

GOVERNMENT OF THE  
DISTRICT OF COLUMBIA

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BOARD OF ELECTIONS

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REGULAR BOARD MEETING

+ + + + +

WEDNESDAY

FEBRUARY 5, 2014

The Board met in Suite 280 North,  
One Judiciary Square, 441 4th Street, N.W.,  
Washington, D.C., at 10:30 a.m., Deborah K.  
Nichols, Chairman, presiding.

BOARD MEMBERS PRESENT:

DEBORAH K. NICHOLS, Chairman

STEPHEN I. DANZANSKY, Member

ALSO PRESENT:

CLIFFORD D. TATUM, Executive Director

KENNETH J. MCGHIE, ESQ., General Counsel  
to the Board

CECILY COLLIER-MONTGOMERY, Director,  
Office of Campaign Finance

WILLIAM SANFORD, ESQ., General Counsel,  
Office of Campaign Finance

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P R O C E E D I N G S

(10:38 a.m.)

CHAIRPERSON NICHOLS: Good

morning. I am hereby calling to order the Regular Meeting of the Board of Elections for February 2014.

It is Wednesday, February 5th, 2014. The time is 10:38 a.m. We are meeting in Room 280 North at One Judiciary Square.

I'm Deborah K. Nichols, chairman of the Board of Elections. Present with me this morning is Board Member Stephen Danzansky. Also present on the dias are Mr. Kenneth McGhie, the Board's general counsel, Mr. Clifford Tatum, the Board's executive director, and Ms. Cecily Collier-Montgomery, the Board's director of the Office of Campaign Finance.

Without objection, the agenda for today's meeting is adopted.

Also without objection, the minutes of the Regular Meeting of January 8th,

1 2014, are adopted.

2 MR. DANZANSKY: No objection.

3 CHAIRMAN NICHOLS: Okay. Are there  
4 any public matters to be brought before the  
5 Board?

6 [No response]

7 CHAIRMAN NICHOLS: Hearing none,  
8 are there any members of the Board who wish to  
9 raise any matters in this public meeting?

10 [No response]

11 CHAIRMAN NICHOLS: There are none.  
12 We will move to the Executive Director's  
13 Report.

14 Mr. Tatum.

15 MR. TATUM: Thank you, Madam  
16 Chair. In my report today, we will discuss  
17 precinct relocations and preparations for the  
18 April 1st primary, and general matters. The  
19 first is a relocation of five--the new polling  
20 places, and I'd ask Arlin Budoo to come  
21 forward to make that presentation to the  
22 board.

1 MR. BUDOO: My name is Arlin  
2 Budoo, Support Services for the Board of  
3 Elections and Ethics. Good morning.

4 CHAIRMAN NICHOLS: Good morning,  
5 Mr. Budoo.

6 MR. BUDOO: This morning, I have  
7 five proposed relocations. The first  
8 relocation is for Precinct No. 3, which  
9 currently we're at School Without Laws. We  
10 were previously at St. Mary's Court, and upon  
11 further review and surveys, we deemed that the  
12 site was not feasible to accommodate the  
13 board's requirements to use as a polling  
14 place. So we relocated in a combined Precinct  
15 No. 3, which was at St. Mary's Court with  
16 Precinct No. 2 as School Without Walls.

17 So we have Precinct No. 2 and  
18 Precinct No. 3 in School Without Walls.

19 Previously, prior to me being at  
20 the board, we were using St. Paul's Parish,  
21 located at 2430 K Street, but we did relocate  
22 out of that location because that site was not

1 accessible. It has now been fully renovated,  
2 and I am proposing that we relocate back to  
3 St. Paul's Parish.

4           The next precinct will be Precinct  
5 101. As you know, River Terrace Elementary  
6 School has served as a polling place for the  
7 District of Columbia, and is scheduled for  
8 renovations, and would not be available for  
9 the upcoming 2014 regular primary election,  
10 thus requiring relocation as a polling place.  
11 I propose that we move to The Chateau, located  
12 at 3439 Benning Road, N.E. This will be a  
13 temporary relocation. The site will be  
14 renovating, and should be available in the  
15 fall of 2014.

16           The next relocation is Precinct  
17 116, New Image Community Baptist Church, which  
18 has served as a polling place, but would not  
19 be available for the upcoming 2014 mayoral  
20 elections. The church, they sent a written  
21 correspondence stating that the church would  
22 not be available. They are looking to utilize

1 the space that we use on election day for some  
2 other church-related activities. So will not  
3 be available.

4 Therefore, I proposed that we move  
5 to The Ark, located at 1901 Mississippi  
6 Avenue, S.E.

7 The next relocation is Precinct  
8 117, Douglas Community Recreation Center. We  
9 previously relocated to Douglas Community  
10 Recreation Center after renovations were  
11 started at Turner Elementary School. Since  
12 then, the renovations have been completed, and  
13 I am proposing that we relocate back to Turner  
14 Elementary School located at 3264 Stanton  
15 Road, S.E.

16 And the last relocation is  
17 Precinct 118, Garnet Wilkinson Elementary.  
18 Garnet Wilkinson has been closed for several  
19 elections, but the board was afforded the use  
20 of the site as a polling place, while the  
21 renovations were still being completed at the  
22 new site, where they actually relocated the



1 kids to Moten Elementary School.

2 And the reason we did not use it  
3 for the April 2013 special election is because  
4 even though the school was open and renovated,  
5 the accessible entrance was not complete yet.  
6 So we did stay at Garnet Wilkinson for the  
7 special, but it has been fully renovated, is  
8 now complete, so therefore I propose that we  
9 relocate to Moten Elementary School, located  
10 at 1565 Morris Road, S.E.

11 CHAIRMAN NICHOLS: So Moten has  
12 been fully renovated?

13 MR. BUDOO: Yes.

14 CHAIRMAN NICHOLS: And is  
15 accessible?

16 MR. BUDOO: Yes, ma'am.

17 CHAIRMAN NICHOLS: Okay. Now on The  
18 Chateau, let's just make it clear why we're  
19 going to The Chateau.

20 MR. BUDOO: Okay. The reason that  
21 we chose The Chateau is, you are well aware of  
22 the area. In that area, there are no other

1 locations within the Precinct boundaries. Now,  
2 in the past, we have combined precinct  
3 relocations, but to combine that, you would  
4 either have--there are a large number of  
5 seniors in that area, and they would either  
6 have to walk over the bridge on Benning Road  
7 to go to the next available site, which is the  
8 Benning Library, or they would have to come  
9 all the way out, and walk up Benning Road to  
10 either St. Benedict's, or Brown Junior High  
11 School. Either/or.

12 And I did reach out to the ANC  
13 commissioner for that area, and ask her for  
14 help. There is a church in that location, but  
15 that church is not accessible. There are no  
16 other locations within the precinct  
17 boundaries.

18 Upon speaking with the ANC  
19 commissioner, she did recommend The Chateau.  
20 I did go and speak with the owner of The  
21 Chateau, and look at the space available, and  
22 it's a pretty good space for us to use.

1 CHAIRMAN NICHOLS: Okay.

2 MR. TATUM: Mr. Budoo, would you  
3 speak to the status of The Chateau on election  
4 day, whether it's open, closed.

5 MR. BUDOO: Okay. The facility--  
6 The Chateau is actually closed on election  
7 day. So they will come and open up the  
8 facility for us. They will have a supervisor,  
9 on site, at the location, along with our  
10 precinct captain and poll workers, just to  
11 open up, and just to stay there, to monitor,  
12 you know, that nobody else comes in and walks  
13 through, you know, in the back of the bar, and  
14 things like that during the day. So I have  
15 worked that out with the location as well.

16 MR. DANZANSKY: Mr. Budoo, let me  
17 just--first of all, thank you, and thank you  
18 for what you do for the board, and the  
19 citizens of this city, to make voting places  
20 accessible and available to them, and to  
21 notify folks in communities that there have  
22 been changes.

1                   Just to make sure I understand the  
2 terminology. Several of these are returns to  
3 previous polling places, aren't they?

4                   MR. BUDOO: Yes.

5                   MR. DANZANSKY: And there are about  
6 six of those; is that correct? In other words,  
7 places that have been renovated or changed,  
8 and they're returning to a previous polling  
9 place.

10                  MR. BUDOO: Right; right. A few of  
11 these, yeah, we are.

12                  MR. DANZANSKY: And you said five  
13 of them are actually relocations, which is  
14 different from returning to some place that  
15 people know. It's sort of finding a new place;  
16 is that correct?

17                  MR. BUDOO: Well, with these here,  
18 one--

19                  MR. DANZANSKY: And the third  
20 category would be those that are moved for  
21 this election because the normal polling place  
22 wasn't available.

1                   MR. BUDOO: Yes. With these  
2 provisions here, there are three that I  
3 presented today, where they are new locations.

4                   MR. DANZANSKY: Okay.

5                   MR. BUDOO: That we're relocating  
6 back to a location that we were actually  
7 using. I'm sorry.

8                   MR. DANZANSKY: So it's a return.

9                   MR. BUDOO: Right. It's pretty  
10 much a return, but not going to say it's a  
11 return because we were not there the last  
12 election cycle. It may have been maybe two or  
13 three election cycles ago.

14                  MR. DANZANSKY: I see. I see. All  
15 right.

16                  MR. BUDOO: So when I say return,  
17 I say return because it was a previous site,  
18 and some of the residents who were there at  
19 the time may know of the site. But I am  
20 relocating back to the site because of  
21 renovations have been completed.

22                  MR. DANZANSKY: Okay. Okay.

1                   CHAIRMAN NICHOLS: Is there any way  
2                   for us to denote, and would it be appropriate  
3                   for us to denote which of these are temporary,  
4                   and which permanent?

5                   MR. BUDOO: Temporary, right now,  
6                   would just be Precinct 101.

7                   CHAIRMAN NICHOLS: Okay. So River  
8                   Terrace.

9                   MR. BUDOO: For River Terrace to  
10                  The Chateau. That would be a temporary  
11                  relocation.

12                  CHAIRMAN NICHOLS: Okay. But all  
13                  the others are--

14                  MR. BUDOO: All the others were--  
15                  these relocations will be permanent. We will  
16                  move forward with these ones presented today.

17                  CHAIRMAN NICHOLS: Okay.

18                  MR. TATUM: Which means that they  
19                  will, for each election thereafter--

20                  MR. BUDOO: Each election  
21                  thereafter, we will be at that location.

22                  CHAIRMAN NICHOLS: Unless some

1 unforesen

2 MR. BUDOO: Right.

3 CHAIRMAN NICHOLS: Okay.

4 MR. DANZANSKY: Now if we're--you  
5 say there's one place that may just be changed  
6 for this election?

7 MR. BUDOO: Yes.

8 MR. DANZANSKY: Okay.

9 MR. BUDOO: That's Precinct 101.

10 MR. DANZANSKY: That's Precinct--  
11 okay.

12 MR. BUDOO: Precinct 101.

13 MR. DANZANSKY: And then we would  
14 move back--

15 MR. BUDOO: Then we will move back  
16 to Precinct--we will move back to--

17 MR. DANZANSKY: River Terrace.

18 MR. BUDOO: --River Terrace for--

19 MR. DANZANSKY: If it's available.

20 MR. BUDOO: If it's available for  
21 the general election. The schedule for it to  
22 be completed--according to DCPS, they say that

1 it will be open for the fall of 2014.

2 CHAIRMAN NICHOLS: Oh, okay.

3 MR. BUDOO: But once again, if  
4 it's available.

5 CHAIRMAN NICHOLS: Okay.

6 MR. DANZANSKY: Okay.

7 CHAIRMAN NICHOLS: All right.

8 MR. DANZANSKY: And that might  
9 require a different notice to the neighbors,  
10 saying for this election we're going to move  
11 to here, but--

12 MR. BUDOO: Right.

13 MR. DANZANSKY: It's a different  
14 message, is that correct? for that--

15 MR. BUDOO: But I will still come  
16 and have to present it in front of the board  
17 as a relocation. So I will do the same  
18 procedure prior to the general election in the  
19 fall.

20 MR. DANZANSKY: Okay. All right.

21 CHAIRMAN NICHOLS: All right. Then  
22 I will entertain a motion to post these



1 proposed voting site relocations in the  
2 Register for a period of public comment.

3 MR. DANZANSKY: So move, Madam  
4 Chair.

5 CHAIRMAN NICHOLS: All in favor,  
6 aye.

7 (Chorus of ayes)

8 CHAIRMAN NICHOLS: All opposed.  
9 Ayes have it.

10 MR. BUDOO: Now we have the five  
11 relocations from the last board meeting--

12 CHAIRMAN NICHOLS: Yes.

13 MR. BUDOO: --that just need to be  
14 separate and made final.

15 CHAIRMAN NICHOLS: Can we go  
16 through the--which ones are permanent and  
17 which ones are temporary.

18 MR. BUDOO: For the previous?

19 CHAIRMAN NICHOLS: Yes. The  
20 previous.

21 MR. BUDOO: Okay. Precinct No. 4,  
22 which currently is the West End Public

1 Library, is being relocated to the Francis-  
2 Stevens Education Campus. That will be a  
3 permanent relocation. West End will be closing  
4 for renovation, and that site was inaccessible  
5 due to the size of the elevator. It did not  
6 meet the ADA requirements.

7 Precinct No. 5. We pretty much--  
8 because of the scheduling of the primary day,  
9 because of the scheduling of the special  
10 election in April, there was a conflict with  
11 their normal--they have a art exhibit/auction  
12 that they do every year, and there was a  
13 conflict with the schedule.

14 So we were pretty much going back  
15 to--we were pretty much relocating to the  
16 Georgetown Community Library, and then coming  
17 back in the fall, between Christ Episcopal and  
18 Georgetown. But this will be a permanent  
19 location, Christ Episcopal Church.

20 The next relocation is Precinct  
21 No. 31, which is St. Columba's Church. We did  
22 relocate aand combine at Janney due to a

1 scheduling conflict for the April special  
2 election. But this is a permanent location as  
3 well.

4 Precinct No. 70 is Burroughs  
5 Elementary School. We did relocate the  
6 precinct, and combined with Precinct 69 at  
7 Perry Street Preparatory, because the school  
8 was under renovations for the special election  
9 schedule.

10 And the last relocation is  
11 Precinct 139.

12 CHAIRMAN NICHOLS: Hold on. So this  
13 is permanent?

14 MR. BUDOO: Yes. This will be  
15 permanent. I'm sorry. Precinct 70 will be  
16 permanent.

17 CHAIRMAN NICHOLS: And 139.

18 MR. BUDOO: And the last one is  
19 Precinct 139, which was the Thurgood Marshall  
20 Elementary School in the Fort Lincoln area. We  
21 are relocating to the Cultural Arts Center of  
22 Fort Lincoln. It's part of, you know,

1 Department of Parks and Recreation portfolio.

2 Right now, this is a temporary  
3 relocation, because speaking with the ANC,  
4 Thurgood Marshall will be under the Y, YMCA,  
5 and they would like for us to relocate back to  
6 Thurgood Marshall School once--you know, YMCA  
7 has that, but they have not actually gotten in  
8 to the building yet.

9 CHAIRMAN NICHOLS: Now what about  
10 Precinct 38, Park View Recreation?

11 MR. BUDOO: Oh. I'm sorry. Park  
12 View Recreation is--that was a temporary  
13 relocation because of the D.C. CAS testing  
14 that was conducted in the April primary  
15 election, and we will be relocating back to  
16 the Cesar Chavez. But that's a permanent  
17 location.

18 CHAIRMAN NICHOLS: So this is--

19 MR. BUDOO: So that will be  
20 permanent; yes.

21 CHAIRMAN NICHOLS: Okay. Thank you.  
22 All right.

1 MR. DANZANSKY: Is that a--are we  
2 returning there, or--

3 MR. BUDOO: Yes. We're returning  
4 back to Cesar Chavez.

5 MR. DANZANSKY: Returning back to  
6 Cesar--okay.

7

8 MR. BUDOO: Cesar Chavez; yes.

9 MR. DANZANSKY: Chavez. Okay. And  
10 that will be a permanent return?

11 MR. BUDOO: Yes.

12 MR. DANZANSKY: Okay. I just want  
13 to get--

14 MR. BUDOO: Yes. I understand.

15 CHAIRMAN NICHOLS: Okay. I will  
16 entertain a motion to finalize these precinct  
17 relocations for the April 1st primary  
18 election.

19 MR. DANZANSKY: So move, Madam  
20 Chair.

21 CHAIRMAN NICHOLS: All in favor.  
22 Aye.

1 (Chorus of ayes)

2 CHAIRMAN NICHOLS: Ayes have it.

3 Okay. Thank you, Mr. Budoo.

4 MR. BUDOO: All right. Thank you.

5 CHAIRMAN NICHOLS: Appreciate it.

6 MR. TATUM: Madam Chair, the  
7 second item on my report is the candidate  
8 qualifying period. As the board is aware, the  
9 challenge period ended on January the 13th of  
10 2014, and as a result of that challenge  
11 period, eight candidates were removed from the  
12 ballot. Four of those candidates were  
13 challenged and removed as a result of the  
14 challenge, and after the four particular  
15 candidates were challenged, and withdrew after  
16 being challenged. We have two additional  
17 candidates who withdrew their name from the  
18 ballot, simply on their own accord. So as a  
19 result of after the challenge period, we have  
20 removed ten candidates from the ballot itself.

21 I'm prepared to name those  
22 candidates in to the record, or I can offer

1 the document as an attachment.

2 MR. DANZANSKY: Why don't you do  
3 that, just to

4 MR. TATUM: Offer the document, or  
5 read them?

6 MR. DANZANSKY: No. Just read them  
7 in to the record.

8 MR. TATUM: Okay. For for the  
9 mayor, the Office of the Mayor of the District  
10 of Columbia, Christian Carter was challenged  
11 and withdrew.

12 For the Ward 1 Member of the  
13 Council, Mr. Bryan Weaver withdrew.

14 For Ward 1 Member of the Council,  
15 Beverley Wheeler withdrew.

16 For the U.S. Senator office,  
17 Glenda J. Richmond was challenged and  
18 withdrew.

19 For the U.S. Senator office,  
20 Martin Sterbal was challenged and withdrew.

21 For the National Committeeman for  
22 the Democratic State Committee, State Party,

1       Jacque Patterson was challenge and withdrew.

2                   And for the At-Large Member of the  
3       Democratic State Committee, State Party  
4       Offices, Damian Bascom, Lenwood Johnson,  
5       Villareal Johnson, and Alicia Swanson-Canty  
6       were challenged and the challenge was  
7       successful before the board, so those  
8       candidates' names were removed from the  
9       ballot.

10                   CHAIRMAN NICHOLS: Thank you.

11                   MR. TATUM: The ballot lottery  
12       will take place on February the 7th at  
13       noontime, at which point the order in which  
14       the candidate's name will appear on the ballot  
15       will be established on that particular date.  
16       The Democratic State Party submits the order  
17       in which those committee officers will appear  
18       on the ballot.

19                   The third item on the report is  
20       the ballot design. We have preliminarily  
21       designed the ballot, short of arranging the  
22       names in a particular order. The last date to



1 finalize the ballot design is February the  
2 7th, which is the ballot lottery day. We will  
3 propose or start a draft, start logic and  
4 accuracy testing on the absentee ballots on  
5 February the 11th, which is the final date  
6 that we would be able to make any changes to  
7 the ballot. And L&A will begin on the voting  
8 machines, for election day voting machines, on  
9 February the 18th, and is scheduled for three  
10 days ,or until completed. And once we  
11 complete the logic and accuracy, we will order  
12 ballots for election day use.

13 CHAIRMAN NICHOLS: Before you  
14 proceed with the rest of your report on ballot  
15 design, in the last election we had complaints  
16 about the circle that you filled in to denote  
17 which candidate you selected, was too light,  
18 especially for those who were visually  
19 challenged.

20 So I know you and I have talked  
21 about assembling a--what did we call it? like  
22 a panel, an advisory panel to review, to look

1 at the ballot for us, which includes, you  
2 know, those seniors, disabled--

3 MR. TATUM: Sight-impaired.

4 CHAIRMAN NICHOLS: Sight-impaired.

5 And, you know, any variety of voter that we  
6 might have to serve, just to get their  
7 feedback on whether they find any problems  
8 with the ballot design. So if you wanted to  
9 put that, you know, on the record, to let  
10 those that we serve know, that if they would  
11 be interested in participating, outside of the  
12 individuals that we've identified, to let us  
13 know. So we'd like to do that soon.

14 MR. TATUM: In fact we discussed  
15 that we would propose to do that before--on  
16 February the 11th, so that we can proceed  
17 forward with the final election ballot. We  
18 did speak with our vendor about the darkness  
19 of the oval to ensure that it is as dark as it  
20 can be, given the needs of the community but  
21 we need to reach out to some of the  
22 stakeholders that always participate in panels

1 that have them come in to work with us.

2 CHAIRMAN NICHOLS: Right. Okay.

3 MR. TATUM: The military and  
4 overseas absentee ballots, absentee kits have  
5 been prepared, mailing kits have been  
6 prepared, and we're on schedule to mail those,  
7 to meet that military deadline. On February  
8 the 14th, we're mailing the absentees to  
9 UOCAVA to overseas and military voters.

10 Poll worker recruitment is  
11 proceeding as scheduled. We have our call  
12 center team that's calling the scheduling our  
13 workers for election day. We have identified  
14 1780 workers and assigned them to polling  
15 places at this point. 1500 of those workers  
16 are actually--actually have an e-mail and we  
17 will be communicating with them by e-mail,  
18 which is a milestone for our office, and for  
19 this cycle.

20 We have identified trainers who  
21 will participate in training those classes,  
22 and some of those trainers are actually, are

1 here, in the board meeting today. And the  
2 first day of early voting is February the  
3 10th, and we will start--the first day of  
4 early voting. Training.

5 CHAIRMAN NICHOLS: Oh, okay.

6 (Laughter)

7 CHAIRMAN NICHOLS: Training. It's  
8 training. Okay.

9 MR. TATUM: First day of early  
10 voting training is February the 10th, which  
11 will be--which is next Monday. And then we'll  
12 be full onslaught from Monday, moving forward.  
13 And the last day to register by mail is March  
14 the 3rd. And we've given you voter  
15 registration statistics in your folder.

16 CHAIRMAN NICHOLS: When is the last  
17 day to register in person?

18 MR. TATUM: Election day.

19 CHAIRMAN NICHOLS: Oh. That's  
20 right.

21 MR. TATUM: So we have folks we  
22 have same-day registration.

1 CHAIRMAN NICHOLS: All right. Are  
2 there any questions of Mr. Tatum?

3 [No response]

4 CHAIRMAN NICHOLS: All right. Thank  
5 you, Mr. Tatum.

6 Moving on, we will now receive the  
7 Report of the Director of Campaign Finance,

8 MS. COLLIER-MONTGOMERY: Yes. Good  
9 morning. I would like to report, during the  
10 month of January, the first thing would be  
11 that the Revised Office of Campaign Finance  
12 Guide, and our educational brochures, were  
13 made available at our Web site on January the  
14 27th, 2014.

15 And as you know, the link to the  
16 campaign finance guide, and to the educational  
17 brochures, had been under construction, so  
18 that all of these documents could be revised,  
19 consistent with the changes in the campaign  
20 finance laws.

21 The educational brochures are the  
22 Candidate program, and the Principal Campaign

1 Committee brochure, the Political Action  
2 Committee brochure, the Constituent Service  
3 program brochure, the Statehood program  
4 brochure, the Exploratory Committee program  
5 brochure, and the Initiative Referendum Recall  
6 and Proposed Charter Amendment Committee's  
7 brochure.

8 And then with the campaign finance  
9 guide overall, it includes a summary of all of  
10 the reporting requirements, as they pertain to  
11 all of the potential filers with the Office of  
12 Campaign Finance, under the Act, the Campaign  
13 Finance Act.

14 On January the 16th, 2014, the  
15 Office of Campaign Finance established the  
16 agency's Facebook page, and the Facebook page  
17 was basically introduced for the purpose of  
18 providing the community with brief postings of  
19 news in the Office of Campaign Finance.

20 We will provide reminders with  
21 respect to filing deadlines, training  
22 seminars, the release of orders, audits, and

1 regulations, and also the effective date of  
2 any legislation that may affect the campaign  
3 finance laws.

4 And we will also link the members  
5 of the public with those reminders to our Web  
6 site, where they can receive more detailed  
7 information.

8 During the month of January,  
9 January the 1st, 2014, was the deadline for  
10 the filing of the report of receipts and  
11 expenditures by our Constituent Service  
12 program. We had twelve, was the number of  
13 required filers, twelve timely filed. Also,  
14 all twelve electronically filed their reports  
15 and certified their e-filings.

16 Also I would note, for the record,  
17 that Council Member Cheh filed a termination  
18 report on 11-8-2013. With our  
19 Senator/Representative Statehood Fund, January  
20 the 1st, 2014, was the deadline for the filing  
21 of the reports of receipts and expenditures.  
22 We had two required filers, two timely filed,

1 and all of the filers electronically filed, as  
2 well as certified their e-filings.

3 With our principal campaign  
4 committees and our political action  
5 committees, January the 31st, which was the  
6 last day of this reporting period, was the  
7 filing deadline for the report of receipts and  
8 expenditures.

9 We have 137 required filers, 76 of  
10 those are principal campaign committees, and  
11 61 are political action committees.

12 With respect to the number of  
13 timely filers, and the numbers who failed to  
14 file, or who may have requested extensions,  
15 and electronically filed, those numbers are to  
16 be determined, and I will report on those in  
17 the report for the month of February.

18 Also during the month of January,  
19 we had 17 new candidates and committees who  
20 registered to participate in the 2014 election  
21 cycle. The names of those candidates will be  
22 made available their stats at our Web site



1 following this meeting.

2 There were no referrals by the  
3 Public Information and Records Management  
4 Division, during the month of January, to the  
5 Office of the General Counsel. We also, on  
6 January the 23rd, 2014, held our entrance  
7 conference for newly-registered candidates and  
8 committees. Thirteen committees, with their  
9 treasurers, appeared and participated, and we  
10 will be publishing the names of those  
11 participants at our Web site.

12 MR. DANZANSKY: Is that thirteen of  
13 the seventeen new, not--

14 MS. COLLIER-MONTGOMERY: These are  
15 actually committees that registered during the  
16 month of December.

17 MR. DANZANSKY: December. Okay.

18 MS. COLLIER-MONTGOMERY: Yes.

19 MR. DANZANSKY: So by "new," you  
20 mean Janu--the seventeen new--

21 MS. COLLIER-MONTGOMERY: Yes.

22 Thirteen. In terms of--

1 MR. DANZANSKY: Thirteen signed up?

2 MS. COLLIER-MONTGOMERY: Yes, to  
3 participate in the entrance conferences.

4 MR. DANZANSKY: Okay.

5 MS. COLLIER-MONTGOMERY: Yes.

6 With the Reports Analysis and  
7 Audit Division, during the month of January,  
8 the Audit Branch conducted 67 reviews of the  
9 reports of receipts and expenditures that had  
10 been filed with us. They reviewed the  
11 financial reports of 23 political action  
12 committees. They reviewed 23 reports filed by  
13 constituent service funds, and that includes  
14 amended filings. They also reviewed,  
15 conducted desk reviews of two reports filed by  
16 our Statehood Fund Program. They desk reviewed  
17 18 reports of principal campaign committees,  
18 and that includes amended filings, and they  
19 reviewed the exploratory committee report of  
20 Catania.

21 They issued thirteen requests for  
22 additional information, and basically those

1 were directed to the registrants with respect  
2 to any omissions or deficiencies which may  
3 have been noted on the financial reports.

4 They referred four cases to the  
5 Office of the General Counsel.

6 In terms of our audits, we have  
7 ongoing audits. We have full field audits--  
8 Gray for Mayor, Bonds for Council. In terms of  
9 periodic random audits, we have three--Mara  
10 2013, Brianna for D.C., and Reta Jo Lewis for  
11 Mayor. And at this time, I would ask the  
12 General Counsel to provide the legal report.

13 MR. SANFORD: Good morning, Madam  
14 Chair and distinguished Board Member  
15 Danzansky. My name is William Sanford. I'm the  
16 General Counsel for the Office of Campaign  
17 Finance. During the month of January, the  
18 Office of the General Counsel received four  
19 referrals from the Reports Analysis and Audit  
20 Division, and conducted eight informal  
21 hearings, and issued four orders.

22 Of the four orders that were

1 issued, three were orders that were issued for  
2 failure to timely file reports, in which no  
3 fines were imposed, and one order was issued  
4 for failure to respond, adequately respond to  
5 a request for additional information, in which  
6 a fine of \$500 was imposed. And that fine was  
7 imposed against the Committee to Elect Perry  
8 Redd, who was a candidate for at-large council  
9 in the 2012 election.

10 Additionally, the Office of the  
11 General Counsel collected \$4,300 in fines, and  
12 they included the following. A \$200 fine from  
13 the Committee to Reelect Yvette Alexander, and  
14 a \$3,000 fine from the Yvette Alexander  
15 Constituent Service Fund. And finally, a fine  
16 in the amount of \$1,100 from Pete Ross 2014.

17 During the month of January, the  
18 Office of the General Counsel carried four  
19 active investigations. They include the  
20 following.

21 Sulaimon Brown for Mayor, 2010  
22 election period. Gray for Mayor, 2010

1 election cycle. Lee Calhoun and Stanley  
2 Straughter.

3 Due to criminal investigations  
4 related to all of these investigations, they  
5 are--they remain active and ongoing  
6 investigations in the Office of the General  
7 Counsel.

8 During the month of January, there  
9 were no show cause proceedings conducted by  
10 the Office of the General Counsel, and there  
11 were no requests for interpretive defendants.  
12 And that should conclude my report.

13 CHAIRMAN NICHOLS: Are there any  
14 questions of Mr. Sanford?

15 [No response]

16 CHAIRMAN NICHOLS: Thank you, Mr.  
17 Sanford.

18 MR. SANFORD: Thank you.

19 CHAIRMAN NICHOLS: All right. We  
20 will move to the report of our General  
21 Counsel, Mr. McGhie.

22 MR. MCGHIE: The only thing I have

1 to report is a litigation status update. The  
2 board currently has only two matters that are  
3 pending in court, and the board is familiar  
4 with both of those matters. The first one is  
5 the Libertarian Party v. the D.C. Board of  
6 Elections. As you recall, that matter dealt  
7 with Libertarian Party filing a complaint  
8 based on what was then the District's  
9 regulations or law that dealt with the  
10 petition circulators. That matter was handled  
11 by the Office of the Attorney General, and for  
12 all purposes, that matter is moot.

13 They were challenging the  
14 constitutionality of our circulator law, that  
15 had required that registered, qualified  
16 electors be--that you had to be a registered  
17 qualified elector to circulate. The law is  
18 now changed, but there is still a question of  
19 attorney fees, and both parties now have filed  
20 dispositive motions with the court, and so  
21 it's--those motions then are pending, and so  
22 a decision will be made by the court with

1       respect to attorney fees.

2                       The second matter is Zuckerberg v.  
3       the D.C. Board of Elections and Ethics. Mr.  
4       Zuckerberg filed a complaint for declaratory  
5       and injunctive relief to prohibit the board  
6       from removing the attorney general contest  
7       from the 2014 ballot.

8                       As the board is aware, the council  
9       enacted legislation that would delay the  
10      election of the elected attorney general until  
11      2018.

12                      Mr. Zuckerberg has filed in court  
13      to prohibit that, and motions, dispositive  
14      motions have been filed, back and forth,  
15      between the attorney general's office and Mr.  
16      Zuckerberg, and currently, a hearing is  
17      scheduled for February--well, tomorrow,  
18      February 6, at 9:30, before Judge Codero, to  
19      entertain those motions.

20                      So hopefully we will have a  
21      decision soon thereafter on whether or not the  
22      board will be required to have that contest on

1 its April 1st ballot.

2 CHAIRMAN NICHOLS: But that has  
3 been briefed.

4 MR. MCGHIE: Yes.

5 CHAIRMAN NICHOLS: That's so the  
6 judge could possibly render a decision  
7 tomorrow?

8 MR. MCGHIE: Yes.

9 CHAIRMAN NICHOLS: Are there any  
10 other questions of Mr. McGhie?

11 [No response]

12 CHAIRMAN NICHOLS: All right.  
13 Hearing none, thank you, Mr. McGhie. What I'd  
14 like to do is to bring Eric Olsen to the table  
15 to make a brief presentation about our early  
16 voting sites. Good morning. Please identify  
17 yourself for the record.

18 MR. OLSEN: Yes. My name is Eric  
19 Olsen. I'm the election training coordinator  
20 for the D.C. Board of Elections. I'm just  
21 going to talk a little bit about the location  
22 selection process that we had for the early



1 voting sites.

2 We were looking to expand early  
3 voting options for D.C. voters, and looking to  
4 expand beyond eight sites, and last year we  
5 did some analysis of some of the data and  
6 voting patterns of D.C. voters, to try to  
7 figure out how many centers we needed, what  
8 would be sort of an ideal number, and where  
9 those centers would ideally be located.

10 Not surprisingly, as we looked at  
11 the data, people, they tended to participate  
12 more in early voting when there was a center  
13 immediately within their precinct, or right  
14 around it. In those areas, voters tended to  
15 vote in the 25 to 30 percent range for early  
16 voting. If there was a early voting center far  
17 away, they tended to not go early voting very  
18 often, usually only around 8 to 12 percent.

19 So we identified some different  
20 areas in the city that were really being  
21 underserved by the early voting process, where  
22 the voters either didn't have an opportunity,

1 where the transportation options to the  
2 centers that existed weren't there, or they  
3 were just too far away, that it seems  
4 obtrusive to people, to go out and take  
5 advantage of early voting.

6           So the areas that we found--we  
7 found about five areas basically. One in the  
8 H Street and Trinidad area, which is sort of  
9 the borderline of Wards 5 and 6. Another in  
10 the Dupont Circle and Logan Circle area. And  
11 this is, these have a lot of very large  
12 precincts in those areas as well, so there's  
13 a lot of voters that weren't using early  
14 voting there.

15           Another in the Garfield  
16 Heights/Naylor Gardens area. That's along the  
17 border of Wards 7 and 8. The Petworth area in  
18 Ward 4. And sort of a lot of Ward 3 centered  
19 around in the Glover Park area.

20           These were all areas where voters  
21 were not participating in early voting very  
22 much, usually very small participation rates,

1 and they were a significant distance from the  
2 early voting centers that existed. So we  
3 identified five locations from there that sort  
4 of fit within those areas.

5 The only one that was really  
6 difficult was Dupont Circle, and Logan Circle,  
7 where there just aren't as many facilities,  
8 but we were able to find the Kennedy  
9 Recreation Center, which is close to those  
10 areas.

11 In the other four areas, we found  
12 sites that were all right where we found there  
13 was the most need.

14 CHAIRMAN NICHOLS: So Mr. Olsen,  
15 does the law require us to have these centers  
16 in specific geographical locations within the  
17 ward, or is there some formula that we have to  
18 follow in terms of selecting sites to place  
19 early voting centers?

20 MR. OLSEN: No. I don't think  
21 there's any legal restrictions, that I'm aware  
22 of. Mr. McGhie might be able to answer that

1 better.

2 MR. MCGHIE: No.

3 CHAIRMAN NICHOLS: Mr. McGhie, can  
4 you answer that--

5 (Laughter)

6 MR. OLSEN: And the ward lines  
7 don't matter that much for early voting,  
8 because voters can vote at any early voting  
9 center. We have a lotta voters that come down  
10 and vote in Judiciary Square, despite the fact  
11 that there's not a lot of residential areas  
12 immediately around us. A lot of people are  
13 going to work location. So a number of our  
14 centers are more towards downtown, because we  
15 catch people at, you know, that both live in  
16 the area but also are coming down for shopping  
17 opportunities, for going to work, and things  
18 like that.

19 So, for example, the Sherwood  
20 Recreation Center which is over at H Street  
21 and Trinidad areas, it's just over--it's in  
22 Ward 6 but it's just over the border of Ward

1       6.   So Ward 5 residents that live in Trinidad  
2       and Ivy City could go down there to vote, as  
3       well as residents that live in Ward 6 on  
4       Capitol Hill or in the H Street Corridor.

5                So really, we're trying to center  
6       them around where the most need was, and  
7       knowing that the centers are going to serve  
8       people--and each center's going to serve  
9       people in multiple wards.

10               CHAIRMAN NICHOLS:   Why didn't we  
11       put an additional center in Ward 1?

12               MR. OLSEN:   In Ward 1? Well,  
13       Kennedy Recreation Center, the new one that's  
14       in-- 2? No. Six. I think it's in six--is  
15       located--I mean, it's within a few blocks of  
16       both Ward 2 and Ward 1. So even though it  
17       technically is within 6, it's within 6 by  
18       about a block.

19               CHAIRMAN NICHOLS:   Okay.

20               MR. OLSEN:   So a lotta people in  
21       the southern part of Columbia Heights, U  
22       Street area, some of those areas, can go over

1 to Kennedy Recreation Center as well. Ward 1  
2 is also small. It's not very big. It's the  
3 smallest, geographically, in the city. So--

4 CHAIRMAN NICHOLS: But what about  
5 the density of the population--

6 MR. OLSEN: Well, there is a great  
7 density there, so--and I know that a lotta  
8 those voters come down to Judiciary Square to  
9 vote.

10 CHAIRMAN NICHOLS: Okay.

11 MR. OLSEN: Kennedy will be  
12 another location that they can vote in.

13 CHAIRMAN NICHOLS: Okay.

14 MR. OLSEN: And if you're in the  
15 northern part of Ward 1, the Emory Recreation  
16 Center, the new one, in Ward 4, is also  
17 another option. So when you're looking at  
18 early voting, I think it's better to look  
19 without the ward lines, and more to better  
20 look at centers, transportation options, and  
21 having a good geographic dispersion of centers  
22 that meet those needs.

1 MR. DANZANSKY: Madam--sorry.

2 CHAIRMAN NICHOLS: Go right ahead.

3 MR. DANZANSKY: Is that okay?

4 CHAIRMAN NICHOLS: No problem.

5 MR. DANZANSKY: Mr. Olsen, I guess  
6 this is more for the future than the present,  
7 and I guess at some point--and there has been  
8 some mild criticism leveled at the additional  
9 early voting sites, saying it's overkill, you  
10 don't need that much, you don't need all these  
11 people out on election day for primaries, and  
12 so forth.

13 My sense is that the purpose of  
14 early voting really is twofold. It's to  
15 relieve pressure on election day, and we  
16 experienced that, obviously, in the November  
17 2012 election, where there were long lines,  
18 and so on and so forth.

19 And it also is for convenience of  
20 folks who--to engage the public. Now some of  
21 those statistics are measurable, like voting,  
22 voter turnout, and voter engagement. I know it

1 varies from primary election to general  
2 election, and so forth.

3 But it seems to me, that over  
4 time, we ought to be able to at least begin to  
5 gather some data as we're going through these  
6 different configurations of more votings,  
7 early voting sites, fewer voting sites. I  
8 mean, technically, absentee ballot is an early  
9 vote, if you really consider what that is.

10 And one day people might ask:  
11 Okay, is this the best way to use taxpayer  
12 money? Does this make sense?

13 So I'm just wondering whether  
14 we're beginning to gather some data, so that  
15 as we go along, we'll be able to say to the  
16 appropriators of funds, and to the D.C.  
17 taxpayer, yes, this is effective because it  
18 increases voter turnout by X percent.

19 I guess, just mentally, have you  
20 thought about this, and is this something we  
21 can begin to measure as we go along?

22 MR. OLSEN: Well, you know, we've



1 looked at this, we've looked at a lot of  
2 different statistics. This is still--we're  
3 still early in the process.

4 MR. DANZANSKY: I know that.

5 MR. OLSEN: That we've only been  
6 doing it for--

7 MR. DANZANSKY: Exactly; exactly.

8 MR. OLSEN: Since 2010.

9 MR. DANZANSKY: Exactly.

10 MR. OLSEN: So our data is  
11 somewhat limited, and it really changes from  
12 election to election. For special elections,  
13 our early voting turnout's usually very low.

14 MR. DANZANSKY: Right.

15 MR. OLSEN: We only have the one  
16 location.

17 MR. DANZANSKY: Right.

18 MR. OLSEN: So we only have a few  
19 elections to go on. But we have put together  
20 a lot of data on that, to kind a look at, you  
21 know, how cost-effective it is, where voters  
22 are turning out.

1                   It does definitely help the  
2 precincts on election day, in terms of if  
3 getting down lines is a goal overall, right  
4 now we have--getting to the 2012 general and  
5 presidential election, we have precincts where  
6 we had 40 percent of the voters that are early  
7 voting. And that was a large precinct. It  
8 really helped on election day for those  
9 voters. But then we have other precincts where  
10 only 6 or 7 percent of their voters went out  
11 to use early voting. Their precincts had  
12 really long lines.

13                   So it's one of the reasons we're  
14 trying to sort of even out the early voting  
15 centers, and reach some of these underserved  
16 areas, is that if there's a more even  
17 distribution of the voters going to early  
18 voting, it means a more even distribution of  
19 voters on election day, which helps us for  
20 planning purposes, in terms of staffing, in  
21 terms of equipment.

22                   And as we gather more data, and

1 can more predict better where people are going  
2 to be, that enables us to serve them better,  
3 and make sure they're not, you know, waiting  
4 in line a long time.

5 MR. DANZANSKY: Okay. But you're  
6 consciously gathering this data, so that over  
7 time--because all we can do is project. I  
8 mean, this is a funny business. It's comprised  
9 of surges, and as some of our witnesses told  
10 us in our hearings, after election day, our  
11 public hearings, from other jurisdictions, you  
12 just can't predict these things.

13 MR. OLSEN: Yes. That's--

14 MR. DANZANSKY: I mean, you might  
15 as well realize that these are emotional  
16 events, they're public--but there is some  
17 predictability, and certainly, when we go to  
18 the council for our budget and ask for  
19 additional polling places, we ought to have,  
20 begin this collection process.

21 So I'm glad that you're beginning  
22 to do that, cause I think in the future it'll

1 be useful to us.

2 MR. OLSEN: Okay.

3 CHAIRMAN NICHOLS: Thank you, Mr.  
4 Danzansky. Thank you, Mr. Olsen.

5 Are there any other matters to  
6 come before this board?

7 [No response]

8 CHAIRMAN NICHOLS: Hearing none,  
9 this meeting is adjourned. It is 11:22 a.m.,  
10 Wednesday, February 5th.

11 [Whereupon, at 11:22 a.m., the  
12 Board of Elections Regular Board Meeting was  
13 adjourned]

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A		B		
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C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Regular Board Meeting

Before: Board of Elections

Date: 02-05-2014

Place: Washington, D.C.

was duly recorded and accurately transcribed under  
my direction; further, that said transcript is a  
true and accurate record of the proceedings.



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Court Reporter

**NEAL R. GROSS**

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