Missoula County Election Integrity Project

A Synthesis of Missoula County Election Practices

Topic Panel

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SUMMARY

Facts matter. The Missoula County Election Integrity Project ("THE INTEGRITY PROJECT") has from a careful study of relevant data—discovered a pattern of troubling irregularities in the facts arising from the November 3, 2020, general election. Similarly disturbing issues were found in a study of the Montana voter registration database. In addition, the Missoula County Elections Office ("THE ELECTIONS OFFICE") proved to be evasive and hostile to requests for public records generated in the 2020 election. To block access to public records, THE ELECTIONS OFFICE employed sharp tactics from arguing implausible interpretations of MCA statute, demands for unreasonably large sums of money to defray elementary search requests, feigned ignorance, purposefully unresponsive correspondence, unwarranted delay and frivolous demands for THE INTEGRITY PROJECT file lawsuits and court orders.

Several methods were used in identifying election practice irregularities:

- Physical count of affirmation envelopes
- Analysis of voter registration and history databases provided by the Montana Secretary of State's office.
- Review of public records, such as local media, national media, Montana Code Annotated, and interviews with various sources experienced in election analysis.

Voter registration and history databases were obtained from the Montana Secretary of State (SOS) for a \$1,000.00 fee. Investigators created a sequential database with the ability to create a variety of spreadsheets when queried about specific information contained in database fields. The simplest and most important of these spreadsheets had every registration from Missoula County merged with their voter history. State archivists had arranged the file with the voter history source in a haphazard and non-standard way, causing difficulty in standardizing the database and its output. The barrier was overcome with software custom designed to sort the data in a coherent way. The data in the "master sheet" included a history of the ballot status of every current voter in Missoula County going back to the 1984 Federal General election, including their current mailing address, residence address, voter eligibility, and other fields provided by the SOS's original data.

The information contained in this report is incomplete in some areas, as THE ELECTIONS OFFICE has failed in complying with INTEGRITY PROJECT public information requests. **See Exhibit A.**

FINDINGS

THE INTEGRITY PROJECT found, for the 2020 General election, Missoula County reported the following as of December 2020 according to the SOS purchased database:

- 90,746 Registered voters
 - o 79,617 Active voters
 - o 10,994 Inactive voters (12.12%)
 - o 135 "Provisional"
- Of Active Voters
 - o 72,533 Processed/Accepted (91.67% of Active)
 - 103 Processed/Rejected (0.14% of Active)
 - 4594 Sent and Unreturned (5.92% of Active)
 - o 2,264 Undeliverable (2.87% of Active)
 - o 141 Active voters showing no ballot record for FG2020 (many have eligibility dates after the 11/3/2020 election, but not all)

It does not escape our attention that the "Processed/Accepted" count from the Secretary of State's voter registration database does not match the final official tally of votes of 72,491 per the Secretary of State's website.

LEGAL CONCLUSIONS

THE INTEGRITY PROJECT findings raise serious legal issues with at least seven potential violations of Montana Elections Laws, Public Records Laws and Equal Protection under the 14th Amendment of the U.S. Constitution. If this conclusion is born out, many Montana voters have been disenfranchised and their votes diluted.

1.) THE ELECTIONS OFFICE erased the video recording of the November 3, 2020, ballot counts, in violation of Missoula County retention policy. On December 22, 2020, Rep. Tschida requested a copy of the vote counting video from THE ELECTIONS OFFICE, which is well within the 60-day window during which THE ELECTIONS OFFICE must by written County policy retain records.

On January 4, 2021, Election Office Administrator Bradley Seaman told THE INTEGRITY PROJECT'S Lyn Hellegaard THE ELECTION OFFICE had available video capture of the ballot counts. On January 12, 2021, however, THE ELECTIONS OFFICE disclosed its agents had despoiled the video as the Tschida request had come "past the retention schedule." **See Exhibit B.**

- 2.) An INTEGRITY PROJECT team of 20 people, led by Hellegaard, a former assistant vice president at a major regional bank, conducted a hand count of signature envelopes on January 4, 2020. At the time of the hand count, Seaman and ELECTION OFFICE personnel instructed, assisted with, and observed the entire hand count operation without a remark of criticism for either INTEGRITY PROJECT methods or results. Seaman stated that every vote in Missoula County for the 2020 general election has a corresponding envelope as all were treated as mail-in. THE INTEGRITY PROJECT found 4,592 fewer envelopes than the 72,533 ballots that were reported as ballots cast on THE ELECTIONS OFFICE 11/09/2020 Summary Report, which comes to 6.33% discrepancy. A ballot missing an officially printed envelope complete with registration information, an elector's signature, and/or a postmark indicating whether it was cast on time. Without a filled-out envelope, election officials cannot verify that a ballot is legitimate. It is against the law to count such votes. THE INTEGRITY PROJECT discovered at least 482 envelopes that are not complete. When including no envelope, no date, and no proof of signature verification there were a possible 7% or 5,074 ballots counted, which should not have been.
- 3.) THE ELECTIONS OFFICE purposely sealed all the Resolution Board logs of the 2,610 resolution ballots in with the physical ballots and refuses to release this public information without a court order. THE ELECTIONS OFFICE is incorrectly citing MCA 13-15-108. **Rejected ballots -- handling provided by rule** as justification for their actions. Thus, making them inaccessible to the public for review in violation of Montana's legal Right to Know.
- 4.) THE ELECTIONS OFFICE appears to have violated the stay against mail-in voting as regards to the 2020 Federal General election by sending 1,091 ballots between 9/18/2020-10/08/2020 and accepting 168 prior to 10/2/2020; the first day of early voting.
- 5.) In apparent violation of Montana's Nondiscrimination Laws, THE ELECTIONS OFFICE allowed MontPIRG and Forward MT, known Democrat affiliated groups, access to voter information which they are denying to Representative Tschida, a GOP affiliated elected official. It can be further argued THE ELECTIONS OFFICE engages in preferential treatment of Democrats based on the composition of the Missoula Election Advisory Committee and Election Judge selections and assignments, and Seaman's speaking at Democrat Party planning meetings. See Exhibit C.
- 6.) THE ELECTIONS OFFICE issued instructions to electors with spoiled ballots that were in apparent violation of replacement ballot strictures of Mont. Code Ann. § 13-13-204 by erroneously informing electors that they could change any mis-voted ballots by means of interlineation.

7.) THE ELECTIONS OFFICE mailed ballots to inactive and therefore ineligible voters. This would appear to violate Mont. Code Ann. § 13-19-207(2)(b) (2020), which provided ballots could not be mailed to "inactive" voters "after the elector reactivates the elector's registration". Thousands of ballots were mailed to ineligible voters in sufficient numbers to have affected the outcome of several elections.

MAILED BALLOT FINDINGS

KPAX reported that approximately 78,000 ballots were mailed on 10/9/2020. Voter records show approximately 70,000 ballots were mailed on 10/9/2020, a discrepancy of 7,000-8,000 ballots. **See Exhibit D.**

Early voting began at 7AM on 10/2/2020. 347 ballots were sent before this date. 168 ballots were accepted by THE ELECTIONS OFFICE prior to 10/2/2020. There is no way to know which, if any, ballots between 10/2/2020 and 10/9/2020 were voted in-person as every ballot is coded "mail-in."

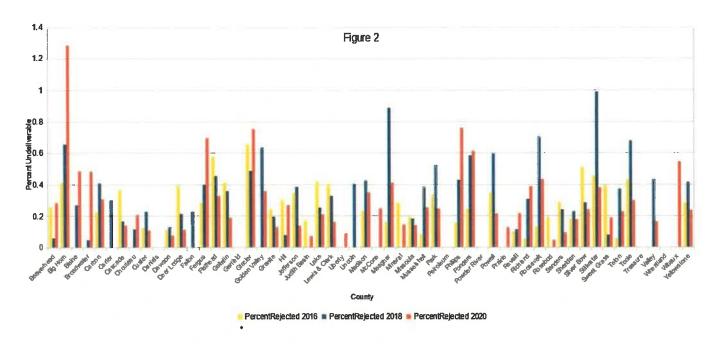
All voter records for Missoula County for Federal General 2020 are coded as "mail-in." There is no way to know which voters cast their ballots in-person, military on-line, or walk-in. For example, 2,300 ballots were mailed and returned with zero-day return rate (3.2% of accepted ballots). 1,196 voters show records of their ballots "sent" on 11/3/2020 and "received" on 11/3/2020. The ELECTIONS OFFICE refuses to provide information that would verify this quantity as anything other than mailed via the USPS and miraculously returned later the same day.

28 voters were sent a ballot on 10/9/2020 that the Secretary of State database shows an eligibility date after the election (11/3/2020).

REJECTION RATE

THE ELECTIONS OFFICE has an extremely low rate of rejection. In the 2016 General election the average statewide rate was approximately 0.28%; 2018 – 0.36%; 2020 0.30%. For these three elections THE ELECTIONS OFFICE has a rejection rate below 0.19%. We understand THE ELECTIONS OFFICE uses a 3-item checklist with very general terms to determine if a voter signed their envelope. According to ELECTIONS OFFICE 11/09/2020 Summary Report 72,533 votes were cast and accepted. The 4 staff personnel, listed on the County website, THE ELECTIONS OFFICE has would have to process 13 signature verifications every second for 24 hours straight with no breaks to accomplish this task. The INTEGRITY PROJECT believes this is a ridiculous assertion, and more ridiculous is the ELECTIONS OFFICE expecting the public to accept this occurred and is a legitimate process to ensure the named elector voted their ballot.

Finally, 231 voters with ballots rejected in their last election were mailed ballots again, only 3 were again rejected in the 2020 General Election.



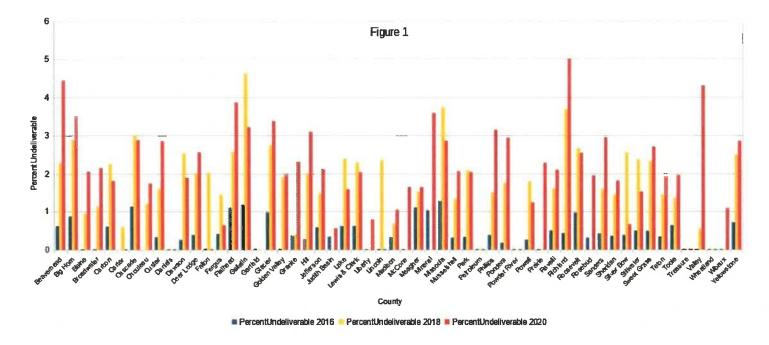
UNDELIVERABLE FINDINGS

There seems to be no standard for what constitutes a lawful residence on how those were verified or when.

A sample of 61 voters with undeliverable or unreturned ballots shows only 3 names match to Missoula County's GIS records.

5,998 ballots were mailed to voters that were marked as undeliverable the last time a ballot was sent in a previous election.

The 2.87% undeliverable rate is better than it was in 2018, but in 2016 it was less than 1%.



The Election Advisory Committee July 14, 2020, meeting minutes attributed Liz Albers of MontPIRG, with "She wanted to highlight the problem of undeliverable ballots, mentioning 73% undeliverable rate in HD89 where the bulk of university students are registered and contrasted this to a 63% undeliverable rate in Bozeman, which has a comparable student population."

These same minutes state: "Bradley mentioned that students were not receiving mail on campus, and he agreed that there were very high rates of undeliverable and that the actual figure was 75.9% and not 73% and that he is working with the Secretary of State's office to improve those numbers and that he appreciated hearing this feedback. Liz mentioned that the University had told her that student mail would be forwarded, possibly leading students to believe that their ballot would be forwarded."

The minutes also state: "Bradley discussed the canvass in some depth and the rate of undeliverable ballots and mentioned that he has been working with MontPIRG and Forward MT to update student information." and "Bradley mentioned that third-party Voter Registration Cards were coming into our office at a rate of approximately 50 per day." See Exhibit E.

INACTIVE/INELIGIBLE ELECTOR FINDINGS

If an elector didn't vote in 2016 and 2018 general elections, state statute says they should be removed from the voter rolls. Montana Code Ann. § 13-19-207(2)(b) (2020) provided at the time that inactive electors were not to be mailed ballots unless they reactivated their registration in compliance with Mont. Code Ann. 13-2-222 (2020). The INTEGRITY PROJECT

found issues with eligibility dates, addresses, large number of inactive electors, people we know moved and questionable voter history all indicating poor management of the elector rolls and inadequate oversight by the Secretary of State's office.

Based on not casting ballots in 2016 nor 2018 general elections 1,135 electors should have been removed rather than being sent a ballot or had updated eligibility date.

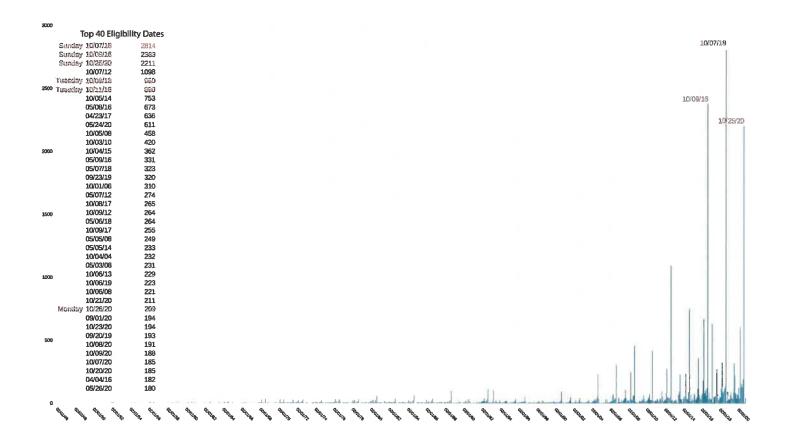
If the eligibility date is excluded 5,721 electors were sent a ballot that did not vote in 2016 General Election through the 2020 Primary Election but had voted in elections prior to 2016.

13,004 electors did not vote the 2016 general election or since, including first time voters. This is a 16.3% of all electors in the 2020 General election

To put these numbers in perspective THE ELECTIONS OFFICE reportedly sent ballots to 2,274 outdated or wrong address, according to the SOS voter registration data base. The following Missoula County races were decided by a smaller margin:

- Supreme Court Justice 5 1,844 vote margin/2,274 undeliverable ballots
- Senate District 7 160 vote margin/579 undeliverable ballots
- House District 96 190 vote margin/250 undeliverable ballots

Graphed below is a representation of the occurrence of eligibility dates in the voter database. Note the three outlier dates at the far right of the graph with far and away more registrations than any other dates: 10/09/16, 10/07/18, 10/25/20. These top 3 dates are more than twice as common each as the 4th on the list. Combined these 3 dates represent 8.2% of all registered electors in Missoula County. All three dates are the Sunday before the last day to register to vote by mail in the last 3 elections. This finding is included due to its peculiarity, especially considering the other issues discovered involving eligibility date in the database.



RESIDENCY FINDINGS

No standard seems to exist as to a lawful claim to Missoula County residency, or that residency being current. There are many records that are possible double voters, voting in other counties, states or even countries.

3 Voters claim the Missoula County Court House (200 W Broadway) as their residence. All three mail their ballots to Canada.

The Poverello Center has 204 total voters, 130 are inactive and undeliverable. Of these, 3 active voters and 9 inactive, claim another address as their residence but send their ballots to the Poverello P.O. Box.

5 voters claim the Salvation Army (355 Russell) as their residence.

12 voters claim Share House (1335 Wyoming) as their residence.

10 voters claim Winds of Change (1220 Cedar) as their residence and 2 mail to 1220 Cedar but claim other addresses as their residence.

Apartment complexes and other rentals have large numbers of inactive electors, often with the same unit numbers as an active elector, suggesting that the inactive elector is not valid. Of

the 2,655 voters included in the apartment complexes and rentals found, 905 or 34.1% are inactive.

There are several residences where most of the voters registered at that address are inactive.

There are 1,834 total electors that send their ballots obviously out of county. This is 2% of all registered voters in Missoula County. 346 inactive, 4 provisional, 88 actives out of the US. Of those 88 Active out-of-country, 27 were unreturned or undeliverable. 3 were rejected. While many of these could be military or people legitimately away during the election, there is no indication of the last follow-up or verification that residency is still in fact Missoula County. It should be noted that of the 46 APO/FPO addresses, 34 are inactive (74%).

There are 226 voter records that have no address in the separated, specific, residence address fields. The entire address is in the field that has it in totality. For most of these voters the record could and should have an address format like the other approximately 90,000 records. However, this is where non-typical residence addresses are found such as:

- Mullan & North Reserve Missoula MT 59808
- Broadway and Russell Missoula MT 59808
- East Main St. & Higgins Missoula MT 59802
- STAR RTE 7 MILES E ON HIWAY 200 E BONNER MT 59823 mails to WARDNER BC
- 110 ARTHUR MISSOULA MT 59801 (address seems to describe Jeanette Rankin Park)
 mails to SPRUCE GROVE, ALBERTA
- 2775 EXPO PKWY MISSOULA MT 59808 (C'MON Inn) mails to Billings, MT
- 2951 EXPO PKWY MISOSULA MT 59808 (My Place Hotel)
- 32 CAMPUS DDRIVE MISSOULA MT 59801 (UM Postal drop) mails to VANCOUVER, BC
 NOTE: Typos in the above are as found in the voter record.

University of Montana addresses are not sufficiently scrutinized both during registration and then afterwards when cleaning the voter rolls. Of 1,104 voters claiming residence in Aber, Craig, Knowles, Pantzer, Turner, Jesse, Miller, Elrod, and Duniway Halls only 420 are active (38%). 66 (15.7%) of the ballots sent to these active voters were undeliverable or unreturned.

A sample of 61 voters with undeliverable or unreturned ballots was taken and the names and addresses compared against Missoula County GIS tool at https://gis.missoulacounty.us/propertyinformation/. Of these only 3 names and addresses match the records in GIS. 14 are residences that very likely changed hands, 1 is indeterminate, the rest are probably renters. See Exhibit F.

There is no way to know if the ballots sent to probable renters, UM Students or people utilizing our homeless shelters were received by those electors and purposefully not returned or if they were received by someone else and were not voted. More alarming is there is no way to know if someone received a ballot sent to the correct address, but the wrong voter, and the current occupant of that address voted that ballot, thus showing a "Processed/Accepted". Considering the above information, it is reasonable to assume this could have occurred.

The nature of the totality of examples in combination cause one to believe such verification is rarely, if ever, performed in violation of MCA 13-2-220.

ENVELOPE COUNT FINDINGS

During the INTEGRITY PROJECT signature envelope count, a random sub-sample of 15,455 mail-in envelopes were scrutinized for other defects. Of these, 53 never had their signatures checked, thus having no indication that the signature had ever been verified. Spread this finding across the entirety of the election and 5,047 or 7% of all ballots might have been rejected for these reasons. This could have affected the Supreme Court Justice 5 race - 1,844 vote margin/5,074 ineligible votes. In addition, 55 lacked postmark dates, which makes verifying when the ballot was cast impossible.

For the 4 THE ELECTIONS OFFICE staff members, as listed on their website, to have checked 72,536 ballots Processed/Accepted, they would have had to check 6 signatures every second for 48 hours straight. This is not only impossible to accomplish it is ridiculous to ask the public to believe.

PRINTED BALLOTS

THE ELECTIONS OFFICE records indicate printing 12,833 excess ballots, in addition to the purchase of a special ballot printer. An INTEGRITY PROJECT review of THE ELECTIONS OFFICE invoices from Allegra Printing finds 100,999 ballots were ordered. As of December 2020, Missoula County reported 79,127 active voters, 90,747 total active, inactive, and provisional voters.

In select districts, THE ELECTIONS OFFICE over-ordered printed ballots. THE ELECTIONS OFFICE ordered, for example, 631 ballots for 114 voters (03-BONN92), 568 ballots for an area with 407 voters (HLLG94-T); 2,480 ballots for 1,983 voters (MDWHL99-T). This was with an original 115% ballot printing ratio for all active, inactive and provisional voters. **See Exhibit G.** THE ELECTIONS OFFICE only ordered additional ballots in 3 precincts, 65 precincts had no additional ballots printed and 2 had no ballots printed.

RESOLUTION BALLOTS

Bradly Seaman, THE ELECTIONS OFFICE Administrator, stated Missoula had 2,610 adjudicated ballots or ballots resolved through the Resolution Committee. This is a full 3.6% of ballots cast.

ELECTION & COMMITTEE FINDINGS

According to the Missoula County Election Committee minutes The INTEGRITY PROJECT finds of the nine people serving on the Missoula County Elections Committee only 1 position is Republican. The Republican representative rarely attends, according to meeting minutes. The at-large positions are all appointed by County Commissioners resulting in an 8 to 1 Democrat/Republican representation discrepancy.

According to the list of Election Judges provided by THE ELECTIONS OFFICE, of the Election Judges; 58 are identified as Democrat; 57 list no party; 27 are blank and 13 are Republican; and 5 independents. The INTEGRITY PROJECT believes with this count fulfilling the requirements of MCA 13-4-102 is impossible.

Bradley Seaman, THE ELECTIONS OFFICE Administrator, stated that neither party submitted a list of election judges, therefore according to 13-4-102 THE ELECTIONS OFFICE made all appointments. **See Exhibit H.**

REPLACEMENT BALLOTS

On October 28, 2020, an elector was in possession of an absentee ballot that she had requested and had received several weeks prior. Upon receipt, she filled it out and sealed it, but, as of October 28, 2020, had yet to mail or drop off her absentee ballot. She changed her mind about a candidate and decided to change her vote. When she called the Missoula County Election Office to see how to get a new ballot, an ELECTIONS OFFICE worker told her she did not need a new ballot. Instead, she instructed:

- a. Carefully open both envelopes;
- b. Draw an "x" through the bubble that I don't want;
- c. Fill out the bubble I do want;
- d. Put back in the blue envelope;
- e. Tape it shut;
- f. Put blue envelope back in the white envelope and tape it shut;
- g. Write "taped by voter"
- h. Initial it; and

i. Turn in or mail altered ballot.

The elector then sent an email to the election office personnel to confirm the instructions, as she did not want to make a mistake. She later received an email response from THE ELECTIONS OFFICE confirming the instructions she had been given. **See Exhibit I.**

CTCL FUNDS FINDINGS

On October 6th, 2020, Missoula County Elections Administrator Bradley Seaman received approval from the Missoula County Board of County Commissioners for an agreement with Center for Tech and Civic Life (CTCL) for grant money in the amount of \$312,818.

THE ELECTIONS OFFICE documents indicate they were using CTCL funds to pay salaries and benefits until 6/29/2021. See Exhibit J.

According to THE ELECTIONS OFFICE they failed to submit the required funds accounting report to CTCL due January 31, 2021. THE ELECTIONS OFFICE also indicated they did not retain a copy of the grant request, which precludes the public access to this information.

CONCLUSIONS

The totality of the issues presented, if born out, suggest that at best THE ELECTIONS OFFICE is negligent in its duties to maintain up to date and accurate voter rolls and electronic records. At worst there is knowing and purposeful manipulation and dereliction to pad invalid voter registrations to provide ample room for fraud and ballot manufacture. Further there is reason to believe that there may be active disregard for court orders and the law.

These findings were found by regular citizens spending scores of hours on their free time, with resistance from THE ELECTIONS OFFICE. In no way is this an all-inclusive list, but instead are alarming examples of the issues regarding Missoula County easily found in the Montana Voter Records.

THE ELECTIONS OFFICE is a poor steward of the voter rolls, possibly to the point of violating Mont. Code Ann. § 13-2-220.

The examples in this report suggest THE ELECTIONS OFFICE sends ballots blindly with little to no address or residency verification. Certainly not within a time frame that would be pertinent to a given election. This is evidenced by the large number of undeliverable ballots. No standard seems to exist as to a lawful claim to Missoula County Residency, or that residency being current.

THE ELECTIONS OFFICE has the tools to determine whether an address requires additional scrutiny or more frequent verification but fails to utilize these tools. It should be noted that with more time and requested information further patterns can be seen in the above cohorts and in the voter data generally and further issues could be found and documented. Anecdotally, it has been noticed that a significant number of histories show a series of "sent" and "undeliverable" only to have a sudden accepted vote in FG2020. There are further University related addresses that are strange. A full survey of the rentals in Missoula County would likely find quite a few anomalies and issues. A query could be run to see which voters show up in multiple categories of concern. Overall, it seemed that every time a new thread of inquiry was undertaken, several more issues were discovered. There are certainly major improvements that could be made to the voter rolls, oversight by the SOS Office and record keeping as required by the State of Montana.

Further access to government records, policies, and materials could definitively prove or disprove the nature of the findings contained herein. The lack of cooperation from THE ELECTIONS OFFICE and its agents in this regard has been disheartening and alarming. It is unnerving that a citizen could almost immediately find issues and questions regarding the voter rolls that do not have explanations included in the very same data set. Yet, THE ELECTIONS OFFICE staff and County Commissioners assure the public they are running "free, fair and accurate" elections. It does not inspire confidence that the voter rolls reflect actual lawful voters and that those voters said to have voted did so. The state of THE ELECTIONS OFFICE voter rolls also makes citizen of Missoula County questions just how many are truly being disenfranchised by their actions or lack thereof.

Missoula County Election Integrity Project Status 8/5/2021

- 1. Rep. Brad Tschida to Christi Jacobsen, SOS
 - a. 3/22/2021 request for a meeting to discuss the 1/4/21 findings of a citizen group that 4,592 or 6.33% more votes were tallied in Missoula County than were signature envelopes in the November 2020 all mail in ballot election. Also discovered on a subsample of 15,455 envelopes, 55 had no dates, 53 had no indication that the signatures had been verified and dozens from a nursing home appeared to have been signed by the same person. The elections administrator offered to provide a video taken on election day, but in a letter confirming the request, the elections office said the video had disappeared. Requested access to the ballots cast, unused and those voided including reconciliation method, original ballot stubs and numbers, packing slips from the boxes ballots were shipped in, and access to the signature envelopes for professional analysis.
- 2. QMR & Lyn to Editor of Missoula Current
 - a. $\sim 4/2/21$ Responded to allegations by Missoula County Commissioners with details of how the envelope count was done
- 3. OMR requests to Brad Seaman/Brian West
 - a. 5/20/21 reminder in 6/29/71 letter that #1, 2, 4 and 6 Request pending.
 - i. A copy of the original purchase order for the ballots, to show how many were ordered from the ballot vendor.
 - ii. Copies of the packing slips from when they arrived, which can be used to determine how many were left over that were not used.
 - iii. The original unused ballots.
 - iv. A list of every voter in Missoula County and the stub number from their ballot. (As we understand it, when the election office gives out ballots, it records the stub number in the voter record. That way, the candidates can get a daily report of which ballots were sent out.)
 - v. The original ballot stubs.
 - vi. Records, if any, of daily ballot balances. (Think of it like a cash draw that gets balanced daily.)
 - b. 5/25/21 BS? 6/9 ltr states no list rec'd from party chairs. 6/10 followup ltr. 6/22/71 **Request satisfied.** Confirmed in 6/29 ltr.
 - i. Copy of Missoula County's list of election judges furnished by each party's central committee within 14 days.
 - c. 6/1/21 BW 6/22 ltr requests deposit of \$7,280 for costs, questions "adjudicated." 6/29 ltr from Q gives examples of deficiencies causing separate voter intent analysis, and questions financial amount. Request pending.
 - i. Access to secrecy envelopes for counting
 - ii. Number of adjudicated ballots. Answered 7/30
 - d. 6/8/21. BW 6/22 ltr explains they don't have copy of grant application and receipts not organized for easy retrieval. QR 6/29 asks for explanation of poor record keeping for #2 and reminder that report to CTCL was required by 1/31/21. Request pending for #1, 3, 5 and 6.
 - i. All correspondence to and from the Center for Tech and Civil Life (CTCL), if any, from January 1, 2020 to the present;
 - ii. Grant application to CTCL or any organization affiliated with CTCL;
 - iii. All correspondence to and from any private or other organization offering grants or funding related to the 2020 general election;

- iv. Copies of any receipts from expenditures of funds received from CTCL other organization that provided the County funding related to the 2020 general election;
- v. Financial or other reports authored by County officials to account for funds received from CTCL; and
- vi. Audits or accounting reports, if any, arising from expenditures of monies received from CTCL.
- e. 6/10/21. request satisfied.
 - i. Request list of all election judges employed by Election Office for the 2020 General Election. See 6/29 followup, Satisfied 7/30 response.
 - ii. Request letters be addressed to Q and dated
- f. (Not in correspondence just a reminder note) Waiting for affidavits from Cindy Johnson and Karen Virtue, election judges who reported on ballots generated in Election Office to replace improperly printed ballots. (Antrim County MI, GA and AZ also looking at printing problems with ballots.) 7/8 Q says they agreed to submit them.

 Quentin: Note that affidavits do not refer to printing problems. Cindy and Karen said they would redo them if QMR requests.
- g. 6/29/21
 - i. False instruction from election office to voter on correcting ballot
 - ii. Reminder of nearly 5000 envelopes fewer than ballots
 - iii. Reminder that no response from 5/20 letter
- h. 6/30/21 Requests addresses & party affiliation for election judges. Reply due 7/16
- i. 7/15/21 Sign in sheets, etc. for hand count of signature envelopes. Reply due 7/29. See 7/30/21 reply.
- j. 7/20/21 Logs and all records for resolution board/adjudication ballots. Reply 7/30/21 states information is sealed
- k. 7/20/21 Request response to letters of 6/29 and 6/30. Response 7/28 from Brian West that he is working on it.
- 1. 7/30/21 West to QMR.
 - Purchase order for blank stock from ES&S, printed locally at Alpha Graphics.
 Table of numbers of ballots printed per precinct included.
 - ii. Stubs were printed on ballots, no daily accounting. Reconcile with state database. Accusation that our hand count was inaccurate.
 - iii. Offered to split the cost of hand counting the secrecy envelopes
 - iv. Reports that 2,160 ballots sent to resolution boards. Logs of resolution ballots sealed with the original and duplicated ballots
 - v. Refers us to CTCL website for copy of the application for CTCL funds. No mention of the final report due 1/31/21. Cost associated with providing receipts.

 Quentin note that other counties have provided citizens with copies of CTCL application and final report at no cost.
 - vi. List of election judges and party affiliation provided
 - vii. No hand count of signature envelopes was conducted by election office. Asks for news reports suggesting that was done.
- m. 8/2/21 QMR to MT Bureau of Vital Statistics for state death records 1/1/2010 to date. Reply due 8/16.
- 4. Roy McKenzie's media requests to Brad Seaman and other counties
 - a. 6/9/21 email.
 - i. I am requesting an opportunity to inspect or obtain copies of public information that includes grant application, amount of funds, and accounting of funds including expenditures for applications, grants, and monies received related to the organization Center for Tech & Civic Live for which Missoula County Elections received monies from.

Reply: We received your recent public records request on 6/10.
 The grant application was completed through an online portal.
 This grant was available to all elections administrators in Montana. For details on the application, please reach out directly to the Center for Tech and Civic Life.

Attached are the publicly noticed meeting agenda where this was presented to the Board of County Commissioners and the report of the current accounting of funds from the grant.

Due to the significant changes for the 2020 election cycle, funding from this grant was critical for informing all voters about the election process and not expending additional county property tax dollars to do so. We had a 90% ballot return rate in the November election, and the additional outreach we were able to do with this grant funding contributed to that success.

- ii. I am requesting an opportunity to inspect or obtain copies of public information that includes "Center for Tech and Civic Life Grant Agreement" noted in agenda item 3 that Bradley Seaman presented to the Board of County Commissioners Tuesday October 6th. "Request board approve chair to sign the Center for Tech and Civic Life Agreement for the amount of \$312,818.
- iii. I am requesting an opportunity to inspect or obtain copies of public information that includes receipts, invoices, emails relating to the following expenditures in the Ledger Report: office supplies in the amount of \$35,368.88, advertising in the amount of \$118,009.98, contracted services in the amount of \$31,214.50, fixtures in the amount of \$26,666.80, office equipment in the amount of \$11,395.
- b. 6/10/21 email. Advised BS he is writing article about the review of the ballot envelopes
 - i. Why were the 4,592 votes included in the final vote count in the 2020 General Election?
 - ii. What accounts for the deficit of ballot signature envelopes?
 - iii. If the review is in dispute by Missoula County Election officials, what is the Missoula Count Elections department doing to investigate this reported discrepancy?
 - iv. Is Missoula County Elections concerned about the results of the review that found the discrepancy?
 - v. If the Missoula County Elections Department disputes the results of the review, what is Missoula County Elections doing to resolve Missoula County Voters concerns who see national reports of this discrepancy?
 - vi. "Rep. Tschida's group that reviewed the affirmation envelopes handcounted them one time, with no process in place to double-check and
 verify that their count was accurate. When notified that their total was
 incorrect, they chose not to count them again or pursue another way to
 verify accuracy. Their total also does not take into account the hundreds
 of restricted envelopes and electronically submitted ballots from overseas
 voters, which do not have affirmation envelopes." When officials told
 the review group that their count was "incorrect," what was the process
 officials used to determine that the reviewers count was incorrect?
- c. Second 6/10/21 email

i. I am requesting an opportunity to inspect or obtain copies of public information that includes all emails sent between Missoula County Elections Administrator Bradley Seaman, other Missoula County Elections representatives and the organization Center for Tech & Civic Live include the CTCL Grant Team. Also emails related to the preparation of the grant application and any other documentation regarding the grant application, emails confirming grant application receipt, in the possession of Missoula County Elections.

d. 7/9/21

- To Bradley Seaman: number of adjudicated ballots in Msla. Reply due 7/13
- ii. To L&C County Elections Admin: number of adjudicated ballots. Reply due 7/12
- iii. To Cascade County Elections Admin: number of adjudicated ballots. Resolution Board?
- iv. To Flathead County Elections Admin: number of adjudicated ballots.
- v. To Gallatin County Elections Admin: number of adjudicated ballots.
- vi. To Yellowstone County Elections Admin: number of adjudicated ballots.

5. Other Correspondence

a. 8/5/21 QMR to MT Bureau of Vital Records – request for state death records 1/1/2010 to present

6. Legislative

- a. Brad Tschida waiting for reply from SOS to his letter of 4/26/2021.
- b. Waiting for reply from SOS regarding reports from counties for 1/31/21 reports of how CTCL funds were used. He to follow up on 6/14/21. SOS advised Brad she doesn't have the information.
- c. Citizenship requirement. Sanctuary cities' ID invalid?
- d. JBS list of legislative recommendations sent to Q₃B₃L 7/1

7. Future inquiries

- a. When get report on CTCL funds, check for MontPIRG and ForwardMT correcting undeliverable addresses EAC 7/14/2020 minutes
- b. Chain of custody documentation of envelopes and ballots, ballot transfer control forms for mail in ballots. Post office
- c. Evidence of how ballots were sent to provisional voters without investigating the reason they were categorized as provisional. 7/8 Ryan to verify number
- d. Envelopes for signature analysis, specifically the 28 from Hillside Manor take photos
- e. Military ballots. 950 in GA county all went to Biden
- f. Number and location of drop boxes, and number of ballots received from drop boxes vs. US Mail.

8. Volunteer projects

- a. Election Advisory Committee need balance of Republicans & Democrats. What capital equipment are they recommending?
- b. Training for Election Judges and Poll Watchers. Lisa Korrick,
- c. Using The Navarro Report, Mike Lindell videos and articles about other states' audits, identify other ways to analyze voter registration data
- d. Canvass areas of city, once we have a plan for areas to check

9. Volunteers

- a. Ben Cotton?
- b. Taylor Powell
- c. Stephanie Dwyer
- d. Mike and Sharon Gehl
- e. Mark and Amy Livesay
- f. Cindy Argauer, retired US Postal worker how ballots handled
- g. Envelope counters
- h. Election judges, poll watchers
- i. Ravalli, Flathead, Lewis & Clark, Lake and Powell counties

Quentin Rhoades – Bradley Seaman on Election Day Live Stream

Peter Christian, KGVO Published: April 20, 2021

Read More: Quentin Rhoades — Bradley Seaman on Election Day Live Stream | https://newstalkkgvo.com/quentin-rhoades-bradley-seaman-on-election-day-live-stream/?utm_source=tsmclip&utm_medium=referral

After John Lott's story on alleged election fraud in Missoula County, one of the points of contention between Representative Brad Tschida through local attorney Quentin Rhoades was the video of the actual vote counting on election night, which was live-streamed on You Tube.

Read More: Quentin Rhoades - Bradley Seaman on Election Day Live Stream | https://newstalkkgvo.com/quentin-rhoades-bradley-seaman-on-election-day-live-stream/?utm_source=tsmclip&utm_medium=referral

Rhoades referenced the <u>letter from Secretary of State Christi Jacobsen</u>, whose first bullet point was 'enhancing election transparency through video requirements and retention.'

"The very first bullet point says, 'protect the integrity of elections by enhancing election transparency through video requirements and retention'," said Rhoades. "One of the most suspicious things about our recent investigation into the Missoula County 2020 general election video disappeared."

Read More: Quentin Rhoades - Bradley Seaman on Election Day Live Stream | https://newstalkkgvo.com/quentin-rhoades-bradley-seaman-on-election-day-live-stream/?utm_source=tsmclip&utm_medium=referral

KGVO spoke to Elections Administrator Bradley Seaman about that video, which he said was 'live streamed'.

Read More: Quentin Rhoades - Bradley Seaman on Election Day Live Stream | https://newstalkkgvo.com/quentin-rhoades-bradley-seaman-on-election-day-live-stream/?utm_source=tsmclip&utm_medium=referral

"We piloted a great program where we live streamed our processes at the counting center," said Seaman. "The way a live stream works is that it is broadcast live on the internet. Anybody is welcome to tune in and record that live stream or watch that live stream process and we covered it in quite a few of our press releases before the election. During the records request from Mr. Rhoades, we did mention that we had live streamed the whole process. Mr. Rhodes had asked for a copy of that live stream video, we sent them the link, because I thought that might produce the video. But the way that a YouTube Live Stream works is it's live. It's a live stream. It's only live when it's running."

Rhoades told KGVO that he understood that all video must be retained for at least 60 days.

"That's important because all the questions we have about how these votes were counted can be easily resolved if there was video, but the county disposed of, or made unavailable that video in less than 60 days in violation of its own 60 days records retention requirements," responded Rhoades. "And so we brought that issue up with the Secretary of State when we met with her."

Seaman said Rhoades misunderstood the time factor under which the videos must be retained.

Read More: Quentin Rhoades - Bradley Seaman on Election Day Live Stream | https://newstalkkgvo.com/quentin-rhoades-bradley-seaman-on-election-day-live-stream/?utm_source=tsmclip&utm_medium=referral

"They then later asked for a recording from our security footage, which was outside of the standard retention policies from the Secretary of State's office," said Seaman. "This is where they got a little bit confused about up to 60 days versus required to keep for 60 days and 30 days is the retention policy from the state. So when they had requested that video, it is was outside the standard retention policy, and that video had been deleted from our site, and the YouTube video link is just a link to a video that would be live streamed during the point where it's being broadcast."

Rhoades said the video evidence should be made available.

"I was perplexed when I read in your (KGVO's) article that Bradley Seaman was somehow vindicated by the first bullet point," said Rhoades. "Actually the first bullet point of her letter is the specific remedy to the mistakes that the Missoula County Elections Office made by not retaining the video. It seems to us that it's a warning to everybody that if you have video of elections that you're going to hang on to it."

Rhoades continued.

"But he doesn't have the video, and he told me he doesn't have the video," said Rhoades. "And he told me in writing, so I have an email exchange with him. I asked for the video of the counting of the votes in Missoula County. I asked for him for that video 42 days after the election. The county has a specific written retention policy of 60 days for video. And I have an email exchange with him where he says that video cannot be recovered. It's not available right now, despite that quote that you just read. That video is gone."

Read More: <u>Ouentin Rhoades - Bradley Seaman on Election Day Live Stream</u> | https://newstalkkgvo.com/quentin-rhoades-bradley-seaman-on-election-day-live-stream/?utm_source=tsmclip&utm_medium=referral

KGVO asked Seaman if he in any way deliberately kept the video from Representative Tschida and attorney Quentin Rhoades.

"No, absolutely not, Peter," said Seaman. We had even observers in person who were there to watch the process. None of them had any concerns that were brought to our attention. We also live streamed it because we're an open book, we want everybody to watch this process, be part of this process and feel confident in it, and so that's why we did that in the first place. We wanted people to know that our process is open to the public. If you're concerned about COVID-19 and don't want to come in person, we're going to utilize this fantastic new feature, (live streaming) and it's worth pointing out that this is one of the things that the Secretary of State put as the first bullet point in her open letter to the state is that this policy may be a great policy for all counties to adopt."

Here is the official retention policy:

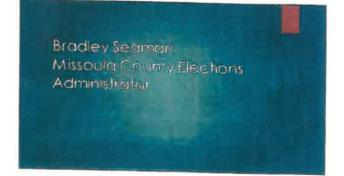
5. Retention of Video Records

Missoula County will avoid creating unnecessary video records, retaining records not needed for the fulfillment of the mission of Missoula County, and engaging in practices that could place personally identifiable information on public view.

Recorded digital video images will be stored on hardware in a secure area of Missoula County. Recordings will be retained for no more than 60 days in accordance with Missoula County's records retention schedule, unless required as part of an ongoing investigation or litigation.

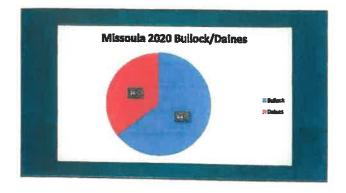
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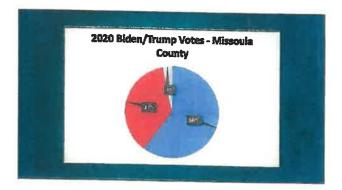


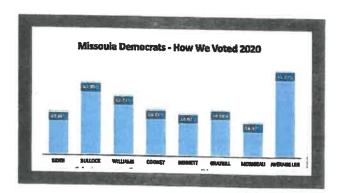


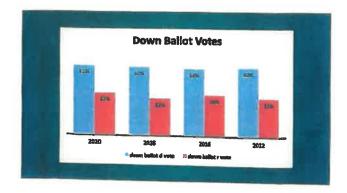
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ballots cast	72,491 72,491
votertumout	79.69% 79.57%
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Montana Votes – 11/39:00 pm)	90.1%
ballots mailed	8,563
nactive voters	(12.405)

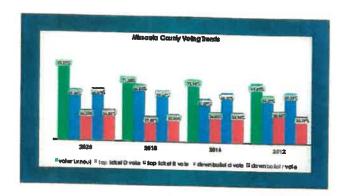
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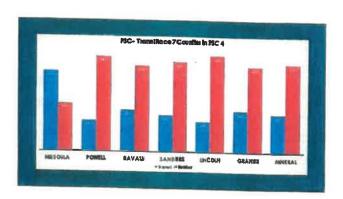


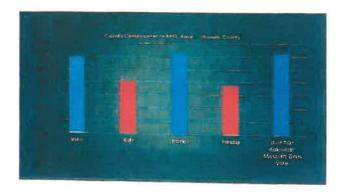


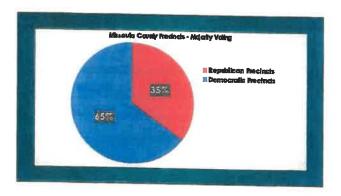


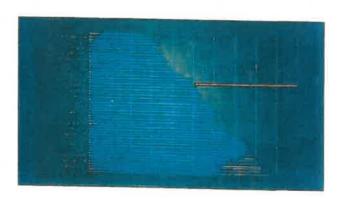


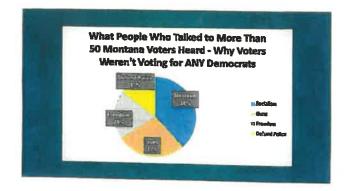






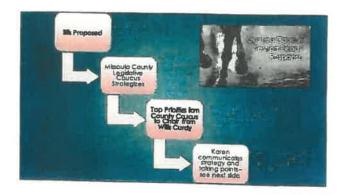


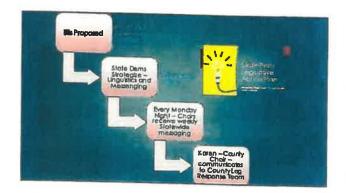


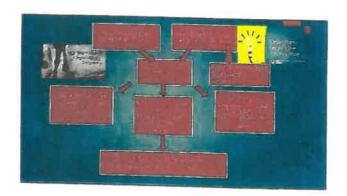


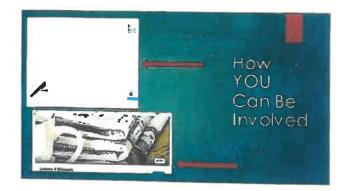


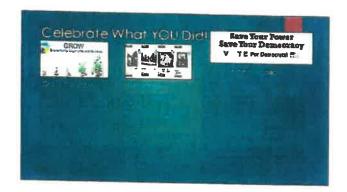




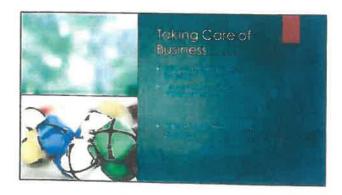
















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Missoula County ballots now in the mail



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Photo by: Katle Miller/MTN News

Following weeks of lawsuits and partisan bickering, the ballots for the Nov. 3 election are in the mail.



By: Katie Miller

Posted at 4:05 PM, Oct 09, 2020 and last updated 4:05 PM, Oct 09, 2020

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m MISSOULA-Following}$ weeks of lawsuits and partisan bickering, the ballots for the Nov. 3 election are in the mail.

Now that all of the legal challenges have been exhausted, the Missoula County Elections Office was cleared to send out the ballots to all registered voters in the county.

This was directed by Gov. Steve Bullock, with the goal to have a safer election during the COVID-19 pandemic.

• **RELATED:** Missoula County Elections Office issues important reminders for November election

Pallets were loaded with box after box on Friday morning, carrying almost 78,000 thousand ballots.

The cargo was taken from a warehouse at the Towne Mailer to the post office and then shipped out.

Elections Administrator Brad Seaman is hoping there will be an 80% voter turnout, which would easily be a record.

People who can not vote by mail can cast their ballots early and in-person at the Missoula County Elections Center at 140 North Russell Street.

Key Dates and Deadlines

Friday, October 2: Early voting begins at 7:00 a.m.

Monday, October 26: Close of registration

Tuesday, October 27: Late registration begins. This means that a person must come into the office in person. Prior to this, we will accept registration applications through the mail.

All ballots must be received by 8:00 pm on **Tuesday**, **November 3**. Currently Montana does not accept a post mark; ballots must be in the office by 8:00 pm on election day.

Missoula County Elections Office Election Advisory Committee * July 14th, 2020 * Summary Minutes Meeting Online via Teams

Attendees:

Anne Hughes, Chief Operating Officer
Bradley Seaman, Elections Administrator
Nathan Coyan, Deputy Elections Admin.
Chris Lounsbury, Chief Administrative Office
Liz Albers, MontPIRG
Paul Filicetti, A&E
Karen Wickersham, Missoula Dems Chair

1. Approval of agenda and minutes for April 14th, 2020

Denver suggested moving approval to the next meeting and upon general agreement, approval was moved to the next meeting.

2. Public Comment

Karen left the meeting.

Liz Albers briefly described the goals and agenda of her organization, MontPIRG: increasing voter registration, accessibility and participation, etc. She then proceeded to present her comments on the Primary Election, noting that protecting public health while providing access to the ballot was a challenging proposition. She mentioned highlights from the election such as record turnout, prepaid postage, cleaning procedures and commend Bradley and our office on the election. High turnout, support for paid postage from the Association of Clerks & Recorders. She noted that we experienced the highest turnout since 1972 (the first year 18-year-olds were allowed to vote in Montana), turnout was 10% higher than 2016. She noted that all-mail voting may create barriers to particular people. Mentioning voters in the country, she noted a particular concern of ballots not reaching voters in rural areas. She noted that younger people had a lower turnout than older voters. She wanted to highlight the problem of undeliverable ballots, mentioning a 73% undeliverable rate in HD89 where the bulk of university students are registered and contrasted this to a 63% undeliverable rate in Bozeman, which has a comparable student population. She wondered about the possibility of having in-person voting on campus and asking the University to reach out to its' students with communications regarding elections. She reiterated that Bradley did a great job providing updates to voters on Election Day, specifically mentioning that the Clerk & Recorders office directed people to elections facilities and that Bradley quickly responded by setting up drive-through services. She wanted to point out that people were frustrated in showing up to register the day before an election and being unable to do so after noon on that day due to the close of late registration; that only posting the hours we are open on the day before an election are misleading and better information should be provided. Josh Slotnick asked for specific data regarding the difference between numbers of undeliverable ballots between Bozeman and

Missoula, Liz replied that she did not know the specifics behind the numbers but noted that Bozeman's numbers were still high. Bradley mentioned that students were not receiving mail on campus and he agreed that there were very high rates of undeliverable and that the actual figure was 75.9% and not 73% and added that he is working with the Secretary Of State's office to improve those numbers and that he appreciated hearing this feedback. Liz mentioned that the University had told her that student mail would be forwarded, possibly leading students to believe that their ballot would be forwarded. Josh inquired about drop-boxes going forward and Bradley pointed out that although BIPA was suspended, by law drop-boxes must manned by 2 judges and that one of the things we have done historically was to run satellite offices to register University voters and allow them to receive a ballot there rather than having to visit the elections office. Josh wondered about the possibility of deputizing University employees to man a drop-box, allowing them to accept ballots. Deriver added that this was a really good discussion and wanted to encourage MontPIRG to stay involved in the future. Travis added that mail ballots are not accessible and that people with disabilities require electronically assisted voting and noted; especially when there is only one drop location, that this really creates a barrier to voters. Denver inquired as to solutions to these problems. Travis referenced previous discussions and stated that having more than one manned drop place was helpful. Denver mentioned that additional signage addressing hours of operation and availability of services could help clarify confusion about why ballots cannot be dropped at certain times.

3. Election Administrator Update

Bradley raised the question of specific building phases might be completed by October. Paul responded that permitting and design review documents were being reviewed by the city this morning noting that it would be mid-July before we see a permit returned by the city and that the contractor has the ability to reach out to city and that they are looking to see what they can do to get work started. He reminded everyone that 'Ice' would still be in the building through September. Work that might be completed by November was up in the air right now; that they were starting the process in advance to try to expedite essential work but he wasn't able to say specifically where things would be by November. Chris just wanted to clarify that Paul was referring to VW ice and not ICE, the governmental agency. Bradley pointed out that the main areas of concern he had for the construction process were heat, light, power, no AC - but not planning having all of this completed by November as we are all at the mercy of the process. Denver stated that he realizes this we are looking a couple years out yet in being able to make substantive improvements - this is not all going to ready by November but more realistically was leading up to 2022. Bradley said we don't want to have construction impede late registration - that he was not pushing large projects that might interfere with late registration but rather, was going to be working on them through this next fiscal year. For example, he is putting off the parking lot and other major construction. Anne noted that we don't want to go one direction and then have to go another. Paul clarified that the document submitted to the city was the complete build package, which went beyond budget allowances and required the move to phased planning, which can take longer and is dependent on funding. Travis mentioned that the rectangular blue van accessible space that was set up for parking in front of the Elections Center was adequate to serve ADA voters ~ adding that he believed it was dangerous and Bradley said he would take a look at improving that for November. Denver said he would like to get a better sense of the timeline. Paul mentioned that the submittal includes the entire site, including building – but the north part where ice isn't located is first priority, making improvements there — and that it probably would not be available by November because of review process which can take a while Anne stated that we're juggling these pieces and thanked Travis, adding that this is what we should be focusing on - weighing cost with what we can

provide, ensuring we can provide accessibility. She said we're looking into phase 3; financing in phases, construction in phases — that we would love to map everything out to the end, but we're inching along with the election coming up and we'll provide a timeline when we have it. Denver thanked her and added that a basic timeline was appreciated, when a document was available. Josh mentioned that the public would like to know: and we would know more once we have the permit in hand, otherwise it was just speculation. Anne said we are talking about specific areas by phase. Bradley added, that was great thing to promote. Josh said it's important to let people know we're on it. Denver said that was the right move, but we owe taxpayers improvement or plan for improvement.

(At this point, the Elections Administrator proceeded with his PowerPoint presentation – most of the topics Bradley covered are laid-out in the attachment, relevant side-topics and key discussions are noted below.)

Bradley brought up the question of continued inclusion of the Libertarian party member on the EAC and that he needed input, wondering if the EAC should remove their seat? They were added to the EAC in 2018 but there has been no communication since then, and their Central Committee is not active. Denver said it is safe to assume they are no longer active. Josh provided guidance to go ahead and remove them, noting that they are always able to be involved and apply in the future.

Bradley mentioned that the vacant positions on the EAC would require outreach to fill. Denver noted that the EAC really struggles with diversity and wanted to make a hard argument that we need more women and persons of color represented, particularly Native Americans — but deferred to the Commission. Josh said we'll have to actively pursue that goal, if that's where we're going — unclear what new way is, and we will need input from members of the community as to where they want to go. Bradley mentioned Western Native Voices and Montana Native Vote as possible contacts within Native American community and wanted it noted that in his parting letter to the Committee, Larry Dunham had mentioned the need for more representation from rural areas — saying he felt areas like Greenough and Seeley required more inclusion. Josh mentioned that he would reach out to our other councils and Bradley agreed, all of them — that outreach should not be limited in scope. Anne mentioned that Josh has an upcoming all-community council meeting and that would be an ideal time to highlight these vacancies.

Bradley discussed the canvass in some depth and the rate of undeliverable ballots and mentioned that he has been working with MontPIRG and Forward MT to update student information. Bradley discussed the importance of tabulation staffing, that a huge area of his focus would be on split-shifts to keep workers fresh and alert and that accuracy was of paramount performance. He also mentioned some possible drop-locations, extended hours, Saturday hours and satellite offices for the upcoming Federal General election.

Bradley noted that the Fairgrounds drive-through needs major improvement to avoid backing queued traffic onto city streets.

Bradley mentioned the upcoming arrival of new ADA voting equipment.

Bradley mentioned that he is working closely with our printer to ensure more tightly controlled accounting of ballot stock, improved quality assurance & tracking of the printing process. Bradley again emphasized accuracy as paramount to speed – stating that if we need to, we will close at midnight to refresh and start again in the morning.

Bradley mentioned that clarification from the Secretary Of State had allowed petitions to be corrected and additional signatures accepted and that we were working on processing those.

Bradley mentioned that third-party Voter Registration Cards were coming into our office at a rate of approximately 50 per day. Anne suggested a media release regarding those forms.

Bradley noted that we would be running a training on the new ADA voting equipment, the ExpressVote — that this would be happening on August 24 and 25th, and invited Travis to come.

Bradley mentioned possible uses he had considered for the remainder of the funds we had received for the Help America Vote Act being enhancement to our security and video-monitoring system, a reader board display on the outside of the building to share election results to passers-by and the purchase of a folding/insertion machine which could potentially be utilized by other county departments to save money.

Bradley discussed prepaid postage, pointing out that Elections would require both a one-ounce and a two-ounce business reply envelope, depending on the number of ballots being returned within. He mentioned that the USPS needed at least 10 samples to approve the envelopes, while the printer required a minimum order of 5,000. He mentioned that he had discussed the topic of prepaid postage and the potential for increasing the cost of elections for schools with Pat McHugh of Missoula County Public Schools, who wondered if it resulted in an increased rate of return. Pat said that the schools would continue to contract with us because of our quality, budget is their concern, but they will continue to contract with us if that is our decision. Bradley mentioned the possibility of an all-mail Federal General election, and that the Governor may require pre-paid postage. Bradley said that qualified Business Reply Mail would save the Elections office money on postage, that every envelope that was not returned during the Primary Election had metered postage on it, costing Elections 50 cents each - pre-paid postage represents continuity from the Primary which is important for the public. Josh asked Bradley to keep the Commissioners informed and that if Bradley feels like it is heading for Commissioner action to let them know. Josh read from a communique between Connie Keough (State Representative for HD 91) and Raph Graybill (Chief Legal Counsel to Governor Bullock) regarding Governor Bullock's forthcoming decision (paraphrasing): Raph assured me that the November election is on the Governor's mind and that he is hoping to have made a decision in early August, paying particular attention to tribal access and 30 days of early voting (late registration). He shared his concern about the health and safety of elderly people and ensured that he would maintain good contact with MACO (The Montana Association of Counties). Bradley mentioned that he is working to eliminate undeliverable ballots, increasing ADA access and utilizing satellite offices. Bradley worried that Aug. 10th is 85 days before the election, which is our standard planning period before an election - that time is of the essence and he would like to see continuity between these elections. Denver wondered if there were an order from the Governor for an all-mail election, would Missoula County be reimbursed for pre-paid postage? Bradley noted that we can save money by going Business Reply Mail vs. metered and utilizing funds from the CARES act. Josh reminded Bradley to be sure to mention these points during discussions with the Commissioners.

Bradley mentioned in his presentation the possibility of commissioning a public opinion research poll the U of M to which Denver stated that he was glad to hear we would be working with Sara in the University of Montana Public Administration program and that we could use more qualitative data. Bradley assured the Committee that the EAC will be big part of crafting this upcoming survey. Denver said that he was very interested in pursuing this further, when more EAC members are present — adding that he would like to know why more members not present, as he would like to get their feedback on the survey.

Bradley noted that the consolidation of ballot drop-off locations does not require Commissioner action and that was an area where Elections can expedite decision making.

Bradley informed the committee that he has prepared list talking points for Allison Franz, Missoula County Communications Coordinator; to share perspective on an all-mail election and to reach out to councils and committees, to petition the governor for prompt action regarding this decision. We want to have these options to make Election Day more successful. The Governor leaves us with an unknown, saying "I will look at this," is not a decision, so we are still dealing with the unknown. These are hard decisions to make, asking people to risk their health; even though 80% of our judges will agree to help. Denver noted that those are opportunities for community spread and that there is a larger risk to community health, in addition to risk to polling place workers. Bradley mentioned that we are working with caution and in tandem with the Health Department and added that he will follow-up with an email to put this out as an op-ep; that we're concerned about elections right now and here is what we're working on. This is where I want our department to be after an election, putting out lots of info and getting back lots of input. Denver said that this is a comprehensive update, very productive. Being able to make sense of numbers is most helpful to me. Bradley said we want to provide the best info. Denver brought the conversation back to the idea of an op-ed, mentioning that he was very happy to draft or submit, adding that Karen Wickersham and Vondene Kopetski have been strong advocates for all-mail elections, that we may have more ability to resonate with the community with bi-partisan support. Bradley agreed that they've both supportive of it and have also been vocal about it. He felt that a discussion that shows we are all in this together would be helpful – that we all support this. Bradley mentioned possible places of publication as being Lee Papers, the Missoulian and the Pathfinder with the caveat that he may not participate due to neutrality and noted that the advocacy for an all-mail election coming from the Missoula EAC may not be taken with same gravitas on a larger level. Denver wanted to clarify the purpose was not to influence public opinion but to elicit a decision from the governor. Bradley agreed - yes, we want to be able to plan for the election.

4. Old Business

No old business was discussed.

5. New Business

Bradley felt that a short meeting next month regarding pre-paid postage would be ideal, just a quick update. Adding that we will be doing a lot of outreach by email to EAC during this time prior to a full meeting in September. Denver added that he would like to touch base for at least 30 mins by phone but there is no need to always have everyone present. Bradley noted that we will want to have a quick phone call when the time approaches to request Commissioner Action and that we should have a call to keep this going forward.

6. EAC Upcoming Events

8/25 ExpressVote Introduction - Training

7. Committee Member Comments

Bradley wanted to encourage members to help coordinate and participate rather than just attending meetings. Denver agreed that empowering members was important. Travis wondered about getting together regarding new equipment, the ExpressVote machines. Bradley mentioned that there was an upcoming training for elections staff on the the ExpressVotes, to be conducted on the 24th and 25th of August. Travis asked if our existing machines are able to count these new ballots. Bradley stated that we would need to upgrade our counting machines, including M100's, and that we want to make sure all ballots get counted the same way. Bradley added that he wants to be sure the EAC gets all the same information the Elections office gets.

8. Date of next meeting and location

Aug. telephone call with Chair and Vice Sept. 8th @ 3pm via Teams – Full Meeting

The meeting adjourned at [5:12PM].

Respectfully Submitted,

Nathan Coyan Deputy Elections Administrator

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Page 2



DELIVERY RECEIPT



phagraphics

increase your reach

Order Number: 62.294

Customer PO: Bradley

Delivery Number: 50,929

Delivery Date: 9/17/20

Carton Count 1

Alphagraphics Missoula

From:

Alphagraphics Missoula 1947 South Ave W 406-728-4810 Missoula, MT 5980 I

To:

Missoula County Elections

140 N Russell St.

Missoula, MT 59801

Attn:

Bradley Seaman

Phone: 406-258-3241

E-Mail:

bseaman@missoulacounty.us

99449 G≆n≯ral Election ballots (17" with number and stub) to Missoula County Elections

62294/1 99,449	Inv/Job Order City
99,449	Shipped Qty
General Election ballots (17" with number and stub)	Description



Order Number: Customer PO:

63,177 Bradley

Delivery Number: 63,177

Delivery Date: 10/5/20

Carton Count: 1

From:

Alphagraphics Missoula 1947 South Ave W 406-728-4810 Missoula, MT 59801

To:

Missoula County Elections 140 N Russell St

Missoula, MT 59801

Attn:

Missoula County Elections Phone: (406) 258-3241

E-Mail: bseaman@missoulacounty.us

lnv/Job	Order Qty	Shipped Qty	Description
63177/1	800	800	General Election ballots - Supplemental Print - 500 for 03-BONN92 and 200 of 48-MDWHL99 and 100 of 28-HLLG94-T - 800 Total

Carton Count: 1

Order Number:

63,177

Customer PO:

Bradley

Delivery Number: 63,177

Delivery Date: 10/5/20

increase your reach

To:

Missoula County Elections 140 N Russell St

Missoula, MT 59801

Attn:

Missoula County Elections Phone: (406) 258-3241

E-Mail: bseaman@missoulacounty.us

General Election ballots - Supplemental Print - 500 for 03-BONN92 and 200 of 48-MDWHL99 and 100 of 28-HLLG94-T - 800 Total

From:

Alphagraphics Missoula

1947 South Ave W

Missoula, MT 5980†

406-728-4810

Receiving Signature Could-nosig - dropped 1015





Missoula County Elections 140 N Russell Street Missoula, MT 59801-1704 Phone: 406-258-4751 MissoulaVotes.com

Hello,

We received your recent records request on May 26, 2021.

We did not receive lists from the central committees in Missoula County. MCA 13-4-102 also provides instruction to election administrators if the lists are not submitted.

In response to the portion of your request citing 7-4-2661: This section only applies to Chapters 35, 36 and 37 of Title 13. We have no contests, challenges or criminal proceedings that would fall under this section of code.

Feel free to email with any additional questions. As always, we are happy to comply with public records requests and are pleased to be leaders in election integrity in Montana and across the nation.

Thank you,

BRADLEY SEAMAN

MISSOULA COUNTY ELECTIONS ADMINISTRATOR

(406) 258-4751 (OFFICE)

(406) 529-8980 (DIRECT LINE)

(406) 258-3913 (FAX)

BSEAMAN@MISSOULACOUNTY.US



Missoula County Elections Office From: To: Stephanie Dwyer Ouentin.Rhoades

Subject:

Fwd: Absentee Ballot Change - Please Confirm Instructions

Date:

Friday, October 30, 2020 1:02:13 PM



Stephanie Dwyer
PureWest | Christie's International Real Estate
406.531.3307

----- Forwarded message -----

From: **Bobbi Day** < <u>bday@missoulacounty.us</u>>

Date: Thu, Oct 29, 2020 at 10:15 AM

Subject: Re: Absentee Ballot Change - Please Confirm Instructions

To: Stephanie Dwyer <stephanie.m.dwyer@gmail.com>

Stephanie, that will work. If you feel uncomfortable doing that, you can also request a replacement ballot (we can email or mail you the form or you can come to the Election Center at 140 N Russell).

Election Staff

From: Stephanie Dwyer < stephanie.m.dwyer@gmail.com >

Sent: Wednesday, October 28, 2020 5:11 PM

To: electioninfo < electioninfo@missoulacounty.us>

Subject: Absentee Ballot Change - Please Confirm Instructions

Hello,

I have an absentee ballot that I received awhile ago. I filled it out and sealed it, but have yet to mail or drop it off. Since I filled it out, I've changed my mind about a candidate and would like to change my vote.

I called earlier this afternoon and want to make sure I heard the instructions correctly:

The woman I spoke with said:

Carefully open both envelopes
Draw an "x" through the bubble that I don't want
Fill out the bubble I do want
Put back in the blue envelope, tape it shut
Put blue envelope back in the white envelope and tape it shut and write "taped by voter" and initial it.

Can you please confirm the instructions, I don't want to make a mistake.

Thank you!

Stephanie

Messages and attachments sent to or from this e-mail account may be considered public or private records depending on the message content. Unless otherwise exempted from the public records law, senders and receivers of County email should presume that the emails are subject to release upon request. This message is intended for the use of the individual or entity named above. If you are not the intended recipient of this transmission, please notify the sender immediately, do not forward the message to anyone, and delete all copies.

DECLARATION OF STEPHANIE DWYER

- I, Stephanie Dwyer, pursuant to MONT. CODE ANN. § 1-6-105, hereby declare, under penalty of perjury, the following to be true and correct:
 - 1. I am over eighteen (18) years of age, and resident of Missoula County, Montana. I am mentally sound and competent to attest to the matters set forth herein. The matters set forth in this Declaration are based upon my own personal knowledge, unless otherwise stated.
 - 2. On October 28, 2020, I was in possession of an absentee ballot that I had requested and had received several weeks prior. Upon receipt, I filled it out and sealed it, but, as of October 28, 2020, had yet to mail or drop off my absentee ballot.
 - 3. As of October 28, 2020, I changed my mind about a candidate and decided I would like to change my vote.
 - 4. I called the Missoula County Election Office to see how to get a new ballot. The woman I spoke with said I did not need a new ballot. Instead, she instructed:
 - a. Carefully open both envelopes;
 - b. Draw an "x" through the bubble that I don't want;
 - c. Fill out the bubble I do want;
 - d. Put back in the blue envelope;
 - e. Tape it shut;
 - f. Put blue envelope back in the white envelope and tape it shut;
 - g. Write "taped by voter"
 - h. Initial it; and
 - i. Turn in or mail altered ballot.
 - 5. The next day, I wrote an email to the election office personnel to confirm the instructions, as I did not want to make a mistake.
 - 6. I later received an email response from the Missoula County election office confirming the instructions I had been given.
 - 7. On October 28 and 29, 2020, I inquired with Gallatin, Ravalli, Flathead, and Yellowstone Counties. Election officers of all four told me orally that that if such a situation occurred in their jurisdictions, I would need to come into their election office and get a brand-new ballot in person.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Stephanie Dwyer		
Date of Signature:	10/29/2020	

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