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September 3, 2016

**VIA MAIL AND EMAIL**

The Honorable Helen Purcell  
Maricopa County Recorder  
Maricopa County Recorder's Office  
111 S. Third Ave., #103  
Phoenix, AZ 85003

Kristi Passarelli  
Assistant Director  
Maricopa County Recorder  
111 S. Third Ave., #103  
Phoenix, AZ 85003  
kpassarelli@risc.maricopa.go

**Re: Public Records Request – Post Election Vote Counting in August 30,  
2016, Arizona Congressional District 5 Election**

Dear Ms. Purcell and Ms. Passarelli:

This office represents **Christine Jones and the Jones for Congress campaign**. As you are aware, Ms. Jones is a qualified candidate for Congress in Arizona Congressional District 5, and was properly placed on the August 30, 2016, primary election ballot. We are representing Ms. Jones and her campaign in any post-election vote issues related to ballot access and any potential election challenges.

On behalf of Ms. Jones, I am writing to request production of public records under the control of the Maricopa County Recorder's office for non-commercial purposes. This request is made pursuant to Arizona's Public Record law, codified at A.R.S. §§ 39-121 et seq.

For the purposes of this request, the following terms shall apply:

- A. "Recorder's Office Personnel" shall include Maricopa County Recorder Helen Purcell, Maricopa County Election Director Karen Osborne, and any other individual employed by, representing, or otherwise affiliated with the Maricopa County Recorder's Office.
- B. "Alleged Provisional Ballot Voters" shall include all of the people who attempted to vote in the August 30, 2016, Primary Election via early ballot, provisional ballot, or conditional provisional ballot and whose vote has not been counted by the Maricopa County Recorder's office.

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- C. "Statecraft PLLC" shall include Kory Langhofer, Roy Herrera, Thomas Basile, and any other person employed, representing, or otherwise affiliated with "Statecraft PLLC."

We hereby request access to all information concerning the following:

1. Any public records requests or other requests for communication between August 29, 2016, and present related to the Congressional District 5 primary election and post-election activities.
2. Any public records request responses by the Maricopa County Recorder's Office related to the Congressional District 5 primary election and post-election activities, including any and all records provided to Statecraft PLLC and/or Biggs for Congress Campaign.
3. Any and all correspondence, e-mails, letters, memoranda, or text messages between the Maricopa County Recorder's Office, Statecraft, and/or Andy Biggs for Congress campaign related to the Congressional District 5 primary election and post-election activities.
4. Copies of any and all forms and/or paperwork associated with or used for tracking August 30, 2016, Primary Election ballots.
5. Copies of any and all forms included in security bags used for transporting ballots between voting precincts in Congressional District 5 and the Maricopa County Recorder's office/Elections Department on the election night of the August 30, 2016, Primary Election.
6. Copies of any and all forms and/or paperwork that is or was attached to August 30, 2016, Primary Election early ballots in Congressional District 5, Maricopa County.
7. Copies of any and all Congressional District 5 provisional ballot forms (for both verified/accepted and unverified/rejected) for Maricopa County for the August 30, 2016, Primary Election.
8. Copies of all August 30, 2016, Primary Election precinct registers from every precinct in Congressional District 5, Maricopa County.
9. Copies and records of any and all complaints associated with the August 30, 2016, Primary Election received by Recorder's Office Personnel, wherever located.

10. A list of the names of every voter (along with voter identification number) who cured a “problem” provisional ballot of any kind, and the method by which such cure occurred, and the date on which the cure occurred for the Congressional District 5 Primary Election in Maricopa County on August 30, 2016.
11. A list of the names of every voter (along with voter identification number) who cast a provisional ballot in Congressional District 5 who ballot was verified/accepted and sent to the Elections Department for counting for the Congressional District 5 Primary Election in Maricopa County on August 30, 2016.
12. A list of the names of every voter (along with voter identification number) who cast a regular ballot on Election Day at a precinct located within for Congressional District 5 Primary Election in Maricopa County on August 30, 2016.
13. A list of all military and overseas votes who cast a ballot for the Congressional District 5 Primary Election in Maricopa County on August 30, 2016, and all records related to whether the ballot was accepted or rejected.
14. A list of the names of every voter (along with voter identification number) who cast an early ballot for Congressional District 5 Primary Election in Maricopa County on August 30, 2016, and whose ballot was rejected because the ballot envelope was not signed or was deemed to have an insufficient signature.
15. A list of the names of every voter (along with voter identification number) who cast an early ballot for Congressional District 5 Primary Election in Maricopa County on August 30, 2016, and whose ballot was spoiled for any reason.
16. All records associated with the manual hand count audit conducted in accordance with A.R.S. § 16-603.
17. Any and all documents relating to the Alleged Provisional Ballot Voters for the Congressional District 5 Primary Election in Maricopa County on August 30, 2016. Including but not limited to the following:
  - a. Copies of any and all provisional ballot forms (for both verified/accepted and unverified/rejected) provisional ballots cast in Maricopa County during the August 30, 2016, Primary Election for Congressional District 5 for any and all Alleged Provisional Ballot Voters.

- b. Copies and records of any and all complaints associated with the August 30, 2016, Primary Election received by Recorder's Office Personnel made by any and all Alleged Provisional Ballot Voters, regardless of precinct.
- c. Any and all documentation of the dates and methods that conditional provisional ballots were cured for any and all Alleged Provisional Ballot Voters for the Congressional District 5 Primary Election in Maricopa County on August 30, 2016.
  - i. The names and voter identification numbers of any and all Alleged Provisional Ballot Voters who have not shown the requisite identification and attempted to vote in the August 30, 2016, Primary Election;
  - ii. The names and voter identification numbers of any and all Alleged Provisional Ballot Voters who did show the requisite identification and attempting to vote in the August 30, 2016, Primary Election, for the Congressional District 5 Primary Election in Maricopa County on August 30, 2016, thereby transforming those ballots into provisional ballots;
    - 1. Of the Alleged Provisional Ballot Voters that did show the requisite identification, the names and voter identification numbers of the voters whose provisional ballot was verified, accepted, and sent to the Elections Department for counting; and
    - 2. Of the Alleged Provisional Ballot Voters that did show the requisite identification, the names and voter identification numbers of voters whose provisional ballot was not verified and therefore not accepted, along with the reasons for non-verification/rejection of each ballot.
- d. A list of the names of every Alleged Provisional Ballot Voters (along with voter identification number) who cured a "problem" early ballot of any kind, and the method by which such cure occurred, and the date on which the cure occurred related to the Congressional District 5 Primary Election in Maricopa County on August 30, 2016.
- e. A list of the names of every Alleged Provisional Ballot Voters (along with voter identification number) who cured a "problem" provisional ballot of any kind, and the method by which such cure occurred, and the date on

which the cure occurred related to the Congressional District 5 Primary Election in Maricopa County on August 30, 2016.

- f. A list of the names of every Alleged Provisional Ballot Voters (along with voter identification number) who cast a provisional ballot in August 30, 2016, Primary Election for the Congressional District 5 whose ballot was verified/accepted and sent to the Elections Department for counting.
  - g. A list of the names of every Alleged Provisional Ballot Voter (along with voter identification number) who cast a regular ballot on the August 30, 2016, Primary Election Day within Congressional District 5, Maricopa County.
  - h. A list of the names of every Alleged Provisional Ballot Voters who are on “felons lists” that Records Office staff consulted when processing an early ballot or provisional ballot.
  - i. Copies of any and all documentation that would allow the Records Office to verify whether the Alleged Provisional Ballot Voters voted in another Arizona county or Congressional District during the August 30, 2016, Primary Election.
18. Any and all documentation related to polling machines malfunctioning and not counting ballots during the August 30, 2016, Primary Election, in any precinct, to include documentation related to “trouble-shooter” dispatching and resolution of any malfunctioning reports.
19. Any and all documentation related to poll workers not securing completed ballots of any type, ballot machines, unused ballots, or other data at any and all polling places within Maricopa County during the August 30, 2016, Primary Election.
20. Any and all reports, documentation, communication or other information related to alleged delivery of multiple ballots at any polling location in Maricopa County by one individual in violation of applicable Arizona law during the August 30, 2016, Primary Election.
21. We respectfully request that your office consider this an on-going request and that the Maricopa County Recorder’s Office provide to my office any future requests or responses to public records requests related to the Congressional District during the August 30, 2016, Primary Election and post-election activities.

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22. For requests 10-17, we respectfully request that you provide this same information for the Congressional District 5 elections in August and November 2012.

In the event that one or more items are deemed confidential, we request that any confidential material be redacted and the remainder of the item be provided. Although a non-commercial request, we will pay all reasonable copying expenses up to \$500 in the event the Maricopa County Recorder's office does consider this request commercial in an effort to expedite the request. In the event the cost will exceed this amount, please contact me.

We respectfully request that you please produce the document responsive to this request on a **rolling basis as they become available, including partially complete lists, data, and documents**, and complete by **Tuesday, September 7, 2016**, at a location that is convenient for your office. We appreciate your attention to this matter. If you have any questions, please contact me at (602) 798-5468. Thank you.

Very truly yours,



Joseph A. Kanefield

JAK/lb