GOVERNMENT OF

THE DISTRICT OF COLUMBIA

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BOARD OF ELECTIONS

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REGULAR BOARD MEETING

+ + + + +

WEDNESDAY

APRIL 9, 2025

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The District of Columbia Board of Elections convened via Video/Teleconference, pursuant to notice at 2:30 p.m. EDT, Gary Thompson, Chair, presiding.

BOARD OF ELECTIONS MEMBERS PRESENT:

GARY THOMPSON, Chair KARYN GREENFIELD, Member

BOARD OF ELECTIONS STAFF PRESENT:

MONICA HOLMAN EVANS, Director TERRI STROUD, General Counsel

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1	P-R-O-C-E-E-D-I-N-G-S
2	2:33 p.m.
3	CHAIR THOMPSON: Okay, well, good
4	afternoon, everybody. Hopefully, you can hear me
5	okay.
6	My name is Gary Thompson, the Chair of
7	the Board of Elections. And thank you to those
8	letting me know you can hear me. I'm usually
9	there in person, so I'm doing this remote today
10	along with Karyn Greenfield, my fellow Board
11	member, and Kerry Stroud, our General Counsel.
12	It's winter's last gasp today. It's
13	getting sunnier, so hopefully we're squarely
14	inside of spring from now on.
15	We have a relatively short agenda
16	today. First thing we do is adopt our agenda.
17	We've seen this in advance, so at this time I'd
18	move to adopt the agenda.
19	(No audible response.)
20	CHAIR THOMPSON: Okay, and I got a
21	second. All in favor including Karyn and I?
22	(No audible response.)

1 CHAIR THOMPSON: All right, well, 2 good. 3 Also, I move that we adopt the minutes 4 from our last meeting, which we've had a chance 5 Okay? All in favor? to review. 6 (No audible response.) 7 CHAIR THOMPSON: We're good? (No audible response.) 8 9 CHAIR THOMPSON: And so, now, on to 10 Board matters, starting with the Executive 11 Director's report from Monica Evans. 12 MS. EVANS: Thank you, Mr. Chair, and good afternoon, all. This is the Executive 13 14 Director's report for March 2025. 15 Beginning with Executive Director 16 engagements, the Board's equipment vendors were 17 on site the week of March 31st. We were able to 18 discuss the implementation of the Automatic Voter 19 Registration Expansion Act and equipment software 20 upgrades needed for future elections. 2.1 We also discussed plans to conduct a 22 mock election in 2025.

We are also planning for the Ward 8 special election to be held on July 15. However, we have not yet received funding to conduct this election. We are unable to finalize plans without a budget.

Many of the vote centers we traditionally use in Ward 8 are unavailable due to summer camps in the recreation centers.

But we do hope to be in a position to finalize the planning process soon.

Voter registration rolls, in March, we registered 1,691 new voters and processed 21,406 registration changes. In total, we prepared 23,907 voter registration cards to be mailed.

Additionally, 67 registered voters moved out of D.C., and 177 voters cancelled their D.C. registrations and registered with other jurisdictions, and 269 voters registered in D.C. after canceling their registrations in other states.

Online voter registration, we are continuing to register voters using our website

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portal. To date, we have processed over 97,025 applications using the portal. These include new voter registrations and updates to existing registrations.

In March, we registered two non-citizens to vote in local elections. Total non-citizen registration is 986.

Since the election, we have seen a noticeable decline in the number of non-citizens registering to vote. And we are also receiving inquiries regarding the process to cancel a registration.

Restore the Vote. The Restore the Vote Division worked with the Corrections

Information Council, or CIC, on the joint after action report on the 2024 election cycle as required by the Restore the Vote Amendment Act.

And the draft report is being circulated for comment.

The division is also working with the Department of Corrections and the Federal Bureau of Prisons to alert incarcerated D.C. residents

from Ward 8 of the upcoming special election. Eligible residents will be able to vote in the special election and will receive a mail ballot.

2025 next steps and off year election year planning, we have received estimates to address our need to replace voting equipment that has reached the end of its life cycle. And we will address funding during our budget oversight hearing once it is scheduled.

As we continue planning for the 2026 election cycle, we are taking steps to fully implement new legislation. We are currently reviewing the requirements of the Automatic Voter Registration Expansion Act. We are meeting with jurisdictions that have similar legislation.

Delaware Board of Elections recently shared their marketing materials with us.

We are reviewing our outreach plans, communication strategies, and election worker recruitment efforts ahead of the 2026 election cycle.

We are also finalizing our

communications plan for the Ward 8 special election.

As previously mentioned, we convened all of our vendors together to develop a strategy to conduct a mock election later this year.

List maintenance. List maintenance is an ongoing process. Our data team continues to focus on keeping voter registration records accurate and up to date by conducting essential tasks such as identifying registrants who have moved, whether in state or out of state, verifying deceased individuals, addressing duplicate records and identifying ineligible voters and inactive voters.

As part of our voter registration list maintenance efforts, we are conducting the biannual mail canvas to verify the residential addresses of voters who were eligible but did not participate in the 2024 general presidential election. This process includes sending a first class non-forwardable canvas mailer to the address on record. This initiative will help

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maintain the integrity of the voter roll by identifying outdated or inaccurate address information.

To initiate this process 153,404 first class non-forwardable canvas mailers were sent to voters' recorded addresses on February 28th. And as a result, we have received 26,528 returned mailers through the Postal Service.

Technology and cyber security, our application for the migration to a dot gov domain has been approved. We will continue to work with OCTO to facilitate this process. Our teams are collaborating on the technical requirements ensuring that all necessary infrastructure and security measures are in place for a successful migration.

Additionally, we are evaluating the latest poll pad kiosk station to replace legacy poll pads. This will allow us to provide greater security to voters and enhanced usability for election workers.

Voter education and outreach, during

the month of March, the Voter Education and Outreach Division participated in 15 events on behalf of the agency. On March 11th, the Voter Education and Outreach Division participated in the naturalization ceremony at the U.S. District Court.

The division also attended the Black Family Wellness Expo hosted by The Links and participated in Civic Education Week at HD Woodson High School, Ballou Senior High School, Bard High School and Anacostia Senior High School.

Election workers, in preparation for the next election cycle, the election worker division has updated the election worker application. They are also compiling a list of necessary upgrades and enhancements to the election worker web platform.

The division is currently building the election in the election worker portal and adding classes in preparation for the call center to begin their work.

The division is also updating the training materials and finalizing the allocation of equipment.

active ANC vacancies for the 2025/2026 term.

These positions are in different stages of being filled. After candidate filing requirements are met an open vote of registered voters of the affected SMD will be held during regularly scheduled ANC meeting.

Ward 8 special election, as mentioned earlier, we are actively planning for a special election in Ward 8. In total, 21 candidates picked up petitions and 2 have submitted an initial filing. The deadline to file is Thursday, April 17, at 5:00 p.m.

The challenge period will begin on Sunday, April 20 and will run through Tuesday, April 29, at 5:00 p.m.

In addition to our normal business hours of 8:15 a.m. to 4:45 p.m. from Monday through Friday, DC BOE will be open on weekends

1 during the challenge process. And those dates 2 are Sunday, April 20, Saturday, April 26, and 3 Sunday, April 27. And those hours will be from 4 8:30 a.m. to 4:45 p.m. 5 Individuals may visit the DC BOE website for more information regarding the 6 7 election, current candidates, and pertinent 8 dates. 9 And that concludes my report. Thank 10 you. 11 CHAIR THOMPSON: All right, thank you 12 very much. On to the general counsel's report 13 from Terri Stroud. 14 MS. STROUD: Thank you and good 15 afternoon everyone. Can you hear me okay? 16 CHAIR THOMPSON: Yes. 17 Okay, thank you. The first item on my 18 agenda is rulemaking to Title III of the D.C. 19 Municipal Regulations. The first rulemaking is a 20 rulemaking to Chapter 5. The purpose of this 21 amendment is to include tuition and housing 22 statements from D.C. colleges and universities as

valid and acceptable proof of residence. Some of these institutions print the student's voter -- student voter's resident address on the tuition or housing bill, while others include it on a separate statement.

So, including both will ensure that all students can provide valid documentation and prevent disenfranchisement due to technicalities beyond the voter's control.

A notice of proposed rulemaking with respect to this rulemaking was published in the D.C. Register on February 14 at 72 DCR 001525.

And we have received no written comments on the proposed rules during the public comment period.

And so, I would ask for a motion to permit my office to submit the final version of this rulemaking to the Office of Documents and Administrative Issuances for publication in the April 18th edition of the D.C. Register, at which time they will become immediately effective.

And I'll take a -- if you can make the motion?

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1 CHAIR THOMPSON: So moved. Thank you 2 for saying that. 3 MS. STROUD: Okay. Is there a second? 4 MEMBER GREENFIELD: Yes. 5 MS. STROUD: Okay. And so, we'll take 6 a roll call vote. 7 Mr. Chair? 8 CHAIR THOMPSON: Aye. 9 MS. STROUD: Member Greenfield? (No audible response.) 10 11 MS. STROUD: Okay, and with that, we will submit this rulemaking to the -- this final 12 13 rulemaking to the D.C. Register as indicated. 14 The second rulemaking is a rulemaking 15 to Chapter 9. And this amendment is to recognize the Council's determination that the -- that its 16 17 expulsion of a member results in a vacancy that 18 triggers the procedures for filling vacancies and 19 provide clarity regarding the date upon which 20 these vacancies occur. 2.1 A notice of proposed rulemaking with 22 respect to this rulemaking was published in the

1 D.C. Register on February 28th, 2025 at 72 DCR 002089. And we received no written comments on 2 3 these rules during the public comment period. 4 And as with the last measure, I would 5 ask for a motion to permit us to submit the final version of this rulemaking to ODAI for 6 7 publication in the April 18th edition of the DCR, 8 at which time they will become immediately 9 effective. 10 CHAIR THOMPSON: The Chair so moves. 11 MS. STROUD: Okay. 12 And a second? 13 MEMBER GREENFIELD: Second. 14 MS. STROUD: Okay, roll call vote. 15 Mr. Chair? 16 CHAIR THOMPSON: Aye. 17 MS. STROUD: Member Greenfield? 18 (No audible response.) 19 And with that, we will be MS. STROUD: 20 submitting them to the D.C. Register. And again, 21 they will both be published in the April 18th 22 2025 edition of the D.C. Register at which point

-- time, they will become immediately effective.

The next item on my agenda has to do with the Initiative Number -- Initiative Measure Number 83 matter. As you were aware, that measure appeared on the ballot in the November 2024 general election where it was approved by voters.

But there was a matter that had to be dealt with, which was the improprieties with respect to the circulation of that petition.

Specifically, the fact that signatures had been whited out, as that's the terminology that was used in reference to these signatures or addresses in connection with these signatures.

And the Board will now -- the Office of the General Counsel is bringing an enforcement proceeding with respect to that against certain circulators involved in that.

And I will have senior staff attorney
Christine Pembroke present the Board's position
or matter before the Board -- or the Office of
the General Counsel's case before the Board.

MS. PEMBROOKE: Good afternoon, can
everyone hear me?

CHAIR THOMPSON: Yes.

MS. PEMBROOKE: Okay.

So, on January 14th, 2025, the Board's Office of General Counsel, OGC, sent to Lisa Rice a notice of a February 12th, 2025 pre-hearing conference. The notice advised in part, that OGC was investigating possible violations of the D.C. Code provision that imposes criminal penalties for making a false statement as to a person's residency on an initiative petition.

The notice was sent because Ms. Rice had submitted to the Board, as the General Counsel alluded to, an initiative petition that included 4,802 signatures where the address entered on the petition by the signer had been whited out and written over to alter the address claimed by the signer to a different address.

The petition at issue had been submitted by Ms. Rice in support of Initiative Number 83, or the Make All Votes Count Act of

2024.

Ms. Rice and her counsel, Joseph Sandler, appeared at the pre-hearing conference. In addition, Adam Eidinger, Nikolas Schiller and Kirsten (phonetic) Furnish also appeared.

As disclosed during the pre-hearing conference, those other individuals assisted Ms. Rice in organizing the gathering of and/or reviewing I-83 petition signatures.

And in particular, Mr. Schiller trained the I-83 circulators who gathered signatures.

During the pre-hearing conference, Mr. Schiller acknowledged that his training included that circulators should alter address information that was entered on the petition by the signers. And he and Mr. Eidinger stated they believed that this practice was permissible based on the fact that they had been involved in prior ballot measure efforts where such alterations were made on the petitions in support of those measures and the Board had not rejected the signatures

associated with altered addresses.

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In response to these claims, the OGC attorney present at the pre-hearing conference noted, among other things, that the Board's registrar of voters had, on March 20th, 2024, which was months before the I-83 petition was submitted, sent Mr. Schiller an email that was copied to the Board's General Counsel, Mr. Eidinger, Ms. Furnish and counsel for Ms. Rice, which included the following, quote, if a signer writes information on a petition sheet, a circulator should not be going behind them and changing what the signer wrote, close quote.

As the evidence that came out as a result of the pre-hearing conference included that Mr. Schiller, Mr. Eidinger and Ms. Furnish advised Ms. Rice that it was permissible to alter address information entered by signers on the petition, OGC's inquiry expanded to include those other three individuals.

OGC reviewed the entire I-83 petition to determine the number of instances where the

address entered by the signer had been changed.

And the signatures were gathered by Ms. Rice, Mr. Schiller, Mr. Eidinger, and Ms. Furnish. And

I'll just refer to those four individuals as the circulators going forward.

Eventually, these circulators entered into a stipulated agreement with General Counsel. By that agreement, the circulators waived their Fifth Amendment rights and stipulated to the following paraphrased facts.

One, the law establishes that, for the purposes of petition signature validity, the Board shall count a signature as valid if the signer's address on the Board's records show that the person was registered to vote from the address listed on the petition at the time the person signed the petition.

Two, the only mechanism recognized in law for curing a signature that is defective because the address on the petition does not match the address in the Board's records for a registered voter having the same name as the

signer, is to have the voter file a change of address form prior to the filing of the petition.

Three, the Board's written guidance on circulating and filing initiative petitions repeat that the determinative address for signature validity requirements is the address entered at the time the petition was signed and that the mechanism to cure a difference between an address on the petition and an address for a person having the same name in the Board's records was to have the voter at issue submit a change of address form prior to the filing of the petition.

Four, the Board's written guidance on circulating and filing initiative petitions instructs that the signer is to enter the address information on the petition.

Five, during the process of gathering signatures for Initiative 83 and before submission of the petitions to the Board for approval, the circulators engaged in an effort to check that each signer's address on the petition

matched the signer's current address on the Board's records.

If the address was different, then the circulators placed white correction tape over the address written by the signer at the time the petition was signed, and hand wrote an address from the Board's records on the correction tape.

On March 20th, 2024, the circulators were provided with authoritative notice that this practice was impermissible, thereby making any inaction by the Board staff in response to address alterations on petitions for prior matters irrelevant.

Six, the circulators of the petition sheets did not gather personal identifying information from petition signers, such as dates of birth or Social Security numbers that would enable them to definitively confirm that the person signing the petition, who has the same name as the voter in the Board's record is, in fact, a registered voter.

Seven, ultimately, Rice filed a

petition with 4,802 signature lines with address information that had been written over to attempt to match the address entered by the signer with an address from the Board's records.

Eight, there were 23 instances on the petition sheets circulated by Mr. Schiller, with altered addresses. For example, 4113 18th

Street, Northeast was changed to 1301 Trinidad

Avenue, Northeast and 2026 Savannah Place,

Northeast was changed to 2029 Huidekoper

(phonetic) Place, Northwest.

Mr. Eidinger circulated sheets with 20 petition signatures with altered addresses. For example, 2502 14th Street, Northeast, Number 5 was changed to 110 Riggs Road, Northeast and 1525 Two Street, Northwest, Number 2, was changed to 1202 Orange Street, Northeast.

Ms. Furnish submitted petition sheets with 68 signatures with altered addresses. For example, 1717 T Street, Northwest, Number 12 was changed to 1734 Hobart Street, Northwest and 2337 Champlain Street, Northwest was changed to 1419

Swann Street, Northwest.

Ms. Rice circulated sheets with 14 signatures with altered addresses. For example, 1901 C Street, Southeast was changed to an address on Van Street, Southeast and 7 O Street, Northwest was changed to 3461 22nd Street, Southeast.

The circulators inappropriately made the foregoing address changes sometime after the signer had signed the petition, such that the circulators entered addresses that were not the addresses listed on the petition at the time the person signed the petition, as required by law.

This practice went beyond the initiative laws and the Board's guidance and what the Board's guidance permits and violated election laws.

By the stipulation, the circulators also agreed to send a letter to each individual who was trained to gather signatures on the I-83 petition that explains that the practice of altering a signer's address violates the election

1 laws and can trigger criminal prosecution, and 2 that they must complete Board-offered circulator 3 training if they intend to gather petition 4 signatures in the future. 5 And that's all I have in terms of the background of this matter. 6 7 MS. STROUD: Okay, thank you, Ms. 8 Pembrooke. 9 Was there anything that the Office of 10 the General Counsel wanted to submit for the 11 record? 12 MS. PEMBROOKE: Yes, there are a few 13 items that we would like to be admitted into 14 evidence in the record. The first being the executed 15 16 stipulations. 17 The second being the March 20th, 2024 18 email exchange in which Mr. Eidinger, Ms. 19 Furnish, and Ms. Rice, and Mr. Schiller -- Ms. 20 Rice's counsel and Mr. Schiller were notified 21 that their circulators should not be altering

information entered by petition signers.

1	A January 16, 2024 email exchange
2	between Ms. Rice and Mr. Schiller regarding
3	alterations to the address on the petition of a
4	particular voter. The Excel sheet that the
5	Office of General Counsel prepared which
6	identified by petition sheet line where these
7	circulators had altered address information. And
8	the transcript of the February 12, 2025 pre-
9	hearing conference.
10	So, with that, I would ask if the
11	Chair would admit that information into the
12	record.
13	CHAIR THOMPSON: Yes, so admitted.
14	I just had a quick question, does the
15	stipulation recite or comment on intent on the
16	part of the circulators?
17	MS. PEMBROOKE: I would have
18	CHAIR THOMPSON: That would be
19	MS. PEMBROOKE: look at it again to
20	say for sure.
21	And the reason I say that is because
22	the offense of violating or falsifying address

1 information is a strict liability offense. 2 their intent really isn't relevant. 3 And that was the primary statutory 4 provision that we were proceeding on. 5 So, off the top of my head, I don't recall that the stipulation went to whether they, 6 7 you know, were doing this purposefully. 8 I know that during the proceedings, 9 part of their defense was that they didn't 10 understand that this was an impermissible 11 practice. But again, with respect to the 12 particular charge of 1001.14(b), intent is not 13 relevant. 14 CHAIR THOMPSON: Yes, I appreciate 15 I thought that was the case. Thank you. that. 16 MS. STROUD: And Mr. Chair, if it's 17 your pleasure, then at this time, we could hear 18 from the circulators through their counsel? 19 Yes, all right. CHAIR THOMPSON: 20 Yes, Mr. Sandler? 21 MS. STROUD: And Mr. Hayford, I 22 believe, is present for Mr. Eidinger.

1	CHAIR THOMPSON: Okay.
2	So, whoever we need to promote, and
3	whoever would like to go first.
4	MR. SANDLER: Okay, can you hear me?
5	CHAIR THOMPSON: We sure can, Mr.
6	Sandler, yes, please go ahead.
7	MR. SANDLER: Yes, thank you, Mr.
8	Chairman.
9	I just want to confirm that Ms. Rice,
10	the proposer and the circulator, you know, has
11	entered into this stipulation voluntarily as a
12	means to resolve this matter, is satisfied with
13	the stipulated facts as the basis, you know, for
14	the record.
15	And we would respectfully request that
16	the Board adopt the General Counsel's
17	recommendation.
18	CHAIR THOMPSON: I appreciate that.
19	Yes, I don't have any questions.
20	Anything else?
21	MS. STROUD: I don't know if Ms.
22	Hayford wanted to speak? I know that he's

1	present.
2	CHAIR THOMPSON: And I see a Kevin
3	Hancock here as well, if you want to speak?
4	(No audible response.)
5	CHAIR THOMPSON: Someone named Roman
6	just said nothing further.
7	And also, I see Kevin Hancock, you
8	know, if he wants to unmute and speak, that's
9	okay.
10	He's just listening in, as he says in
11	the chat.
12	So, I think we're we've heard from
13	everybody we need to hear from.
14	MS. STROUD: Thank you, Mr. Chair.
15	In light of the stipulated agreement,
16	it would be my recommendation that the Board
17	impose a penalty that amounts to \$300 per each of
18	the 100 and, let's see, I believe 126 or 162, I
19	can't quite
20	MS. PEMBROOKE: I think it was 127.
0.1	
21	MS. STROUD: 120 I'm sorry, you

1 MS. PEMBROOKE: I thought it was 127. 2 MS. STROUD: Okay. 3 Let me bring up that exact number. 4 MR. SANDLER: The stipulation says 5 126. 126, okay. 6 MS. STROUD: 7 And so, that would amount to a fine of 8 \$37,800. And I recommend, consistent with the 9 stipulated agreement, that the Board impose a 10 penalty against the circulators in that amount. 11 CHAIR THOMPSON: All right, thank you 12 so much. 13 I accept the recommendation and move 14 that we adopt it. And I'll just comment briefly to thank everybody for working together towards 15 16 this stipulated result. 17 It's, you know, makes our job a lot 18 easier. I think it's the right result in light 19 of the strict liability nature of the infraction. But I also wanted to add the comment that I 20 21 personally don't infer anything about the 22 circulators' intent in terms of it being, you

know, deceptive or wrongful or anything like that. It's just, it's something that happened.

And when we noticed it happened, you know, we said at the time that we would revisit the issue, you know, in due course and so here we are and I'm glad we followed through.

But also, at the same time, the circulators submitted a lot of valid signatures, way more than necessary to clear the relevant thresholds to put I-83 on the ballot.

So, you know, that's behind us. This is this is follow-up work to address this white out issue and I'm glad we could do it cooperatively and everybody knows now going forward, including the training, that everyone will now follow, you know, to -- if there are any kind of changes like that to do it through a voter change of address form.

So, I just wanted to say thank you to Mr. Sandler and Ms. Rice and everybody from the I-83 team and everyone else that worked so hard to bring all this together. I think it's the

1 right result. So that's, you know, I positively 2 adopt the recommendation and so move that we 3 imposed the penalty. 4 MS. STROUD: Is there a second? 5 MEMBER GREENFIELD: Second. Okay, and we'll take a 6 MS. STROUD: 7 roll call vote with respect to the motion to 8 adopt the recommendation of the General Counsel. 9 Mr. Chair? The Chair votes aye. 10 CHAIR THOMPSON: 11 MS. STROUD: Member Greenfield? 12 (No audible response.) 13 MS. STROUD: And with that, the Board 14 imposes a fine of \$37,800 against the Initiative 15 83 circulators with respect to the signatures at 16 issue. 17 And that concludes this enforcement 18 proceeding with respect to Initiative 83. 19 CHAIR THOMPSON: And I notice from the 20 chat someone named John Capozzi asked for 21 permission to be recognized and speak to the 22 I would defer to General Counsel on that. Board.

1 MS. STROUD: I would say that we could 2 hear that during public matters as this matter is 3 closed. And so, that can be raised during the public matters section of the meeting. 4 5 CHAIR THOMPSON: All right, so thank you, Mr. Capozzi, just hold on and we'll get back 6 7 to you in a few minutes. 8 MS. STROUD: Thank you. And the next 9 item on my agenda is litigation status. We have 10 seven matters, two of which will be concluded as 11 of -- two of which are concluded, but we just have to report on how they were closed out. 12 13 The first is Stacia Hall vs. the 14

The first is Stacia Hall vs. the

Board. That matter is in the U.S. Court of

Appeals for the D.C. Circuit. This is an appeal

from the U.S. District Court's denial of a

challenge to legislation allowing non-citizens to

vote in local elections.

Oral argument in this matter was held on March 14th and a decision is pending.

The second matter is Charles Wilson vs. Muriel Bowser, et al., including the Board.

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That matter was in the D.C. Court of Appeals on February 6th. The Court vacated the order of the Superior Court and remanded the matter back to that Court for further proceedings to address appellants' proper subject claims.

On February 11th, the Board sought en banc review of the February 6th decision.

On February 26th, the Court ordered that the appellants file a response to the Board's petition for en banc review by March 12th. The plaintiffs filed that response on March 6th. On March 31st, the Court issued an order denying the petition -- Board's petition for en banc review.

The third matter is Charles Wilson vs.

Muriel Bowser, et al., vs. the D.C. Superior

Court. This is the remand of the case just

described. To date, the Superior Court has not

acted on the remand, but the Board filed a motion

to dismiss on -- yesterday, April 8th, 2025.

The next matter is Long vs. the Board, and that's in the D.C. Superior Court. This case

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was remanded back to this Court from the U.S. District Court for D.C. on February 3rd.

This matter is the re-submission of a case previously dismissed without prejudice, in which the plaintiff sought \$10,000 in damages for an overdraft fee caused by a stop-payment on a \$500 check issued for his service as an election worker. To date, the Superior Court has not acted on the remand.

The fifth matter is Deirdre Brown vs. the Board, that's in the D.C. Court of Appeals.

On August 7th, the petitioner sought review of the certification of Initiative Measure Number

83. This matter has been fully briefed and oral argument is scheduled for April 24th, 2025.

The next matter is Sobin vs. the Board. That's in the U.S. District Court. Other than the granting on February 21st, 2025 of the plaintiff's motion to proceed in forma pauperis, there has been no activity in this case.

The final matter is Young-Bey vs. the Board. That's in the D.C. Court of Appeals.

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This is a challenge to the general election results for an ANC race that was reported as closed at the February Board meeting because the Board had issued a decision -- the Court had issued a decision in favor of the Board and denied all the hearing requests.

On January 28th, 2025, the Court issued its mandate. However, Young-Bey, on

issued its mandate. However, Young-Bey, on
February 6, 2025, filed a motion to recall the
mandate. He didn't serve the Board with that
motion, though. On March 18th, the Court denied
Young-Bey's motion.

And that concludes the litigation status and my overall report. Thank you.

CHAIR THOMPSON: All right, thank you very much.

On to the campaign finance report, and it looks like General Counsel, Bill Sanford, is going to give us that report.

MR. SANFORD: Good afternoon Mr. Chair and distinguished Board Member Greenfield, appearing on behalf of the Director of the Office

of Campaign Finance, during the month of March 2025, the Office of Campaign Finance participated in several community outreach events across the District of Columbia.

On the 14th of March, the Office of Campaign Finance joined District agencies by participating in the Harvard Towers Group Community Outreach event in the Mount Pleasant neighborhood.

On March 14th, the Office of Campaign Finance joined District agencies by participating in the Jubilee Housing Group's educational outreach event held in the Adams Morgan neighborhood.

On March 18th, the Office of Campaign Finance gave a presentation at the Advisory Commission Single Member District 3A01.

On March 28th 2025, the office joined other District agencies by participating in the Metropolitan Police Department and D.C.

Department of Recreation's Late Night Hype Beat the Streets program.

In the Fair Elections Program during the month of March 2025, the Office of Campaign Finance prepared for the special election of 2025 in Ward 8 for Ward 8 Council. And as of today's date there are two certified participants in the Fair Elections Program. The two certified participants in the Fair Elections Program for the special election in Ward 8 are Sheila Bunn. To date, Ms. Bunn has received \$46,735 in matching funds and \$20,000 in the base amount.

The second certified participant, Salim Adolfo, Salim Adolfo Principal Campaign Committee, to date has received \$40,071.65 in matching funds and \$20,000 in base amount.

During the month of March 2025, the Fair Elections Division conducted 48 desk reviews and issued 11 requests for additional information to committees. During the month of March, as of March 31st, the Office of Campaign Finance has received a total of \$871,502.58 in remitted funds.

Currently, there are five post-

election audit reports that were issued by the Fair Elections Division for the 2020 election in the month of March 2025.

In addition, there were five election audit reports related to the 2022 election that were issued in March of 2025 by the Fair Election Division.

In the Public Information and Records
Management Division there were three required
filers in the tradition program. All three
required filers timely filed their reports for
the March 10th required filing date.

In addition, there were eight required filers under the Fair Elections Program and all eight required filers timely filed their reports on March 10th, on or before March 10.

There are currently eight candidates in the traditional program seeking the office of Ward 8 Council. They include the following candidates, Khadijah Clark, Kara Johnson (phonetic), Oliver Roy, Doc Adams, Armonte Williams -- Wilson, Jennifer Muhammad, Michael

Reese, and Shenoy Emmanuel (phonetic).

There are currently six candidates who have registered under the Fair Elections Program for the Ward 8 special election, and they include the following: Salim Adofo, Sheila Bunn, Dion Jordan, Michael Austin, Lawrence Grayson, and Charnal Chaney.

There is currently one recall committee registered with the Office of Campaign Finance and that committee is the Committee to Recall D.C. Attorney General Brian Schwalb.

In the Reports Analysis and Audit Division, during the month of March, the RAD Division conducted 23 desk reviews, which included 1 political action committee, 3 constituent services committees or funds, 12 principal campaign committees, 4 independent expenditure committees, and 3 initiative referendum recall committees.

RAD also issued 2 requests for additional information and resolved 20 cases and referred 2 cases to the Office of the General

Counsel during the month of March 2025.

In the month of March 2025, the RAD Division had the following cases under review: the Committee to Elect Eboni-Rose Thompson; the Re-elect Trayon White 2024 Principal Campaign Committee; Jacque 4 DC (phonetic) 2024 Principal Campaign Committee; Michelle Colson State Board of Education Ward 4; and Eboni-Rose (phonetic) for State Board of Education Board Ward 7.

During the month of March 2024, the Office of the General Counsel received 2 referrals, completed 14 informal hearings, and issued 14 orders, which included the following.

Eight orders were issued, no fines were imposed, and six orders were issued in which a total of (audio interference).

During the month of March, the Office of Campaign Finance imposed fines against the following respondents.

A fine of \$750 was imposed against Ward 2 Democrats. A fine of \$1,900 was imposed against Markus for One Ward 8. A fine of \$1,650

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1 was imposed against the Committee to Elect 2 Rondell Magic Jordan. A fine of \$1,900 was 3 imposed against the Committee to Elect Paul 4 Johnson. A fine of \$1,900 was imposed against 5 Patricia Equino for D.C. Council. And finally, a 6 fine of \$400 was imposed against Sriqui 7 (phonetic) for Ward 3 State Board of Education. 8 During the month of March 2025, there 9 were no open investigations pending before the 10 Office of Campaign Finance, there were no 11 requests for interpretive opinions received, and no show cause proceedings were conducted. 12 13 The contents of the Director's full 14 report and the General Counsel report will be 15 published at the Office of Campaign Finance 16 website under the data and report section by 17 close of business on today's date, the 9th of 18 April 2025. 19 And that should conclude my report. 20 CHAIR THOMPSON: Okay, thank you very 21 much.

That brings us to public comment and

I'll -- we're going to start with John Capozzi who had his hand raised earlier.

And anybody else who would like to comment, just raise your Zoom hand and we'll promote you.

So, let's start with John Capozzi.

MR. CAPOZZI: Can you all hear me now?

CHAIR THOMPSON: We sure can, hello.

MR. CAPOZZI: Hello, hey, Chairman
Thompson, and Commissioner Greenfield, and
everyone.

I just wanted to say a couple things today. Appreciate you resolving the matter that came up earlier.

And I was going to mention, I noticed that the two things that were put out for public comment in the register didn't receive any public comment, although I thought they were actually important initiatives. I would hope that the Board would consider other places besides the federal -- the D.C. Register to make sure that there actually is more of a chance for public

comment.

I guess when zero people comment, I'm not sure if that's an achievement. I know that might make it easier for you guys, but I think it's always better if the public has a better chance to do that, than, you know, if they don't actually follow the D.C. Register, even though that's the legal requirement.

And then in the future, I mean, I've been one of those people that's been active for decades now gathering signatures in the city.

And so, at no time did I ever see in a petition that the voter's intent is not kind of what we look at.

And I did notice in the proceedings you mentioned altering signatures, I guess in this case, it looked like it was related to addresses. But when I've circulated petitions, I've gotten people to sign the petition. If they're unable or they're in a hurry or something, I've filled out the address part for them based on what they've told me. Right?

Also, the same thing with the ward and the date information that's listed on the petition.

And so, unless -- the person who's signing's intent is really what we're looking at, which is what I look at when I get a signature from someone, I asked them if they're a D.C. voter, if they say they are, it's like great. Here's what the petition is. Here's what I want you to do in terms of signing it. Please put the address down that you are registered at because, you know, that's going to be something that's important.

And so, if later when you look up the person's name and, you know, you can tell that it's -- sometimes it's a unique name, so it's not hard to be confused with another person. When you see that the address is not the same as the person has indicated on the petition that they've written down, then I guess I would ask the Board to look at the intent of the voter in terms of why did they sign the petition with the address

that they put, which is not the one that's registered at the Board of Elections at this time.

I mean, I think we know that, in D.C., we have a lot of people that are transient. They move a lot for different reasons. And so, putting down an address that is not what is their current registered address, is not an intent of the voter to deceive anyone or to cause problems, it's really their best idea of where they think they're registered at time.

And so, if the Board is looking at that, to me, they should either put instructions on the petition that says, you know, under some kind of penalty, if people alter this part of the petition that's, you know, that's, you know, that's the law, right, the way you've stated it.

Because otherwise, I don't know if the circulator knows that like, the idea is that, if a voter signs a petition, their intent is actually to have their signature count.

And so, unless the address that they

put is the correct address, then it's not going to count. I guess that's clear from the Board at this point.

And so, you put the onus on the voter, let's say, you know, I circulate a petition. I see that the address is wrong. I have to contact the voter. Right? I have to ask them to send in the change of address, okay, by the time the petition is filed.

And so, I just think that's taking a lot of time and effort that you're asking a circulator to do when the intent of the voter is to sign the petition and to have their signature count.

And so, to me, there's got to be some procedure that is a better cure than what you've described. And for example, like, you know, I mean, a technical change in the law is something that they do routinely in passing legislation.

It says, you know, you can make a technical change.

And so, I took it, if someone's

address, if it's wrong as not a change in their signature.

And also, if they're worried about the voter's intent of signing the petition when they put the wrong address, signature matching is available. I mean that's something you guys can do to make sure that the voter's intent was to sign the petition.

Whereas, it seems like they're concerned that, you know, somehow it's not valid when a signature match would be the ultimate determiner of that as opposed to someone's address or the ward they put in the box or the actual date of the signing of the petition.

So, I just want you guys to keep that in mind in the future. There's a lot of people out there gathering a lot of signatures for a lot of, you know, different, you know, like when you — initiatives, candidates, you know, et cetera. And so, if these instructions aren't clear, and I didn't receive that email in March, I've never seen anything like that in writing from the

Board.

So, we won't get into my background of, you know, putting in petitions in the past, but you know, changing someone's address was not changing the intent of the voter. And I think that's what I'm hoping the board will take into consideration in the future.

Thank you.

CHAIR THOMPSON: All right, thank you so much.

I certainly know with respect to the rulemakings that there was a stage where they were proposed rulemakings and they were noticed for our meeting. And we did allow public comment at the time.

And then, of course, the proposed rulemakings were published in the D.C. Register.

So, but I appreciate your point and thank you for your comments.

So, anything from --

MR. CAPOZZI: Thank you.

MS. STROUD: And Mr. Chair, I would

also note that the same day that we -- they were entered as proposed rulemaking, before we sent them to the D.C. Register, they were published on our website in the dedicated section of our website where we keep proposed rulemaking.

So, even before the publication in the D.C. Register, which was not until like a week or so later, they were on our website. So, they -- the public had longer than the 30 days because they were published on our website in advance of the publication in the D.C. Register.

CHAIR THOMPSON: And I, too, am excited about them, especially the first one because it cures the American University issue which was, you know, a difficult one given the common address. So, glad that's behind us.

And the other one was an important clarification in light of recent events, so.

Okay, I see we have somebody named DCWAT who can be promoted. Hello, maybe tell us your name and your address and give us your comment, about three minutes, if you can limit it?

1 MS. BRIZILL: I don't know if you're 2 referring to me, Mr. Chairman. This is Dorothy 3 Brizill. 4 Okay, go ahead, Ms. CHAIR THOMPSON: 5 Brizill, I think you live in Maryland, but go 6 ahead. 7 MS. BRIZILL: I don't know what to say 8 about some things you say, Mr. Chairman, but I'll 9 just move on. I would like a clarification of the 10 11 Initiative 83 matter which was discussed. 12 Both Ms. Stroud and the other 13 individual from the Legal Counsel's Office went 14 through things very quickly. And I have -- had a 15 couple of questions. 16 Namely, will the stipulation that was 17 signed and approved by the Board be posted on the 18 website since it is not an administrative report? 19 But will it be available to be read? MS. STROUD: An administrative order 20 21 will issue in this matter and it will incorporate 22 the stipulated agreement.

1 MS. BRIZILL: Could I ask a couple of 2 When you introduced the matter, Ms. questions? 3 Stroud, you indicated that that the improprieties 4 associated with the circulation of the petitions 5 for Initiative 83, you used the term improprieties. 6 7 Do you believe that they were just 8 improprieties and not violations of laws and 9 regulations or past practices that had been in 10 existence for years by the Board of Elections? 11 CHAIR THOMPSON: If I could interrupt, 12 also, Ms. Brizill, if you could let us know all 13 your questions and then, we'll comment and then -14 - instead of a long back and forth conversation. 15 So, did you have any other questions 16 before you wanted us to make our comment? I understand. 17 MS. BRIZILL: 18 listened very intently, I didn't see you do that 19 with Mr. Capozzi's question. You had him, you

You want me to give you my list of questions right now?

know, raise different issues along the way.

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CHAIR THOMPSON: Yes, please.

MS. BRIZILL: I would like to see the stipulation. I would like to know why Ms. Stroud simply referred to the white out of addresses and other matters on the petitions as improprieties and not violations of District law, regulations, and past practices. Were the four individuals you mentioned, Ms. Rice, Mr. Eidinger, Mr. Schiller, and Ms. Furnish the only four individuals that you have decided to cite, since there were many other circulators who had white outs on the petition?

Mr. Schiller in his prehearing conference defended the practice by saying they had done it before.

Was the Board aware that it had been done before? And is the Board going to investigate this matter since two of the individuals, especially Mr. Schiller and Mr. Eidinger, have been involved in other initiative measures?

I found it very curious, Mr. Thompson,

your question about intent. What was their intent? I mean, I think you'd have to be from Mars not to know what their intent was. Their intent was to submit as many signatures as possible and hope that no one would catch any fraudulent nature attached to the petition of signatures.

What is the actual number of signatures that the General Counsel and/or the Register of Voters believe had something done to them in terms of some tampering? Either there was white out on the signature line, white out on the address line, white out, period, on individual signatures.

Because I'm not clear what -- where the number 4,802 petition signatures comes from.

Thank you.

CHAIR THOMPSON: All right, yes, thank you so much for your comments, Ms. Brizill, and I defer to General Counsel Stroud to comment on any of that or some of it.

MS. STROUD: Mr. Chair, I'm just going

1	to say for the record that an administrative
2	order in this matter will issue wrapping up this
3	matter. And any questions may be addressed there
4	and, if not, then she can follow up. But that's,
5	you know, what I want to say with respect to
6	those questions with respect to this matter.
7	MS. BRIZILL: So much for an open and
8	transparent process, right?
9	CHAIR THOMPSON: Thank you, Ms.
10	Brizill.
11	We have another hand raised from
12	Sandra, SS, Seegars. And we welcome Ms. Seegars,
13	and please give us your comment.
14	MS. SEEGARS: Hello, I'm trying to be
15	seen, where's the can y'all see me? No?
16	CHAIR THOMPSON: We can't see you, but
17	we can hear you.
18	MS. SEEGARS: Okay, that's good
19	enough, I guess.
20	Hello, everyone, it's nice seeing you,
21	Happy New Year since I haven't seen you this
22	year, except for Terri.

Second, Happy New Year to you, Terri.

I have three concerns. The first one is, the qualification of candidates and electors Section 1-1001.08J, like junior, 2, where it says nomination under this subsection for candidates for election in the general election to any office referred in paragraph one of this subsection shall be no -- shall be of no force and effect with respect to any person whose name has appeared on the ballot of the primary election for the office held within eight months before the date of such general election.

So, they're saying that, if they ran in the primary, they cannot change their party and run in the general. That's what I understand it mean.

So, my question is, shouldn't this law cover expelled or recalled elected officials by giving them a sit out period as well? That's the question for that one.

And let me see, the other one is, number two is, the nomination petitions. The

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1 line -- the new ones with the ticket on the front, the lines are too close together on a one-2 3 sided petition. The Board of Elections has crammed ten 4 5 lines for signers, the heading and the circulator's affidavit on one sheet.

> Before, the petition was two-sided and the line spacing was wider. The way it is now, the signatures can appear illegible.

So, I'm hoping that they can change that and make the lines wider.

And the third thing is the coding on the voter roll, to me, is incorrect. I was told that, in 2020, you all had a new company and they chose the code.

Okay, for instance, there is an X for voters who are ineligible to vote and an N for voters who did not vote.

In the Ward 2 special election, Ward 8 voters were ineligible to vote. Therefore, an X should have been next to their name. Instead, the Board of Elections has an N, which suggests

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1 that they did not vote but should have. 2 So, they have it, to me, mixed up. 3 think the N should go for people who didn't vote 4 that should have voted, and the X for ineligible. 5 So, those are my three concerns. Ms. Seegars, I'll address 6 MS. STROUD: 7 the first one and then I'll defer to the Executive Director for the balance of those 8 9 questions. 10 So, this is a special election to 11 elect -- to fill a vacancy on the seat, if that's what you're referring to. 12 13 MS. SEEGARS: Yes. 14 MS. STROUD: Okay. 15 And that statute refers to general 16 elections. 17 It refers to primary and MS. SEEGARS: 18 general. A person in the primary election, if 19 they run and lose, they cannot switch parties --20 MS. STROUD: Right, but this election 21 is a special election to fill a vacancy, is that 22 what you're --

1	MS. SEEGARS: That's not
2	MS. STROUD: So, we're not talking
3	about
4	MS. SEEGARS: After somebody was
5	expelled, now they can turn right around and run
6	again. There should be a sit out period for
7	them, too, I'm thinking.
8	CHAIR THOMPSON: Yes, I'll just
9	(Simultaneous speaking.)
10	CHAIR THOMPSON: The statute doesn't
11	provide for a sit out period
12	MS. SEEGARS: I know, it should,
13	though. I'm saying it should.
14	CHAIR THOMPSON: in circumstances
15	that support a vacancy.
16	MS. SEEGARS: I know, I'm not
17	(Simultaneous speaking.)
18	CHAIR THOMPSON: That would be for our
19	council
20	(Simultaneous speaking.)
21	MS. SEEGARS: any okay. Anybody
22	expelled and creates a recall and creates a new

1 special election, that person recalled or 2 expelled should have to sit out as well. 3 MS. STROUD: That is not what the 4 statute -- the Home Rule Act provisions governing 5 qualifications for the office at issue's 6 mandates. 7 MS. SEEGARS: Well, where did you all 8 get the one about the primary and the general. That just came about recently. 9 10 MS. STROUD: I'm not sure I 11 understand. 12 MS. SEEGARS: Okay, when did you all 13 decide that if a person runs in a primary 14 election and they lose, then they --15 MS. STROUD: So, there's two things. 16 You're talking about a statutory provision in the 17 election statute that talks about who can run in 18 a general election. But this is not a general 19 election, it's a special election. 20 And the qualifications for who can 21 hold the office that you're referring to is 22 outlined in the Home Rule Act.

1	MS. SEEGARS: Meaning, if a person is
2	expelled or recalled, there's no law saying they
3	cannot they can't run the next time around in
4	the special election.
5	MS. STROUD: That's correct.
6	MS. SEEGARS: And that can't be
7	changed?
8	MS. STROUD: You can ask the council,
9	that would be for the council to do.
10	MS. SEEGARS: Okay, okay.
11	And what about the other two?
12	Thanks, Terri.
13	MS. EVANS: Yes, I can address those.
14	So, regarding the signature areas on
15	the petition sheets and the width, we can
16	absolutely look into that.
17	And then, as far as coding under the
18	voter roll, we did change companies after 2022.
19	And so, there were a number of items that we have
20	still been correcting. It is my understanding
21	that the current vendor has fixed the 2022 Ward 2
22	special election voter legend codes.

1 And we are working on correcting all 2 other historical data. 3 MS. SEEGARS: I'm looking at it to see 4 And I said, oh, I didn't vote and who voted. 5 then I found out I wasn't supposed to vote. I saw the N for the Ward 2 special election. 6 7 And should I request a new voter roll 8 that would have the correct information? 9 MS. EVANS: You can do that, yes. 10 MS. SEEGARS: Okay, thank you. 11 MS. EVANS: Thank you. 12 CHAIR THOMPSON: All right, thank you, 13 Ms. Seegars. 14 I don't see any other hands raised. 15 Going once? Going twice? 16 Well, thank you so much. I think 17 before we adjourn, I think our next meeting is 18 Wednesday, May 7th at 10:30 a.m. if I have that 19 correct, tentatively. You know, we'll -- there 20 may be reasons to change it, but that's where we 21 have it right now. And we may have some special 22 meetings that we need in light of the signatures

1	or petitions that'll be submitted.
2	So, we'll keep everybody notified on
3	any meetings we have in that regard for any
4	challenges or anything that comes up.
5	So, anything else from the Board of
6	Elections team?
7	MS. STROUD: No, sir.
8	CHAIR THOMPSON: With that, I move we
9	adjourn. All in favor?
10	(Chorus of aye.)
11	CHAIR THOMPSON: All right, everybody
12	have a great day.
13	MS. STROUD: Thank you, good night.
14	(Whereupon, the above-entitled matter
15	went off the record at 3:37 p.m.)
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This is to certify that the foregoing transcript

In the matter of: Board Meeting

Before: DC BOE

Date: 04-09-25

Place: teleconference

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Court Reporter

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