

1 MEETING OF THE COMMISSIONERS

2 \* \* \* \*

3 Wednesday, February 20, 2013

4 Philadelphia, Pennsylvania

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6 COMMISSIONERS PRESENT:

7 ANTHONY CLARK, Chairman  
8 AL SCHMIDT, Vice Chairman  
9 STEPHANIE SINGER, Commissioner  
CARLA MOSS, Deputy Commissioner  
DON GARECHT, Deputy Commissioner  
DENNIS LEE, Deputy Commissioner

10 PRESENT:

11 FRED VOIGT, Legal Counsel  
12 JOSEPH LYNCH, Election Material  
GARY FERRIS, Poll Material Supervisor  
13 JOHN DAY, Warehouse Supervisor  
TIM DOWLING, Documents  
14 SETH BLUESTEIN  
GREGG KRAVITZ  
15 ALESSANDRO GATTA, Transportation Union  
ELISA STROH, Committee of Seventy  
THOMAS COCHET, Committee of Seventy

16 HELD AT: Delaware and Spring Garden Streets  
17 Philadelphia, Pennsylvania

REPORTED BY:

18 Renée Helmar, Shorthand Reporter

19 \* \* \* \*

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1 CONTINUED

2 JOE DEFELICE, Republican Party  
STEPHAN WALLACE, 28;1  
3 BERNEDETTE EDWARDS, 28;1  
THOMAS SMITH, 28;1  
4 FRED DRAYTON, 28;1  
JOHN BRADY, 28;1  
5 MARYANN WALLACE, 28;1  
SANDRA HUFF, 16;13  
6 ERIC HUFF, 16;13  
MINNIE CURRY, 16;13  
7 DIANE WESTBROOK, 16;13  
REENIE MURRAY, 29;18  
8 RONALD CIUMETY, 29;18  
LONNIE PEARSON, 40;21  
9 VIVIAN CHEESEGURL, 40;21  
TERRI BOOKER, 40;21  
10 ROBERT BROWN, 40;21  
VALERIE COGGINS, 38;4  
11 JOHN ZIMMERMAN, 38;4  
PHYLLIS WATSON, 32;21  
12 MARIAN MOORE, 32;21  
ALFREDA EVANS, 32;21  
13 RISE JACKSON, 32;21  
JUANITA JACKSON, 32;21  
14 FAISON STANLEY, 32;21  
GARY WILLIAMS, 32nd Ward Leader  
15 MARCELENE JOHNSON, 49;7  
VISSIE SIMMS, 49;7  
16 JACINTH BROWN-ROBERTS, 49;7  
THERESA LINDSAY, 16;14  
17 PATRICIA STEWART, 16;14  
VERONICA BAKER, 16;14  
18 WILLIAM UPCHURCH, 16;14  
EUGENE UPCHURCH, 16;14  
19 JAMES PHILIPS  
EDWINA STEWART

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1                   (Whereupon, the proceeding began  
2                   at approximately 11:00 a.m.)

3           MR. VOIGT: All right. The meeting is called to  
4 order.

5           MR. CHAIRMAN: Okay. Good morning, everyone.

6           Today is Wednesday, February 20th, 2013. This is  
7 the Sunshine Meeting.

8           We ask you for public comment, if there are any?

9                   (Whereupon, there was no  
10                  response.)

11          MR. CHAIRMAN: Okay. We will move right on along.

12          Old business.

13          COMMISSIONER SINGER: Yes.

14          MR. CHAIRMAN: Any old business?

15          COMMISSIONER SINGER: Yes. I have old business.

16          I have a bunch of just follow-up questions on  
17 things from previous meetings, okay.

18          So, on February 6th Commissioner Schmidt said you  
19 were going -- you said you were going to present a schedule  
20 for contacting the Civil Service Commissioner to open up  
21 tests for the positions corresponding to the work our  
22 employees are actually doing, and I was just asking for a  
23 progress report. How is that going, and when can we expect  
24 --

1           COMMISSIONER SCHMIDT: I met with the -- with  
2 officials from OHR, not the Civil Service Commission,  
3 yesterday to ask them about which positions that we could  
4 open up for tests, some had been long dormant, and whether  
5 we needed to create some new ones. So they are going to get  
6 back to us, I expect, this week.

7           COMMISSIONER SINGER: Okay. So, you're  
8 expecting -- I mean, I know -- I'm not asking for a promise,  
9 but you're expecting that we'll -- you'll have a schedule to  
10 present, more or less, when; next week; the week after?

11          COMMISSIONER SCHMIDT: We met with OHR, and OHR is  
12 going to respond to our request.

13          COMMISSIONER SINGER: Right.

14          COMMISSIONER SCHMIDT: So, I cannot do it until  
15 OHR responds.

16          COMMISSIONER SINGER: I understand.

17                So, you don't have a sense of how long it's going  
18 to take?

19          COMMISSIONER SCHMIDT: Not until OHR responds.

20          COMMISSIONER SINGER: Okay. And you also said  
21 that you would look into the option of creating a database  
22 of expected poll workers, and I just wanted to follow up and  
23 ask, were there -- I mean, people, when we talked about  
24 trying to shorten the interval for the pay, you had said

1     that you would look into, the option of creating a database  
2     to list the people who were expected to work at the polls,  
3     and I'm just asking for --

4             COMMISSIONER SCHMIDT: Right. And it was a -- as  
5     I recall it was a suggestion to figure out a way to make the  
6     proposal that you brought forward with expedited poll worker  
7     pay actionable in some way.

8             COMMISSIONER SINGER: Yep. Yep.

9             COMMISSIONER SCHMIDT: And that, that might be one  
10    way to do it.

11            Since it's your proposal I would encourage you to  
12    take a look at that as a possibility.

13            COMMISSIONER SINGER: Okay.

14            COMMISSIONER SCHMIDT: Otherwise, I have not  
15    worked on it.

16            COMMISSIONER SINGER: Okay. And -- so you would  
17    be glad for me to do it instead of --

18            COMMISSIONER SCHMIDT: Yeah.

19            COMMISSIONER SINGER: Because you had said you  
20    would do it.

21            COMMISSIONER SCHMIDT: So, we each --

22            COMMISSIONER SINGER: I just don't want to  
23    reinvent the wheel.

24            COMMISSIONER SCHMIDT: No. No. It's no problem.

1           So, we each come forward with proposals, and we'll  
2   discuss them in the public hearing. And I provided feedback  
3   on the proposal.

4           I thought that it was a great idea and all the  
5   rest. And that the method described wasn't one, that I felt  
6   at least, we had the resources to do --

7           COMMISSIONER SINGER: Right.

8           COMMISSIONER SCHMIDT: -- given the timing of it  
9   --

10          COMMISSIONER SINGER: Right.

11          COMMISSIONER SCHMIDT: -- in proximity of the  
12   election. And that one possible solution to it would be  
13   using elected appointed poll workers.

14          COMMISSIONER SINGER: Yes.

15          COMMISSIONER SCHMIDT: And to see if there is a  
16   way to populate a database or whatever --

17          COMMISSIONER SINGER: Yes.

18          COMMISSIONER SCHMIDT: -- kind of, search we could  
19   use with those.

20          COMMISSIONER SINGER: Yes. There certainly is  
21   such a way.

22          COMMISSIONER SCHMIDT: So, I would encourage you  
23   to consider that as a possibility for amending the proposal.

24          COMMISSIONER SINGER: Absolutely.

1           COMMISSIONER SCHMIDT: And you may have already  
2 done this, looking at how we trend that information to -- is  
3 it revenue -- or finance --

4           COMMISSIONER SINGER: Um-hum.

5           COMMISSIONER SCHMIDT: -- for payment so that it  
6 can be in a, sort of, file that we export out.

7           COMMISSIONER SINGER: Yes. Yes. Okay. I will  
8 look into it.

9           Okay. The next thing is, that in that meeting we  
10 agreed to revise the procurement request to --I'm sorry.

11           The topic is being able to post transcripts of  
12 meetings online.

13           And we agreed in that meeting to revise the  
14 Procurement request to include that the department be  
15 allowed to post transcripts of our meetings online, on our  
16 departmental Web site, for members of the public to download  
17 free of charge. And I was just wondering who is responsible  
18 for making that happen, given that we agreed that, that  
19 would happen? Who is responsible for making that happen?

20           COMMISSIONER SCHMIDT: Well, our Procurement  
21 officer has been out with a loss in her family, with a, kind  
22 of, extended leave. We just asked from her, when that comes  
23 up again -- when that will come up again --

24           COMMISSIONER SINGER: Okay.

1           COMMISSIONER SCHMIDT:  -- that if we could reach  
2 out to Procurement in a timely manner.

3           COMMISSIONER SINGER:  Okay.  So, is your office  
4 taking responsibility for that?

5           COMMISSIONER SCHMIDT:  For the budget?  Our budget  
6 officer, Valerie Crawford has asked for that, as well as all  
7 other contracts that will be coming in the future.

8           COMMISSIONER SINGER:  Okay.  Great.

9           And who is taking responsibility for making sure  
10 that this -- that this thing that we decided actually  
11 happens?  Is there a deputy taking responsibility for that,  
12 or have we asked Valerie Crawford to take responsibility for  
13 that, or how --

14          COMMISSIONER SCHMIDT:  Valerie is going to  
15 assemble, for all of us, a list of contracts as they come  
16 up --

17          COMMISSIONER SINGER:  Um-hum.  Yes.

18          COMMISSIONER SCHMIDT:  -- so that we can plan for  
19 what's coming around the corner.

20          COMMISSIONER SINGER:  Right.

21          COMMISSIONER SCHMIDT:  This is one of those that's  
22 coming up.

23          COMMISSIONER SINGER:  Right.

24          COMMISSIONER SCHMIDT:  And she's made the request



1 to Mr. SaBead. When she receives the information from Mr.  
2 SaBead and supplies it to us we'll know.

3 COMMISSIONER SINGER: Okay. So -- so, if I  
4 understand correctly, you just described the process for  
5 Valerie Crawford, our budget officer, to communicate with  
6 us, but we have not designated a deputy or anybody in our  
7 office to be responsible for making sure that this  
8 particular thing that we agreed on as a Commission happens.  
9 So we haven't designated Mr. Garecht or Mr. Lee or Ms. Moss  
10 or you or me? We haven't -- we haven't directed anybody?  
11 There's no one, so the responsibility still lies with the  
12 three of us Commissioners to make sure that this is on  
13 track?

14 COMMISSIONER SCHMIDT: Correct.

15 COMMISSIONER SINGER: Okay. Great.

16 COMMISSIONER SCHMIDT: And we'll be able to do  
17 that once we get the information from our budget officer.

18 MR. CHAIRMAN: Yes.

19 As of now, this is just an inquiry of whether we  
20 could do it or not, because the Procurement Department has  
21 to approve that. So if they can. If they can't, then it  
22 won't happen, basically.

23 COMMISSIONER SINGER: Thank you.

24 MR. CHAIRMAN: Okay.

1           COMMISSIONER SINGER: And -- and has Miss Crawford  
2 been directed to make sure that all of that information goes  
3 to all three Commissioners' officers?

4           MR. CHAIRMAN: What information would that be?

5           COMMISSIONER SCHMIDT: When all the contracts are  
6 coming up.

7           This is a document that all of us have access to.

8           COMMISSIONER SINGER: Okay. Great. Great. Okay.

9           So -- and we'll have access to it because Miss  
10 Crawford knows that she's supposed to deliver it to all  
11 three Commissioners?

12          COMMISSIONER SCHMIDT: She'll have --

13          COMMISSIONER SINGER: I'm just trying to  
14 understand the process.

15          COMMISSIONER SCHMIDT: No. No. She'll have --  
16 she's made the request of Robin SaBead. When she gets the  
17 information from Robin SaBead, she'll have it together in a  
18 document that we can all consult.

19          COMMISSIONER SINGER: So she'll let us know when  
20 it's ready? She'll let all three of us know when it is  
21 ready?

22          COMMISSIONER SCHMIDT: Sure.

23          COMMISSIONER SINGER: Great. Thank you. Okay.

24          And, also, at February 6 we said that we would

1 implement procedures to -- to make various improvements in  
2 response to the provisional ballot issues of November 2012.  
3 And who is responsible for managing this project and making  
4 sure that it goes forward?

5 COMMISSIONER SCHMIDT: I believe we've broken it  
6 up into different line items; right, and different --  
7 different people pursuing each of those, like a checklist.

8 DEPUTY COMMISSIONER GARECHT: There's staff  
9 members who handle provisional ballots, there's a staff  
10 member who handles every aspect of things that were  
11 recommended by in your report and Greg's report.

12 COMMISSIONER SINGER: Okay. I would --

13 DEPUTY COMMISSIONER GARECHT: So, it's a checklist  
14 dealing with registrations it would be Greg Irving.

15 COMMISSIONER SINGER: Could you send me a list of  
16 those, the specific things that we mentioned in which staff  
17 members responsible for each of them? Is that something  
18 that you could do, Mr. Garecht?

19 DEPUTY COMMISSIONER GARECHT: Sure.

20 So, you want a list of each thing that was  
21 approved, and then the staff member who --

22 COMMISSIONER SINGER: Who is taking responsibility  
23 for that.

24 DEPUTY COMMISSIONER GARECHT: -- is managing that

1 unit?

2 COMMISSIONER SINGER: Yeah.

3 DEPUTY COMMISSIONER GARECHT: Sure.

4 COMMISSIONER SINGER: Great. Thank you. Thank  
5 you.

6 Okay. Going back to the December 12th --

7 COMMISSIONER SCHMIDT: You can ask for these at  
8 anytime. It doesn't require deliberation.

9 COMMISSIONER SINGER: My experience, Commissioner  
10 Schmidt, is, that I've sent a bunch of E-mails asking a  
11 bunch of questions and they don't get answered, so that's  
12 why I'm asking them in a public meeting.

13 Okay. In the December 12th, 2012, meeting Mr.  
14 Irving referred to an audit of provisional ballots to be  
15 done by Mr. Richardson; has that audit been completed, and  
16 is it available for us to see?

17 COMMISSIONER SCHMIDT: Isn't that the -- isn't  
18 that the Staff Report?

19 MR. CHAIRMAN: Yes. It is. Yes. It is.

20 COMMISSIONER SCHMIDT: Yeah. I believe it is the  
21 Staff Report.

22 COMMISSIONER SINGER: This was something  
23 different, because the Staff Report -- you mean that Mr.  
24 Irving wrote --

1 COMMISSIONER SCHMIDT: Yes.

2 COMMISSIONER SINGER: -- on the provisional

3 ballots, no. This was something different.

4 This was an audit of every single provisional

5 ballot. And --

6 COMMISSIONER SCHMIDT: I would have to look at the

7 transcripts from the December 12th --

8 COMMISSIONER SINGER: Okay.

9 COMMISSIONER SCHMIDT: -- meeting to --

10 COMMISSIONER SINGER: Okay. Great.

11 COMMISSIONER SCHMIDT: -- know what you're

12 referring.

13 COMMISSIONER SINGER: Can any Staff shed any light

14 on that audit?

15 Like, I believe it was a, you know, a

16 voter-by-voter --

17 MR. LYNCH: I could. I mean --

18 COMMISSIONER SINGER: -- audit, ballot-by-ballot

19 audit.

20 MR. LYNCH: I would have to check with Kevin

21 Richardson to see if he has that.

22 COMMISSIONER SINGER: Okay. If you could do that

23 and let me know I would appreciate it.

24 MR. LYNCH: Yeah.

1 COMMISSIONER SCHMIDT: What Greg Irving meant when  
2 he said that.

3 MR. LYNCH: Okay.

4 COMMISSIONER SINGER: Okay. Okay. Also, at that  
5 meeting we designated Ms. Moss to, and here I'm quoting,  
6 "Define the responsibilities of each unit and make decisions  
7 on the day-to-day activities of the department."

8 My question is, what is the process for Ms. Moss  
9 to report her decisions to the three Commissioners?

10 MR. CHAIRMAN: Well, Miss Moss has declined to  
11 take the responsibility of all of these jobs and  
12 responsibilities.

13 But she is going to take the responsibility of the  
14 part-time employees.

15 And, of course, when some jobs are made available,  
16 of course we'll make sure that everyone is aware of that.

17 That's it.

18 COMMISSIONER SCHMIDT: So, Miss Moss is down at  
19 Delaware and Spring Garden just about everyday, or certainly  
20 pretty often, so these are her day-to-day responsibilities  
21 to assign or reassign staff to different needs.

22 COMMISSIONER SINGER: Yes.

23 And my question is, is there a process for Ms.  
24 Moss to report her decisions to us?

1 COMMISSIONER SCHMIDT: Not that I'm aware of, no.

2 COMMISSIONER SINGER: Is this something you'd like  
3 to know; would you like to know what her decisions are?

4 COMMISSIONER SCHMIDT: We're here all the time, so  
5 we know what goes on and who gets --

6 COMMISSIONER SINGER: So, I'm hearing --

7 MR. CHAIRMAN: If these are the questions that you  
8 have you can refer them to us.

9 COMMISSIONER SINGER: I'm hearing clearly that  
10 there is no -- no process, so we have delegated the -- in  
11 particular, the hiring of a part-time employees to Ms. Moss,  
12 and there is no process in place for her to report, even on  
13 that, back to us. That's what I'm hearing. And I would  
14 like -- well, that would be new business to suggest that  
15 maybe we should have a process.

16 But I just want to clarify whether we do or don't.

17 MR. CHAIRMAN: We do have a process.

18 If we're going to hire some people we'll hire them  
19 and designate them according to how we need them. So that  
20 is a process.

21 COMMISSIONER SINGER: And the process for her to  
22 report her decisions to the three Commissioners, including  
23 me, what is that? Do we have a process for that?

24 MR. CHAIRMAN: So, if you want to know if we hired

1     anybody --

2                 COMMISSIONER SINGER:   Yes.

3                 MR. CHAIRMAN:   -- or any positions being opened?

4                 COMMISSIONER SINGER:   Yes.   Yes.

5                 MR. CHAIRMAN:   Of course we can respond to it.   It  
6     is not a big deal.

7                 COMMISSIONER SINGER:   And what is the process?

8                 COMMISSIONER SCHMIDT:   Linda Nelson --

9                 COMMISSIONER SINGER:   Right.   Right.   What is the  
10    process --

11                MR. CHAIRMAN:   Ask the question, and we'll --

12                COMMISSIONER SINGER:   -- for me to send an E-mail?

13                MR. CHAIRMAN:   Well, you can ask a question, you  
14    can send an E-mail, however you want to do it.

15                COMMISSIONER SINGER:   Okay.   And if I send an  
16    E-mail, and I'm just basing this on my past experience, if I  
17    send an E-mail what kind of response time should I expect  
18    from Ms. Moss?

19                MR. CHAIRMAN:   It depends on the circumstances,  
20    situations that she may be in at the time.

21                COMMISSIONER SCHMIDT:   Our Human Resource manager  
22    --

23                COMMISSIONER SINGER:   I'm just asking, like, can I  
24    expect an answer within a week?



1 MR. CHAIRMAN: Yes.

2 COMMISSIONER SCHMIDT: Our Human Resource

3 Officer --

4 COMMISSIONER SINGER: Okay. Thank you.

5 COMMISSIONER SCHMIDT: -- Linda Nelson will be

6 aware --

7 COMMISSIONER SINGER: Hold on. Hold on. I just

8 want to -- I want to -- I want to mark this down.

9 So, I -- I can expect an answer to my E-mails

10 within a week from Ms. Moss?

11 MR. CHAIRMAN: Absolutely.

12 COMMISSIONER SINGER: Great. Thank you. That's

13 good to know.

14 COMMISSIONER SCHMIDT: Our Human Resource officer

15 is aware of any personnel actions at any time.

16 COMMISSIONER SINGER: Yes.

17 COMMISSIONER SCHMIDT: And I certainly hope that

18 she's been as responsive to your requests as my requests or

19 --

20 COMMISSIONER SINGER: In fact, she has not been.

21 COMMISSIONER SCHMIDT: -- Commissioner Clark's

22 requests, okay.

23 COMMISSIONER SINGER: In fact, she has not -- I

24 don't know how responsive she is to your request, but I can

1 tell you that she has not fully responded to my requests --

2 COMMISSIONER SCHMIDT: Okay.

3 COMMISSIONER SINGER: -- nor has she responded  
4 timely to my requests.

5 COMMISSIONER SCHMIDT: And I know that she has  
6 been out because she was in a car accident.

7 COMMISSIONER SINGER: Right. Okay.

8 So, at that meeting of the December 12th, 2012,  
9 meeting Ms. Moss was authorized to make all personnel  
10 decisions in the department.

11 So, if I understand what I just heard, she has  
12 declined some of that?

13 MR. CHAIRMAN: Yes.

14 COMMISSIONER SINGER: Okay.

15 MR. CHAIRMAN: What we're doing is, that we are  
16 working things out to find out exactly what responsibilities  
17 that she'll be taking, so...

18 COMMISSIONER SINGER: And "we" is, who?

19 MR. CHAIRMAN: The appointed authority.

20 COMMISSIONER SINGER: So the three of us are?

21 MR. CHAIRMAN: The appointed authority has to be  
22 two.

23 COMMISSIONER SINGER: Okay.

24 MR. CHAIRMAN: Just in case three --

1 COMMISSIONER SINGER: So, the two of you are  
2 working on that?

3 COMMISSIONER SCHMIDT: No. That is not correct.

4 We made the appointment to Ms. Moss. Ms. Moss had  
5 some reservations about it.

6 COMMISSIONER SINGER: Okay.

7 COMMISSIONER SCHMIDT: So I suggest that we  
8 revisit the issue again once we know more about it.

9 COMMISSIONER SINGER: Okay. I would like to ask  
10 Ms. Moss and all employees, when -- when communicating  
11 something of that magnitude to please communicate it to me  
12 either in writing or by E-mail, because I would like to be  
13 part of the decision making on this Commission. And I would  
14 appreciate very much being kept in the loop.

15 MR. CHAIRMAN: You are. You are in the loop,  
16 that's for sure. You are in the loop. You are not out of  
17 the loop.

18 COMMISSIONER SINGER: Okay. So -- okay.

19 So, I understand, also -- okay.

20 Well, that's moot then.

21 Okay. So, I hope that my colleagues understand  
22 that in terms of personnel actions under the Sunshine Law as  
23 interpreted by the City Law Department, we cannot take a  
24 personnel action until it has been voted on in an open

1 meeting.

2 And if you would like another copy of that  
3 memorandum, I would supply--

4 COMMISSIONER SCHMIDT: Unless somebody has been  
5 designated that responsibility.

6 COMMISSIONER SINGER: Well, that's right.

7 So, now -- okay.

8 So, now -- that's right. In this situation.

9 So, other than for the part-time employees, any  
10 personnel actions that we take must be done publicly.

11 And that includes, if we were to dismiss someone  
12 or to take an adverse action, that means that we will have  
13 to announce it openly until we have successfully delegated  
14 that responsibility to someone else.

15 COMMISSIONER SCHMIDT: That's correct.

16 And we haven't --

17 COMMISSIONER SINGER: No.

18 COMMISSIONER SCHMIDT: -- because we haven't done  
19 any hiring.

20 COMMISSIONER SINGER: Well, not just hiring. Not  
21 just hiring and firing, but also if we were to change  
22 someone's salary, lower someone's salary or take any  
23 disciplinary action. That also --

24 COMMISSIONER SCHMIDT: I will look at that memo

1     again --

2                 COMMISSIONER SINGER:   Yeah.

3                 COMMISSIONER SCHMIDT:  -- from the solicitor.

4                 COMMISSIONER SINGER:  Okay.  All right.  At that  
5     meeting, also, it was decided that -- that we would  
6     designate lead workers in each unit.  And I'm just wondering  
7     what the progress is on that; have we designated lead  
8     workers in each unit?

9                 DEPUTY COMMISSIONER GARECHT:  Greg and Joe were in  
10    the process of putting it together.

11                COMMISSIONER SINGER:  Okay.

12                MR. LYNCH:  We're still in the process of doing  
13    that, Commissioner.  We'll let you know.

14                COMMISSIONER SINGER:  Great.

15                So that is Mr. Irving and Mr. Lynch that are doing  
16    that?

17                MR. CHAIRMAN:  Yes.

18                COMMISSIONER SINGER:  Okay.  At that meeting,  
19    also, the Information Technology Coordinator position was to  
20    be paid for by eliminating another position; has that other  
21    position been identified; and, also, has there been any  
22    progress -- well, first question.  Has that other position  
23    been identified?

24                COMMISSIONER SCHMIDT:  No.

1 COMMISSIONER SINGER: Okay.

2 COMMISSIONER SCHMIDT: It was part of our request  
3 from OHR to assistance us with identifying a position that  
4 would most closely match our needs.

5 COMMISSIONER SINGER: Right.

6 And I took a look at some of the ones you  
7 forwarded, and they also require a technical supervisor.

8 So, it was clear to me who that technical  
9 supervisor would be.

10 COMMISSIONER SCHMIDT: That is one of a couple of  
11 issues. That is one issue.

12 Another issue is, they haven't been revised in a  
13 very long time so they're largely obsolete in a lot of ways.  
14 And OHR is aware of that.

15 COMMISSIONER SINGER: And then what process do we  
16 use to set the salary for the Information Technology  
17 Coordinator --

18 COMMISSIONER SCHMIDT: Well --

19 COMMISSIONER SINGER: -- given that it's new and  
20 not -- it's not going to be contained in any of those?

21 COMMISSIONER SCHMIDT: Well, it may be contained  
22 in one of those.

23 COMMISSIONER SINGER: But if it's not --

24 COMMISSIONER SCHMIDT: Well, then --

1 COMMISSIONER SINGER: -- which we suspect that it  
2 won't be.

3 COMMISSIONER SCHMIDT: -- we'll visit it when that  
4 occurs, if that occurs.

5 DEPUTY COMMISSIONER GARECHT: Once -- if a new job  
6 spec is created there is a process and we don't actually  
7 pick a salary.

8 We go to a hearing to discuss how important that  
9 position is, and, you know, if the position would have  
10 people above them, below them.

11 COMMISSIONER SINGER: Okay.

12 DEPUTY COMMISSIONER GARECHT: And then -- but the  
13 City, the Ad Board, they pick a pay scale.

14 COMMISSIONER SINGER: Okay. An Ad Board is short  
15 for, what?

16 DEPUTY COMMISSIONER GARECHT: Administrative  
17 Board.

18 COMMISSIONER SINGER: Administrative Board. Thank  
19 you.

20 DEPUTY COMMISSIONER GARECHT: There is a couple of  
21 steps along the way to -- it is also forwarded to the Labor  
22 Relations Committee or something like that.

23 COMMISSIONER SINGER: Okay.

24 DEPUTY COMMISSIONER GARECHT: Something, you

1 know --

2 COMMISSIONER SINGER: Got it. But I get the  
3 general idea, that --

4 DEPUTY COMMISSIONER GARECHT: We don't decide --

5 COMMISSIONER SINGER: -- we spec it, and then  
6 someone else --

7 DEPUTY COMMISSIONER GARECHT: Correct.

8 COMMISSIONER SINGER: -- decides the salary, okay.

9 Okay. Going back to the December 5th meeting,  
10 that's all, I'm not going back before December 5th, did we  
11 decide on a response to Miss Schneider's comment with which  
12 I agreed, that we should be differentiating emergency paper  
13 ballots from provisional ballots?

14 Now, emergency paper ballots are voted when the  
15 machines are down. They are regular ballots. They are not  
16 to be challenged.

17 Provisional ballots can be challenged.

18 And currently, in our procedures, we make no  
19 distinction. We ask the judges of elections to make no  
20 distinction. We have no distinction in our procedure.

21 COMMISSIONER SCHMIDT: No. That is not true.

22 MR. VOIGT: That is not correct.

23 COMMISSIONER SINGER: Oh, is that not true?

24 MR. VOIGT: That is not correct.



1           MR. LYNCH: Commissioner, I just want to let you  
2 know, we tell them at the seminars to write EB as an  
3 emergency ballot on the Declaration Envelope.

4           COMMISSIONER SINGER: Okay. And what --

5           MR. LYNCH: Because right now the Declaration  
6 Envelope doesn't have a place where -- it doesn't have a  
7 designated spot for emergency ballot.

8           COMMISSIONER SINGER: Okay.

9           MR. LYNCH: So, if we were to get those -- we have  
10 over 300,000 envelopes.

11           So, if we were to get them -- have them reprinted  
12 it will just be cost effective.

13           COMMISSIONER SINGER: If trends continue, we'll  
14 use them all up next time.

15           MR. LYNCH: Yeah. I mean -- I know. I know.

16           But we also --

17           COMMISSIONER SINGER: Yeah.

18           MR. LYNCH: You know we met with the post office  
19 last week?

20           COMMISSIONER SINGER: Yeah.

21           MR. LYNCH: We have a lot of other envelopes that  
22 we have to replace, so...

23           COMMISSIONER SINGER: Yes. Yes. I know.

24           MR. LYNCH: And I know -- we thought about coming

1 up with a sticker that we could maybe put on there as  
2 emergency ballot.

3 But they're instructed to write EB as emergency  
4 ballot.

5 COMMISSIONER SINGER: And what do we do here when  
6 we get them?

7 MR. LYNCH: We don't challenge them. They're  
8 fully opened. They're fully counted.

9 COMMISSIONER SINGER: Those are opened and fully  
10 counted, okay.

11 MR. LYNCH: They're not challenged.

12 COMMISSIONER SINGER: Okay. And what if there is  
13 a -- if there is a -- I mean, if there is an issue on the  
14 envelope?

15 You know sometimes we void ballots because they  
16 were not properly -- do they ever get voided; do we know?

17 MR. LYNCH: The emergency ballots?

18 COMMISSIONER SINGER: The emergency ballots.

19 MR. LYNCH: No.

20 COMMISSIONER SINGER: Okay. Okay. Great. Thank  
21 you.

22 MR. LYNCH: But I'll tell you right now, and I'm  
23 sure the boards -- we didn't have any emergency ballots this  
24 past election. I'm telling you.

1 COMMISSIONER SINGER: Okay.

2 MR. LYNCH: I'm just -- I mean, that's the board  
3 workers. They have to write it on there, so...

4 COMMISSIONER SINGER: Okay. Okay. Thank you.

5 MR. LYNCH: Because usually when we get the  
6 emergency ballots Kevin Richardson brings them right up to  
7 me --

8 COMMISSIONER SINGER: Got it.

9 MR. LYNCH: -- now and they're counted full.

10 COMMISSIONER SINGER: Okay.

11 MR. CHAIRMAN: Because the information is sealed  
12 in the book.

13 COMMISSIONER SINGER: Okay. Great. All right.  
14 Okay. All right. That's it. Thank you very much.

15 MR. CHAIRMAN: Thank you.

16 Joe Lynch.

17 MR. LYNCH: Good morning, Commissioners.

18 MR. CHAIRMAN: Good morning.

19 MR. LYNCH: Currently -- we met with the post  
20 office last Thursday. That was a very good meeting.

21 We found that some of our envelopes need to be  
22 revised.

23 So, Rich and I met, Rich Vito and I went to King  
24 of Prussia yesterday, we met with the postal, I don't know

1    what her exact title is, inspector, whatever, and she told  
2    us exactly what we have to do.  So we have to start working  
3    on that.

4               We'll probably have to redo our envelopes for the  
5    absentees, along with the absentee applications.

6               Also, I had -- it's state mandated that we put  
7    our -- the offices that are running for this current  
8    election on the Web site.  And I had Bob Pasiore put that on  
9    this morning.  Today is the day that we had to put it on.  
10   So he put it on, them on.

11              And, also, I have these samples of ID that I got  
12   from the vendor.

13                               (Whereupon, the ID badges were  
14                               distributed to the  
15                               Commissioners.)

16              MR. LYNCH:  We got one -- in the public comments  
17   this gentleman was asking about it.

18              COMMISSIONER SCHMIDT:  Mr. Bilosky?

19              MR. LYNCH:  Yeah.

20              I mean, that's something we can go on.

21              And then we can also -- we give a letter to each  
22   mechanic, and the mechanic can put that letter behind that  
23   if they want to as more identification if that's good enough  
24   for you guys.

1           COMMISSIONER SCHMIDT: Yeah. If there is a letter  
2 or something that goes with it.

3           MR. LYNCH: There is a letter that goes -- that  
4 does go with the mechanics. We got to make sure that we get  
5 that in there.

6           COMMISSIONER SCHMIDT: Thanks, Joe.

7           COMMISSIONER SINGER: And -- and can we add just  
8 another thing in the box, but can we, somewhere in the box  
9 or maybe in that insert for the newspaper guide put an image  
10 of this so that the board workers --

11          MR. LYNCH: Yeah. Okay.

12          COMMISSIONER SINGER: -- know --

13          MR. LYNCH: Yeah. And then we're also going to  
14 take these -- give these to our people that go to the  
15 seminars --

16          COMMISSIONER SINGER: Great.

17          MR. LYNCH: -- and show them this is what they'll  
18 be wearing.

19          COMMISSIONER SINGER: Yep.

20          MR. LYNCH: And I could also put -- I could put a  
21 sample of this, if you want, in a box. It don't matter to  
22 me.

23          MR. DAY: But you got to remember, that the guys  
24 who work for the City are going to have regular City IDs.

1 MR. LYNCH: They're going to have regular ID.

2 These are the -- these are the --

3 MR. DAY: This is just for the outside vendor.

4 COMMISSIONER SINGER: Right.

5 MR. LYNCH: It is just for the outside  
6 contractors.

7 COMMISSIONER SINGER: Yep. Yep.

8 MR. LYNCH: So, that's where we're having a  
9 problem with them.

10 COMMISSIONER SINGER: Okay.

11 MR. LYNCH: Because most of them -- to be honest  
12 with you, John, I think most of the poll workers know our  
13 people by face now anyway; right, our -- the City mechanics.

14 MR. DAY: Well, yeah. Most of them -- most of  
15 them work pretty close to the area where they live so they  
16 know the neighborhood and they know a lot of people.

17 MR. LYNCH: And they know them from the seminars,  
18 too.

19 MR. DAY: Yes.

20 MR. LYNCH: But we can put a sample of this in the  
21 box, you know.

22 That's it on my end.

23 And then I just want to touch with -- Greg Irving  
24 is not in today, he's out sick.

1 But there's -- as of today there was 3,455  
2 electronics, yesterday they had -- he's up to date on the  
3 mail. They had 65 mail applications come in yesterday, and  
4 20 RDs, registration drive and applications.

5 Right now they're currently working on corrections  
6 and responses from the five-year notices, his department.

7 And Kevin's department is working on the  
8 electronics.

9 And that's it.

10 COMMISSIONER SCHMIDT: Thanks, Joe.

11 MR. LYNCH: Okay.

12 MR. CHAIRMAN: Okay. Gary Ferris.

13 MR. FERRIS: Okay. Good morning, Commissioners.

14 We are currently working on the polling responses,  
15 the polling card responses that are coming back from the  
16 current polling sites.

17 We're also working on finishing up any information  
18 that the Law Department wants for our meeting with the  
19 Department of Justice. We have a meeting with the  
20 Department of Justice tomorrow at 1:00.

21 The subpoenas have been delivered, have all been  
22 delivered, for today's hearing as far as the board members  
23 and the payrolls, and also for next Wednesday.

24 There were a couple that came back.

1           We found that there was a discrepancy in the  
2   address and they were redelivered. So they have all been  
3   hand delivered to the addresses that we were provided.

4           And other than that, the -- unfortunately, the  
5   canvas program, due to law, has to stop 90 days before the  
6   election, which is basically tomorrow. And the canvas  
7   program did not get off in any substantial form this  
8   election because everyone was pushed back with the  
9   provisional ballots. So no major canvassing was done this  
10   election for any of the return mail.

11           We can still work on the deceased that have come  
12   back from the discrepancy sheets, which we will do for the  
13   next month. And when Mr. Irving comes back we'll also get a  
14   list of people who were marked deceased from the discrepancy  
15   sheets from his office, the people that were not on the  
16   Department of Health list, and we will canvas some of those  
17   to try to get those out of the Poll Books and the street  
18   lists.

19           COMMISSIONER SINGER: And just to be clear, is it  
20   that -- I understand that we can't remove people from this  
21   spring's Poll Books as a result of a canvas after the 90-day  
22   deadline.

23           MR. FERRIS: Correct.

24           COMMISSIONER SINGER: But could we do the



1 canvassing in advance, or is it -- I mean, I'm just curious.

2 Is it -- is it the canvassing that we're not allowed to do,

3 or the removal that we're not allowed to do?

4 MR. FERRIS: We're not allowed to touch anything

5 in the system with that program.

6 COMMISSIONER SINGER: Got it.

7 MR. FERRIS: So, it is possible to do, if we had

8 people and there was time, we could do some more canvassing.

9 But we'll hold that aside until after the Spring Election.

10 COMMISSIONER SINGER: Okay. Thank you.

11 MR. FERRIS: All right. That's all I have.

12 MR. CHAIRMAN: Okay. John Day.

13 MR. DAY: All right. We're still testing the

14 machines at the warehouse. And we got all of our stuff

15 ordered for this upcoming election. We got the paper tapes

16 in, we got the plotter paper. We got everything in. We're

17 just waiting for the seals to come in. And they're supposed

18 to come in the next couple of weeks.

19 So, everything is going normal up there.

20 COMMISSIONER SCHMIDT: Thank you.

21 MR. CHAIRMAN: Thank you.

22 MR. LYNCH: I just have one more thing, I'm sorry.

23 MR. CHAIRMAN: Sure. Sure.

24 MR. LYNCH: I do this every week.

1           We're also sending out 8200 Voter ID cards today.  
2   Rich Vito is printing them. And we have Joe Vascano sealing  
3   them. We're going to mail them out probably tomorrow, okay.

4           MR. CHAIRMAN: Okay.

5           Tim Dowling.

6           MR. DOWLING: The only thing that I have is,  
7   yesterday, February 19th, was the first day to circulate  
8   petitions.

9           Most of the people came in, since last Tuesday up  
10   until yesterday, to pick up petitions. We've given out a  
11   lot of petitions. Most of the wards have picked up already.

12           There's quite a few Traffic Court candidates. So  
13   far we've got 46 people pick up for Traffic Court. That  
14   doesn't mean there's going to be 46 people on the ballot.  
15   But that's how many people picked up.

16           Filing is another issue.

17           Everything is going smooth. They're getting what  
18   they need.

19           And that's it.

20           MR. CHAIRMAN: All right. New business. Any new  
21   business?

22           COMMISSIONER SCHMIDT: I have a proposal which I  
23   circulated last week consisting of staff regulations.

24           Our office has the responsibility to establish

1 Rules of Employment and Standards of Job Performance, and  
2 inform our employees of these rules and standards.

3 This document holds together sections from the  
4 Civil Service Regulations and other comparable agencies  
5 to -- into one document that addresses, I think, all the,  
6 kind of, important sections for these rules and standards.  
7 It's a pretty lengthy document. I hope that you have each  
8 had the opportunity to take a look at it.

9 And I'm proposing that we implement this for the  
10 department.

11 MR. CHAIRMAN: I second.

12 COMMISSIONER SINGER: Okay. I have a bunch of  
13 questions about it.

14 First question. Does everything in here applies  
15 to exempt as -- nonexempt as well as exempt staff? Are  
16 there any distinctions to be made?

17 COMMISSIONER SCHMIDT: There are times in here  
18 where it makes a distinction. But, otherwise, it is for  
19 everybody.

20 COMMISSIONER SINGER: Okay. So unless noted in  
21 here it applies to both exempt and nonexempt?

22 COMMISSIONER SCHMIDT: Correct.

23 COMMISSIONER SINGER: Okay. Okay. There's an  
24 important role in here played by the department

1 administrator, and my question is, who is our department  
2 administrator?

3 COMMISSIONER SCHMIDT: Right now our acting Voter  
4 Registration administrator is Greg Irving.

5 COMMISSIONER SINGER: Okay. So, are we  
6 expecting -- I understand that our acting Voter Registration  
7 administrator is Gregory Irving. Is he under -- for now is  
8 he playing the role of department administrator that is  
9 designated in this document?

10 COMMISSIONER SCHMIDT: That is correct.

11 And that's also why department administrator is --  
12 administrator, I know this is going to sound silly, but  
13 that's why administrator is lower case, it's not a position  
14 department administrator, it's somebody filling that role.  
15 And that would be Greg Irving.

16 COMMISSIONER SINGER: Okay. So right now it's  
17 Gregory Irving.

18 And what is it that -- that is if the role of  
19 department administrator is changed to someone else, how  
20 would a Commissioner know?

21 COMMISSIONER SCHMIDT: We would -- we would vote  
22 on it. We would do that.

23 COMMISSIONER SINGER: Okay. So we would vote on  
24 it.

1           So, to change who is the department administrator  
2 for this document requires a vote of the Commissioners?

3           COMMISSIONER SCHMIDT: Yeah.

4           COMMISSIONER SINGER: Okay.

5           COMMISSIONER SCHMIDT: Yes.

6           COMMISSIONER SINGER: Okay. Great.

7           And this document doesn't -- I didn't see many  
8 reporting responsibilities for the department administrator.

9           So, for example -- I mean, there are all sorts of  
10 things that the department administrator is responsible for,  
11 such as overseeing overtime assignments.

12           What -- what do we expect from the department  
13 administrator in the way of reporting to all three  
14 Commissioners what the overtime assignments are and the, you  
15 know, lateness action and the various things that are in  
16 here?

17           MR. CHAIRMAN: Okay. We can't go through all of  
18 that.

19           So I put a second on the floor. Is there --

20           COMMISSIONER SINGER: I'm sorry, I have many more  
21 questions.

22           MR. CHAIRMAN: -- a vote?

23           Hold on.

24           COMMISSIONER SINGER: I have many more questions.

1 MR. CHAIRMAN: Is there -- is there a vote?

2 COMMISSIONER SCHMIDT: I would just -- I would  
3 like to hear what these additional -- additional questions  
4 are.

5 MR. CHAIRMAN: Questions are, okay.

6 COMMISSIONER SINGER: Okay.

7 COMMISSIONER SCHMIDT: If we can do it  
8 expeditiously.

9 MR. CHAIRMAN: All right.

10 COMMISSIONER SINGER: So, one question -- so, one  
11 question is, what is the process for the department  
12 administrator and the Office of Human Resources, the Human  
13 Resources Unit, what -- what is the process of them to  
14 notify all three Commissioners of their actions; that's one  
15 question?

16 COMMISSIONER SCHMIDT: They are managing the  
17 department just like our supervisors manage their units.

18 If we have questions, then I would certainly  
19 expect they'd be responsive to our questions.

20 COMMISSIONER SINGER: Within what time frame?

21 COMMISSIONER SCHMIDT: The report -- if we meet  
22 with our department administrator and supervisors every  
23 Wednesday --

24 COMMISSIONER SINGER: Okay.

1           COMMISSIONER SCHMIDT:  There isn't a mechanism for  
2 every move they make.  But they report to --

3           COMMISSIONER SINGER:  Okay.  So, if I have  
4 questions --

5           COMMISSIONER SCHMIDT:  -- to the Commissioners.

6           COMMISSIONER SINGER:  -- I should ask at the  
7 Wednesday meeting?

8           COMMISSIONER SCHMIDT:  No.  I don't know that it's  
9 necessary to ask at the Wednesday meeting.

10          COMMISSIONER SINGER:  So, then, how do I get the  
11 information?

12          I mean, if someone is disciplined for lateness --

13          COMMISSIONER SCHMIDT:  You would pick up your  
14 phone or --

15          COMMISSIONER SINGER:  Yes.

16          COMMISSIONER SCHMIDT:  -- e-mail and contact them  
17 and ask them the information.

18          COMMISSIONER SINGER:  And I should expect an  
19 answer within a day from our supervisors?  I mean, unless  
20 they are out for some reason.  But that is a reasonable  
21 expectation, that I would get an answer within a day?

22          COMMISSIONER SCHMIDT:  No.

23          The best thing that you could do across the board  
24 is apply commonsense.  And that would really help with this

1 and many other issues.

2 COMMISSIONER SINGER: I -- I -- I -- I agree  
3 completely. And my commonsense tells me that when I'm  
4 having E-mails not answered I need to boost it to another  
5 level.

6 COMMISSIONER SCHMIDT: Okay.

7 COMMISSIONER SINGER: Okay. So -- all right.

8 I'm just going to take a moment to go through and  
9 find the most important ones, because there is one for sure  
10 that we need to talk about.

11 Okay. Okay. So, two things.

12 One is, that this puts a lot of -- this puts a lot  
13 of responsibility on the unit supervisors, and I wanted to  
14 ask if we have any plans to support our unit supervisors as  
15 they -- if there is anything in here that has not -- they  
16 have not previously seen as part of their job, you know,  
17 such as dealing with chemical dependency, dealing with  
18 the -- with the dress code.

19 Is -- where would a unit supervisor go to get help  
20 in learning how to do these parts of the job if they were,  
21 indeed, new to the unit supervisor?

22 MR. CHAIRMAN: Well, most of this is commonsense.

23 COMMISSIONER SCHMIDT: Yeah.

24 And after we implement these, the communication of



1 the information to the supervisors, and then from the  
2 supervisors to our -- to our staff is a matter of executing  
3 this -- these rules and standards.

4 COMMISSIONER SINGER: Okay. So no extra support  
5 for them, just -- we tell them and they have to execute.

6 COMMISSIONER SCHMIDT: Well, what were you looking  
7 for in terms of extra support?

8 COMMISSIONER SINGER: Oh, well, I mean, I don't  
9 want to delay the conversation, but there are many, many  
10 management techniques to support employees when they're  
11 either doing something new or in any way under stress or  
12 morale is low.

13 COMMISSIONER SCHMIDT: I would encourage you to  
14 put them together in document and circulate it. That would  
15 be very helpful.

16 COMMISSIONER SINGER: Okay. And then, finally, I  
17 notice that assumed in here is the vehicle policy that --  
18 that had been circulated last week, which includes the  
19 requirement that any employee, and including exempt  
20 employees, in my office say, need the approval of all three  
21 Commissioners to be reimbursed for personal vehicle use, or  
22 for the use of a placard.

23 And I, as you know, a big part of my office does  
24 since -- since you guys have taken care of management here,

1 a big part of what my office does is to go out and do  
2 outreach. And we do it all over the city. It is very  
3 important that it be done, not just in Center City, but that  
4 it's done all over the city.

5 And, so, my staff has considerable personal  
6 vehicle use.

7 And my question to you is, first of all, do you  
8 really intend by this policy to say, that inside an  
9 individual Commissioner's office that those decisions about  
10 what -- what activities their staff will pursue that, that  
11 is a proper -- that should be signed off on, is this really  
12 a precedent that you want to set, that -- that all three  
13 Commissioners, and we do it, when; in an open meeting?

14 COMMISSIONER SCHMIDT: Well, it's the appointing  
15 authority, so it wouldn't need --

16 COMMISSIONER SINGER: That's us.

17 COMMISSIONER SCHMIDT: -- to be all three  
18 Commissioners, it would be two or three of the Commissioners  
19 would need to approve it.

20 COMMISSIONER SINGER: Well, the appointing  
21 authority is all three of us meeting. I don't see how we  
22 could take an official action --

23 COMMISSIONER SCHMIDT: All of these things, like  
24 in many respects, there is a budget implication to different

1 actions.

2 COMMISSIONER SINGER: Absolutely.

3 COMMISSIONER SCHMIDT: And vehicle use and  
4 reimbursement, and I don't think that's been -- you have not  
5 had an issue with reimbursement yet as I understand it.

6 COMMISSIONER SINGER: I would like to see --

7 COMMISSIONER SCHMIDT: Commissioner --

8 COMMISSIONER SINGER: I would like to see it, but  
9 I would be perfectly happy that we would discuss and say,  
10 here's a budget for your office for vehicle use.

11 COMMISSIONER SCHMIDT: So, each of these actions  
12 is a budget implication, and --

13 COMMISSIONER SINGER: Yes.

14 COMMISSIONER SCHMIDT: -- your office submitted a  
15 long series of reimbursement requests, including  
16 transportation to and from home for employees to the work  
17 place that went back as much as a year.

18 So, what we're trying to do is rationalize and  
19 organize this thing in a way so that we can budget for  
20 what's around the corner.

21 Being an elected official in Philadelphia, this  
22 may come as a surprise, does not entitle you to a blank  
23 check of taxpayer dollars.

24 MR. CHAIRMAN: Absolutely.

1           COMMISSIONER SCHMIDT:  There are implications to  
2 everything that we use and spend --

3           COMMISSIONER SINGER:  Yes.

4           COMMISSIONER SCHMIDT:  -- on our budget.

5           COMMISSIONER SINGER:  Yes.  Absolutely.

6           COMMISSIONER SCHMIDT:  So, consequently, this is  
7 an expenditure, and the expenditures get approved by the  
8 appointing authorities.

9           By the way, just like every other department out  
10 there, there's no other department that just says, employees  
11 use their vehicles or get reimbursed for anything at any  
12 time as long as somebody thinks that it is okay.

13           COMMISSIONER SINGER:  I absolutely agree.  And I  
14 would not be arguing for card blanche.

15           In fact, what I think makes sense would be to  
16 discuss in -- in our budget discussion, to discuss what an  
17 appropriate budget is.  And then my staff and I would stay  
18 within it.  I am absolutely open to that.  And I am not in  
19 favor of wasting government resources.

20           But the question is, is it a good use of  
21 Commissioner time to be doing this level of micromanagement;  
22 is that a good use of taxpayer resources I wonder?

23           COMMISSIONER SCHMIDT:  Commissioner, absolutely.  
24 Because if we had reimbursed everything that your office had

1 suggested we reimburse for the past year we would have  
2 violated the law --

3 COMMISSIONER SINGER: Again --

4 COMMISSIONER SCHMIDT: -- repeatedly.

5 COMMISSIONER SINGER: Again, Commissioner  
6 Schmidt --

7 COMMISSIONER SCHMIDT: It is critical --  
8 Commissioner, I'm speaking.

9 COMMISSIONER SINGER: Go ahead. Please.

10 COMMISSIONER SCHMIDT: That's why it is important  
11 that we have oversight over collective oversight just as we  
12 bear collective responsibility over our spending.

13 COMMISSIONER SINGER: I absolutely --

14 COMMISSIONER SCHMIDT: It is nothing erratical.

15 We're spending more taxpayer dollars, it's worth  
16 making sure that they're spent wisely and not to assess,  
17 because you know we all share the same budget at the end of  
18 the day.

19 COMMISSIONER SINGER: So, first of all,  
20 Commissioner Schmidt, I'd like to say that you've made some  
21 serious accusations against my staff at this point.

22 And, second of all, I would like to say that  
23 you -- that I completely agree that there should be  
24 oversight.

1           However, the way -- please let me finish. The way  
2 I would propose a sensible way to do it would be to set a  
3 budget for each office.

4           Which also reminds me, have we discussed our  
5 budget for Fiscal Year '14? Have -- have --

6           COMMISSIONER SCHMIDT: Commission Clark, I second  
7 your motion that we move the rules to a vote.

8           MR. CHAIRMAN: Okay. I vote yes.

9           COMMISSIONER SCHMIDT: I vote yes.  
10 Commissioner?

11          COMMISSIONER SINGER: I abstain.

12          MR. CHAIRMAN: Okay. All right. We'll recess  
13 until this afternoon at 1:00. Thank you very much.

14                       (Whereupon, a brief recess was  
15 taken.)

16          MR. VOIGT: Good afternoon.

17                       (Whereupon, there was a  
18 collective response.)

19          MR. VOIGT: Thank you for coming.

20          We are going to take you in order of what you  
21 signed in, okay. We're going to take you by ward and  
22 division because we want whatever board is here to come up.

23          We're going to ask you some questions. You're  
24 going to tell the Commissioners what happened. This is all

1 about what happened on Election Day.

2 Now, nobody is in any trouble meaning, you get a  
3 document, it is a subpoena. That's a document to bring you  
4 here. To bring you in front of the Commissioners.

5 It is a civil matter. There is no trouble for  
6 this.

7 What we're trying to do is get information to make  
8 sure that everybody is on the same page. That everybody is  
9 following what the Election Code requires, and that whatever  
10 mistakes anybody made, innocent mistakes, can be corrected  
11 so that for future elections everybody knows what to do.  
12 And when somebody shows up with a Court Order you know what  
13 that order has to mean.

14 So, we're going to proceed now by calling you in  
15 the order that I suggested that you signed in, ward and  
16 division, okay.

17 All right. We're going to take 28;1. Everybody  
18 from the 28th Ward; 1st Division, please come forward, 28;1.

19 We're going to ask you to identify yourselves when  
20 everyone is up. 28;1.

21 MR. CHAIRMAN: All right. This is the 28th Ward;  
22 1st Division.

23 Can you state your name for the record, please?

24 MR. WALLACE: Stephan Wallace.

1 MR. VOIGT: And your position.

2 MR. WALLACE: Stephan Wallace.

3 MR. VOIGT: And your position on the board?

4 MR. WALLACE: Minority inspector.

5 MS. EDWARDS: Bernedette Edwards, Clerk.

6 MR. SMITH: Thomas Smith, Machine Operator.

7 MR. DRAYTON: Fred Drayton, Clerk.

8 MR. BRADY: John Brady, Minority Leader.

9 MR. CHAIRMAN: Okay. Now, who is the judge of

10 elections?

11 MR. WALLACE: Mary Wallace.

12 MR. CHAIRMAN: She's not here?

13 COMMISSIONER SCHMIDT: I'm sorry. Can you go

14 through the positions one more time?

15 Mr. Smith?

16 MR. SMITH: Machine operator.

17 COMMISSIONER SCHMIDT: Miss Edwards?

18 MS. EDWARDS: Clerk.

19 COMMISSIONER SCHMIDT: Clerk?

20 MS. EDWARDS: Um-hum.

21 COMMISSIONER SCHMIDT: Mr. Wallace?

22 MR. WALLACE: Minority inspector.

23 COMMISSIONER SCHMIDT: Majority?

24 MR. WALLACE: Majority.



1 COMMISSIONER SCHMIDT: Majority inspector?

2 MR. WALLACE: Yes.

3 COMMISSIONER SCHMIDT: Mr. Brady?

4 MR. BRADY: Minority inspector.

5 MR. CHAIRMAN: Majority inspector.

6 MR. BRADY: Minority.

7 COMMISSIONER SCHMIDT: Minority inspector.

8 MR. CHAIRMAN: You are the minority inspector,

9 okay.

10 MR. VOIGT: Mr. Brady --

11 COMMISSIONER SINGER: I'm sorry. You are; say

12 again?

13 MR. DRAYTON: Fred Drayton.

14 COMMISSIONER SINGER: Fred Drayton?

15 COMMISSIONER SCHMIDT: Fred Drayton.

16 COMMISSIONER SINGER: And you served, where; as --

17 MR. DRAYTON: Clerk, 28th.

18 COMMISSIONER SINGER: Okay.

19 MR. CHAIRMAN: Now, I have here John Brady did not

20 sign the payroll sheet.

21 MR. BRADY: That's right.

22 MR. CHAIRMAN: Does that seem to be the problem

23 here?

24 MR. BRADY: Yeah.

1 MR. CHAIRMAN: Okay.

2 MR. VOIGT: Why didn't you sign the payroll sheet,  
3 sir?

4 MR. BRADY: Maryann Wallace wouldn't let me sign.

5 MR. CHAIRMAN: Okay. And Maryann Wallace is the  
6 judge of election?

7 MR. BRADY: Right.

8 MR. CHAIRMAN: Okay.

9 COMMISSIONER SCHMIDT: What time did you arrive,  
10 sir?

11 MR. BRADY: 6:30.

12 COMMISSIONER SCHMIDT: Okay.

13 MR. CHAIRMAN: Your name is John Brady?

14 MR. BRADY: Yes.

15 MR. CHAIRMAN: Okay. Minority inspector.

16 MR. VOIGT: Were all of you there?

17 MR. WALLACE: Yeah. We was there.

18 MS. EDWARDS: Well, at the beginning, one, two,  
19 three (indicating) right now was present in the morning.

20 MR. VOIGT: You were there in the morning?

21 MS. EDWARDS: Yeah.

22 MR. WALLACE: 6:30 sharp.

23 MS. EDWARDS: This gentleman (indicating), he was  
24 there, also. But he was trying to find out where he was

1 going to be working in. These two gentlemen right here  
2 (indicating).

3 MR. CHAIRMAN: Okay.

4 MR. VOIGT: Okay. And the judge?

5 MS. EDWARDS: She was there, also, yes.

6 MR. VOIGT: But what did the judge say?

7 MS. EDWARDS: She was talking to him (indicating)  
8 about him working, that he, you know -- they were talking  
9 among themselves. Exactly word for word -- but they were  
10 having a problem about his position.

11 I don't -- at first I thought that he was supposed  
12 to be poll watcher at first.

13 I was, kind of, confused about that, so I'm not  
14 going to, you know, say no more about that.

15 MR. VOIGT: Stephan Wallace.

16 MR. WALLACE: Stephan Wallace.

17 MR. VOIGT: Stephan Wallace?

18 MR. WALLACE: Yes.

19 MR. VOIGT: You're the majority inspector?

20 MR. WALLACE: Right.

21 MR. VOIGT: And who is Diana Hill?

22 MR. WALLACE: She's not here, either.

23 MR. VOIGT: Okay. But who is she?

24 MR. WALLACE: She's -- she's the majority

1 inspector -- I mean, she's the clerk, too.

2 MR. VOIGT: And who is Bernadette Edwards; that's  
3 you?

4 MS. EDWARDS: There's only one position for clerk.

5 COMMISSIONER SCHMIDT: And Fred Drayton is also a  
6 clerk?

7 MR. DRAYTON: No.

8 COMMISSIONER SCHMIDT: We had three clerks?

9 MS. EDWARDS: There is only one position for  
10 clerk.

11 MR. VOIGT: That's right.

12 MR. CHAIRMAN: Now, who had the, if any, had a  
13 Court Order?

14 MR. DRAYTON: (Raises hand.)

15 MR. CHAIRMAN: You had the Court Order  
16 (indicating)?

17 And -- now, you said it was three minority clerks?

18 MR. BRADY: Three.

19 MR. CHAIRMAN: If I'm not mistaken, did you say  
20 there was three?

21 MS. EDWARDS: I'm the clerk.

22 MR. CHAIRMAN: Okay. You're the clerk.

23 MS. EDWARDS: Right.

24 MR. CHAIRMAN: Okay. Are you Republican?

1 MS. EDWARDS: Democrat.

2 MR. VOIGT: No. She served as clerk, she wasn't  
3 appointed.

4 COMMISSIONER SCHMIDT: The only issue is Mr.  
5 Brady, who had a court appointment and showed up on time.

6 MS. EDWARDS: He was there. He was trying to find  
7 out exactly, you know, where he was supposed to be at.

8 MR. VOIGT: He should have been -- he should have  
9 been seated.

10 MR. CHAIRMAN: He should have been seated with a  
11 Court Order.

12 MR. BRADY: She was the only one that recognized  
13 me.

14 MR. CHAIRMAN: Okay.

15 MR. BRADY: Nobody would pay me no mind.

16 MR. CHAIRMAN: Okay.

17 MR. VOIGT: All right. Do you understand that you  
18 were not -- you were not court appointed, nor were you  
19 elected?

20 MS. EDWARDS: Right. Okay.

21 MR. VOIGT: So you can't sit when there is a court  
22 appointed.

23 MS. EDWARDS: See, I wasn't informed about that.

24 MR. CHAIRMAN: We understand.

1 COMMISSIONER SCHMIDT: Miss Edwards, you were the  
2 clerk; right?

3 MS. EDWARDS: Right. Clerk.

4 COMMISSIONER SCHMIDT: Okay. Now, the issue isn't  
5 Miss Edwards, there's a Diana Hill who signed for minority  
6 inspector --

7 MR. VOIGT: She is not here.

8 COMMISSIONER SCHMIDT: -- who isn't here, and Mr.  
9 Brady who was a court appointment to be minority inspector  
10 who was there and was on time.

11 MR. CHAIRMAN: Okay. And you did sign the paper?

12 MR. VOIGT: No. He wasn't allowed to.

13 MR. CHAIRMAN: You weren't allowed to sign the  
14 paper?

15 MR. BRADY: Right.

16 MR. CHAIRMAN: Okay. You served all day?

17 MR. BRADY: I stayed till about 12:00.

18 MR. CHAIRMAN: You left?

19 MR. BRADY: Yes.

20 MR. CHAIRMAN: Well, actually, you were forced to  
21 leave; right?

22 MR. BRADY: Yes.

23 MR. CHAIRMAN: All right. So you weren't  
24 allowed --

1           MR. VOIGT: But we have to make it clear to the  
2 people that are here what happens in the next election. She  
3 (indicating) can't sit as clerk.

4           MS. EDWARDS: Okay.

5           MR. CHAIRMAN: Let me just say this --

6           MS. EDWARDS: All right.

7           MR. CHAIRMAN: -- there is only five that can be  
8 seated.

9           MS. EDWARDS: Right. And we had five.

10          MR. CHAIRMAN: You have -- you have your judge of  
11 elections, you have your majority inspector, you have your  
12 minority inspector and then you have your clerk. And the  
13 minority inspector can appoint the clerk. And you have your  
14 machine inspector.

15          By law three Democrats are allowed to be seated  
16 and two Republicans.

17          MS. EDWARDS: Okay.

18          COMMISSIONER SINGER: That's not exactly --

19          MR. CHAIRMAN: Now, let me say this, the person --

20          COMMISSIONER SINGER: That's not my understanding  
21 of the law.

22          MR. CHAIRMAN: All right. Just hold on a second.

23          The person that the Republican can give a Court  
24 Order to can also appoint the clerk, okay.

1 MR. VOIGT: That's correct.

2 MR. CHAIRMAN: So -- now, the three Democrats  
3 would be the judge of election, it would be the majority  
4 inspector and it would be the machine inspector in this  
5 case.

6 COMMISSIONER SCHMIDT: Maybe Mr. Brady -- Mr.  
7 Brady, are you returning in the next -- will you be  
8 returning in the next election?

9 MR. BRADY: No.  
10 What I want to do, I want to turn it right over to  
11 him (indicating).

12 MR. CHAIRMAN: You want to turn it over to --

13 MR. DRAYTON: Mr. Drayton.

14 COMMISSIONER SCHMIDT: Then he would need to go  
15 into a Court Order --

16 MR. BRADY: Right.

17 COMMISSIONER SCHMIDT: -- to get him appointed  
18 minority inspector.

19 MR. BRADY: Right. Okay.

20 MR. VOIGT: If he is -- if he is appointed and  
21 shows up next election with a Court Order he is permitted to  
22 sit, and he is permitted to appoint the clerk; is that  
23 understood?

24 MS. EDWARDS: Yeah. It's understood.



1 MR. VOIGT: Everybody understand?

2 MS. EDWARDS: I understand.

3 MR. VOIGT: And you'll communicate that to the  
4 judge and to the other members of the board that aren't  
5 here; okay?

6 MR. WALLACE: Sure.

7 MR. VOIGT: And so long as they are there in a  
8 timely fashion, meaning --

9 MS. EDWARDS: Yeah. He was there.

10 MR. VOIGT: -- 6:30 in the morning when you're  
11 opening the polls, then they must, by law, be permitted to  
12 sit.

13 COMMISSIONER SCHMIDT: And sign the Poll Book.

14 MR. VOIGT: If they have a Court Order, and you  
15 should -- and the judge, tell the judge, please, that she  
16 will be notified in advance by letter if someone is  
17 appointed. It is likely to be this gentleman right here  
18 (indicating).

19 MS. EDWARDS: Right. Okay. Okay.

20 MR. VOIGT: Okay. So if he shows up with a Court  
21 Order in a timely fashion you are obligated to let him sit.  
22 You can't sit.

23 MS. EDWARDS: Okay. Okay.

24 COMMISSIONER SINGER: Well, I have a question, Mr.

1 Voigt. I mean, if Mr. Drayton is appointed minority  
2 inspector, and if he chooses to appoint Ms. Edwards, I  
3 mean --

4 MR. VOIGT: If he were --

5 COMMISSIONER SINGER: -- is that within -- is that  
6 within the law if that were his choice?

7 MR. VOIGT: Yes. If he were to choose that, of  
8 course. If he were to choose that.

9 COMMISSIONER SINGER: Yes.

10 MR. VOIGT: But it is unlikely that he would  
11 choose that.

12 COMMISSIONER SCHMIDT: And at this point the only  
13 court appointment is Mr. Brady.

14 MR. VOIGT: That's correct.

15 MR. CHAIRMAN: Okay. Maryann Wallace is present,  
16 the judge of the 28th Ward; 1st Division.

17 MR. VOIGT: Welcome.

18 MR. CHAIRMAN: Can you, please, just state your  
19 name for the record, please?

20 MS. WALLACE: Maryann Wallace.

21 MR. VOIGT: Miss Wallace --

22 MS. WALLACE: Yes. Maryann, yes.

23 MR. VOIGT: Okay. The problem is, this gentleman  
24 (indicating) had a Court Order to sit as minority inspector.

1 He wasn't allowed to sit, as according to his testimony, and  
2 the testimony of everyone else.

3 But the next time he shows -- if someone shows up,  
4 whether it is that gentleman or anyone else with a Court  
5 Order, they must be allowed to sit. The law requires it.

6 MS. WALLACE: After the fact? After the time?

7 MR. VOIGT: No.

8 So long as they are there in a timely fashion.  
9 Meaning, before the polls open.

10 MS. WALLACE: Okay.

11 MR. VOIGT: If they are there before the polls  
12 open and they don't appoint a clerk and they bring a clerk  
13 with them, those two people must be seated.

14 MS. WALLACE: It was after the fact. It was 7:00.

15 MR. VOIGT: Well, it's 7:30.

16 MS. WALLACE: Well, I understand that, but my  
17 board was there.

18 You came after --

19 MR. VOIGT: Ma'am --

20 MS. WALLACE: I understand what you're saying.

21 MR. VOIGT: And you will be notified, by the way

22 --

23 MS. WALLACE: Okay.

24 MR. VOIGT: -- in advance, that if someone is

1 appointed they must be given -- if they get a court  
2 appointment they have to be honored. Even if you had  
3 already --

4 MS. WALLACE: He showed me nothing.

5 COMMISSIONER SCHMIDT: If they're there by 7:30.

6 MS. WALLACE: He showed me nothing.

7 MR. CHAIRMAN: All right. Well, we're not going  
8 to go through all of that.

9 MS. WALLACE: Okay.

10 MR. CHAIRMAN: Because no one is in -- you're not  
11 in that kind of trouble or anything like that.

12 MS. WALLACE: Okay.

13 MR. CHAIRMAN: What we want to basically do is,  
14 give you some clarity of people being appointed by the court  
15 and people being allowed to be seated --

16 MS. WALLACE: Sure.

17 MR. CHAIRMAN: -- and the Court Order being  
18 honored, okay.

19 MS. WALLACE: I can understand that.

20 MR. VOIGT: So, the next time out you'll be  
21 notified in advance --

22 MS. WALLACE: Okay.

23 MR. VOIGT: -- and you have to honor the Court  
24 Order.

1 MS. WALLACE: Of course I will.

2 MR. VOIGT: If he shows it.

3 MS. WALLACE: I will. Thank you.

4 COMMISSIONER SINGER: I would like to add for  
5 everyone who is here, first of all, I would just like to  
6 thank you so very much for your service for serving at the  
7 polls, and remind everyone that this is the last year for  
8 the four-year term for people who are elected, and we are,  
9 this year, electing people to serve for the next four-year  
10 term as judge, majority and minority inspector.

11 I'm Commissioner Singer, and anyone who wants  
12 information on how to run or what all the details are,  
13 please feel free to follow up with me and my office.

14 Thank you very much for your service.

15 COMMISSIONER SCHMIDT: I would make a motion that  
16 we pay Mr. Brady for his service on Election Day.

17 MR. CHAIRMAN: I second that motion.

18 All in favor?

19 COMMISSIONER SCHMIDT: Aye.

20 COMMISSIONER SINGER: Aye.

21 MR. CHAIRMAN: Aye.

22 MR. VOIGT: Thank you.

23 MR. CHAIRMAN: And for the record, I'm Anthony  
24 Clark, City Commissioner, Chairperson of the Commissioners,

1 and this is Al Schmidt, who is also the vice chair of the  
2 Commissioners.

3 And if you need any services this is the place to  
4 come to. Or you can come to our individual office if you  
5 please.

6 But the bottom line is the petitions for all  
7 people that want to run for judge of election and minority  
8 inspector, the date for that has started on the 19th.

9 So you can pick up those petitions if you like, if  
10 you want to rerun, from this office or from your ward  
11 leader.

12 Thank you.

13 MR. VOIGT: Thank you for coming in. You're  
14 excused now. Thank you for coming in.

15 MR. DeFELICE: Excuse me.

16 MR. VOIGT: All right. Yes, sir?

17 MR. DeFELICE: He just explained to me that this  
18 was actually his appointed clerk and he said that he was not  
19 paid, that they either -- when they asked him to leave they  
20 asked him to leave as well.

21 MR. CHAIRMAN: Okay. So you have --

22 COMMISSIONER SINGER: I have a question. What  
23 is -- is there any record of an appointment, or are the  
24 appointments done verbally? Is there --

1 COMMISSIONER SCHMIDT: You mean within the  
2 election board?

3 COMMISSIONER SINGER: Sorry. The appointments of  
4 the clerk. I understand about the appointments of the  
5 minority inspector --

6 MR. CHAIRMAN: All right. Joe DeFelice --

7 COMMISSIONER SINGER: -- but the appointments of  
8 the clerk, is there any kind of --

9 MR. VOIGT: No.

10 COMMISSIONER SINGER: -- anything other than  
11 verbal?

12 MR. VOIGT: No.

13 MR. CHAIRMAN: Yeah. Hold on. The floor  
14 recognizes Joe DeFelice to respond on that issue.

15 MR. DeFELICE: No.

16 The way that I understand it, has always  
17 understand it, when they go to get the Court Order they  
18 officially -- they are the appointed official, and they have  
19 the ability to then appoint their person. And that's as  
20 simple as just bringing them with them and saying, this is  
21 my clerk.

22 MR. VOIGT: That's correct.

23 MR. CHAIRMAN: That's correct.

24 MR. DeFELICE: I couldn't put it in plainer terms.

1 MR. CHAIRMAN: That's correct.

2 COMMISSIONER SINGER: The clerk has to go to  
3 training class?

4 MR. DeFELICE: The clerk can go to training if  
5 they so choose.

6 But in this instance, for this purpose alone, the  
7 inspector of elections is the one that received the Court  
8 Order and only they have the ability to appoint their clerk.

9 MR. CHAIRMAN: Absolutely.

10 And remember that's the minority.

11 COMMISSIONER SCHMIDT: Mr. Drayton, what time did  
12 you arrive?

13 MR. DRAYTON: The same time Mr. Brady did.

14 COMMISSIONER SCHMIDT: You arrived together?

15 MR. DRAYTON: 6:30.

16 COMMISSIONER SCHMIDT: I would motion that we pay  
17 Mr. Drayton for his service.

18 MR. CHAIRMAN: I second that motion.

19 COMMISSIONER SINGER: Sure.

20 COMMISSIONER SCHMIDT: Thank you.

21 MR. VOIGT: All right. Move on, please.

22 16th Ward; 13th Division, please come forward.

23 MR. CHAIRMAN: State your name for the record,  
24 please.



1           MR. VOIGT: I would like you to state your name  
2 starting with this lady (indicating), and your position.

3           MS. HUFF: My name is Sandra Huff; I'm the  
4 minority inspector.

5           MR. HUFF: My name is Eric Huff; I'm the machine  
6 operator.

7           MS. HUFF: Our judge had died.

8           MR. VOIGT: Yes. I know.

9           Your name?

10          MS. CURRY: Minnie Curry, Majority Inspector.

11          MS. WESTBROOK: Diane Westbrook, Clerk. Diane  
12 Westbrook, Clerk, yes.

13          MR. VOIGT: And we regret the passing of your  
14 judge.

15          MS. CURRY: Thank you.

16          MR. VOIGT: All right. Would you mind starting by  
17 explaining, what time did you arrive?

18          MS. HUFF: 6:30.

19          MR. VOIGT: And you showed your credential?

20          MS. HUFF: Yes -- no. We just walked on in the  
21 building.

22          MR. VOIGT: Okay. The court appointed person is  
23 Daniel Brown. Is he here?

24          MS. HUFF: He is not here. He's the one that came

1 in with us.

2 When we got in there -- he was there when we got  
3 in there. We always go in and set up our machines, we set  
4 the table up. We put our papers up.

5 The judge asked this fellow who was he? And he  
6 said that he was to sit on the table.

7 So we set up. He sat down. I sat down. Miss  
8 Minnie sat down and Miss Diane sat down. Eric was on the  
9 machines, setting the machines up.

10 This fellow stayed all day long. He wanted to  
11 know how come he wasn't getting paid when the payroll slip  
12 went around.

13 He did not sign the payroll slip. Some fellow had  
14 came in and talked to him. It was about 12 or 1:00. It was  
15 over, like, in the corner. Then he came back and he sat  
16 back down.

17 His mother was there, and she sat on the side all  
18 day long, from 6:30 until closing. She was still there.

19 MR. VOIGT: Okay. You were not elected to  
20 clerk -- or to the minority inspector; were you?

21 MS. HUFF: No. I was sitting down.

22 MR. VOIGT: You just --

23 MS. HUFF: Appointed to sit down, yes.

24 MR. VOIGT: Okay. All right.

1 COMMISSIONER SINGER: Who appointed you?

2 MS. HUFF: The judge.

3 MR. VOIGT: All right. The problem is, if there  
4 is a vacancy, even though you were sitting there, you were  
5 not legally elected to sit there, nor legally appointed to  
6 sit there.

7 MS. HUFF: I have been there for six years.

8 MR. VOIGT: I know that, ma'am. And we thank you  
9 for your service.

10 But the problem is, you didn't run for that office  
11 and you weren't court appointed to that office, therefore,  
12 legally, there wasn't a vacancy, even though you have served  
13 on that board and done that job; do you understand what I'm  
14 saying?

15 MS. HUFF: Okay.

16 MR. VOIGT: Do all of you understand?

17 The problem is, that position is an elected  
18 position.

19 Even though someone hasn't -- and if someone  
20 hasn't run for it, even though someone has done the job  
21 they're not legally there.

22 Therefore, someone in this case was court  
23 appointed to that position. And that court appointment must  
24 be legally honored if that person shows up in a timely

1 fashion. And that means you would have to leave. Even  
2 though you have been there for years, you are not legally  
3 entitled to be there; do you all understand that?

4 If you have any questions, please ask.

5 MS. HUFF: Well, this is how all of us were.

6 MR. VOIGT: We just want to be sure that everybody  
7 understands, we are -- we are obliged to ensure that the law  
8 is followed. And we want you to understand that because,  
9 you have to follow the law, too. And -- but we want to be  
10 sure that it's very clear so that in the future, number one,  
11 someone will run for judge and take the place of the  
12 decedent, number one; and number two, if someone wishes to  
13 run and be elected to the inspector's position, now is the  
14 time to do that.

15 MS. HUFF: I wish to run.

16 MR. VOIGT: Well, are you -- you can run for  
17 majority inspector, you can run for inspector. That's what  
18 is up now. That is what the positions are for. The  
19 position is inspector.

20 To get nominated in this process --

21 COMMISSIONER SINGER: Or judge.

22 MR. VOIGT: -- or -- I'm talking about -- I'm  
23 sorry.

24 MR. CHAIRMAN: Okay. Let me just say this. If

1    there is an opening, a lot of times what happens is, people,  
2    they get a chance to sit and they serve.  You're not  
3    challenged unless somebody gets a Court Order.  So that's  
4    why you were able to sit there for the last six years.

5               MS. HUFF:  Okay.

6               MR. CHAIRMAN:  Now is the time to run for either  
7    majority inspector or judge.

8               What Mr. Voigt was saying is, that spot for  
9    inspector is open now, that you would be able to run for it.

10              MR. VOIGT:  But you got to file a petition.

11              And remember, a Republican, a minority, in  
12    November when that election is held for inspector, one  
13    person will become majority inspector, one person will  
14    become minority inspector.  That's how that will be filled.

15              COMMISSIONER SCHMIDT:  And in this case because no  
16    one ran for the position it was technically vacant even  
17    though you had served for a long time.

18              When the Court issues a Court Order, the election  
19    boards are obligated to follow it just as we're obligated to  
20    follow the Court Orders.

21              So, in this case the Court issued a Court Order to  
22    fill that vacancy because no Republican had run or been  
23    appointed to that position, and issued the Court Order for  
24    Daniel Brown.

1           Ma'am, you mentioned that Mr. Brown was there with  
2   somebody else?

3           MS. HUFF:   With his mother.

4           COMMISSIONER SCHMIDT:   Did she come with him in  
5   the morning?

6           MS. HUFF:   Yes.

7           COMMISSIONER SCHMIDT:   Okay.   So, they were both  
8   there when you got there in the morning?

9           MS. HUFF:   Yes.   She sat on the side.

10          MR. CHAIRMAN:   Okay.

11          COMMISSIONER SINGER:   Yeah.   So, I just like to  
12   add some --

13          MS. HUFF:   The judge had him at the table.   He was  
14   at the table in M Book, I was in the middle with the little  
15   box, Miss Diane was sitting next to me, she was the clerk,  
16   Miss Minnie was on the other end of the table with the two  
17   big binders.   And that's the way that we worked.

18          MR. CHAIRMAN:   Okay.

19          COMMISSIONER SINGER:   I would like to just add a  
20   word.   It's, kind of, like, the difference between a regular  
21   teacher and a substitute teacher.

22                 So, the idea is, if you don't get elected or  
23   appointed by the Court, you're like a substitute teacher.  
24   You're there, you're doing the job, you get paid to do the

1 job.

2 But if the regular teacher shows up and was hired  
3 somehow, either by getting elected or by getting appointed,  
4 if the regular teacher shows up, then the regular teacher  
5 does the job, deserves to do the job and get paid for the  
6 day. So that's how it worked. And the regular teacher  
7 brings, in this case, has the right to bring along an  
8 assistant, who is the clerk.

9 So, when someone gets either elected or appointed  
10 they have the right to sit and be paid as minority  
11 inspector, and they have the right to nominate a clerk who  
12 sits as minority inspector. And your service is no less.  
13 You have been -- thank you, again, for the work that you've  
14 done.

15 MS. HUFF: So, what are we going to do for this  
16 new election coming up?

17 MR. VOIGT: You got to figure out --

18 COMMISSIONER SINGER: I'll give you a call so that  
19 we could -- are the last four digits of your phone number  
20 1943?

21 MS. HUFF: Yes.

22 COMMISSIONER SINGER: Okay. I'll call you.

23 COMMISSIONER SCHMIDT: I think that an even better  
24 answer to her question would be, if the gentleman with the

1 Court Order returns, the gentleman with the Court Order --

2 MS. HUFF: He's not even here.

3 COMMISSIONER SCHMIDT: -- has to be seated.

4 MR. HUFF: So, you were saying, in that six-year  
5 period of time that vacancy was always opened?

6 COMMISSIONER SINGER: That's right. That's right.

7 MR. CHAIRMAN: And the reason why -- and let me  
8 just say this, the reason why is because the majority of the  
9 district is Democrat. And a lot of times what happens is,  
10 that no Republican runs for their position. And sometimes  
11 you may sit in that position and be a Democrat.

12 MS. HUFF: That's what I am.

13 MR. CHAIRMAN: Okay. But the Republicans get two,  
14 the Democrats get three in the majority of the Democratic  
15 district, okay.

16 All right. So what happens is, that it is a  
17 public service that you do. You don't get paid for about  
18 three weeks. And, I mean, it's an honor that you do it  
19 because you're working about 13 hours, and we understand.

20 So, what we're going to do is, because there was  
21 some misunderstanding, and we're trying to reeducate you, is  
22 to put a motion on the floor to pay these people.

23 COMMISSIONER SCHMIDT: I motion that we pay Daniel  
24 Brown as the minority inspector and Miss Carter as the



1 clerk.

2 MR. CHAIRMAN: I second that.

3 How do you vote?

4 MR. VOIGT: You have a question? Yes, sir?

5 COMMISSIONER SINGER: Yeah. That's fine.

6 MR. CHAIRMAN: All right.

7 MR. VOIGT: Yes, sir?

8 MR. HUFF: So, this guy Daniel, he was supposed to  
9 have been in six years ago?

10 COMMISSIONER SINGER: No.

11 MR. HUFF: This started this year?

12 MR. CHAIRMAN: Whenever you get a Court Order for  
13 a vacancy.

14 COMMISSIONER SINGER: Yeah.

15 So, the term is four years, actually. So this is  
16 the last year of a four-year term.

17 But you can get a -- people can get, if there is a  
18 vacancy, if there is no one --

19 MR. CHAIRMAN: You can run now.

20 COMMISSIONER SINGER: -- in the slot. If there is  
21 no permanent teacher (sic), then people can get appointed  
22 before any election.

23 MR. HUFF: So that guy Daniel --

24 COMMISSIONER SINGER: Yes.

1           MR. HUFF:  -- when he comes through, one of these  
2   young ladies could be knocked out of the box?

3           COMMISSIONER SINGER:  That's right.

4           MR. CHAIRMAN:  If they got a Court Order.

5           COMMISSIONER SCHMIDT:  Or whoever is sitting as  
6   the minority inspector, if they're not elected or court  
7   appointed.

8           COMMISSIONER SINGER:  Right.

9           MR. CHAIRMAN:  Remember, the Democrats get three,  
10   the Republicans get two.  Just remember that.

11          COMMISSIONER SINGER:  That's --

12          MR. CHAIRMAN:  In a Democratic District.  The  
13   majority Democratic District.

14          COMMISSIONER SINGER:  That's the way it often is.  
15   It doesn't have to be that way.  But that is the way it  
16   often is.

17          MR. VOIGT:  But that's the way normally it is.

18          Now, the other problem in your division is the  
19   death of your judge, okay.

20          Now, that means that someone else is going to have  
21   to run now to be elected judge.  That's a vacancy.

22          Now, the majority inspector this time out can step  
23   up and be the judge if someone else is not appointed by the  
24   Court, okay.

1           You will be notified of the -- the judge actually  
2 will notify the court appointments.

3           MR. HUFF: So, who would be told to the votes  
4 going through as the new judge; that would be you all?

5           COMMISSIONER SINGER: No. For this -- you mean  
6 for the -- for this coming election?

7           MR. HUFF: Yes.

8           COMMISSIONER SINGER: For May 21st?

9           MR. HUFF: Yes. For the judge.

10          COMMISSIONER SINGER: There are two options. One  
11 is, that if someone is identified who wants to serve as  
12 judge and can get -- they can be appointed the same way the  
13 minority inspector was appointed.

14          So, if you guys know who you think should be  
15 judge, then you can typically, through -- if you're  
16 Democrat, through the Democratic Party, get someone  
17 appointed to be judge. And that would last through the end  
18 of 2013, because that is the end of that four-year term.

19          MR. HUFF: So, does she have to -- when she runs  
20 does she have to go around the city with petitions?

21          MR. VOIGT: Around the division.

22          COMMISSIONER SINGER: Just around the  
23 neighborhood. Just around the neighborhood.

24          MR. CHAIRMAN: It has to be within that division.

1 It can't be all over the city. It has to be within that  
2 division.

3 And, of course, the bottom line is this, if you  
4 get a street list then you'll know where your division is.

5 You know your division? What is your division?

6 MR. HUFF: 16;13.

7 MR. CHAIRMAN: Okay. So, you'll get a street list  
8 that says 16;13, 16th Ward; 13th Division.

9 If you know your ward leader he can also tell you  
10 those things as well.

11 The petitions start February 19th, and I think  
12 that it ends March 12th.

13 Within that time period you are able to fill out a  
14 petition in order to run for majority inspector or judge of  
15 elections, okay. Or minority inspector.

16 MR. VOIGT: Yes, ma'am?

17 MS. CURRY: So, I, as a majority, would have to  
18 have a petition as well?

19 MR. CHAIRMAN: Your petition will come from this  
20 office.

21 MR. VOIGT: Yes. You have to have a petition to  
22 be elected to majority inspector.

23 MR. HUFF: So, what you're saying, basically, all  
24 of us have to start all over again, basically?

1 MR. VOIGT: Yes, sir.

2 MR. CHAIRMAN: But you only have a four-year term.

3 Just like if a person ran for mayor they got four years.

4 MR. HUFF: Yeah.

5 MR. CHAIRMAN: You have to fill out a petition.

6 Same thing is true when you run for majority inspector or

7 judge.

8 MR. HUFF: Even myself, even though I was --

9 MR. VOIGT: No.

10 MR. HUFF: -- the machine operator?

11 MR. VOIGT: The machine operator is appointed.

12 MR. CHAIRMAN: The machine operator is appointed.

13 But we can appoint you or you can be appointed by the judge

14 of elections -- I mean -- well, we appoint you. Actually,

15 we appoint you.

16 But we'll approve it if someone in the community,

17 of course, recommends you.

18 MR. HUFF: Okay.

19 COMMISSIONER SCHMIDT: I'm sorry, we have a lot of

20 people waiting. You may contact our offices at any time for

21 assistance.

22 MR. CHAIRMAN: Okay. At that time all of you will

23 be paid. Thank you very much for coming.

24 MR. VOIGT: All right. The next up is 29;18, 29th

1 Ward; 18th Division in terms of signing in. 29;18, please.

2 COMMISSIONER SCHMIDT: Could you, please, state  
3 your name.

4 MS. MURRAY: My name is Reenie Murray.

5 COMMISSIONER SCHMIDT: And which position did you  
6 fill?

7 MS. MURRAY: Judge of election.

8 COMMISSIONER SCHMIDT: Okay.

9 MR. CIUMETY: Ronald Ciumety, C-I-U-M-E-T-Y.

10 COMMISSIONER SCHMIDT: And your position?

11 MR. CIUMETY: The judge.

12 COMMISSIONER SCHMIDT: Majority?

13 MR. CIUMETY: Yeah.

14 COMMISSIONER SCHMIDT: So, there was a Court Order  
15 appointed for Rakeem Outlaws as the minority inspector --

16 MS. MURRAY: Um-hum. They were there.

17 COMMISSIONER SCHMIDT: I'm sorry. Was appointed  
18 to clerk --

19 MS. MURRAY: They were there.

20 COMMISSIONER SCHMIDT: -- minority inspector.

21 MS. MURRAY: They had their petition and they sat  
22 and served all day.

23 MR. VOIGT: They didn't sign.

24 COMMISSIONER SINGER: And who was the -- and who

1 was the minority inspector?

2 MS. MURRAY: I don't know her name.

3 COMMISSIONER SINGER: Gweneth B. Johnson?

4 MS. MURRAY: Yeah. That's it. Something Johnson.

5 Something Johnson.

6 COMMISSIONER SINGER: Yep. Yep.

7 MS. MURRAY: And they came. They came and they

8 served.

9 COMMISSIONER SCHMIDT: Mr. Rakeem Outlaw; who is

10 Vickie Thomas?

11 MS. MURRAY: I don't know who they are. Vickie

12 Thomas is -- works on our board.

13 COMMISSIONER SCHMIDT: Okay. Well, Mr. Outlaw, it

14 looks like, Rakeem Outlaw, was appointed --

15 MS. MURRAY: By the young lady, yes.

16 COMMISSIONER SCHMIDT: -- was appointed by the

17 minority inspector --

18 MS. MURRAY: Yes.

19 COMMISSIONER SCHMIDT: -- position?

20 MS. MURRAY: Yes.

21 COMMISSIONER SCHMIDT: She was entitled to sign

22 as -- she was appointed clerk by the minority inspector?

23 MS. MURRAY: Yes.

24 COMMISSIONER SCHMIDT: She was entitled to sign in

1 the clerk's spot.

2 MS. MURRAY: Okay.

3 COMMISSIONER SCHMIDT: Vickie Thomas signed as the  
4 clerk's spot?

5 MS. MURRAY: Yes. Um-hum. Because Vickie was the  
6 clerk.

7 MR. VOIGT: Well, she can't be. That's the  
8 problem.

9 MS. MURRAY: Well, I understand what you're  
10 saying. Right. Okay.

11 COMMISSIONER SINGER: She sat and she worked?

12 MS. MURRAY: Right. Exactly.

13 MR. VOIGT: Right. But in the future --

14 MS. MURRAY: Yes.

15 MR. VOIGT: -- what you have to do is honor the  
16 Court Order.

17 MS. MURRAY: We did.

18 MR. VOIGT: I know -- no. Including the clerk.

19 MS. MURRAY: Oh, okay.

20 COMMISSIONER SCHMIDT: You can't have two clerks.

21 MS. MURRAY: Right.

22 COMMISSIONER SINGER: Yeah. So honoring the Court  
23 Order means saying to the person who thought was going to be  
24 clerk, I'm sorry you can't be clerk today because the



1 minority inspector has --

2 COMMISSIONER SCHMIDT: And maybe there's another  
3 open spot.

4 COMMISSIONER SINGER: And saying that in the  
5 beginning of the day --

6 MS. MURRAY: Okay.

7 COMMISSIONER SINGER: -- so that they don't --

8 MS. MURRAY: Okay. I understand perfectly.

9 MR. VOIGT: Okay. Great. Would you communicate  
10 that to the rest of the board?

11 MS. MURRAY: Um-hum.

12 MR. VOIGT: Thank you very much.

13 COMMISSIONER SCHMIDT: I motion that we pay Rakeem  
14 Outlaws as the clerk having served on the election board  
15 that day.

16 COMMISSIONER SINGER: I second.

17 MR. CHAIRMAN: Okay.

18 MR. VOIGT: Thank you very much.

19 MS. MURRAY: Have a great day.

20 MR. VOIGT: All right. 40th Ward; 21st Division.

21 COMMISSIONER SCHMIDT: Would you state your name  
22 and your position?

23 MS. PEARSON: Lonnie Pearson, Minority Inspector.

24 MS. CHEESEGURL: Vivian Cheesegurl, Clerk.

1 COMMISSIONER SCHMIDT: I'm sorry?

2 MS. PEARSON: She is the clerk.

3 MS. CHEESEGURL: Vivian CheeseGurl, Clerk.

4 MR. VOIGT: Your name, please?

5 MS. BOOKER: Terri Booker, Judge of Elections.

6 MR. BROWN: Robert Brown, Machine Inspector.

7 COMMISSIONER SCHMIDT: Mr. Brown was the machine  
8 inspector, Ms. Booker was the judge?

9 MS. BOOKER: Yes.

10 COMMISSIONER SCHMIDT: And then who else?

11 MS. PEARSON: Lonnie Pearson.

12 COMMISSIONER SCHMIDT: I don't have you. Okay.

13 And, ma'am?

14 MS. CHEESEGURL: Vivian CheeseGurl.

15 COMMISSIONER SINGER: Okay. And are you also  
16 known as Vivian Boon?

17 MS. CHEESEGURL: Boon is my maiden name.

18 COMMISSIONER SINGER: Okay.

19 COMMISSIONER SCHMIDT: Okay.

20 COMMISSIONER SINGER: Thank you.

21 MR. VOIGT: All right. The problem -- the problem  
22 -- well, who is -- who is Somalia Lonh, L-O-N-H?

23 COMMISSIONER SCHMIDT: They signed as the minority  
24 inspector.

1           MR. VOIGT: They signed as the minority inspector  
2 and got paid.

3           Who is Jason Mink?

4           MR. BROWN: He is the clerk.

5           MR. VOIGT: Then who --

6           MR. BROWN: He was the clerk, and the other lady  
7 was the minority inspector that day.

8           MR. VOIGT: Well, neither of them -- the minority  
9 inspector wasn't elected nor appointed, okay.

10          Can you tell us happened as judge?

11          MS. BOOKER: Tell you what happened?

12          MR. VOIGT: Yes.

13          MS. BOOKER: What do you mean?

14          MR. VOIGT: Well, who showed up?

15          MS. BOOKER: I didn't tell any of these people to  
16 come. I don't know what happened.

17          MR. CHAIRMAN: Okay. Well, you're in charge of  
18 signing the payroll.

19          MS. BOOKER: I am. I am.

20          MR. CHAIRMAN: Okay. So, when you opened up early  
21 in the morning --

22          MS. BOOKER: Yes.

23          MR. CHAIRMAN: -- tell us what happened.

24          Who was seated; who was there; who wasn't there?

1 MS. BOOKER: The two people who are on there that  
2 signed, they were the people who showed up there. We all  
3 signed the book. We all --

4 MS. PEARSON: We signed the book, too.

5 MR. CHAIRMAN: Hold on.

6 MS. BOOKER: And then, I'm not sure who the name  
7 of the guy was, he came over and he said, oh, you have --  
8 this is your minority inspector and this is your clerk.

9 COMMISSIONER SINGER: And what time was that?

10 MR. BROWN: 7:30.

11 MS. BOOKER: It was 7:30. 7:30 maybe.

12 MR. BROWN: 7:30. It was Craig Meladosi and the  
13 Republican ward leader came after we had all set up, signed  
14 the book, signed the sheets and were taking voters. Craig  
15 Meladosi came in without a Court Order, just said --

16 MR. VOIGT: Well, they had a Court Order, but the  
17 people who were there --

18 MR. BROWN: Nobody showed a Court Order to us.  
19 There was no Court Order shown.

20 MR. VOIGT: What time did they show up?

21 MR. BROWN: 7:30.

22 MR. VOIGT: 7:30?

23 MS. PEARSON: No. We were there at 6:00.

24 MR. BROWN: Okay. They weren't at the table.

1 MS. BOOKER: At our table -- at our table they --  
2 they could have been there earlier, but at our table they  
3 weren't.

4 MR. VOIGT: Okay. Now, let's hear what happened.

5 MS. PEARSON: All right. We got there at 6:00.

6 When we got there the people had closed the door, slammed  
7 the door on our face. So we walked in and came in.

8 So, the lady, I showed them my paper who I was.

9 MR. VOIGT: Which lady?

10 MS. PEARSON: I don't know the lady's name.

11 MR. VOIGT: This lady (indicating)?

12 MS. PEARSON: No. No.

13 All right. We showed -- I showed the paper. She  
14 told me to sign the machine. I signed the machine.

15 We stayed there for awhile, and there was another  
16 minority inspector came in. So both of us, there's two of  
17 us there.

18 So it started getting confusing. People started  
19 coming in.

20 MR. VOIGT: Where was these people?

21 MS. PEARSON: They were on the other side where we  
22 were supposed to be.

23 MR. BROWN: They were talking to the 24th division  
24 initially. They were in the wrong division.

1 MS. PEARSON: Right.

2 MR. BROWN: I understand --

3 MR. VOIGT: Wait. Wait. Wait. Slow down a  
4 little bit.

5 MS. PEARSON: So, now, we come to find out that  
6 we're on the other side. They come and get us.

7 MR. VOIGT: You are at the wrong division?

8 MS. CHEESEGURL: Yes.

9 MS. PEARSON: The other lady came and got us and  
10 told us we should have been on this side. So we go on that  
11 side.

12 Now, that's about 6:30; wasn't it?

13 MS. CHEESEGURL: Yes.

14 MS. PEARSON: All right. We goes over there at  
15 6:30, we sit down and we sees her.

16 She says, well, we've been looking for you. And  
17 we said, we've been here all the time. We've been here  
18 since 6:00.

19 So, she said, okay, ladies, sign the book.

20 We sign the book, I had my clerk to sign, too.

21 All right. After that we went to go sit down.

22 She was talking to these other people there.

23 I guess they were with her.

24 So we didn't know, so we're standing there. We go

1 sit and she goes to sit down. So the other guy said, wait a  
2 minute. You all come over here because we have another  
3 table for you. She is still sitting there.

4 Now, it's time for us to be in our seats.

5 All right. He said, well, we have another table.  
6 Because her and the other guy were talking.

7 So, she gets up and calls.

8 I said, well, he said that we have another seat --  
9 another table. It would be a better seat.

10 So we gets up, we go over there.

11 Now, we are stranded.

12 So the other guy comes and tells us to go sit over  
13 here on this other side of the table where they were voting  
14 at. I don't know who they were. So they told us to sit  
15 there and watch. All right. We're all watching.

16 The lady, the president, whatever she was, they  
17 was giving out -- they wanted to vote.

18 The people couldn't vote because she wouldn't let  
19 them sign the green envelope. And she kept refusing the  
20 people.

21 So, I goes and I'm talking to her. So I said, are  
22 you seated? And she won't even let the people sign or  
23 really vote.

24 So I said, you know what, go to the police

1 station.

2 The police -- everybody went to the police station  
3 and had the police station -- made them pull out the paper  
4 -- the envelope to sign.

5 Meanwhile, I didn't know that I was supposed to  
6 sign the green envelope. She puts the envelopes and closes  
7 it up. Nobody saw anything.

8 Who said that? That's not right.

9 Now, she got her son there, he's working the  
10 machine. He's cussing the people out. He's going in the  
11 machine with the people.

12 MR. BROWN: That is true.

13 MS. PEARSON: You know, it was all the while.

14 MR. CHAIRMAN: So, that was -- hold one second.

15 (Whereupon, everyone started  
16 talking at once.)

17 MR. CHAIRMAN: All right. Let me just say this,  
18 you had a Court Order.

19 MS. PEARSON: Right.

20 MR. CHAIRMAN: You was the --

21 MS. PEARSON: Minority inspector.

22 MR. CHAIRMAN: And you appointed the clerk?

23 MS. PEARSON: Yes.

24 MR. CHAIRMAN: Okay. And you belonged in this



1 division --

2 MS. PEARSON: Right.

3 MR. CHAIRMAN: -- the division that you were in?

4 MS. PEARSON: Right. And we signed when we got  
5 there.

6 MS. CHEESEGURL: And we signed when we got there.

7 MR. CHAIRMAN: Okay. So you did sign after the  
8 confusion that you had over there?

9 MS. PEARSON: Right.

10 MS. CHEESEGURL: We signed at the beginning.

11 MR. CHAIRMAN: All right. Okay. You said no. So  
12 what happened?

13 MR. BROWN: If I could just tell you -- what  
14 happened is --

15 MR. CHAIRMAN: Okay.

16 MR. BROWN: -- we're set up and ready to run. The  
17 Republican Ward Leader, Craig Meladosian, you know -- we  
18 have never seen a Court Order or anything at this point.

19 MR. CHAIRMAN: Right.

20 MR. BROWN: We're just doing our jobs as we're  
21 appointed --

22 MR. CHAIRMAN: Right.

23 MR. BROWN: -- or, you know, put in that position.

24 Craig Meladosian comes along, it's late, he's

1    confused, he's disjointed, whatever you want to call it, he  
2    puts him down at the table knowing that we do have to seat  
3    the Republicans if they're there.  If there are Republicans.

4               We tell our people to get up and remove  
5    themselves, and we're going to put them outside and then  
6    we'll worry about how they're going to get, you know, paid  
7    or whatever, you know, the street money or whatever you want  
8    to call it.

9               No sooner do we start to make our move to move  
10   them, to seat the ladies, then Craig Melandosian comes along  
11   again with Somalian and sends them to another division.

12              Now, because we are all in the same building we  
13   were aware of their plight.

14              But we -- Craig Melandosian after he created all  
15   the controversy was nowhere to be found for these ladies to  
16   be paid or find a way for them to get paid.

17              MS. PEARSON:  But she got paid (indicating).

18              MR. BROWN:  If you look at her time sheet -- if  
19   you look at our time sheet it was not signed by the ladies  
20   because we had already filled in all the boxes.  There was  
21   no where for them to sign.

22              Nor did Craig Melandosian have them at our table  
23   long enough for us to figure out what to do.

24              But we immediately told our people to get up and

1 to let them be seated.

2 MR. CHAIRMAN: Okay.

3 MR. BROWN: He took them away before anything  
4 could be done. And we knew their plight only because they  
5 were in the same building with us.

6 MR. CHAIRMAN: Okay. So, in other words the other  
7 two Republicans got paid and they were on the payroll, but  
8 they was not appointed by the Court.

9 COMMISSIONER SCHMIDT: There weren't other  
10 Republicans. It's Democrats.

11 MR. BROWN: There wasn't Republicans, it was  
12 Democrats.

13 MR. CHAIRMAN: Oh, it was Democrats, okay. All  
14 right.

15 So the two Democrats were paid --

16 MR. BROWN: And they worked.

17 MR. CHAIRMAN: -- in place of the two Republicans.

18 MR. BROWN: Exactly.

19 COMMISSIONER SCHMIDT: The Republican ward leader  
20 removed you from this division?

21 MS. BOOKER: Yes. Yes.

22 MR. BROWN: He moved them a couple of times.

23 MS. BOOKER: Yes. Twice.

24 MR. VOIGT: All right. Miss, could you describe

1     what you saw what happened?

2                 MS. BOOKER:  They came in.  When they came in the  
3     guy, I don't know the guy's name.

4                 MR. CHAIRMAN:  Yeah.  He knows his name.

5                 MS. BOOKER:  The guy came in, he said, this is  
6     your minority inspector, this is your clerk.  I said okay.

7                 We asked the two people to get up.  They said  
8     okay.

9                 I don't know what happened, you are not supposed  
10    to be here, okay.

11                So I told them to sign the book.  To sign.  
12    Everybody signed.

13                And then the guy came over and he said, oh, no.  
14    I'm moving them again.  And I said okay.

15                And they got up and they went to the table that  
16    was on the other side of us.

17                And I said -- and then we just kept going.  We had  
18    already been set up.  We had already taken voters.  We were  
19    all set up.  We were ready.  So we just continued the way we  
20    were.

21                So that was it.

22                MR. CHAIRMAN:  Okay.  Well, we can just say this  
23    here, the --

24                COMMISSIONER SCHMIDT:  I would motion that we pay

1 Miss Pearson and Ms. Boon.

2 MR. VOIGT: One of you did get paid.

3 MS. CHEESEGURL: I got paid.

4 MS. PEARSON: I didn't.

5 COMMISSIONER SCHMIDT: I motion that we do a  
6 couple of things. That we pay Miss Pearson for her service.  
7 That we contact the Republican ward leader of this part of  
8 the 40th Ward --

9 MR. CHAIRMAN: Yeah.

10 COMMISSIONER SCHMIDT: -- and speak to him about  
11 his actions on Election Day. That in this case actually  
12 disrupted your operation.

13 So, Miss Pearson does have a Court Order to serve  
14 on the board of 40;21.

15 Miss Pearson, do you intend to return this coming  
16 election?

17 MS. PEARSON: Yes.

18 But could I make a statement?

19 You all had the people that's in there, that's  
20 been in there for years and years. They refuse to even  
21 acknowledge any new people, in which that should be changed.

22 Every year somebody should be in that off space,  
23 not the same people.

24 They got the whole family, I mean --

1 MR. CHAIRMAN: Well, hold on. Hold on.

2 MR. VOIGT: They get elected; they get elected.

3 MR. CHAIRMAN: We're going to pay you.

4 MS. PEARSON: Um-hum.

5 MR. CHAIRMAN: You did a fantastic job because,  
6 she's a Democrat, she did what she had to do.

7 A Republican actually removed a Republican. And,  
8 you know, that's unusual.

9 MS. PEARSON: Yeah.

10 MR. CHAIRMAN: But she did do her job.

11 MR. VOIGT: Those are elected positions.

12 Now, if you want to run, you're free to run for  
13 those positions. And now is the time, if you wish to do so,  
14 to run for those positions.

15 If you want somebody else to --

16 MR. BROWN: I want to run.

17 MR. VOIGT: -- do it encourage them to do it.

18 MR. CHAIRMAN: If there is a vacancy -- if there  
19 is a vacancy you can.

20 COMMISSIONER SCHMIDT: In the meantime you have a  
21 Court Order to sit at 40;21. You may appoint the clerk.

22 MR. VOIGT: Okay. And one other thing. One other  
23 important issue. You're the judge of elections --

24 MS. BOOKER: Yes.

1 MR. VOIGT: -- you're in charge.

2 MS. BOOKER: Yes.

3 MR. VOIGT: Okay. The ward leaders, Republican  
4 and Democrat, are not in charge. You are.

5 MS. BOOKER: Okay.

6 MR. VOIGT: And if you have a problem with what  
7 they're doing, make your voice heard, okay, because you are  
8 the judge.

9 MR. CHAIRMAN: That's right.

10 MR. VOIGT: And that goes for you, too.

11 MR. BROWN: Sure.

12 Well, we were faced all day with another division  
13 that was, you know, disenfranchising voters and treating  
14 them with disrespect. The way that they talked to people --

15 MS. PEARSON: They cussed them out.

16 MR. BROWN: We actually went down because of a  
17 male and he tried to quit.

18 MR. VOIGT: Which division was it?

19 MR. BROWN: It was the 24th, I believe.

20 COMMISSIONER SINGER: And I have a question. What  
21 was the location of this?

22 MR. BROWN: This was Catherine School.

23 COMMISSIONER SINGER: Catherine School; and was it  
24 only two divisions, the 21st and the --

1 MR. BROWN: No. There is a third division, which  
2 we don't know the number. I don't know the number.

3 COMMISSIONER SINGER: Okay.

4 MR. CHAIRMAN: We'll look it up.

5 COMMISSIONER SINGER: And I also --

6 MR. BROWN: We did have problems that day. Voters  
7 weren't treated properly.

8 MS. BOOKER: Yeah. It was very confusing.

9 MR. CHAIRMAN: And just let me say, that, you  
10 know, being a judge of election in a majority Democratic  
11 District, if you see someone with a Court Order you're in  
12 charge, you know what I mean. If you see someone say, well,  
13 come in to remove these two people, and they don't have a  
14 Court Order to remove anybody, you can say, it's time for  
15 you to go.

16 MS. BOOKER: Okay.

17 COMMISSIONER SCHMIDT: But if they have a Court  
18 Order --

19 MR. CHAIRMAN: If they have a Court Order you  
20 recognize the Court Order.

21 MS. BOOKER: Yes.

22 MR. VOIGT: You did the right thing. You did the  
23 right thing.

24 MR. CHAIRMAN: Because any police officer will



1 back you up if you give them a call.

2 MR. VOIGT: No. Don't call them.

3 COMMISSIONER SINGER: No. Call the DA. Call the  
4 DA.

5 I would also like to say, that as a court  
6 appointed minority inspector, that is your office, and no  
7 one, ward leader, nobody can tell you it's not your office.

8 So, once you are appointed by the Court or elected  
9 you -- no one can move you.

10 So, you -- I also would encourage you to stand up  
11 and to say --

12 MS. BOOKER: I made phone calls.

13 COMMISSIONER SINGER: Yep.

14 MS. BOOKER: I made the call.

15 COMMISSIONER SINGER: Yep.

16 MR. VOIGT: All right.

17 COMMISSIONER SINGER: And if you ever have any  
18 doubt call the district attorney. The district attorney  
19 knows exactly what's what on Election Day, and can enforce  
20 it. We know what happens and we will be glad to tell you.  
21 The district attorney knows what's what and can enforce it.

22 MS. BOOKER: Yes.

23 COMMISSIONER SCHMIDT: Thank you for your service  
24 on Election Day.

1 MS. BOOKER: Thank you.

2 MR. CHAIRMAN: You did a fantastic job.

3 MS. BOOKER: Thank you. Thank you.

4 MR. VOIGT: 38;4. 38;4, please. 38th Ward; 4th

5 Division, please come forward.

6 MR. CHAIRMAN: State your name for the record.

7 MS. COGGINS: I'm Valerie Coggins, Majority

8 Inspector.

9 MR. VOIGT: Okay. And your name, sir?

10 MR. ZIMMERMAN: John Zimmerman.

11 MR. VOIGT: Mr. Zimmerman, you were the court

12 appointed minority inspector; is that correct?

13 MR. ZIMMERMAN: Yes.

14 MR. VOIGT: And did you show your credentials to

15 the --

16 MR. ZIMMERMAN: Yes.

17 MR. VOIGT: -- judge of elections?

18 MR. ZIMMERMAN: Yes. I did.

19 MR. VOIGT: What time?

20 MR. ZIMMERMAN: About 6:00, because the gentleman

21 that normally opens up --

22 MR. VOIGT: You will get a chance, ma'am.

23 Go head.

24 MR. ZIMMERMAN: The gentleman that normally opens

1 up there wasn't enough help, so we had set up the tables for  
2 everybody to sit at and do their work with. And we shift  
3 back and forth, here and there.

4 That was basically about it until the end of the  
5 night when it was time to sign out.

6 They claimed there wasn't no space. There was too  
7 many people there, or whatever. And there wasn't room to  
8 sign anything.

9 So, last -- first election before I signed on the  
10 side. And it took them awhile to pay me. But they did  
11 basically pay me.

12 MR. VOIGT: For this election I'm talking about.

13 MR. ZIMMERMAN: No. That was before.

14 MR. VOIGT: This election.

15 MR. ZIMMERMAN: They didn't let me sign this time.

16 MR. VOIGT: Okay.

17 MR. ZIMMERMAN: And they also informed me not to  
18 bring anybody to relieve me whenever I have to go away or  
19 anything.

20 MR. VOIGT: Okay. Is that it?

21 MR. ZIMMERMAN: That's basically it.

22 MR. VOIGT: Okay. Now it is your turn, ma'am.

23 MS. COGGINS: Thanks.

24 I remember Mr. Zimmerman probably the election

1 before last, who showed the judge, a Republican Poll  
2 Watcher.

3 MR. ZIMMERMAN: Yeah.

4 MS. COGGINS: But that's not minority inspector.

5 But I don't -- we didn't get there until 6:15.

6 Now, the gentleman opened the doors at 6:00, fine.

7 We were there at 6:15 the last election.

8 I don't remember seeing Mr. Zimmerman. He could  
9 have been there. We were quite busy, and we had two more  
10 divisions added in our little cafeteria that year. We were  
11 quite busy. So I don't remember seeing Mr. Zimmerman at the  
12 last election.

13 MR. VOIGT: Okay. All right.

14 Mr. Zimmerman stated that he was the court  
15 appointed.

16 And Alan Simmons, who is that?

17 MS. COGGINS: These five people have done this for  
18 the last three years, and I have been there since '05.

19 Alan Simmons has been the machine inspector,  
20 although he signed on the wrong line here. He has been  
21 inside, right here (indicating), machine inspector for the  
22 last -- since '08.

23 MR. VOIGT: Well, then, who is Montgomery  
24 Washington?

1 MS. COGGINS: And he's the minority inspector.

2 MR. VOIGT: Okay. There is no elected person in  
3 that position?

4 COMMISSIONER SCHMIDT: The minority inspector.

5 MR. VOIGT: To minority inspector?

6 MS. COGGINS: Right.

7 MR. VOIGT: If someone has a Court Order, okay,  
8 legally that means there is a vacancy, therefore, someone  
9 with a Court Order, even if that person -- even if the  
10 person is sitting there has been there for 20 years, they're  
11 still legally a vacancy to be filled either by the  
12 subsequent election or by a Court Order.

13 In this case, by Court Order. That person with a  
14 Court Order can bring with them their clerk, okay.

15 So what you have to communicate to your board and  
16 to your judge is, that they have to follow the law.

17 And that is, Mr. Zimmerman arrives in a timely  
18 fashion with someone else and with a Court Order, they have  
19 to be seated.

20 MS. COGGINS: Okay.

21 MR. VOIGT: They have to sign the payroll.

22 MS. COGGINS: Okay.

23 MR. VOIGT: And whoever else has been there has to  
24 go home.

1 MS. COGGINS: Okay.

2 MR. VOIGT: Okay.

3 MS. COGGINS: Number one, I didn't know that was a  
4 law.

5 MR. VOIGT: I understand.

6 MS. COGGINS: We were never told that.

7 And I got one more question.

8 MR. VOIGT: Yes, ma'am.

9 MS. COGGINS: Should we not know prior to that day  
10 so people --

11 MR. VOIGT: The answer to your question is,  
12 absolutely you should. And you will.

13 MS. COGGINS: Thank you.

14 MR. VOIGT: Okay. Here's what's going to happen,  
15 we have asked the Court to change the date, to move up the  
16 date of which these court appointments will be made.

17 This Board will notify the judge of elections by  
18 letter if a court appointment has been made.

19 If you receive -- and that person is obligated to  
20 show their credential, their appointment, when they show up.

21 So, there is two things that happen. One, a  
22 letter arrives to the judge telling them that somebody is  
23 coming; and, secondly, you need to tell the board what the  
24 rules are.

1 MS. COGGINS: Not a problem.

2 MR. VOIGT: Okay. Now, we understand that you  
3 didn't know in advance, and we're not criticizing you for  
4 not knowing.

5 MS. COGGINS: Well, thank you. I don't feel  
6 criticized.

7 MR. VOIGT: You should.

8 Listen, we thank you.

9 Look, we know in many of these circumstances  
10 people served for years without knowing what the precise  
11 rules are.

12 MS. COGGINS: Right.

13 MR. VOIGT: Okay. And we thank them for doing  
14 that. It's a difficult task and we're glad that you did it.

15 However, moving forward, this is the year when  
16 people can run for those positions, run for your position.

17 MS. COGGINS: I've already received it.

18 MR. VOIGT: Great.

19 And for judge.

20 MS. COGGINS: I'm starting to wonder if I still  
21 want it.

22 COMMISSIONER SCHMIDT: Well, don't let us  
23 discourage you.

24 MS. COGGINS: Unless -- did the pay go up? Did

1     you vote on that?

2                 MR. VOIGT:   That's up to city council and the  
3     mayor.

4                 MS. COGGINS:   Okay.

5                 MR. VOIGT:   That's not a decision that these  
6     Commissioners can make.

7                 MS. COGGINS:   You got to know it's a long, hard  
8     day.   And you got to do it with a smile.

9                 MR. VOIGT:   Ma'am, these Commissioners, as their  
10    predecessors, have asked city council and the mayor to  
11    increase your pay.   Unfortunately, they don't make that  
12    decision.

13                COMMISSIONER SCHMIDT:   I motion that we pay  
14    Mr. Zimmerman for his service on Election Day.

15                MR. CHAIRMAN:   I second.

16                COMMISSIONER SINGER:   Well, I -- sorry.   I have a  
17    question.

18                So, did Mr. Zimmerman show up?

19                MR. VOIGT:   He says he did.

20                COMMISSIONER SINGER:   Was he there?

21                MR. VOIGT:   He said he did.

22                COMMISSIONER SINGER:   No.   I heard him say that he  
23    did --

24                MR. VOIGT:   She said he did.



1 COMMISSIONER SINGER: -- and I'm just asking, did  
2 he show up?

3 MS. COGGINS: I'm going to tell you, because we  
4 were extremely busy this election --

5 COMMISSIONER SINGER: Yep.

6 MS. COGGINS: -- I do not recall seeing Mr.  
7 Zimmerman. I'm not going to doubt what he said, but I don't  
8 recall seeing him.

9 COMMISSIONER SINGER: Okay.

10 MR. CHAIRMAN: All right. You had the Court  
11 Order; right, Mr. Zimmerman?

12 MR. ZIMMERMAN: Yes.

13 MR. CHAIRMAN: All right. Then you have the votes  
14 here to get paid, okay.

15 MR. ZIMMERMAN: I understand that.

16 COMMISSIONER SINGER: Oh, really? Did we vote?

17 COMMISSIONER SCHMIDT: I'm sorry. We just did.

18 COMMISSIONER SINGER: Oh, okay.

19 MR. CHAIRMAN: I second it, and we voted.

20 COMMISSIONER SINGER: Okay.

21 MR. CHAIRMAN: All right. You will be paid.

22 MR. VOIGT: Thank you very much.

23 MS. COGGINS: Thank you.

24 MR. ZIMMERMAN: Thank you.

1 MR. VOIGT: 32nd Ward; 21st Division.

2 MS. WATSON: My name is Phyllis Watson; I am the  
3 judge of election.

4 MS. MOORE: Marian Moore, Majority Inspector.

5 MS. EVANS: Alfreda Evans, Minority.

6 MS. JACKSON: Rise Jackson, Machine Operations.

7 MS. JUANITA JACKSON: Juanita Jackson.

8 MR. STANLEY: Faison Stanley, Minority Inspector.

9 MR. WILLIAMS: Gary Williams.

10 MR. VOIGT: Okay. Mr. Faison, why don't we start  
11 with you. You didn't sign the payroll sheet.

12 MR. STANLEY: Yeah.

13 MR. VOIGT: Why is that?

14 MR. STANLEY: Number one, at the school there was,  
15 like, three different -- four different -- three different  
16 polling places.

17 I was sitting at the wrong place at the top of the  
18 entrance. The voting in my district was in the auditorium,  
19 which I was unaware of until later.

20 But I got to there before the voting started,  
21 introduced myself. Introduced myself.

22 She says, the judge has already been sworn in and  
23 your name is not on the sign-in sheet, okay.

24 Who?

1           My people told me, no matter what goes on don't  
2   leave. I sat there all day. My phone disappeared. I sit  
3   there all day.

4           MR. VOIGT: Okay. All right. The judge, who's  
5   the judge?

6           MS. WATSON: I am.

7           MR. VOIGT: Ma'am --

8           MS. WATSON: Yes.

9           MR. STANLEY: I'm not finished yet. Excuse me.

10          MR. VOIGT: I'm sorry. Go ahead.

11          MR. STANLEY: Then, a judge of an election board  
12   came into the polling spot, one of these young ladies was  
13   sitting in the seat, I presented this certificate  
14   (indicating) to the gentleman. He told her she had to get  
15   up.

16          COMMISSIONER SINGER: What time was that?

17          MR. STANLEY: This was just before the election  
18   started, before opening.

19          She got up, I sat down. The poll was open.

20          First thing came out of their mouth is, you  
21   haven't been trained; you ain't fast enough; and you're too  
22   slow.

23          Here come the public. These people, here early to  
24   vote so they can go to work. Come on, man, hurry up.

1           The judge of election told me, get up.

2           Four, five women around the table, hey, you know

3   Sonny Liston would, too, I got up. You know what I mean?

4           MR. CHAIRMAN: Okay.

5           MR. STANLEY: So, like, I was in a situation. But

6   I sat there all day.

7           MR. VOIGT: Okay. Judge of elections, please.

8           MS. WATSON: Yes.

9           MR. VOIGT: Could you explain what happened?

10          MS. WATSON: He was not there when it opened. We

11   got there 6:30, he came over at 7:30.

12          He showed me his papers. I didn't understand it,

13   but I sat him down. I did sit him down, and he did not know

14   what he was doing. And I got him back up. That's what I

15   did. I did do that. And he did sit there all day.

16          MR. CHAIRMAN: Okay.

17          MS. WATSON: He sat there all day on the phone,

18   bugging us all day. But he was fine. He was fine. There

19   was no, you know -- his name wasn't down. I didn't

20   understand what the paper was. And he wanted me to put him

21   down on the payroll, but I didn't want -- I didn't want to

22   do that because I figured I would -- it wasn't there, a

23   place for his name. So I didn't want to do that. And I

24   didn't.

1           I told Darryl Clarke. I called everybody. I was  
2 on the phone with everybody just, like, trying to get it  
3 together.

4           MR. CHAIRMAN: Okay.

5           MS. WATSON: But we couldn't.

6           MR. VOIGT: Okay.

7           MS. WATSON: But he did stay there all day.

8           MR. VOIGT: Now, let me try to explain --

9           MS. WATSON: Oh, I understand what you're saying.

10          MR. VOIGT: Oh, you do, okay. That's fine.

11          MS. WATSON: Yes. But I didn't understand then,  
12 now I do.

13          MR. VOIGT: That's great.

14          MS. WATSON: Yes.

15          MR. VOIGT: Moving -- moving forward, okay, moving  
16 forward, that position is vacant --

17          COMMISSIONER SINGER: No. Right now it's not.

18          MR. VOIGT: Not now --

19          COMMISSIONER SINGER: Not for these two elections.

20          MR. VOIGT: That's correct.

21          I'm talking about elections.

22          Petitions to fill that position --

23          MS. WATSON: I know.

24          MR. VOIGT: -- are out now.

1 MS. WATSON: Yes.

2 MR. VOIGT: If someone wishes to run to fill that  
3 position by election, they can do so now.

4 MS. WATSON: Okay.

5 MR. VOIGT: That would be effective next year.

6 Until that time --

7 MS. WATSON: Next year, okay.

8 MR. VOIGT: That's correct.

9 Until that time, this gentleman has a Court Order.  
10 If he comes this time he has to be seated, and he has to be  
11 permitted to sign the payroll.

12 MS. WATSON: Okay.

13 MR. VOIGT: Okay.

14 MS. WATSON: Um-hum.

15 MR. VOIGT: That's all. Thank you.

16 MR. CHAIRMAN: Thank you very much.

17 MR. VOIGT: Did you have a question?

18 MR. STANLEY: Am I going to get paid?

19 MR. VOIGT: Listen, did you have a question?

20 MR. WILLIAMS: I have a problem with the  
21 procedure, period; can I speak to that?

22 MR. VOIGT: Yes. Of course.

23 MR. WILLIAMS: All right. You're giving these  
24 notices that you're going to have somebody placed at your

1 table to the judges of elections. As a ward leader I don't  
2 know this. And when they call me and tell me what's going  
3 on, then I'm backing my people every time. All right.

4 So, I didn't get a call on this one, but I had  
5 three or four others in the ward at the same time. And we  
6 handled them.

7 We had a guy that came in at 11:00 with his Court  
8 Order and we sat him. All right. We had a guy that came in  
9 a little after that and we paid him off and sent him home;  
10 do you understand what I'm saying?

11 My problem is this, when these guys go out and get  
12 these Court Orders to bring these people in to work, these  
13 people don't have no training, they don't know what they're  
14 doing. They don't do -- it's not consistent. They're only  
15 doing it on major elections where they're trying to put some  
16 stuff in the game. That's the only time they do this.

17 I think there needs to be a procedure in place  
18 where, at least let us know what's going on so I can replace  
19 them, or the judge can replace them.

20 MS. WATSON: Definitely.

21 MR. VOIGT: Here's what -- here's what the law  
22 requires, you should have been notified about every court  
23 appointment. You, all the ward leaders, Republican and  
24 Democrat, will be notified this election about all court

1 appointments and for all those moving forward in the future.

2           However, we can't compel anybody, including the  
3 judge, to go to training. We can't compel them --

4           COMMISSIONER SINGER: State law.

5           MR. VOIGT: -- under the law.

6           MR. WILLIAMS: I understand that.

7           MR. VOIGT: But we will notify you of any --

8           MR. CHAIRMAN: Changes.

9           MR. VOIGT: -- appointments or changes in advance  
10 of Election Day.

11           COMMISSIONER SINGER: Is that going to be a letter  
12 to the ward leaders?

13           MR. VOIGT: Yes.

14           MS. WATSON: I mean, but -- when they get there  
15 they don't know what to do; what about that?

16           MR. WILLIAMS: Right. That's an issue.

17           MS. WATSON: People go to work in the morning. I  
18 get there 6:00 in the morning.

19           MR. CHAIRMAN: Hold on one second.

20           MR. VOIGT: One second.

21           MR. DeFELICE: If I may; I'm Joe DeFelice from the  
22 State Republican Party.

23           Many of these, 301, actually, came through our  
24 office.



1           Unfortunately, there is a Republican Party still  
2   in the City of Philadelphia, and the spots are reserved for  
3   the minority positions.

4           So, if someone runs for majority inspector they  
5   get to be the majority inspector, from the one party that  
6   leaves a vacancy open for the minority party. And that's  
7   how we fill these vacancies.

8           MR. WILLIAMS: I understand.

9           MR. DeFELICE: And --

10          MR. WILLIAMS: But what I'm asking you --

11          MR. DeFELICE: Let me finish, sir. Let me finish,  
12   sir.

13          MR. WILLIAMS: I understand.

14          MR. DeFELICE: With respect to your notice as the  
15   ward leader, we did serve Democrat City Committee. Sharon  
16   Williams Losiere was the attorney for Democrat City  
17   Committee two weeks prior to Election Day. We posted  
18   notices in two languages on three different locations in  
19   front of each polling place in your ward where these --  
20   yeah. Well, we did. And we swore to it in front of the  
21   Court Judge Dembe.

22          MS. WATSON: They weren't there.

23          MR. DeFELICE: And you also received a letter  
24   from, I believe, Commissioner Schmidt's Office.

1           So, not only was Democrat City Committee notified,  
2   they were posted, physically posted, at the polling place,  
3   and each judge of elections on the election board did  
4   receive a letter from the City Commissioners' Office.

5           MR. WILLIAMS: I didn't see it.

6           MR. DeFELICE: That's three levels of  
7   notification.

8           Each one of our minority inspectors, we instruct  
9   them about the trainings, and we've also held our own  
10   personal training, which is immaterial to you all. But we  
11   do instruct them about the training.

12           But as you know, many people said, we didn't -- no  
13   one ever taught us this.

14           Well, they did teach you. It is actually in the  
15   newspaper that the City Commissioners hand out that, you  
16   know, the minority inspector does appoint the clerk, and  
17   should someone show up with a Court Order they should be  
18   seated.

19           MR. VOIGT: Let me ask, sir, did you go to  
20   training?

21           MR. STANLEY: Yes. I got paid for training.

22           MR. VOIGT: You went to training?

23           MR. STANLEY: Yes.

24           MR. WILLIAMS: And they didn't do a good job; what

1     can I tell you. He couldn't keep up. Do you see what I'm  
2     saying?

3                 And these elections are important. We don't have  
4     time to be playing around with this kind of stuff; do you  
5     see what I'm saying?

6                 We have people that we want to vote, they want to  
7     vote.

8                 They waited two or three hours to vote; do you  
9     dig, because of this kind of stuff. It's not right.

10                MR. VOIGT: Listen. We understand your concern,  
11     and it's well placed.

12                Now, sir --

13                MR. STANLEY: I was saying --

14                MR. VOIGT: Okay.

15                MR. STANLEY: -- I didn't go to Florida A and M to  
16     sit on my butt not knowing what I'm doing.

17                             (Whereupon, everyone started  
18     talking at one time.)

19                MR. STANLEY: So, my reason and ability, no  
20     disrespect, I'm telling my expressions, what I did for you.

21                MR. VOIGT: Okay. Okay.

22                MR. STANLEY: I told what I was going to say.

23                MR. VOIGT: Hold it.

24                MR. CHAIRMAN: Hold on.

1 MR. VOIGT: Hold it.

2 MR. STANLEY: Don't tell me what to say, I'm 77  
3 years old.

4 MR. VOIGT: Sir, hold on.

5 MR. CHAIRMAN: Wait a second.

6 MS. WATSON: You need that at the table?

7 MR. VOIGT: Okay. We heard you all. There is  
8 going to be a vote as to payment.

9 Will you make a motion?

10 MR. CHAIRMAN: I make a motion that we pay him.

11 MS. WATSON: We pay him, but he didn't do a damn  
12 thing.

13 MR. CHAIRMAN: Let me just say this. I know the  
14 gripe is the educational piece, and I would recommend, in  
15 the future, if you're going to appoint people, Joe, make  
16 sure that they can actually do the job and get the training  
17 done.

18 I don't know what the situation is, you know. I  
19 don't have an opinion about it, but we're just listening to  
20 the board.

21 As far as the Court Order is concerned, we're  
22 going to recognize the Court Order, okay.

23 I put a motion on the floor.

24 COMMISSIONER SCHMIDT: I second.

1           MR. VOIGT: Now, this is a different election in  
2 the cycle, okay. It's not a presidential, okay, so for the  
3 next two elections we know you know as an election board  
4 what it's going to be like. It's not going to be like the  
5 presidential.

6           This gentleman has a Court Order, it has to be  
7 honored.

8           Now, someone from your division, that's a vacancy,  
9 be very careful about what I'm saying --

10          MS. WATSON: I understand.

11          MR. VOIGT: -- someone can run for that position  
12 and fill it, okay.

13          MS. WATSON: Yes.

14          MR. VOIGT: And fill it for the next four years.

15          MS. WATSON: Yes.

16          MR. VOIGT: It's up to you folks to take care of  
17 that.

18          MS. WATSON: Yes.

19          MR. VOIGT: Do you understand what I'm saying?

20          MS. WATSON: Yes. Team work.

21          MR. VOIGT: And if you can find somebody who can  
22 fill that position and do it and have what you wish --

23          MR. CHAIRMAN: Then do it.

24                       (Whereupon, everyone started

1                   talking at one time.)

2                   MR. WILLIAMS: But the issue is, that these next  
3 two elections it's not going to be an issue. They are not  
4 going to show up. They're only going to show up when it is  
5 a debated --

6                   MR. VOIGT: Then fill it. Then fill it. Then  
7 fill it.

8                   MR. CHAIRMAN: Let me say this to you, February  
9 19th --

10                  MR. WILLIAMS: I understand all of that.

11                  MR. CHAIRMAN: -- you can kill all of this  
12 appointment stuff by running someone in your division, okay.

13                  COMMISSIONER SINGER: However, that person, you  
14 can only -- there's only one Democrat that is going to win  
15 as an inspector, at most one Democrat.

16                  MR. VOIGT: She understands.

17                  COMMISSIONER SINGER: So, you can't fill --

18                  MR. VOIGT: A Republican has to be --

19                  COMMISSIONER SINGER: It doesn't have to be a  
20 Republican, it can also be an Independent or someone who's  
21 registered in another party.

22                  MR. VOIGT: They understand.

23                  MR. WILLIAMS: No. No. No. I didn't know that  
24 part.

1 COMMISSIONER SINGER: Yeah.

2 MR. WILLIAMS: I thought that it had to be a  
3 Republican.

4 MR. VOIGT: No.

5 COMMISSIONER SINGER: No.

6 MR. WILLIAMS: It can be an Independent --

7 COMMISSIONER SINGER: It doesn't have to be a  
8 Republican. Actually Green or Libertarian.

9 And if someone is not a Democrat or Republican,  
10 they do not -- only Democrats and Republicans run in the  
11 primary and pass petitions now.

12 If someone is a Green or Libertarian or  
13 Independent, whatever, they pass what is called nominating  
14 papers in the summer.

15 And I would be glad to give either of you, you  
16 know, if you need support, you need to understand that  
17 process.

18 MS. WATSON: Yes.

19 MR. WILLIAMS: Now -- one more thing then I'm  
20 done.

21 MR. VOIGT: Yes.

22 MR. WILLIAMS: All right. As you can see, our  
23 tables are older.

24 So, in the middle of the term, you know what I

1 mean, there's liable to be someone that can't make it to an  
2 election or two; what do we do in a case like that?

3 MR. VOIGT: That's a court appointment.

4 MR. WILLIAMS: Who can appoint them? Or how do we  
5 get them appointed?

6 COMMISSIONER SINGER: Oh, no. If it's just one  
7 election?

8 MR. WILLIAMS: And, ma'am, you know, who knows?

9 COMMISSIONER SINGER: It depends whether the  
10 person wants to be involved --

11 MR. VOIGT: It is going to be a court appointment.

12 COMMISSIONER SINGER: Well --

13 MR. VOIGT: That's the reality of it. It is going  
14 to be a court appointment.

15 MR. CHAIRMAN: That's the law.

16 MR. VOIGT: That's the law.

17 MR. WILLIAMS: So, if one of my people at this  
18 point gets sick between now and the next election, I have to  
19 go to the court to get them appointed, or the judge has to  
20 go to court to appoint them?

21 COMMISSIONER SINGER: Or ask the City Committee --  
22 ask City Committee to do it.

23 You would have, typically on the Democratic side,  
24 what happens is, if you find someone and you work with the



1 judge and the people on the board and get signatures from  
2 electors in that division, then City Committee, Steve  
3 Kaplan, will usually take it to the court on your behalf.

4 MR. WILLIAMS: Okay. All right.

5 COMMISSIONER SINGER: So you don't have to go to  
6 court.

7 MR. WILLIAMS: Right.

8 MR. VOIGT: Or Joe DeFelice will do it for you.

9 Understand the reality of this, okay, no more  
10 elected and no vacancy in the Republican Party. That's what  
11 is going to happen.

12 COMMISSIONER SCHMIDT: Thank you all for your  
13 service on the election board.

14 MS. WATSON: Thank you.

15 You're welcome.

16 MR. VOIGT: Thank you very much for coming.

17 49;7.

18 Okay. Would you identify yourself, please?

19 MS. JOHNSON: I am the majority inspector.

20 MR. VOIGT: And your name?

21 MS. JOHNSON: Marcelene Johnson.

22 MS. SIMMS: Vissie Simms, the acting minority.

23 MS. BROWN-ROBERTS: Jacinth Brown-Roberts,  
24 Minority Inspector.

1           MR. VOIGT: Okay. Let's start with you. You're  
2 the minority inspector?

3           MS. BROWN-ROBERTS: Yes. I am.

4           MR. VOIGT: What happened?

5           MS. BROWN-ROBERTS: I actually forgot my brown  
6 envelope, so I went back home to retrieve it. I got back  
7 there between 7:20. When I got back they were just starting  
8 to set up. So I told them exactly who I was. They didn't  
9 mind.

10           The young man on the other side said, don't let  
11 her sit down, don't let her sign anything. So they listened  
12 to him.

13           And I had to call in someone from the court. And  
14 they were, like -- six of them came up.

15           And he said, well, can you all take it out in the  
16 hallway. He said, no. Give us a room.

17           So we went out in a room. He said, well, she has  
18 to sit down, otherwise, I'm going to bring the newscaster up  
19 here. And that's the only way I was able to sit down.

20           MR. VOIGT: You signed the payroll sheet?

21           MS. BROWN-ROBERTS: Yes.

22           MR. VOIGT: You got paid?

23           MS. BROWN-ROBERTS: Nope.

24           COMMISSIONER SCHMIDT: No.

1 MR. VOIGT: You didn't get paid?

2 MS. BROWN-ROBERTS: No. I didn't.

3 COMMISSIONER SCHMIDT: She didn't sign the payroll  
4 sheet.

5 COMMISSIONER SINGER: I don't see her name on the  
6 sheet.

7 MS. BROWN-ROBERTS: I didn't sign it. She told me  
8 that I couldn't sign it.

9 COMMISSIONER SCHMIDT: In fact, no one signed for  
10 minority inspector.

11 MS. SIMMS: No one signed it.

12 COMMISSIONER SCHMIDT: Miss Noble signed for  
13 judge, Miss Johnson --

14 MS. JOHNSON: Nobody signed what?

15 COMMISSIONER SCHMIDT: For minority inspector.  
16 I can show you the payroll sheet.

17 MS. JOHNSON: Oh, yeah.

18 But this is -- here is the majority inspector  
19 (indicator).

20 COMMISSIONER SCHMIDT: Yeah.

21 MS. JOHNSON: That's the clerk (indicating), that  
22 was the acting minority inspector.

23 COMMISSIONER SCHMIDT: Okay. Who signed as  
24 machine inspector.

1 MS. JOHNSON: Yeah.

2 MR. CHAIRMAN: They didn't sign in any perspective  
3 spots; right?

4 MS. JOHNSON: Who signed, what?

5 MR. CHAIRMAN: Didn't sign in any perspective --

6 MS. JOHNSON: The minority inspector?

7 MR. CHAIRMAN: Yeah. I see at the top --

8 MS. JOHNSON: Right.

9 What happened, when the polls opened at 7:00 --

10 MR. CHAIRMAN: Yeah.

11 MS. JOHNSON: -- she wasn't there. So we got --

12 MS. SIMMS: Myself.

13 MS. JOHNSON: -- um-hum, to work.

14 So she came back we're all working.

15 MR. CHAIRMAN: Okay.

16 COMMISSIONER SINGER: What time did you come back?

17 MS. JOHNSON: She said about 7:20.

18 MS. SIMMS: She said around 7:20.

19 MS. BROWN-ROBERTS: It was around 7:20, the poll  
20 was not open.

21 MS. JOHNSON: Yes. They were. We were open at 7.

22 MS. BROWN-ROBERTS: They were not open.

23 MS. JOHNSON: They open at 7.

24 MS. BROWN-ROBERTS: You all didn't even sign the

1 book yet.

2 MS. JOHNSON: We were sitting there working.

3 MS. SIMMS: We had been there since 6:30.

4 COMMISSIONER SCHMIDT: Ma'am, the polls open at

5 7:00.

6 MS. JOHNSON: We have to be there to set up.

7 MR. CHAIRMAN: She had a Court Order?

8 MS. BROWN-ROBERTS: Yes.

9 MS. SIMMS: She never showed us anything.

10 MR. CHAIRMAN: Okay.

11 MS. SIMMS: When she came in she just said, well,

12 whose seat am I going to take?

13 But we were trying to be busy with the voter

14 coming in, so we never looked up because, you know --

15 MR. CHAIRMAN: And it's understood. These things

16 happen.

17 MS. SIMMS: Yeah. Right.

18 MR. CHAIRMAN: We're here to work them out.

19 COMMISSIONER SCHMIDT: Who is Miss Carty?

20 MS. JOHNSON: She is my clerk.

21 COMMISSIONER SCHMIDT: When did she get there?

22 MS. JOHNSON: She was in the hallway. She got

23 there, like, after I did. Like 7:20.

24 MS. BROWN-ROBERTS: I never saw that person.

1 MS. SIMMS: Who came after that?

2 MS. JOHNSON: She did.

3 COMMISSIONER SCHMIDT: So the minority inspector  
4 has the ability to appoint the clerk.

5 MS. JOHNSON: Let me just say this, our judge of  
6 election had died prior to that, and -- so, we, like -- the  
7 ward leader appointed a clerk, okay. And the clerk had  
8 worked all last year. So she came back, because we had no  
9 minority inspector to appoint the clerk.

10 MR. CHAIRMAN: Right.

11 MS. JOHNSON: So --

12 COMMISSIONER SCHMIDT: That's --

13 MS. JOHNSON: And she's a nice lady. She didn't  
14 do anything.

15 But we had just started working.

16 MR. CHAIRMAN: Okay. Okay.

17 COMMISSIONER SCHMIDT: I motion that we pay Miss  
18 Roberts for her service on the election board.

19 And do you intend to return in the next election?

20 MS. BROWN-ROBERTS: Yes. I am.

21 COMMISSIONER SCHMIDT: And she has a Court Order,  
22 so --

23 MS. JOHNSON: Right. That's fine.

24 MR. CHAIRMAN: I second that.

1 COMMISSIONER SINGER: Sure.

2 MS. JOHNSON: We just didn't know anybody was  
3 coming.

4 MS. BROWN-ROBERTS: Thank you very much.

5 MR. VOIGT: Excuse me, your judge died?

6 MS. JOHNSON: The judge of election died, yeah.

7 MR. VOIGT: There is a vacancy.

8 MR. CHAIRMAN: There is a vacancy.

9 MS. JOHNSON: So the ward leader put somebody in  
10 there just for the time being. I guess somebody will run  
11 this time.

12 COMMISSIONER SCHMIDT: It wasn't Miss Noble that  
13 passed away, it was --

14 MS. JOHNSON: Huh?

15 COMMISSIONER SCHMIDT: It wasn't Miss Noble who  
16 died?

17 MS. JOHNSON: No. No.

18 Now, I suggest -- what's her name?

19 COMMISSIONER SCHMIDT: Miss Roberts.

20 MS. JOHNSON: Miss Roberts.

21 MR. CHAIRMAN: Okay.

22 MS. JOHNSON: So we won't have to do this again,  
23 you should get a petition and run, go on the machine, and  
24 then that will be your job for four years.

1 MS. BROWN-ROBERTS: It will be there.

2 MR. VOIGT: Who's going to serve as judge this  
3 time?

4 MS. JOHNSON: There was another lady that did it  
5 this time.

6 COMMISSIONER SINGER: Miss Noble?

7 MS. JOHNSON: Altheia somebody.

8 COMMISSIONER SINGER: Altheia Noble, yes.

9 MR. CHAIRMAN: Now, who is Miss Noble?

10 MR. VOIGT: She's not the judge, she was appointed  
11 judge.

12 COMMISSIONER SINGER: She served as judge for this  
13 past election.

14 MS. JOHNSON: Yes.

15 MS. SIMMS: That's Shirley Gregory's daughter.

16 MR. VOIGT: Okay.

17 COMMISSIONER SCHMIDT: Thank you for service on  
18 Election Day.

19 MR. CHAIRMAN: All right. Thank you very much.

20 MR. VOIGT: All right. 16;14.

21 Would you identify yourselves and your position.

22 MS. LINDSAY: Theresa Lindsay.

23 MR. VOIGT: And your position?

24 MS. LINDSAY: Clerk.



1 MR. VOIGT: Your name?

2 MS. STEWART: Patricia Stewart.

3 MR. VOIGT: And your position?

4 MS. LINDSAY: Judge.

5 MS. BAKER: Veronica Baker, Clerk.

6 MR. UPCHURCH: William Upchurch, majority

7 inspector.

8 MR. UPCHURCH: Eugene Upchurch, Machine Inspector.

9 MR. VOIGT: Okay. Let's start with you.

10 MS. LINDSAY: Yes. I was working under Tequila

11 Bernie, also a court clerk.

12 COMMISSIONER SCHMIDT: Tequila Bernie who had a

13 court -- was court appointed for minority inspector for this

14 election.

15 MR. VOIGT: And what happened?

16 MS. LINDSAY: I didn't get paid.

17 MR. VOIGT: What time did you show --

18 MS. LINDSAY: I -- we was there. We all got to

19 work together.

20 MR. UPCHURCH: No. No.

21 MR. VOIGT: Now -- wait a second. Tell me what

22 happened. What time did you --

23 MS. LINDSAY: I wasn't allowed to sign --

24 MR. VOIGT: What time did you show up?

1 MS. LINDSAY: We got there about 6:30, 6, 6:30.

2 MR. VOIGT: Okay. And what happened?

3 MS. LINDSAY: I wasn't allowed to --

4 MR. VOIGT: Did you show your certificate? Did  
5 you show your certificate?

6 MS. LINDSAY: I was -- she appointed me as the  
7 clerk.

8 MR. CHAIRMAN: She was the clerk.

9 MR. VOIGT: You are the clerk?

10 MS. LINDSAY: Yes.

11 MR. VOIGT: Okay. And you -- who appointed you?

12 MS. LINDSAY: Tequila Bernie. She is not able to  
13 be here, but I have a letter from her.

14 MR. VOIGT: Okay. She's not here. She appointed  
15 you?

16 MS. LINDSAY: Yes.

17 MR. VOIGT: And what did she do?

18 You were there with her?

19 MS. LINDSAY: Yes.

20 MR. VOIGT: And what happened?

21 MS. LINDSAY: I wasn't --

22 MR. VOIGT: Did she show her certificate?

23 MS. LINDSAY: Yes. She showed it.

24 MR. VOIGT: Who did she show it?

1 COMMISSIONER SCHMIDT: And she was seated?

2 MS. STEWART: Right.

3 MR. VOIGT: And she was seated?

4 MS. LINDSAY: Yes.

5 MR. VOIGT: Okay. You weren't?

6 MS. LINDSAY: No. I sat on the side.

7 MR. VOIGT: Okay.

8 MR. UPCHURCH: Do you want to hear what happened?

9 MR. VOIGT: Yes, sir. I do. We all do.

10 MR. UPCHURCH: We open the polls at 7:00. We're  
11 signed in, the polls were opened. We're ready to go with  
12 the same people that we worked with for the past six or  
13 seven years. We're ready to go. Two new people come in.  
14 No paperwork; no nothing.

15 MS. LINDSAY: Tequila had -- she had -- she showed  
16 her paperwork.

17 COMMISSIONER SCHMIDT: He's speaking, ma'am.

18 I'm sorry.

19 MR. UPCHURCH: They say that they were sent there  
20 to work in our division at certain positions.

21 We didn't know whether it was true or false,  
22 because it was a major election and we were expecting things  
23 to happen that day of this fact.

24 So, when we got a phone call from someone downtown

1     that they had information saying they were threatening us to  
2     say that we must seat them.  At which time we did, because  
3     our payroll sheet was already signed.  We also let them sign  
4     it for the payroll.  We let DeBurney sign it.

5             MS. LINDSAY:  I wasn't allowed to sign.

6             MR. UPCHURCH:  We had no -- we had no notification  
7     that we were supposed to relinquish these two positions,  
8     which had been taken care of by these same people for the  
9     past six or seven years.  So we did not know what to do.  
10            We did let her seat.  We did let her sign the  
11     payroll.

12            We did not get any court appointment papers from  
13     her, and that is why she did not get paid.

14            MR. VOIGT:  Okay.

15            COMMISSIONER SCHMIDT:  What time did she arrive?

16            MR. VOIGT:  What time did she arrive?

17            MR. UPCHURCH:  7:15, 7:20.

18            MS. LINDSAY:  Excuse me.

19            COMMISSIONER SCHMIDT:  Ma'am --

20            MR. VOIGT:  Okay.  You understand that, that court  
21     appointment takes priority?

22            So, moving forward to this coming election and the  
23     one in November, the person who has that court appointment  
24     is entitled to sit and to appoint the clerk.

1 MR. UPCHURCH: Is that appointment verbally?

2 COMMISSIONER SINGER: Yes.

3 MR. VOIGT: Yes. The court appointment --

4 MR. UPCHURCH: They come and say, I've been  
5 appointed. Then that means anybody can walk in there and  
6 serve.

7 MR. VOIGT: No. No. No. No. The person with  
8 the certificate --

9 MR. UPCHURCH: That's what I'm saying.

10 MR. VOIGT: -- has to show the certificate --

11 MS. LINDSAY: I did show the certificate.

12 MR. VOIGT: -- to appoint the clerk.

13 MR. UPCHURCH: We understand that, but we seen no  
14 paperwork.

15 MS. LINDSAY: We showed you all the certificate.

16 MR. CHAIRMAN: Okay. That's understood. That  
17 paperwork has to be shown.

18 MR. UPCHURCH: Right.

19 MS. LINDSAY: She showed you the certificate.

20 COMMISSIONER SCHMIDT: Ma'am --

21 MS. LINDSAY: Yes. She did.

22 MR. CHAIRMAN: Let me say this -- let me say this

23 --

24 MS. LINDSAY: And still has it.

1           MR. CHAIRMAN:  -- in the future everyone must show  
2   the proper documentation in order for that clerk -- for that  
3   minority inspector --

4           MS. LINDSAY:  I understand.

5           MR. CHAIRMAN:  -- to appoint the clerk.

6           MS. LINDSAY:  She showed her paper.

7           MR. UPCHURCH:  In the future we should be notified  
8   ahead of time --

9           MR. VOIGT:  The judge of elections --

10          MR. UPCHURCH:  -- when this is going to take  
11   affect.

12          MR. VOIGT:  Okay.  The judge of elections will  
13   receive a letter --

14          MR. UPCHURCH:  Starting from now on?

15          MR. VOIGT:  Now on.

16          MR. UPCHURCH:  But this didn't happen this time.

17          MR. VOIGT:  Okay.  Whether it did or it didn't,  
18   okay --

19          MR. UPCHURCH:  Well, it didn't.

20          MR. VOIGT:  Okay.

21          MR. UPCHURCH:  Not whether it did or didn't, it  
22   did not.

23          MR. VOIGT:  I don't doubt it.

24          Do you have something to say?

1 MS. STEWART: All right.

2 MR. VOIGT: Go ahead.

3 MS. STEWART: I know that you don't want to hear  
4 this, but I've been a judge for about 40 years.

5 COMMISSIONER SINGER: Thank you.

6 MR. CHAIRMAN: Thank you.

7 MS. STEWART: Okay. And I feel like, if I'm the  
8 judge -- I was told that when I go to those meetings, that I  
9 am the one to take care of that spot. That I am assigned.

10 COMMISSIONER SINGER: That is right.

11 MS. STEWART: Okay. As usual, all my people was  
12 there, including one other. I just want to say, all my  
13 people was there. I signed them in as I usually do, as  
14 always. They signed the machine and everything. We was all  
15 set up to go.

16 And this Adele is the minority inspector, which  
17 she is not here. She wasn't told to come.

18 MR. CHAIRMAN: She is a Democrat, or a Republican?

19 MR. UPCHURCH: She is a Democrat.

20 MS. STEWART: Okay. Now, what happens --

21 MR. CHAIRMAN: Okay. Because two spots go to the  
22 Republican.

23 MS. STEWART: Right.

24 MR. UPCHURCH: Her name was taken out of the book.

1 MS. STEWART: Someone took her out of the voting  
2 book.

3 MR. UPCHURCH: And this is the first year that  
4 it's out of our roll book.

5 COMMISSIONER SINGER: Tell me her name, please,  
6 again.

7 MS. BAKER: Adele McLain.

8 COMMISSIONER SINGER: A-D-E-L-E M-C-L-A-I-N?

9 MS. BAKER: Yes.

10 COMMISSIONER SINGER: Okay.

11 MS. BAKER: All right.

12 MS. STEWART: Now, what happened, after we were  
13 all set up and signed in and everything, I looked up and  
14 here comes these two women in the area. And they were  
15 sitting there.

16 So I said, who are you, you know?

17 And they said, we've been assigned here.

18 So I said, for what, you know?

19 And they said, well, we was assigned here to work.

20 So I said, I don't know anything about it. Quite  
21 naturally I didn't know.

22 So, then, I got threats, you got to let them stay;  
23 you got to let them stay.

24 Well, see, I was unaware of somebody just coming



1 in on me. They sat there.

2 And, so, I said, well, I don't know nothing about  
3 it.

4 They called the Commissioners, they came in on me.  
5 I still didn't give in. I don't want them to lock me up,  
6 but I wouldn't give in. I wouldn't give in because I am the  
7 judge.

8 COMMISSIONER SINGER: All right.

9 MS. STEWART: Okay. So, then, they sat there, oh,  
10 yeah. One of them had a blanket over her lap and got real  
11 comfortable. I thought that she wanted breakfast.

12 So, anyway, they came in and they said, the lady  
13 on the phone sent them and said, oh, you got to let them  
14 stay.

15 I said, well, I'm the judge, I don't have to make  
16 them stay if I don't know who these people are.

17 And she said, oh, you're going to make them stay.

18 So they told me --

19 MR. CHAIRMAN: Excuse me. Let me ask you this  
20 question, I don't want to cut you off. Did they show you  
21 any documentation?

22 MS. STEWART: I didn't see any papers. They just  
23 was told to me on the phone that I had to let them stay.  
24 That I had to let this one go and the other -- the minority

1     inspector go.

2             And I said, I can't tell these people to go and  
3     they have been getting up all this time all these years to  
4     leave.

5             So, she said, oh, yeah. I bet if the sheriff  
6     come, and the lady sat next to me told me, she say, I bet if  
7     the sheriff come you would let them go.

8             I said, and I have no doubts in saying then, I  
9     don't care if you send the judge, the sheriff, his horse and  
10    everything with him, I don't care.

11            They said, well, you have to.

12            So I was told that. I was made to let them stay.

13            MR. CHAIRMAN: Okay.

14            MS. STEWART: So they wasn't able to sign in.

15            So the lady -- the minority inspector, I felt bad  
16    for her because she stayed with me even though she couldn't  
17    work, because she -- they took her place.

18            MR. VOIGT: So, ma'am, we understand.

19            Now, here's --

20            MR. UPCHURCH: She ended up paying her out of her  
21    pocket.

22            MR. VOIGT: -- the problem -- here's the  
23    problem --

24            MS. LINDSAY: Paid who?

1           MR. UPCHURCH: The minority inspector out of her  
2   pocket.

3           MR. CHAIRMAN: We need to hear that part.

4           MS. STEWART: Okay.

5           MR. CHAIRMAN: You paid them; you paid that  
6   person?

7           MS. STEWART: I paid the ladies --

8           MR. UPCHURCH: She paid them out of her pocket.

9           MS. STEWART: -- that was working with me all the  
10   time because I felt bad for her getting up like she  
11   always -- I said --

12          MR. CHAIRMAN: How much did you pay her?

13          MS. STEWART: I paid her \$95, because of what she  
14   is supposed to get paid.

15          Now, she (indicating) got paid.

16          MR. UPCHURCH: No. She did not get paid.

17          MS. STEWART: She didn't get paid.

18          MR. UPCHURCH: The other one got paid.

19          MS. STEWART: The other one got paid.

20          MR. UPCHURCH: She did not get paid.

21          MS. LINDSAY: McLain got paid, I didn't get paid.

22          MR. VOIGT: She got paid by you?

23          MS. BAKER: No. The lady named McLain.

24          MR. UPCHURCH: The minority inspector for the past

1 six years, she paid her out of her pocket.

2 MS. STEWART: I did because I felt bad for her.

3 MR. CHAIRMAN: Was she a Republican or a Democrat?

4 MS. STEWART: She's a Democrat.

5 Now --

6 MS. LINDSAY: I was Republican. I didn't get

7 paid.

8 MS. STEWART: Both of them was Republicans that

9 sat.

10 MR. CHAIRMAN: Well, two Republicans is allowed to

11 sit.

12 MS. STEWART: I can understand that.

13 MR. CHAIRMAN: But we understand the dilemma.

14 MR. UPCHURCH: But when you say the Republicans

15 come in, ain't they got to be registered Republicans?

16 MR. CHAIRMAN: Yes.

17 COMMISSIONER SINGER: Yeah.

18 MR. UPCHURCH: They do?

19 COMMISSIONER SINGER: No. No. They don't have to

20 be registered Republicans.

21 MR. UPCHURCH: They don't?

22 COMMISSIONER SINGER: No. They have to be

23 appointed by the court --

24 MR. CHAIRMAN: Joe DeFelice, do you want to --

1 COMMISSIONER SINGER: -- and then appointed by  
2 the -- well, the clerk can be anyone. The clerk can be a  
3 Democrat.

4 MS. STEWART: So, you're saying that they got to  
5 be appointed?

6 MR. CHAIRMAN: So the appointment they got to be  
7 Republicans?

8 COMMISSIONER SCHMIDT: No.

9 COMMISSIONER SINGER: It's a little more  
10 complicated than that.

11 COMMISSIONER SCHMIDT: The court, because nobody  
12 ran for --

13 MR. VOIGT: We can make this simple, okay.

14 MR. CHAIRMAN: Yeah.

15 MR. VOIGT: The problem is, if some -- you are the  
16 judge, we respect that. The problem is, officially and  
17 legally, unless somebody has been elected to that position,  
18 and no one has, okay, even though they've sat in that  
19 position, they weren't elected to it; do you understand?  
20 They weren't elected to it. And that person may have been  
21 serving with you for years, but they weren't elected to that  
22 position.

23 COMMISSIONER SCHMIDT: Even 40 years.

24 MR. VOIGT: Even 40 years.

1           The problem is, it is a vacancy under the law,  
2   and, thus, there is a court appointment to fill it. And  
3   that's what happened. And you didn't know. But now you do,  
4   okay.

5           So, here's what we do in the future, unless  
6   somebody runs for that position now, like you're running for  
7   judge again, then it's a vacant position and subject to  
8   court appointment.

9           If the court makes that appointment, you must  
10   honor it. And moving forward you will be notified.

11           MR. UPCHURCH: Right.

12           MR. VOIGT: Okay. That's going to solve it, okay.

13           So here is what I'm suggesting to you, we regret  
14   that you didn't know, but now everybody does know and this  
15   board.

16           If the court makes that appointment, you will be  
17   notified by letter.

18           If someone runs for that position and fills it by  
19   an election, then there will not be a court appointment.

20           MS. STEWART: I could understand that.

21           MR. VOIGT: And that's where we are going to the  
22   future.

23           MS. STEWART: Okay.

24           MR. UPCHURCH: Right.

1 MS. STEWART: I understand that.

2 MR. VOIGT: Now, the question remains, should  
3 this -- for this board, should you to be paid; is there a  
4 motion?

5 MR. CHAIRMAN: I make a motion that we pay her.

6 COMMISSIONER SCHMIDT: I second.

7 MR. VOIGT: All in favor?

8 COMMISSIONER SINGER: I agree.

9 MS. LINDSAY: Thank you.

10 MR. VOIGT: You will be paid.

11 Thank you for coming in.

12 MR. UPCHURCH: What about her?

13 MS. STEWART: Will I get my money back?

14 MR. UPCHURCH: What about her?

15 MS. STEWART: No. I did that on my own.

16 MR. VOIGT: We can't do that.

17 MS. STEWART: It's all right.

18 MR. VOIGT: Okay. Everybody understand where  
19 we're going forward?

20 Thank you very much for coming in.

21 MR. BLUESTEIN: Commissioners, there is a division  
22 that got moved for a hearing to next week, but there are two  
23 individuals who came this week because they didn't get the  
24 message about it being moved, so with your permission we'd

1     like to have that come forward and speak.

2                 I made copies of the payroll sheets so that you  
3     can look at it while they're speaking.

4                 The one is Mr. Philips.

5                 He was the court-appointed minority inspector.

6                 MR. PHILIPS: I'm a lifelong CCR card carrying  
7     Republican, and now I'm just an MR majority -- majority --

8                 MR. VOIGT: Okay. Your name, please?

9                 MS. STEWART: Edwina Stewart.

10                MR. VOIGT: And your position?

11                MS. STEWART: Clerk, Republican.

12                MR. VOIGT: Your --

13                MR. PHILIPS: Yeah. She's my clerk.

14                MR. VOIGT: Okay. Would you mind telling us what  
15     happened?

16                You showed up -- what time did you arrive?

17                MR. PHILIPS: I arrived at 6:25.

18                MR. VOIGT: And she was with you?

19                MR. PHILIPS: She was across the street looking at  
20     me. The house where I reside is across from the polling  
21     place.

22                MR. VOIGT: And what happened?

23                MR. PHILIPS: And I went to go in the door and was  
24     not allowed to go in the door.



1           And if you really need to know all the things that  
2   happened subsequent to that, it's just like what was  
3   happening all day here. People are used to their -- their  
4   election jobs and they treasure them, they value them. I'm  
5   sure they have you guys heart, you know, in the right place,  
6   but they hold on too long.

7           And, you know, there is a new order in town, a new  
8   sheriff, if you will, Jewell Williams, but it is a new  
9   sheriff. And the Republicans come in and just need 300  
10  people to sit. And, you know, I was chosen to be one of  
11  them. I was really happy about that.

12           But the individuals in, it was a little garage,  
13  like, 10-by-12 --

14           MS. STEWART: Auto garage.

15           MR. PHILIPS: -- square. It's no bigger than from  
16  there to there (indicating).

17           MS. STEWART: Right.

18           MR. PHILIPS: And we have six people in there,  
19  along with the sheriff, two lawyers, everybody trying to get  
20  the judge to do the right thing. And the judge had already  
21  had her people for years that she's grown up with.

22           And it was unfortunate that she didn't know that  
23  she had to sit Republicans. It was a Democratic enclave.

24           MR. VOIGT: Okay. Well, let me ask you this, are

1     you intending to run for that position?

2                 MR. PHILIPS:  I'm definitely going to run for that  
3     position.

4                 MR. VOIGT:  Okay.  Now --

5                 MR. PHILIPS:  I'm already --

6                 MR. VOIGT:  Okay.  Unfortunately --

7                 MR. PHILIPS:  I have my paperwork here.

8                 MR. VOIGT:  Unfortunately, the rest of that board,  
9     including the judge, were given leave to come in next week  
10    because of reasons -- they didn't express reasons.

11                The motion will be made now to pay you.

12                MR. PHILIPS:  I appreciate that.

13                MR. VOIGT:  Okay.  You have a Court Order, and  
14    they will be informed next week when they come in that they  
15    have to honor that Court Order for this election and the  
16    next election.

17                And if you get elected, there won't be another  
18    Court Order.

19                COMMISSIONER SCHMIDT:  You will be elected for  
20    four years.

21                MR. VOIGT:  You will be elected for four years.

22                MR. PHILIPS:  So, I have to go through this --  
23    this Commissioner (indicating); what's your name?

24                COMMISSIONER SINGER:  Commissioner Singer.

1 MR. PHILIPS: Commissioner Singer.

2 COMMISSIONER SINGER: You can go to any  
3 Commissioner you like.

4 MR. PHILIPS: Okay.

5 COMMISSIONER SINGER: But you're welcome -- very  
6 welcome --

7 MR. PHILIPS: No. I just want -- you mentioned  
8 earlier --

9 COMMISSIONER SCHMIDT: What time did you arrive,  
10 ma'am?

11 MS. STEWART: It was ten of six.

12 MR. PHILIPS: Ten of.

13 COMMISSIONER SCHMIDT: Okay. All right.

14 MR. PHILIPS: Early. She said to be early.

15 MR. BLUESTEIN: Mr. Philips, can you explain the  
16 situation with your clerk that you were telling me earlier  
17 so that the Commissioners can hear it?

18 MR. PHILIPS: Oh, she arrived -- when she saw that  
19 I couldn't get in, she didn't want to come in. She didn't  
20 want to be involved with it because there was a bunch of  
21 females who were really --

22 MS. STEWART: Yeah. They were very mean.

23 MR. PHILIPS: Heavy tongued.

24 MR. VOIGT: I understand.

1 MR. PHILIPS: So she didn't want to go through  
2 that.

3 MR. VOIGT: Okay. Is there a motion to pay him?

4 MR. CHAIRMAN: Yeah. We put a motion on --

5 COMMISSIONER SCHMIDT: I would second.

6 MR. CHAIRMAN: -- to pay.

7 COMMISSIONER SINGER: I would like to hear from  
8 the other members of the board, so I will abstain.

9 COMMISSIONER SCHMIDT: Thank you very much for  
10 your service.

11 MR. PHILIPS: You're welcome.

12 COMMISSIONER SINGER: Thank you.

13 MR. CHAIRMAN: You abstain from the vote to pay?

14 COMMISSIONER SINGER: Yes. I do, because I  
15 haven't heard from the rest of the board.

16 MR. PHILIPS: If I could just say one thing about  
17 the way things were run that day?

18 Once I was seated, just like the gentleman that  
19 was here prior, I just went to the UK. But the reality was,  
20 that they didn't offer any help, you know. I was supposed  
21 to come in. But I read the brochure. I read this  
22 (indicating). I had that with me --

23 MS. STEWART: We also had --

24 MR. PHILIPS: -- all day.

1           The polling guy here --

2           MS. STEWART:  -- training several times.  I was at  
3   training several times.

4           MR. PHILIPS:  So I was able to quickly and  
5   efficiently keep them moving.  And they were astonished  
6   initially.  And they took me in.  They didn't feed me, but  
7   they took me in and they said that I did a good -- and I can  
8   come back next time.

9           So, hopefully, I can do the paperwork and I can go  
10   back next time because I really enjoyed it.

11          COMMISSIONER SCHMIDT:  Thank you.

12          MR. CHAIRMAN:  It is a pleasure to hear.

13          COMMISSIONER SINGER:  And you can come back in  
14   this May 21st Election, you already have your paperwork  
15   because you were appointed.

16          MR. PHILIPS:  I don't have to show -- I don't have  
17   to go through --

18          COMMISSIONER SINGER:  For the -- for the --

19          MR. VOIGT:  Now.

20          MR. PHILIPS:  The paperwork that I have --

21          COMMISSIONER SINGER:  November you were court  
22   appointed; right?

23          MR. PHILIPS:  Yes.

24          COMMISSIONER SINGER:  That appointment lasts

1 through the end of 2013.

2 MR. PHILIPS: Okay.

3 COMMISSIONER SINGER: So, for May and November  
4 2013, you have all the paperwork that you need.

5 MR. PHILIPS: The position --

6 COMMISSIONER SINGER: Now is the time, also, to  
7 run for the four-year term.

8 MR. PHILIPS: Where can I get the paperwork for  
9 ward leader? That's the position that needs to be  
10 addressed.

11 MR. CHAIRMAN: All right. Thank you. Thank you  
12 for coming.

13 MS. STEWART: You're welcome.

14 COMMISSIONER SCHMIDT: Can we adjourn?

15 MR. VOIGT: Yes.

16 MR. DeFELICE: I have a couple of questions for  
17 clarification, if possible?

18 MR. CHAIRMAN: Yeah. Go ahead, Joe.

19 MR. DeFELICE: One of the issues that we ran into  
20 was, apparently these people are signing these payroll  
21 sheets before they work as opposed to at the end of the  
22 night after they work. Like, they come and say, oh, they  
23 already signed it so there is no room for you.

24 I mean, I'm sure it's -- I mean, it's obviously in

1     there, it's in the -- obviously.

2             Can we tell the people at potentially the next  
3     hearings that, you know, these payroll sheets aren't signed  
4     until at the end of the night. Because you're signing that  
5     you worked that day, not I am going to work today.

6             COMMISSIONER SINGER: Right.

7             MR. DeFELICE: Because in some situations, this  
8     gentleman comes in and that person isn't going to work this  
9     day, then you have situations of people crossing out,  
10    Wite-Outs come into effect.

11            COMMISSIONER SINGER: Question, Mr. DeFelice, if  
12    you have any specific instance -- specific divisions where  
13    you know that happened, if you would be so kind as to let me  
14    know. I will reach out specific for -- because in addition  
15    to the training, you know, things get said at the training,  
16    not everybody absorbed everything that is said at the  
17    training, so...

18            MR. DeFELICE: Well, I think that we had testimony  
19    here today that it happened at least three -- there was no  
20    spots left for that person to sign.

21            COMMISSIONER SINGER: Right. It is Dem -- okay.

22            COMMISSIONER SCHMIDT: It seems to be no matter  
23    what the training is, they sign the payroll sheets.

24            MR. DeFELICE: The next issue, and you addressed

1 it, but with respect to Mr. Zimmerman, Mr. Zimmerman was in  
2 the 38th Ward, I think the 10th Division. Mr. Zimmerman had  
3 been appointed in the General of 2010.

4 The way that we understand it is, I mean, that  
5 appointment does last for the term.

6 COMMISSIONER SINGER: That's right.

7 MR. DeFELICE: Even if you do not show up an  
8 election you can always come back and retake your position.

9 So, I also -- one of the issues was, did you show  
10 the Court Order?

11 And I can understand -- I mean, obviously you  
12 don't have to show a Court Order.

13 However, we tell all of our people to show the  
14 Court Order.

15 MR. VOIGT: You have to show a Court Order, Joe.  
16 You have to show a Court Order.

17 MR. DeFELICE: Every time?

18 MR. VOIGT: Yeah. Every time.

19 MR. DeFELICE: Now, see, I don't believe that,  
20 Fred.

21 COMMISSIONER SINGER: I don't believe that,  
22 either.

23 MR. DeFELICE: Yeah. I disagree.

24 I mean, my mindset would be, if you're appointed



1 in General of 2010 --

2 MR. VOIGT: That's how it is. That's how it is.

3 MR. DeFELICE: Does the judge of elections have to  
4 show their election results after every Primary and General  
5 Election?

6 MR. VOIGT: No.

7 MR. DeFELICE: Look, I'm not trying to be cute  
8 here, but I can't expect a guy to bring his -- tell him, oh,  
9 you don't have your Court Order you were appointed in 2010,  
10 he's going to have to bring this.

11 Some of our people, believe it or not, they frame  
12 it and they put it on their wall. So they're going to come  
13 with a frame, because it is a big deal for a lot of these  
14 people.

15 So, if they come and they bring their Court  
16 Order --

17 COMMISSIONER SINGER: Mr. DeFelice, I agree with  
18 you.

19 The issue is, if someone was appointed by the  
20 court, then they were appointed by the court. And if they  
21 come and they are not seated, my understanding, I'm not a  
22 lawyer, but my understanding is, that they could call the  
23 district attorney. Because if they were truly appointed by  
24 the court, whether they have the paper or not, they were

1 appointed by the court, then they ought to be seated.

2 And I would not like to see anyone who is  
3 appointed be refused on a technicality.

4 And, again, I'm not a lawyer, but that's --

5 MR. DeFELICE: We are on the same page.

6 However, for interest in making this easy on  
7 everyone --

8 COMMISSIONER SINGER: Yes.

9 MR. DeFELICE: -- we will instruct people --

10 COMMISSIONER SINGER: Yes.

11 MR. DeFELICE: -- and we have. We tell them, this  
12 is their admission ticket. It would be like boarding a  
13 plane and this is your boarding pass. You don't walk in  
14 that building without this.

15 One last thing. One minor issue that I do have.  
16 Obviously, we are paying some of the people that have not  
17 gotten paid.

18 But we're also paying some people, that in a  
19 sense, committed, I don't want to call it bad behavior, but  
20 I almost wonder, okay, is this is going to happen the next  
21 election?

22 There needs to be almost a level of accountability  
23 to the people. I'm just going to break the rules, I'm going  
24 to get paid anyway, it doesn't matter.

1           COMMISSIONER SINGER: The accountability, my  
2 understanding, again, is, that it is really with the DA.  
3 And that if someone is being seated who's not supposed to be  
4 seated, that's an issue for the DA. Because at that point  
5 the judge is doing something improper.

6           And, I mean, it's an issue for us in terms of  
7 education. We can't enforce anything, but it's an issue for  
8 us in terms of education, to educate those boards so that  
9 they don't seat people who shouldn't be there.

10          MR. CHAIRMAN: Joe, I think that you know that,  
11 Joe, already.

12          MR. DeFELICE: What's that?

13          MR. CHAIRMAN: I said, I think that you know that  
14 already.

15          MR. DeFELICE: No.

16          MR. CHAIRMAN: At some point --

17          MR. DeFELICE: I realize that there is no  
18 enforcement power with the Commission, but --

19          MR. CHAIRMAN: Let me say this. I believe at some  
20 point that particular issue that we showing, even if they  
21 made a Xerox copy, because some of the judges don't know  
22 that, that exists for the next four years.

23          MR. DeFELICE: Right.

24          MR. CHAIRMAN: So, you may have a situation where

1 a person may be a new judge and didn't see the certificate  
2 the last time, and by you not coming with anything, of  
3 course they would, you know, be within their right to refuse  
4 you.

5 But if you have a Xerox copy probably of  
6 something, you know, saying, well, we were appointed in such  
7 and such, and that's a new judge and you showed it that it  
8 exist to the 13th, then at least you are working with some  
9 type of documentation if there is a new judge; do you  
10 understand what I'm saying?

11 So, there is something still that could be talked  
12 about and trying to iron it out, because you do have  
13 changes.

14 MR. DeFELICE: No. And I understand.

15 COMMISSIONER SCHMIDT: If they show up and they  
16 don't have the paperwork, they should have to make it  
17 function better.

18 The DA's office and our, kind of, new relationship  
19 with them, we're providing the names of who was elected and  
20 court appointed.

21 So, when there is a dispute, they're able to  
22 verify, that even if the person doesn't have a Court Order  
23 on them, that they are appointed by the court.

24 MR. PHILIPS: In my case the sheriff came out to

1 the site, and he had my name.

2 COMMISSIONER SCHMIDT: Yeah.

3 MR. PHILIPS: He said, this is James Philips, he  
4 is court appointed.

5 COMMISSIONER SCHMIDT: It's from the dispute at  
6 the beginning of the day, probably, and the judge reissued  
7 the Court Order --

8 MR. PHILIPS: Yes.

9 COMMISSIONER SCHMIDT: -- and had the sheriff's  
10 office --

11 MR. DeFELICE: And just for compilation, the vote  
12 was two to abstention to pay them, so regardless of what the  
13 other people on their board say next week, should they come?  
14 That they're going to get paid; correct?

15 COMMISSIONER SINGER: That's right.

16 MR. CHAIRMAN: Absolutely.

17 MR. DeFELICE: Wonderful.

18 COMMISSIONER SCHMIDT: We want to hear from the  
19 rest of the board.

20 MR. DeFELICE: Understood. And I appreciate that.

21 MR. CHAIRMAN: What we basically said is, that  
22 we're going to remain openminded.

23 If, like you said, a new judge came and he didn't  
24 see the Court Order from last year and you said, well, I was

1 appointed already by the court, but I don't have any papers.

2 Now, that judge is put in a position either to  
3 say, I'll seat you, or I don't have to seat you.

4 If the judge goes before us and say, well, he  
5 didn't have the paperwork, you know, and we know that you  
6 have paperwork, of course we're going to pay you.

7 But that judge would also be in the right as well  
8 by not seeing any Court Order.

9 MR. PHILIPS: But if you have six Democrats in the  
10 room, that's illegal in itself; isn't it?

11 COMMISSIONER SINGER: No.

12 MR. PHILIPS: That's not illegal?

13 I thought that a Republican had to sit.

14 MR. DeFELICE: They don't have to. You can run or  
15 be appointed to that position.

16 COMMISSIONER SCHMIDT: I would motion that we  
17 adjourn to the call of the Chair.

18 MR. CHAIRMAN: I second.

19 (Whereupon, the proceeding was  
20 adjourned at approximately 2:40  
21 p.m.)

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1 C E R T I F I C A T E

2

3 I, RENÉE HELMAR, a Shorthand Reporter, and  
4 Notary, Public, certify that the foregoing is a true  
5 and accurate transcript of the proceedings which  
6 were held at the time, place and on the date herein  
7 before set forth.

8 I further certify that I am neither  
9 attorney, nor counsel for, nor related to or  
10 employed by, any of the parties to the action in  
11 which these proceedings were taken, and further that  
12 I am not a relative or employee of any attorney or  
13 counsel employed in this action, nor am I  
14 financially interested in this case.

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19 Renée Helmar

20 Shorthand Reporter

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