process by which Recount Board members look at a ballot individually to discern the voter's intent. For the remaining precincts, the members of the Recount Board separated the ballots into piles, one for each candidate, one for overvotes, one for undervotes, and one for write-ins. We then counted each type of ballot. For overvotes and undervotes we examined to see whether we could determine the intent of the voter. If we could determine intent, that vote would become a candidate vote.
8. For the absentee ballots, the Recount Board first counted them by hand and then a deputy Auditor ran them through the machine to ensure that the tabulations matched.
9. For precincts that were recounted only by machine, if a machine was unable to read a ballot for any reason, that ballot was not counted or included in a candidate's vote totals for the recount.
10. For precincts that were recounted only by machine, I did not inspect any ballot individually to determine how or whether a ballot should be counted, nor did I observe any other members of the Recount Board do so, even if a machine was unable to read the ballot.



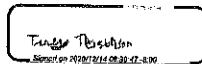
12. For precincts that were recounted only by machine, I did not inspect, review or disqualify any election day ballots due to identifying or stray marks.

13. For precincts that were recounted only by machine, I did not inspect, review or disqualify any election day ballots based on a write-in vote.

STATE OF IOWA)
)ss:
COUNTY OF POLK)

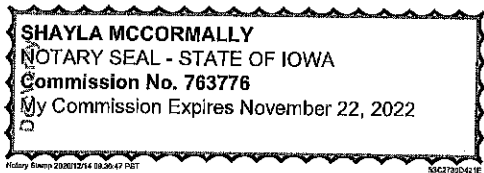
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.


Signed this 12/14/2020


Signed on 2020/12/14 08:22:47 -0500

TERESA THOSTENSON

Signed and sworn before me on 12/14/2020 by Teresa Thostenson making the above statement. This document has been notarized with the use of communication technology.




Signed on 2020/12/14 08:22:47 -0500
Notary Public



**AFFIDAVIT OF SARAH TRUITT
CLARKE COUNTY**

I, Sarah Truitt, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 20, 2020 and November 24, 2020, I served as a Recount Board Designee in Clarke County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount") in Clarke county.
4. The Recount Board began recounting ballots from each precinct by machine.
5. The Auditor's staff opened the sealed packages and gave us the ballots for a - precinct. We would thumb through and make stacks of 25, in the process we looked through to see if there were any votes for the 2nd Congressional race that looked like they would not be read, like an undervote/overvote we pulled that ballot out and placed it on top of the group of 25. We ran those first to see if the machine counted them. If the machine count did not match the initial numbers from Election Day we would conduct a hand recount.
6. It ended up that we did a hand recount of three precincts plus the absentee ballot precinct. By "hand counted," I am referring to the process by which Recount Board members look at a ballot individually to discern the voter's intent.
7. For the hand counted precincts and for all absentee ballots, the three members of the Recount Board separated the ballots into piles, one for each candidate, one for overvotes, one for undervotes, and one for write-ins. We then counted each type of ballot. For overvotes and undervotes we examined to see whether we could determine the intent of the voter. If we could determine intent, that vote would become a candidate vote.
8. For precincts that were recounted only by machine, if a machine was unable to read a ballot for any reason, that ballot was not counted or included in a candidate's vote totals for the recount.
9. For precincts that were recounted only by machine, I did not inspect any ballot individually to determine how or whether a ballot should be counted, nor did I observe any other members of the Recount Board do so, even if a machine was unable to read the ballot.
10. For precincts that were recounted only by machine, I did not inspect, review or disqualify any election day ballots due to identifying or stray marks.



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11. For precincts that were recounted only by machine, I did not inspect, review or disqualify any election day ballots based on a write-in vote.

STATE OF IOWA)
)ss:
COUNTY OF POLK)

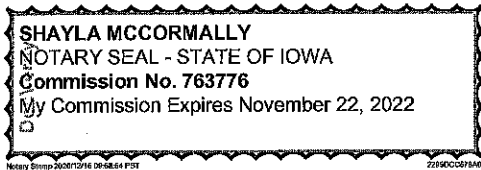
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.


Signed this 12/15/2020

Sarah Truitt
Signed on 2020/12/15 08:55:51 -0500

SARAH TRUITT

Signed and sworn before me on 12/15/2020 by Sarah Truitt making the above statement.




Notary Public
Signed on 2020/12/15 08:55:51 -0500

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**AFFIDAVIT OF STEVE WANDRO
JOHNSON COUNTY**

I, Steve Wandro, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. From November 21-24, 2020, I served as a Recount Board Designee in Johnson County. I became the designee in the middle of the counting, so I participated in counting only absentee ballots.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
4. The recount was conducted both by machine for tabulation and by hand for a full review of the ballots. The ballot packages were opened by the Auditor's staff and run through the machine in batches to tally the votes.
5. The Recount Board members then split the batch into thirds and we reviewed every ballot for overvotes, undervotes, stray marks and identifying marks. As we were running out of them we ensured that every ballot was reviewed by at least two board members.
6. The Recount Board tabulated by hand all votes in the 2nd Congressional District race on ballots that contained a write-in vote in any race.
7. For any ballot that appeared to have an overvote, undervote, stray mark or identifying mark, the Recount Board discussed whether a ballot should be counted and if the marks showed voter intent. If the Recount Board determined that a ballot should or should not be counted in a way that was different from how the machine had likely counted the ballot, the Recount Board updated the vote totals calculated by the machine to reflect its determination.
8. If the Recount Board determined that a ballot contained an identifying mark, the ballot was disqualified from counting.

FURTHER AFFIANT SAYTH NAUGHT.

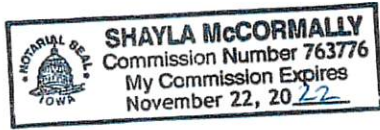
STATE OF IOWA)
)ss:
COUNTY OF polk)

I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 13ⁿ day of December, 2020.

Steve P. Wandro
STEVE WANDRO

Signed and sworn before me on Dec 13, 2020 by Steve Wandro making the above statement.



[Signature]
Notary Public

**AFFIDAVIT OF STEVE WANDRO
WAYNE COUNTY**

I, Steve Wandro, under oath affirm and state under penalty of perjury that the following is true and correct:


1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 20, 2020, I served as a Recount Board Designee in Wayne County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
4. The recount was conducted entirely by machine. The Auditor's staff opened the sealed boxes of ballots and ran them through the voting machines used on Election Day.
5. No ballots were hand counted in connection with the recount. By "hand counted," I am referring to the process by which Recount Board members look at a ballot individually to discern the voter's intent.
6. The machine was programed to read all ballots even overvotes and undervotes so none were rejected.
7. I did not inspect any ballot individually to determine how or whether a ballot should be counted, nor did I observe any other members of the Recount Board do so, even if a machine was unable to read the ballot.
8. I did not inspect, review or disqualify any ballots due to identifying or stray marks.
9. I did not inspect, review or disqualify any ballots based on a write-in vote.

FURTHER AFFIANT SAY NAUGHT.

STATE OF IOWA)
)ss:
COUNTY OF POLK)

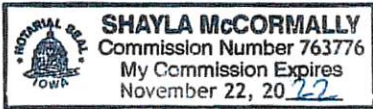
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

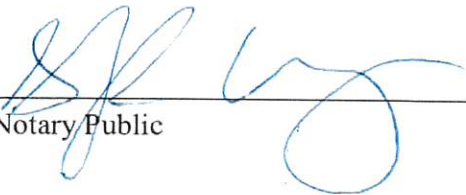
Signed this 13th day of December, 2020.



STEVE WANDRO

Signed and sworn before me on Dec. 13, 2020 by Steve Wandro making the above statement.





Notary Public

**AFFIDAVIT OF MARY WOLFE
CLINTON COUNTY**

I, Mary Wolfe, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.

2. On November 19, 20 and 28, 2020, I served as a Recount Board Designee in Clinton County.

3. In that capacity, I was responsible for participating in a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").

4. The recount was conducted by machine, but any ballot that a machine was unable to read was counted by hand.

5. The ballots from each precinct (with all absentee ballots being considered one precinct) were in sealed boxes, and each precinct was re-counted individually. Each box containing the ballots from a precinct was unsealed by a member of the Recount Board, and then the Clinton County deputy election commissioner ran that group of ballots through the machine and provided to the Recount Board the total numbers of votes cast for each candidate, overvotes, undervotes and write-in candidates.

6. The ballots that had been put through the machine were then divided up into three sets and each member of the Recount Board went through his or her set of ballots in an attempt to identify and segregate all of the ballots that the machine had recorded as containing overvotes, undervotes, and write-in votes.

7. Once the ballots that the machine had recorded as containing alleged overvotes, undervotes and write in votes were identified and segregated, each member of the Recount Board examined each of those ballots to ascertain voter intent.

8. That the Recount Board did identify several ballots that the machine had recorded as containing undervotes, overvotes or write in votes which, after examination, all three Recount Board members agreed reflected clear voter intent to cast a vote for one or the other of the 2nd Congressional District candidates; in those cases, those newly identified valid votes were allocated to the candidate for whom the voter clearly voted. Three examples are:

a. We identified a ballot in which the voter had filled in the oval by Rita Hart's name and also filled in the oval next to the write in line and then wrote in Rita Hart's name; the machine had recorded this as an overvote but the Recount Members agreed this ballot reflected clear voter intent to cast a vote for Rita Hart.

b. We identified a ballot in which the voter had not filled out the oval by Rita Hart's name but had filled in the oval by the write in line and had then written in Rita Hart's name. The machine had recorded this as a write in vote and thus did not allocate the vote to either candidate; the Recount Board members agree that this ballot expressed clear voter intent to cast a vote for Rita Hart.

c. We identified a ballot in which the voter had done a sloppy job of filling out the oval next to Rita Hart's name and which the machine had recorded as an undervote; the Recount Board members agreed that the ballot expressed clear voter intent to cast a vote for Rita Hart.

9. That during the recount process of the DeWitt election night precinct ballots we did discover that we had three more ballots than the machine counted on election night, which discrepancy resulted in (to the best of my recollection) two additional votes for MillerMeeks and one additional vote for Hart. While the explanation for these additional votes was not entirely clear, the auditor hypothesized that it was likely that the DeWitt precinct's voting machine had been down for a very short period at some point during election day and that these three ballots had been submitted but not counted during this time period. After discussing the matter and determining that the ballots had been properly submitted on election day and that the intention of the voters who had cast these ballots was clear, the Recount Board agreed that all three of these votes should be counted and allocated to the appropriate candidate.

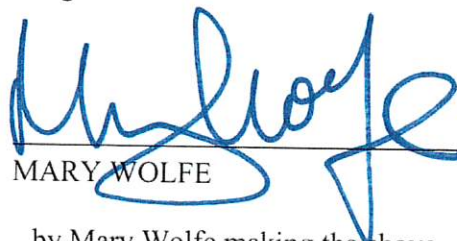
10. That while the entire recount team did not individually examine every ballot, we did individually examine all ballots recorded as overvotes, undervotes, or write in votes to determine voter intent. Every other ballot was reviewed by at least one of the Recount Board members in order to ensure that there was no identifying information on the ballot, and in fact, one ballot was identified that had not been flagged by the machine but on which the voter had circled the Democratic Party denomination for each election, despite the fact that in some of the elections – including the 2nd Congressional District election - the voter had voted for Republican Party candidates. After reviewing this ballot, the Recount Members agreed that it appeared likely that the voter had intended to identify him/herself as a member of the Democratic Party and thus the entire ballot was void, which resulted in MillerMeeks losing a vote.

CERTIFICATION OF RECOUNT BOARD MEMBER

STATE OF IOWA)
)ss:
COUNTY OF CLINTON)

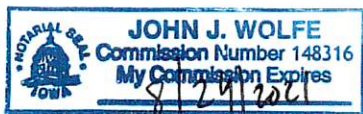
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

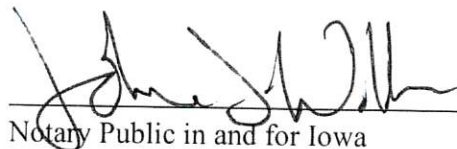
Signed this December 13, 2020.



MARY WOLFE

Signed and sworn before me on 12/13/2020 by Mary Wolfe making the above statement.





Notary Public in and for Iowa

**AFFIDAVIT OF JAMES ZASTAWNIAK
LUCAS COUNTY**

I, James Zastawniak, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. On November 19-20, 2020, I served as a Recount Board Designee in Lucas County.
3. In that capacity, I was responsible for conducting a recount of votes cast in the election for Iowa's 2nd Congressional District (the "recount").
4. The recount was conducted entirely by machine. The Auditor's staff handled the ballots. For each precinct they opened the sealed packages and ran the ballots through the machine to be counted. If the machine rejected a ballot it would be pushed through with the override button.
5. No ballots were hand counted in connection with the recount. By "hand counted," I am referring to the process by which Recount Board members look at a ballot individually to discern the voter's intent.
6. The machine rejected some ballots because they contained overvotes and some ballots because the ballots were worn from being fed through the machines so many times. If a machine was unable to read a ballot for any reason during the recount, a member of the Recount Board looked at the ballot to verify if the rejection was due to the 2nd Congressional Race; most of them were not. The ballots were then fed through the machine using the override function. Using the "override function" means that a vote was recorded the way the machine reads the ballot even if a human could understand that the voter's intent was different.
7. I did not inspect, review or disqualify any ballots due to identifying or stray marks.
8. I did not inspect, review or disqualify any ballots based on a write-in vote.

Remainder of Page Intentionally Left Blank



STATE OF IOWA)
)ss:
COUNTY OF POLK)

I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

12/14/2020

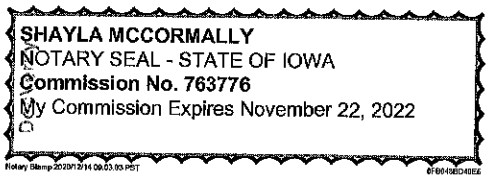
Signed this _____.

Jim Zastawniak
Signed on 12/09/2020 00:03:43 -050

JAMES ZASTAWNIAK

12/14/2020

Signed and sworn before me on _____ by James Zastawniak making the above statement. Notarized using communication technology.



Shayla McCormally
Signed on 12/09/2020 00:03:59 -050

Notary Public

E4081A9A-9076-45FB-AAB3-7F78DD6136F1 ... 2020/12/12 11:48:35 -8:00 ... Remote Notary



Voter Affidavits

AFFIDAVIT OF SUSAN JOHNSON

I, Susan Johnson, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. My daughter, Sada Rhomberg, is a registered voter in Johnson County, Iowa.
3. My daughter received an affidavit envelope from the Johnson County Auditor that was already sealed shut. In order to return her completed absentee ballot my daughter opened the sealed affidavit envelope, inserted her ballot, and re-sealed the envelope using tape.
4. On October 14, 2020 at 1:09 p.m., prior to my daughter mailing her completed ballot back to the County Auditor, I called the Johnson County Auditor's office to ask whether re-sealing the envelope with tape after it had been previously sealed shut would affect whether my daughter's ballot would be counted.
5. I spoke to a woman who worked in the County Auditor's election department. This government representative told me that my daughter re-sealing her affidavit envelope using tape after opening the previously sealed envelope would not result in a rejection of her absentee ballot.
6. I repeated the guidance I received to my daughter.
7. After hearing the advice that I had received, my daughter mailed her absentee ballot to the Johnson County Auditor.

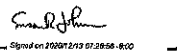
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STATE OF IOWA)
)ss:
COUNTY OF Polk

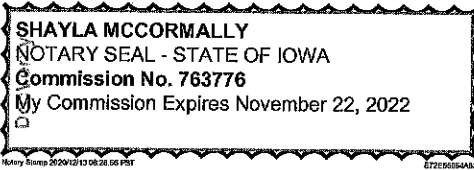
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

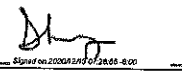
Signed this 13 day of December, 2020.


Signed on 2020/12/13 07:28:56 -8:00

Susan Johnson

Signed and sworn before me on 12/13/2020 by Susan Johnson making the above statement.




Signed on 2020/12/13 07:28:56 -8:00

Notary Public

B5F93966-B0B2-48FA-80B5-84648621121A --- 2020/12/13 06:47:02 -8:00 --- Remote Notary



AFFIDAVIT OF KRYSTAL KLAWONN

I, Krystal Klawonn, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. I am a qualified, registered voter in Wapello County, Iowa.
3. I cast an absentee ballot in the November 3, 2020 general election.
4. I cast my vote for Rita Hart for U.S. Representative.
5. Getting my ballot submitted in time was important to me so, before election day, I deposited my ballot in an election drop box. Although I am a Wapello County voter, I go to school in Linn County. Therefore, I deposited my ballot in an election drop box in Linn County. At that point, Iowa election officials had possession of my ballot.
6. My absentee ballot was rejected by the Wapello County Auditor even though I submitted it to Iowa election officials before election day.
7. I want my vote to be counted. This was my first time voting and I want my voice to be heard. Voting is important to me and I'm very upset that, despite submitting my ballot to Iowa election officials before election day, my vote has not yet been counted.
8. Exhibit A is a scan of the back of my absentee ballot envelope. On it is an official stamp that shows it was received by Linn County Elections on November 3, 2020.

Remainder of Page Left Intentionally Blank



STATE OF IOWA)

)ss:
COUNTY OF POLK)

I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

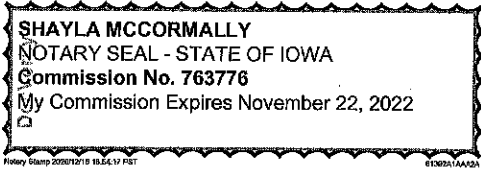
Signed this 16th Jay of December, 2020.

Krystal Klawonn
Signed on 20201216 12:44:17 -000

Krystal Klawonn

Krystal Klawonn

Signed and sworn before me on 12/16/2020 by _____ making the above statement. This document was notarized using communication technology.



[Signature]
Signed on 20201216 17:54:17 -000
Notary Public

668A568C-4A37-4584-B41B-109C8ACF5BAB ... 2020/12/16 14:49:33 -8:00 ... Remote Notary



Exhibit A

RECEIVED

NOV 03 2020


MAIL
LINN CO. ELECTIONS

IMPORTANT NOTE:

This ballot will only be eligible for counting if it is received by the auditor's office before the polls close on election day or if it is postmarked before election day and received by the deadline listed in the voting instructions included with this ballot. *Postmarks are not guaranteed!* Mail the ballot early to make sure it is received on time. Track the status of your absentee ballot at www.sos.iowa.gov.

1. Vote your ballot by following the instructions that were included with this ballot.
2. If a secrecy envelope was provided, place the voted ballot in the secrecy envelope. If no secrecy envelope was provided, go to step 3.
3. Place the voted ballot or the secrecy envelope containing the voted ballot in this envelope.
4. Read and sign the voter's affidavit below. The affidavit must be signed for your ballot to count.
5. Seal this envelope and return it to your county auditor's office. This envelope must be sealed for your ballot to count.

500557898 837
 OT/03
 OT/03
 KRYSTAL NICOLE KLAWONN
 3200 PIONEER AVE SE APT 3
 CEDAR RAPIDS IA 52403



503803173
 11/03/2020

Voter's Affidavit

I do solemnly swear or affirm by signing below that I am a qualified, registered voter in the precinct for which I requested and received this ballot. I have not voted and will not vote in any other precinct in this election, and I understand that making a false statement on this affidavit is a crime.

Signature: X *Kristal Klawonn*

688A568C-4A37-4584-B41B-109C8ACF5BAB ... 2020/12/16 14:49:33 -8:00 ... Remote Notary



AFFIDAVIT OF CHEYANNE J. KURTH

I, Cheyanne J. Kurth, under oath affirm and state under penalty of perjury that the following is true and correct:


1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. I registered to vote in Johnson County, Iowa in person at my polling place on November 3, 2020.
3. On November 3, 2020 I cast a provisional ballot in the NL06 precinct in Johnson County, Iowa.
4. I cast a provisional ballot because I did not have proof that I was a resident of the precinct. I had come prepared with mail that showed my address, but the officials told me the mail was not recent enough. I was required to provide proof of identify and proof of residency because I had just registered to vote in Johnson County that day.
5. On November 8, 2020 I executed an affidavit swearing to my identity so that my provisional ballot could be counted. I provided the County Auditor proof of residency in the form of current mail showing my address. I also provided a copy of my driver's license.
6. Despite providing sufficient evidence to cure my provisional ballot, my ballot was not counted due to poll worker error.
7. I have attached as Exhibit A a letter that I received from the Johnson County Auditor regarding my provisional ballot. In the letter, the Auditor states that providing copies of my ID materials "should have been enough to count [my] ballot." However, the Auditor states that an "error in processing provisional ballots" in my precinct resulted in my ballot going uncounted. The Auditor explained that they were "very sorry this happened, especially since [I] did everything [I] needed to do and should have had [my] vote counted." They stated that they want to avoid similar problems in the future, but that does not help me get my vote counted now.
8. I am willing to do what is needed to identify which of the two ballots is mine.
9. My ballot contains a vote for Rita Hart for U.S. Representative.
10. I am devastated that my vote did not count. It is deeply unfair. Voting is very important to me and I took the extra steps of legally curing my provisional ballot. It is especially upsetting that my vote has not been counted due to an error by those tasked with administering the election.



STATE OF IOWA)
)ss:
COUNTY OF POLK)


I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 16th day of December, 2020.

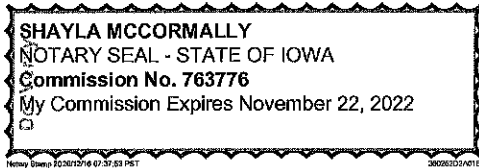

Signed on 2020/12/16 06:37:33 -000

Cheyanne J. Kurth

Signed and sworn before me on 12/16/2020 by Cheyanne J. Kurth making the above statement. This document was notarized using communication technology.


Signed on 2020/12/16 06:37:33 -000

Notary Public



058854FE-71BC-4BC8-8E62-2E2B256D1323 ... 2020/12/16 06:16:22 -8:00 ... Remote Notary



Exhibit A



AUDITOR and COMMISSIONER OF ELECTIONS

Travis Weipert
Auditor

Cheyenne Kurth
2210 West Lake Rd #301
North Liberty IA 52317

On Election Day you voted a provisional ballot at the North Liberty Precinct 6 polling place, because you did not have ID or proof of address available at the time. On November 9, a political campaign staffer who had been assisting you sent us electronic copies of your ID materials. This should have been enough to count your ballot.

Unfortunately, the officials at your precinct made an error in processing provisional ballots. The paperwork you completed was detached from the manila envelope containing your ballot. Another voter also voted a provisional ballot at your precinct, and that paperwork was also detached from the envelope. This voter did not provide ID and proof of address before the deadline of noon on November 9.

We were unable to determine which envelope was yours and which one belonged to the other voter. Because we could not identify which ballot should have been counted, we were unable to count either ballot.

We are very sorry this happened, especially since you did everything you needed to do and should have had your vote counted. We will be reviewing provisional ballot procedure with our workers and while this won't help you for this election, we hope it will avoid similar problems in the future.

Sincerely,

A handwritten signature in black ink, appearing to read "Travis Weipert".

Travis Weipert
Johnson County Auditor and Commissioner of Elections

913 S. Dubuque St., Suite 101 • Iowa City, IA 52240-4291 • Phone (319) 356-6004 • Fax (319) 356-6086
Web www.jcauditor.com • Email auditor@co.johnson.ia.us

058854FE-71BC-4BC8-8E62-2E2B256D1323 -- 2020/12/16 06:10:22 -8:00 -- Remote Notary



AFFIDAVIT OF TRAJAE LACKLAND

I, Trajae Lackland, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. I am a qualified, registered voter in Johnson County, Iowa.
3. I cast an absentee ballot in the November 3, 2020 general election. I voted in-person absentee.
4. I cast my vote for Rita Hart for U.S. Representative.
5. I marked my absentee ballot myself in private. No one else marked my ballot.
6. I sealed my absentee ballot in the official envelope provided to me by the county.
7. I noticed the glue on the official envelope was unusually dry even though I licked and sealed it.
8. I placed the envelope in the official drop box at the absentee polling location.
9. I was the only person with control of my absentee ballot from the time I completed it and sealed it in the envelope until the time I deposited it in the official election drop box at the polling location.
10. I want my vote to be counted. I took all necessary steps to cast my vote and now it has been rejected, apparently due to election worker error.



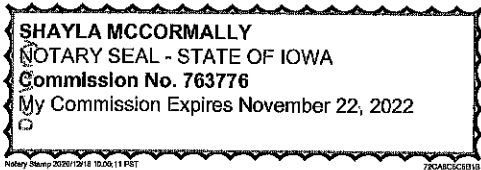
STATE OF IOWA)
)ss:
COUNTY OF POLK)


I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 12/18/2020


Signed on 2020/12/18 09:00:11 -0500
Trajae Lackland

Signed and sworn before me on 12/18/2020 by Trajae Lackland making the above statement. This document has been notarized using communication technologies.




Signed on 2020/12/18 09:00:11 -0500
Notary Public

B99A3844-554D-4B6F-8B95-6D69F23CFB45 --- 2020/12/17 15:27:01 -8:00 --- Remote Notary



AFFIDAVIT OF MEI LIETSCH

I, Mei Lietsch, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. I am a qualified, registered voter in Des Moines County, Iowa.
3. I cast an absentee ballot in the November 3, 2020 general election.
4. I cast my vote for Rita Hart for U.S. Representative.
5. Getting my ballot submitted in time was important to me so, before election day, I deposited my ballot in an election drop box. Although I am a Des Moines County voter, I am in school in Linn County. Therefore, I deposited my ballot in an election drop box in Linn County. At that point, Iowa election officials had possession of my ballot.
6. My absentee ballot was rejected by the Des Moines County Auditor even though I submitted it to Iowa election officials before election day.
7. I want my vote to be counted. This was my first time voting and I was eager to do my part. Voting is important to me and I'm devastated that despite submitting my ballot to Iowa election officials before election day, my vote has not yet been counted.
8. Exhibit A is a scan of the back of my absentee ballot envelope. On it is an official stamp that shows it was received by Linn County Elections on November 3, 2020.

Remainder of Page Left Intentionally Blank



STATE OF IOWA)

COUNTY OF POLK)ss:
_____)

I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

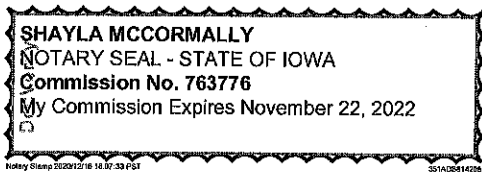
Signed this 16th day of December, 2020.

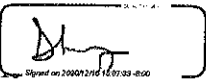
Mei Lietsch
Signed on 2020/12/16 15:07:38 -8:00

Mei Lietsch

12/16/2020

Signed and sworn before me on _____ by Mei Lietsch making the above statement. This document was notarized using communication technology.



Notary Public 
Signed on 2020/12/16 16:07:33 -8:00

FF402428-2406-4B73-5001-61F0016729D1 --- 2020/12/16 14:22:19 -8:00 --- Remote Notary



Exhibit A

FILED
NOV 09 2020
DES MOINES CO AUDITOR
DES MOINES, IOWA

Not a Line
RECEIVED
NOV 09 2020

MAIL
LINK CO. ELECTIONS

IMPORTANT NOTE:
This ballot will only be eligible for counting if it is received by the auditor's office before the polls close on election day or postmarked before election day and received by the deadline listed in the voting instructions included with this ballot. *Postmarks are not guaranteed!* Mail the ballot only to make sure it is received on time. Track the status of your absentee ballot at www.sos.iowa.gov.

1. Vote your ballot by following the instructions included with this ballot.
2. If a secrecy envelope was provided, place the voted ballot in the secrecy envelope. If no secrecy envelope was provided, go to step 3.
3. Place the voted ballot or the secrecy envelope containing the voted ballot in this envelope.
4. Read and sign the voter's affidavit below. The affidavit must be signed for your ballot to count.
5. Seal this envelope and return it to your county auditor's office. This envelope must be sealed for your ballot to count.

Voter's Affidavit

I do solemnly swear or affirm by signing below that I am a qualified, registered voter in the precinct for which I requested and received this ballot. I have not voted and will not vote in any other precinct in this election, and I understand that making a false statement on this affidavit is a crime.

Signature: *X [Handwritten Signature]*

3120

7.1
PCT 7
HEI LING LRETSCH
GRU 715
1220 1ST AVENUE NE
CEDAR RAPIDS IA 52402

8U7 11/03/2020

A-91

FF402428-2406-4B73-B001-61F0016729D1 ... 20201121 16:14:21 -0500 ... Remote Access

AFFIDAVIT OF JO DONNA LOETZ


I, Jo Donna Loetz, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. I am a qualified, registered voter in Scott County, Iowa.
3. I cast an absentee ballot in the November 3, 2020 general election.
4. I cast my vote for Rita Hart for U.S. Representative.
5. I marked my absentee ballot myself in private. No one else marked my ballot.
6. I sealed my absentee ballot in the official envelope provided to me by the county. When sealing the envelope, I accidentally ripped it.
7. I was the only person with control of my absentee ballot from the time I completed it and sealed it in the envelope until the time I handed my ballot back to a Scott County election official.
8. I handed my ballot directly to a Scott County election official before election day. The official told me that he thought that my ballot may not be accepted because of the damaged envelope. I asked him whether I needed to get a replacement ballot, but he assured me the county would reach out if the ballot was rejected and I would still have a chance to vote.
9. I did not hear anything from the county but on Election Day, November 3, 2020, I got a call saying my absentee ballot was not going to be counted. I am not sure of the source of the call.
10. Based on the call, I went to my Election Day precinct. At the precinct, I talked to a poll worker, Lorren Beneke. I told him about the call I'd received and my concern that my ballot would not be counted. Beneke called the County Auditor's office and asked whether my absentee ballot would be counted. The Auditor's office told him that my ballot would be counted and Beneke relayed the message to me.
11. I want my vote to be counted. I am very upset that, despite casting my absentee ballot and being told I would have a chance to vote even if there were a problem with the envelope, my vote has been ignored. My vote has not been counted due to the errors that election officials have made, and that's not right. If I'd been told my ballot were rejected at the precinct, I would have voted then and there.

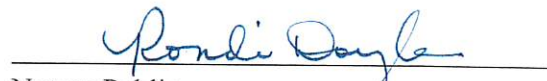
STATE OF IOWA)
)ss:
COUNTY OF Scott)

I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 16th day of December, 2020.


Jo Donna Loetz

Signed and sworn before me on December 16, 2020 by Jo Donna Loetz making the above statement.


Notary Public



AFFIDAVIT OF NASR MOHAMED NASR

I, Nasr Mohamed Nasr, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. I am a qualified, registered voter in Johnson County, Iowa.
3. I cast an absentee ballot in the November 3, 2020 general election.
4. I cast my vote for Rita Hart for U.S. Representative.
5. I enclosed my absentee ballot in the official envelope provided to me by the county (the "affidavit envelope").
6. I signed the affidavit envelope directly below the large red text stating "Signature Required." This was just above the space where the "Voter's Affidavit" was written. My intent in signing my ballot was to affirm the truth of the Voter's Affidavit printed on the affidavit envelope.
7. By signing the affidavit envelope where I did, I intended to affirm the truth of the statements in the Voter's Affidavit, specifically that "I do solemnly swear or affirm that ... I am a qualified, registered voter in the precinct for which I requested and received this ballot. I have not voted and will not vote in any other precinct in this election, and I understand that making a false statement on this affidavit is a crime."
8. I timely returned my absentee ballot to the County Auditor.
9. I want my vote to be counted. I took all the necessary steps to cast my vote and signed the affidavit envelope. The affidavit envelope states, "If this affidavit envelope is not signed...your ballot cannot be counted." My ballot envelope was signed, it should be counted.
10. Exhibit A is a scan of my affidavit envelope. It shows my signature directly above the Voter's Affidavit.

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7F501541-C098-47B2-91B5-D72F8D329C3E ... 2020/12/15 11:13:51 -6:00 --- Remote Notary

EXHIBIT A

Signature Required

Nasr

REJECTED BECAUSE:

<input type="checkbox"/> Affidavit env. was open	<input checked="" type="checkbox"/> Affidavit lacked voter's signature
<input type="checkbox"/> Affidavit env. is missing	<input type="checkbox"/> Affidavit env. was opened and resealed
<input type="checkbox"/> Affidavit env. was empty	<input type="checkbox"/> More than 1 ballot in affidavit envelope
<input type="checkbox"/> Voter is deceased	<input type="checkbox"/> Ballot cast in precinct where not requested
	<input type="checkbox"/> Other: _____

Voter's Affidavit

I do solemnly swear or affirm by signing below that I am a qualified, registered voter in the precinct for which I requested and received this ballot. I have not voted and will not vote in any other precinct in this election, and I understand that making a false statement on this affidavit is a crime.

Signature: X _____

11/03/2020 44643 CV.05
504370104
500231732
NASR MOHAMED NASR
CV05

1. Vote your ballots following the instructions that were sent with this ballot.
2. Put the voted ballot into the secrecy envelope. If a secrecy envelope was provided, put the secrecy envelope containing the voted ballot in this envelope. If a secrecy envelope was not provided, put the voted ballot into this envelope.
3. Read and sign the voter's affidavit above. **If this affidavit envelope is not signed or sealed, your ballot cannot be counted.**

IMPORTANT NOTICE:

This ballot will only be eligible for counting if it is received by the auditor's office before the polls close on election day or postmarked before election day and received by the deadline listed in the voting instructions included with this ballot. Postmarks are not guaranteed! Mail the ballot early to make sure it is received on time. Track the status of your



7F501541-C096-47B2-91B5-D72F8D329C3E ... 2020/12/15 11:51:11 AM - Remote Henry

STATE OF IOWA)

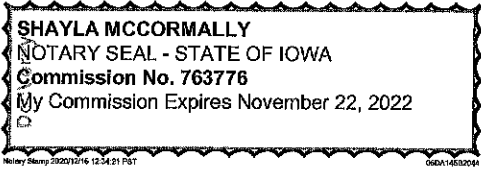
)ss:
COUNTY OF POLK)

I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 12/15/2020

Nasr Nasr
Signed on 20201215 11:54:21 -000
Nasr Mohamed Nasr

Signed and sworn before me on 12/15/2020 by Nasr Mohamed Nasr making the above statement.



[Signature]
Signed on 20201215 11:54:21 -000
Notary Public

7F501541-C098-47B2-91B5-D72F8D329C3E ... 2020/12/15 11:13:51 -000 ... Remote Notary

AFFIDAVIT OF MICHAEL OVERHOLT

I, Michael Overholt, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. I am a qualified, registered voter in Johnson County, Iowa.
3. I cast an absentee ballot in the November 3, 2020 general election. I cast my ballot early as an in-person absentee voter.
4. I cast my vote for Rita Hart for U.S. Representative.
5. I marked my absentee ballot myself in private. No one else marked my ballot.
6. I sealed my absentee ballot in the official return envelope provided to me by the county. I specifically remember sealing my ballot because I thought in this time of COVID-19 it was interesting that we are sealing our ballot envelopes by licking them shut.
7. I placed my ballot envelope in the official ballot box at the absentee voting location. I thereby returned my envelope to my county's election officials.
8. I was the only person with control of my absentee ballot from the time I completed it and sealed it in the envelope until the time I returned my envelope to my county's election officials.
9. I want my vote to be counted. I took all necessary steps to cast my vote and now it has been rejected, apparently due to election worker error.

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STATE OF IOWA)
)ss:
COUNTY OF POLK)

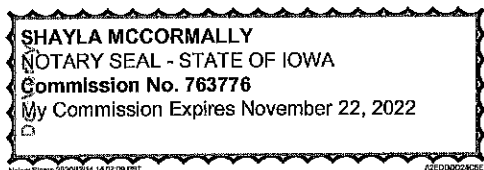
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 12/14/2020.

Michael S. Overholt
Signed on 2020/12/14 15:07:29 -0500

Michael Overholt

Signed and sworn before me on 12/14/2020 making the above statement. This document was notarized using communication technology.



[Signature]
Signed on 2020/12/14 15:07:30 -0500
Notary Public

36FA08E3-1E96-4CE0-BAB6-3A6666051D15 --- 2020/12/14 12:54:41 -8:00 --- Remote Notary



AFFIDAVIT OF JOSHUA REYES-TORRES

I, Joshua Reyes-Torres, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. I am a qualified, registered voter in Johnson County, Iowa.
3. I cast an absentee ballot in the November 3, 2020 general election.
4. I cast my vote for Rita Hart for U.S. Representative.
5. I marked my absentee ballot myself in private. No one else marked my ballot.
6. I sealed my absentee ballot in the official envelope provided to me by the county.
7. I placed my official envelope in the mail myself.
8. I was the only person with control of my absentee ballot from the time I completed it and sealed it in the envelope until the time I mailed it back.
9. I want my vote to be counted. I took all necessary steps to cast my vote and now it has been rejected, apparently due to election worker error.

JRT

A-99



STATE OF IOWA)
)ss:
COUNTY OF POLK)

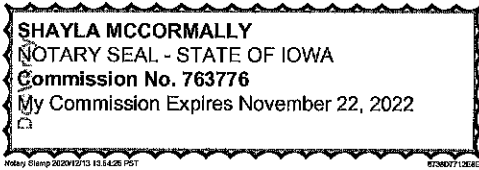
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 12/13/2020

Joshua C. Reyes-Torres
Signed on 2020/12/13 12:54:26 -600

Joshua Reyes-Torres

Signed and sworn before me on 12/13/2020 by Joshua Reyes-Torres making the above statement.



Shayla McCormally
Signed on 2020/12/13 12:54:26 -600
Notary Public

13A4E3A0-2ECA-4A95-9187-B920AB9FB4CF --- 2020/12/13 12:32:51 -6:00 --- Remote Notary



AFFIDAVIT OF SADA RHOMBERG

I, Sada Xin Johnson Rhomberg, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. I am a registered voter in Johnson County, Iowa.
3. I applied for an absentee ballot from Johnson County for the November 3, 2020 general election. I applied for an absentee ballot because I am a student in Chicago and did not plan to be in Iowa on election day.
4. I received in the mail in October 2020 an envelope of election materials from the Johnson County Auditor including my absentee ballot and a return envelope (the "affidavit envelope").
5. When I received the election materials in the mail, the election materials appeared to have gotten wet in the rain. As a result, the affidavit envelope in which I was supposed to seal my ballot was already sealed shut.
6. In order to place my completed ballot in the affidavit envelope, I had to open the affidavit envelope that had arrived already sealed. I opened the affidavit envelope carefully and placed my completed ballot inside of it. I then sealed the envelope shut using tape.
7. Prior to mailing my completed ballot back to the County Auditor, my mother, Susan Johnson, called the County Auditor's office to ask whether re-sealing the envelope with tape would affect whether my ballot would be counted. I understand that a representative of the County Auditor informed my mother that re-sealing the envelope with tape would not be a problem and would not affect whether my ballot was counted. My mother repeated this guidance to me. I relied on this guidance when I mailed my absentee ballot believing that my vote would be counted.
8. I wrote on my affidavit envelope "My return envelope was sealed when I got it, so I taped it shut."
9. I mailed my absentee ballot back to the County Auditor in time for it to be received on or before November 2, 2020. I understand that it was received in time.
10. I signed the Voter's Affidavit on the affidavit envelope.
11. I voted for Rita Hart for Congress.
12. Exhibit A is a copy of my affidavit envelope.



13. Exhibit B is a copy of a letter from the Johnson County Auditor informing me that my ballot was rejected because the affidavit envelope was not properly sealed.

14. Voting is extremely important to me. I took steps to ensure that my vote was counted, such as applying for an absentee ballot and carefully completing my affidavit envelope. It would be devastating for my vote not to count, especially when I followed the instructions of election officials.

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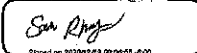
5609424F-30CD-49FD-B6DD-5512A56AA79 --- 2020/12/13 06:44:32 -8:00 --- Remote Notary



STATE OF IOWA)
)ss:
COUNTY OF POLK)

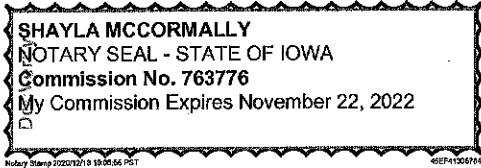
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 12/13/2020


Signed on 20201213 09:06:51 -000

Sada Rhomberg

Signed and sworn before me on 12/13/2020 by Sada Rhomberg making the above statement. This document was signed using communication technologies.




Signed on 20201213 10:06:55 -000
Notary Public

5609424F-30CD-49FD-B6DD-5512A56AAA79 --- 2020/12/13 06:44:32 -8:00 --- Remote Notary



EXHIBIT A

 **Signature
Required**

REJECTED BECAUSE:


<input type="checkbox"/>	Affidavit was not signed
<input type="checkbox"/>	Affidavit was not sealed
<input checked="" type="checkbox"/>	Affidavit was not signed by the voter
<input type="checkbox"/>	Affidavit was not sealed by the voter

My return envelope was sealed when I got it,
so I taped it shut

Voter's Affidavit

I do solemnly swear or affirm by signing below that I am a qualified, registered voter in the precinct for which I requested and received this ballot. I have not voted and will not vote in any other precinct in this election, and I understand that making a false statement on this affidavit is a crime.

Signature: X 

11/03/2020 33964 PN
504229492 PN

509485743
SADA XIN JOHNSON RHOMBERG

1. Vote your ballots following the instructions that were sent with this ballot.
2. Put the voted ballot into the secrecy envelope. If a secrecy envelope was provided, put the secrecy envelope containing the voted ballot in this envelope. If a secrecy envelope was not provided, put the voted ballot into this envelope.
3. Read and sign the voter's affidavit above. If this affidavit envelope is not signed or sealed, your ballot cannot be counted.

IMPORTANT NOTICE:

This ballot will only be eligible for counting if it is received by the auditor's office before the polls close on election day or postmarked before election day and received by the deadline listed in the voting instructions included with this ballot. Postmarks are not guaranteed. Mail the ballot early to make sure it is received on time. Track the status of your



5805424F-30CD-48FD-B6DD-5512A56AAA70 ... 2020/12/13 06:44:52 -8:00 ... Remote-Norby

EXHIBIT B

37964

Rejected Absentee

Date: 11/3/20

Dear Sada Kim Johnson Rhomberg

You are hereby notified the absentee ballot you cast at the 11,03,20 election has been rejected for the following reason(s):

- The affidavit envelope was not properly filled out. It was missing:
 - Your signature
 - Party affiliation (primary election only)
- The affidavit envelope was not properly sealed
- The affidavit envelope was missing
- You are not a properly registered voter in the precinct in which your ballot was cast
- The affidavit envelope contained more than one ballot
- The affidavit envelope did not contain a ballot
- Your original absentee ballot application form was not received or postmarked on time
- The ballot did not arrive on time to be counted
- You voted another ballot at the polls on election day
- Your ballot envelope was not postmarked on time
- Your ballot was received after election day without a legible postmark (§53.17(2))

Please call the county auditor's office if you have questions at 319-358-8004.

Sincerely,

Travis Weipert

County Auditor and Commissioner of Elections

Initials of Member of Absentee Ballot and Special Voters Precinct Election Board AJW

Prepared by the Office of the Secretary of State

Revised 11/2018



5609424F-30CD-49FD-B6DD-5512A56AAA79 --- 2020/12/13 06:44:52 -8:00 --- Remote Notary

AFFIDAVIT OF STEVEN SCHAEFER

I, Steven Schaefer, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. I am a qualified, registered voter in Johnson County, Iowa.
3. I cast an absentee ballot in the November 3, 2020 general election.
4. When my election materials, including my absentee ballot and affidavit envelope, arrived from the County Auditor in the mail, they had clearly gotten wet. I could not open the official envelope without tearing the envelope. After I placed my fully marked ballot in the affidavit envelope, I signed the top of the envelope near where it was sealed. I did this to show I was the one who sealed my ballot in the envelope.
5. I cast my vote for Rita Hart for U.S. Representative.
6. I marked my absentee ballot myself in private. No one else marked my ballot.
7. I sealed my absentee ballot in the official envelope provided to me by the county.
8. I placed my absentee ballot envelope in an official election drop box.
9. I was the only person with control of my absentee ballot from the time I completed it and sealed it in the envelope until the time I deposited it in an official election drop box.
10. I want my vote to be counted. I am very upset that my ballot has not been counted and my voice in this important election has not been heard. I took all necessary steps to cast my vote, including signing the top of my envelope to show I was the one who sealed the envelope, and now it has been rejected, apparently due to election administration error.
11. Exhibit A is a scan of my absentee ballot envelope, including my signature at the top of the envelope.

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EXHIBIT A

**Signature
Required**

Steven John Villhauf Schaefer

<input type="checkbox"/> Affidavit was not opened	<input type="checkbox"/> Affidavit was opened and resealed
<input type="checkbox"/> Affidavit was missing	<input type="checkbox"/> More than 1 affidavit envelope
<input type="checkbox"/> Affidavit was empty	<input type="checkbox"/> Where not required
<input type="checkbox"/> Voter is deceased	<input type="checkbox"/> Other

Voter's Affidavit

I do solemnly swear or affirm by signing below that I am a qualified, registered voter in the precinct for which I requested and received this ballot. I have not voted and will not vote in any other precinct in this election, and I understand that making a false statement on this affidavit is a crime.

Signature: *Steven John Villhauf Schaefer*

11/03/2020 32483 BG
504208173 BG
2431311
STEVEN JOHN VILLHAUF SCHAEFER

1. Vote your ballots following the instructions that were sent with this ballot.
2. Put the voted ballot into the secrecy envelope. If a secrecy envelope was provided, put the secrecy envelope containing the voted ballot in this envelope. If a secrecy envelope was not provided, put the voted ballot into this envelope.
3. Read and sign the voter's affidavit above. If this affidavit envelope is not signed or sealed, your ballot cannot be counted.

IMPORTANT NOTICE:

This ballot will only be eligible for counting if it is received by the auditor's office before the polls close on election day or postmarked before election day and received by the deadline listed in the voting instructions included with this ballot. Postmarks are not guaranteed! Mail the ballot early to make sure.

A-107



9E5725BB-6D45-48BC-977E-684E1D1395DB -- 502/012/14 13:07:11 -8:00 -- Remote Notary

STATE OF IOWA)
)ss:
COUNTY OF POLK)

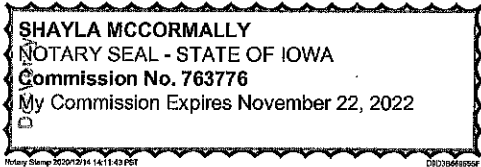
I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 12/14/2020.

Steven Schaefer
Signed on 2020/12/14 16:11:43 -0500

Steven Schaefer

Signed and sworn before me on 12/14/2020 by Steven Schaefer making the above statement. This notarial act was completed using communication technology.



[Signature]
Notary Public
Signed on 2020/12/14 16:11:43 -0500

9E5725BB-6D45-48BC-977E-684E1D1395DB ... 2020/12/14 13:00:11 -0500 ... Remote Notary



AFFIDAVIT OF CHARLES E. TUCKER

I, Charles E. Tucker, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. I am a qualified, registered voter in Scott County, Iowa.
3. I cast an absentee ballot in the November 3, 2020 general election.
4. Due to a physical disability I am unable to cast a vote without assistance.
5. Because of my physical disability, I asked my wife, Linda Tucker, to mark my ballot. She filled it out as I requested, following my instructions as to how I wanted to vote. She did so in my presence.
6. I cast my vote for Rita Hart for U.S. Representative.
7. At my request, my wife sealed the absentee ballot in the official envelope provided to me by the county.
8. I signed the affidavit envelope myself.
9. My wife placed my sealed affidavit envelope containing my ballot in the mail.
10. I want my vote to be counted. I took all necessary steps to cast my vote and now it has been rejected, apparently due to election worker error.

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STATE OF IOWA

COUNTY OF

S C C + -)
ss:

I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 14 day of December, 2020.

Charles E. Tucker

Charles E. Tucker

Signed and sworn before me on 12-15-2020 by Charles Tucker making the above statement.

Edward Stuart Thomas

Notary Public



AFFIDAVIT OF LINDA TUCKER

I, Linda Tucker, under oath affirm and state under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen (18) and am competent to testify as to the matters set forth herein. I have personal knowledge of the matters contained in this affidavit.
2. Due to a physical disability, my husband, Charles E. Tucker, cannot fill out his own absentee ballot.
3. Charles asked me to assist him in filling out his absentee ballot for the November 3, 2020 general election. I agreed and filled out his ballot exactly as he instructed.
4. In Charles's presence, I sealed the absentee ballot in the official envelope provided to by the county.
5. I placed the sealed affidavit envelope containing Charles's ballot in the mail.

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STATE OF IOWA)
)ss:
COUNTY OF Scott)

I declare under penalty of perjury and pursuant to the laws of the State of Iowa that the proceeding is true and correct to the best of my knowledge.

Signed this 14 day of December, 2020.

Linda Tucker
Linda Tucker

Signed and sworn before me on 12-14-2020 by Linda Tucker making the above statement.

Edward Stuart Thomas
Notary Public



Iowa Secretary of State Guidance

A-113

Recount Board Guide

This guide contains information about conducting recounts. Please read the instructions carefully and consult with the county auditor for any questions.

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Overview

What is a Recount?

A recount is a formal process for re-examining and recounting the ballots which were voted and counted for an office or public measure. This includes any disputed ballots returned under §50.5 that were “objected to” but counted.

Recount boards do not resolve procedural or legal questions about the conduct of the election or the qualifications of voters. No additional evidence, beyond the ballots that were counted, is reviewed during a recount. The board does not decide if ballots were correctly accepted or rejected. The board merely counts ballots which were already counted.

[§50.48, IAC 721—26.104(1)]

Board's Responsibilities

Conduct the recount “as expeditiously as possible” as stated in the *Iowa Code*. Follow the counting standards prescribed by Iowa law.

[§49.92, 49.99, IAC 721—26]

When the recount is completed, file a written report of the board's finding with the auditor. The report must be filed no later than the 18th day following the county's canvass. The 18th day falls on a Saturday so the deadline moves to Monday.

[§50.48(7), 50.49(5), IAC 721—26.107]

Exception: Recounts for city primary elections or regular city election in cities with runoff election provisions must be completed no later than the 11th day following the board of supervisors' canvass. The 11th day falls on a Saturday so the deadline moves to Monday.

[§47.4, 50.48(7), IAC 721—26.107]

Auditor and Auditor's Staff Assistance

The auditor or auditor's designee is responsible for the security of the ballots and must supervise their handling. If voting equipment is used for the recount, the auditor or auditor's designee must operate the tabulation machine.

[IAC 721—26.105]

The auditor or auditor's designee can help the board be organized. The auditor or auditor's designee cannot help count votes. Recount board members are the only one authorized to decide whether or not to count a vote. If the board has a question related to whether or not a vote should be counted, review the Counting Votes Guide and IAC 721—26.

Tools for Recount Boards

Please ask the auditor's office for the following materials prior to starting the recount if they have not already been provided:

1. Recount Board Guide

2. Counting Votes Guide

Provides information on the Iowa laws governing how votes must be counted.

3. Manual Recount Tally Sheet

Used to tally votes by hand.

4. Report for Recount of Votes for Office/Public Measure

Used to report the recount board's results after recounting.

Recounts are Public

Recounts, like all canvasses of votes, are open to the public. Observers may watch and listen, they may not participate in or interfere with the recount.

The room where the recount is conducted should be arranged to enable observers to see and hear the process. However, the observers cannot touch ballots.

[IAC 721—26.106]

Handling Ballots

Overview

All three members of the board should be present when the ballot packages are opened. If one board member leaves the room, halt the process until that person returns.

When opening ballots, the board should only work with one precinct at a time.

Keep all ballots in view of all recount board members and any observers. Keep the ballots guarded to protect them from theft or loss. The auditor or the auditor's designee is responsible for the security of the ballots and voting equipment documents and must supervise their handling.

Handle the ballots carefully. The recount in which you are conducting may not be the only recount of the ballots for the election in question. It is possible that recounts will be requested for other offices or questions appearing on these ballots. There may also be an election contest or further legal action that may include an examination of the documents.

Ballots Delivered to the Board

Verify the number of ballots received from the auditor matches what is recorded on the recount ballot tracking chart. Once you have verified the numbers match, sign the recount ballot tracking chart.

Only ballots that were accepted for counting are recounted. This includes disputed ballots from the precinct returned separately from the counted ballots.

Recount boards do not consider:

- Rejected absentee or provisional ballots,
- Spoiled ballots, and
- Defective ballots.

[§50.48(4)(a), 50.49(5), IAC 721—26.104(1)]

Adding Additional Precincts to the Recount

Recount boards may extend the recount to other precincts in the same county where the office or question appeared on the ballot when at least one member of the board deems it necessary to do so. The recount cannot be expanded to include other offices or questions.

[§50.48(4)(b), 50.49(5), IAC 721—26.104(2)]

Open Ballots Only as Necessary

Open only the sealed ballot containers from the precincts specified in the recount request or from the precincts added by the recount board. Keep ballots from precincts that are not included in the recount sealed or kept separate.

[IAC 721—26.104(2)]

Performing the Recount

By Hand or by Machine

If the ballots were hand-counted on election day, the recount board must count the ballots by hand using the standards in IAC 721—26. Provide the “Counting Votes” guide to the recount board.

If voting equipment was used on election day, the board:

- May request that the ballots be recounted by voting equipment

OR

- May count the ballots by hand

OR

- May conduct both types of counts

If using voting equipment to conduct the recount, the auditor or auditor’s designee must operate the voting equipment and use the same program used on election day unless the program is known or believed to be flawed.

[50.48(4), 50.49(5), IAC 721—26.105(2)]

In the event a hand recount differs from a recount using voting equipment, the recount board must determine which results to give to the auditor in its report issued under §50.48(4)(c).

Counting Votes by Optical Scanners

If the board decides to tabulate the votes using voting equipment, the following rules apply:

Counting Standards

The ballots must be run through the optical scanner. Any ballots rejected by the scanner should be counted accordingly to the provisions of IAC 721—26.

Write-In Votes

Ballots identified by the optical scanner as containing a write-in vote must be separated and the write-in votes must be tallied. If the voting target next to the write-in line is not marked, the write-in vote will not be read by the optical scanner and the write-in vote cannot be counted.

[§49.99(1), IAC 721—26.104(3)]

Disputed Ballots

If there is an envelope labeled "Disputed Ballots" from any precinct, open the envelope and sort the ballots into two categories: "Objected to" or "Defective." Each ballot in the envelope should be labeled as either of the following:

- "Objected to" Ballots

These ballots were accepted for counting and are included in the vote totals. Examine these ballots and decide how to count them. On election night, the precinct election officials were required to include a signed statement as to how the ballot was counted.

[§50.4, 50.5, IAC 721—26.104(1)]

- "Defective" Ballots

These ballots were not accepted for counting at the precinct and cannot be added to the vote totals. Put them back in the envelope without examination and do not count them.

[§50.3, 50.5, IAC 721—26.14]

Duplicate Ballots if Optical Scan Used on Election Day

The auditor may deliver ballots marked as duplicates. Precinct election officials or the absentee and special voters precinct board marked a duplicate ballot because the voter's original ballot was damaged and could not be read by the optical scan machine.

The precinct election officials marked the duplicate ballot in the exact manner as the voter marked it. Both the original ballot and duplicate ballot should be marked with the same serial number.

The recount board may examine the duplicated ballots to compare the marks on the original ballot with the duplicate. If there are discrepancies between the original ballot and duplicated ballot, correct the duplicate ballot.

[§52.37]

Counting Votes by Hand

Counting Standards

The recount board must follow the standard for counting votes prescribed by Iowa law and administrative rules. See the "Counting Votes Guide."

The board must count votes for all candidates, including write-in votes, and not just those candidates who are represented by members of the recount board.

[§49.92, 49.99, IAC 721—26.104(3)]

Keeping Track

Use the manual recount tally sheet provided by the auditor. One tally sheet should be used for each candidate or "yes" or "no" vote for a public measure in each precinct. Count one precinct at a time.

Counting Write-Ins

Write-in votes must be counted using the same standards used for counting on election day. If voting equipment was used on election day, the voting target must be marked in order for the write-in vote to be counted, even if the recount board is counting ballots by hand and the voter's intent can be clearly ascertained.

[§49.99]

See the Counting Votes Guide for additional rules about counting write-in votes.

Vote for No More Than One

When voters could vote only for one person for the office being recounted, the board should sort the ballots into piles. Make a separate pile of ballots cast for each candidate.

Vote for No More Than...

When voters could vote for two or more candidates in the office being recounted, use one tally sheet for each candidate. Be sure to account for all votes cast by voters.

Straight Party for General Election Only

For the general election only, be sure to examine the straight party votes as well as the marks for the candidates listed on the ballot. See the Counting Votes Guide for details about counting straight party votes.

Sorting Ballots

Best Practice: Separate the ballots into piles based on the candidate(s) selected on the ballot. Count the votes cast for each candidate individually. When counting the votes for each candidate, sort the ballots into piles of 10.

Duplicate Ballots if Optical Scan Used on Election Day

The auditor may deliver ballots marked as duplicates. Precinct election officials or the absentee and special voters precinct board marked a duplicate ballot because the voter's original ballot was damaged and could not be read by the optical scan machine.

The precinct election officials marked the duplicate ballot in the exact manner as the voter marked it. Both the original ballot and duplicate ballot should be marked with the same serial number.

The recount board may examine the duplicated ballots to compare the marks on the original ballot with the duplicate. If there are discrepancies between the original ballot and duplicated ballot, correct the duplicate ballot.

[§52.37]

Completing the Recount

Verify Total Ballot Count

Verify the number of ballots recounted matches the number of ballots delivered by the auditor. Complete and sign the recount ballot tracking chart.

Reseal Ballots

The recount board must reseal the ballots after they have been retabulated and return them to the auditor.

The envelope or container containing the ballots must have a seal across its opening that is signed by all members of the recount board. The seal must be applied so the ballot package cannot be opened without breaking the seal.

[§50.48(4)(c), 50.49(5), IAC 721—26.104(4)]

Return Ballots

Return the sealed ballots to the auditor.

Report Results

If the recount board recounted by hand and by using voting equipment, the recount board must determine which results to give to the auditor in its report in the event the hand recount differs from the recount using voting equipment.

The recount board must file a written report of its findings with the county auditor. The report must be filed no later than the 18th day following the county's canvass. The 18th day falls on a Saturday so the deadline moves to Monday.

[§47.4, 50.48(4)(c), 50.49(5), IAC 721—26.107]

The report must be signed by at least two members of the recount board. The tally sheets and any voting equipment results tapes produced in the recount process must be attached to it.

Exception: Recounts for city primary elections or regular city election in cities with runoff provisions must be completed no later than the 11th day following the board of supervisors' canvass. The 11th day falls on a Saturday so the deadline moves to Monday.

[§47.4, 50.48(7), IAC 721—26.107].