

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----

Margaret Sims/EAC/GOV

05/11/2006 04:43 PM

To "Job Serebrov"

cc

Subject Re: new working group representative 

Your response suggests that you do not care what the Commissioners may think about the effort. ---
Peggy

"Job Serebrov" 



"Job Serebrov"

05/11/2006 04:35 PM

To psims@eac.gov

cc

Subject Re: new working group representative

Peggy:

Braden is ok also with me but please don't tell me not to "stir up" things. I assure you nothing will come back to bite me. I know these people well enough to say they will also want a balanced group. In fact, one of them was very unhappy with Tova's folks.

Job

--- psims@eac.gov wrote:

> According to the Commissioners, you and Tova each
> got to pick three
> members of the Working Group. The Commission
> guidance regarding this
> particular member follows:
>
> 4 people from the Academic, Legal and Advocacy
> sectors - 2 to be chosen by
> Tova and 2 to be chosen by Job.
>
> This issue of allowing a designee relates to Tova's
> pick.
>
> As I understand it, we are working on a replacement
> for Norcross. If
> Ginsberg is not viable, how about Mark Braden, who
> includes public
> integrity in his areas of specialization. I would
> not try and stir up
> other members of the Working Group, if I were you.
> The effort is likely
> to come back and bite you.

000794

>
>
>
>
>
> "Job Serebrov" [REDACTED]
> 05/11/2006 03:53 PM
>
> To
> psims@eac.gov
> cc
>
> Subject
> Re: new working group representative
>
>
>
>
> I really don't care if he represents the
> organization
> or not. What mixed race? The entire discussion was
> because Arnwine was African-American. If you are
> going
> to invite him without first having a replacement for
> my side, I may have to call Thor and Todd and
> discuss
> all of this.
>
> --- psims@eac.gov wrote:
>
> > Greenbaum is representing Arnwine, not replacing
> > her. He works for her
> > organization and is of mixed race. --- Peggy
> >
> >
> >
> > "Job Serebrov" [REDACTED]
> > 05/11/2006 03:36 PM
> >
> > To
> > "Tova Wang" <wang@tcf.org>, psims@eac.gov
> > cc
> > [REDACTED]
> > Subject
> > Re: new working group representative
> >
> >
> >
> >
> > I have an objection to Greenbaum. While I realize
> > he
> > comes from an advocacy group, he is not a minority
> > attorney and we already have a rep who worked with
> > DOJ. If it is to be Greenbaum, I would rather not
> > fill
> > that position since I am one down.

000795

> >
> > --- Tova Wang <wang@tcf.org> wrote:
> >
> > > is Jon Greenbaum
> > >
> > > Here' s his info in full:
> > >
> > >
>
http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm
>
> >
> > > 1
> > >
> > > He is the Director of the Voting Rights Project
> > for
> > > the Lawyers Committee
> > > for Civil Rights. He will be representing
> Barbara
> > > Arnwine, the Executive
> > > Director of the Lawyers Committee.
> > >
> > > His contact and mailing info is:
> > >
> > > jgreenbaum@lawyerscommittee.org
> > > 202-662-8315
> > > 1401 New York Avenue, NW
> > > Suite 400
> > > Washington, DC 20005
> > >
> > >
> > > Tova Andrea Wang
> > > Democracy Fellow
> > > The Century Foundation
> > > 41 East 70th Street - New York, NY 10021
> > > phone: 212-452-7704 fax: 212-535-7534
> > >
> > > Visit our Web site, <http://www.tcf.org/>
> > > www.tcf.org, for the latest news,
> > > analysis, opinions, and events.
> > >
> > >
> > > _____
> > >
> > > <mailto:join-tcfmain@mailhost.groundsring.org>
> > > Click here to receive our
> > > weekly e-mail updates.
> > >
> > >
> > >
> >
> >
> >
>
>
>
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----

Margaret Sims/EAC/GOV
05/11/2006 03:46 PM

To "Job Serebrov"
[REDACTED]@GSAEXTERNAL
cc
Subject Re: Literature Summary

Do you have text to replace the corrupted text in paragraph 4? --- Peggy

"Job Serebrov" [REDACTED]



"Job Serebrov"
<serebrov@sbcglobal.net>
05/11/2006 03:17 PM

To psims@eac.gov
cc
Subject Re: Literature Summary



Fed Crime Election Fraud.doc

--- psims@eac.gov wrote:

> Tova just sent me the summary you prepared of The
> Federal Crime of
> Election Fraud by Craig Donsanto. There is
> something wrong in the fourth
> paragraph (odd characters and missing text). Can
> you please send a
> replacement fourth paragraph? You can send it in
> an email and I will
> place it in the document. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----



Devon E. Romig/EAC/GOV
05/02/2006 09:45 AM

To wang@tcf.org
cc Margaret Sims/EAC/GOV@EAC
Subject Voting Fraud/Voter Intimidation Project Working Group

Dear Tova,

I am working with Peggy Sims in order to set a date for the Voting Fraud/Voter Intimidation Project Working Group. I have been trying to reach Barbara Arnwine in order to find out which days in May she is potentially available to attend this meeting but all of my attempts have been unsuccessful.

I would appreciate any help that you could provide in this matter.

000797

Sincerely,

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----

Margaret Sims/EAC/GOV

05/09/2006 11:13 AM

To "Job Serebrov"

[REDACTED]@GSAEXTERNAL
cc wang@tcf.org

Subject Re: Working Group-Perez 

As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.)

Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State. Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted at that organization's conferences. His peers in IACREOT and The Election Center have selected his submissions on web presentations (IACREOT) and his professional practices papers (Election Center) for awards. Mr. Perez also has access to information from other States through his membership in IACREOT and The Election Center. He also has a sense of humor, which you will note if you access the staff web page on the Guadalupe County Elections web site and hear the Mission Impossible theme .. something that might be useful in the upcoming meeting.

Guadalupe County is small but growing. In 2004, the county had over 65 thousand registered voters (a number more than doubled the number of registered voters in 1988). A third of the county's population claims Hispanic or Latino origin, according to the U.S. Census Bureau. The county is in south central Texas and is bordered by Comal, Hays, Cladwell, Gonzales, Wilson, and Bexar counties. In the 1980s, the county was predominately a farming community; but in recent years, many people have moved from San Antonio (Bexar County) to Guadalupe County, preferring to live in Guadalupe County and work in Bexar County.

--- Peggy



tx elec admin-appt-partisan restrictions.doc

000798

"Job Serebrov" [redacted]



"Job Serebrov"
[redacted]
05/08/2006 11:30 PM

To psims@eac.gov
cc
Subject Re: Working Group

Peggy:

What political party is Perez with? How political is he? Is the position in Texas neutral or political? Who appointed Perez?

As to Pat I will contact him but I can't promise anything. If Pat can't come, who is getting knocked off Tova's list?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----



Devon E. Romig/EAC/GOV
04/24/2006 04:41 PM

To Margaret Sims/EAC/GOV@EAC
cc
Subject Updated scheduling list and Contact info

Peggy,

Here is the most updated version of the list that I have available.



Work Group Contact-Availability Info.xls

Thanks,

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----



"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov
>
05/16/2006 01:41 PM

To psims@eac.gov
cc
Subject RE: Your Materials

000795



Sure. But where is the resistance coming from? The notes were not accurate. As you know, I have to be very concerned about that.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 12:34 PM
To: Donsanto, Craig
Subject: RE: Your Materials

Craig:

I am getting some resistance from my consultants to correcting the summary of the interview prior to the meeting. Would you mind noting the corrections at the meeting? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 12:06 PM

Topsims@eac.gov
cc
SubjectRE: Your Materials

Thank you, Peg. This stuff is very interesting.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 11:27 AM
To: Donsanto, Craig
Subject: Re: Your Materials

I have forwarded your message to our consultants and have requested a corrected version for distribution at the WG meeting. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

000000

05/16/2006 10:46 AM

To psims@eac.gov
cc
Subject Your Materials

Peg - -

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

— Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM —



"Job Serebrov"

05/15/2006 09:54 AM

To psims@eac.gov

cc

Subject Re: research summary

Peggy:

000801

What about my question on gas receipts?

Job

--- psims@eac.gov wrote:

> I can email this out to our participants after I get
> back to the office, and we can have copies available
> at the meeting.

> Peggy

>

> -----

> Sent from my BlackBerry Wireless Handheld

>

>

>

> ----- Original Message -----

> From: wang

> Sent: 05/13/2006 10:54 AM

> To: psims@eac.gov

> Cc: "Job Serebrov" <[REDACTED]>

> Subject: Fw: research summary

>

> Job found it. I'm assuming its too late to include

> so as I said I'll just

> present it if thats OK. Thanks again Job. T

> ----- Original Message -----

> From: "Job Serebrov" <[REDACTED]>

> To: <wang@tcf.org>

> Sent: Saturday, May 13, 2006 10:12 AM

> Subject: Re: research summary

>

>

> > T~

> >

> > Are you talking about this?

> >

> > J~

> >

> > --- wang@tcf.org wrote:

> >

> >> In the middle of the night I got the feeling that

> >> you may be right, that I did do a summary of the

> >> existing literature review (that Job, you

> >> approved)

> >> . I'll have to look for it on Monday (unless I go

> >> into the office over the weekend, which is

> >> possible). I may be hallucinating, but if not,

> >> I'll

> >> just present it at the meeting rather than try to

> >> get it to them ahead of time. Tova

>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----



"Tova Wang"

<wang@tcf.org>

05/22/2006 06:07 PM

To psims@eac.gov

cc

000302



Subject RE: PowerPoint Presentation to EAC Boards

I don't know if its too late, but in the interview summary we actually said There is widespread but not unanimous agreement that there is little polling place fraud. Thats quite different than saying, as you do here, that there is disagreement.

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

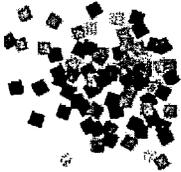
Sent: Monday, May 22, 2006 3:56 PM

To: wang@tcf.d [REDACTED]

Subject: PowerPoint Presentation to EAC Boards

FYI - Attached is a copy of the PowerPoint presentation on the voting fraud-voter intimidation research project for tomorrow's meetings of the EAC Standards Board (110 state and local election officials) and the EAC Advisory Board (37 representatives from national associations and government agencies who play a role in HAVA implementation and from science and technology-related professions appointed by Congressional members). I used your summaries as the primary source of information for the presentation. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----



Devon E. Romig/EAC/GOV

05/25/2006 02:37 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Summary for VFVI working group meeting

Peggy,

Here is the summary that you requested. Let me know if this works.

Thanks!

Devon Romig
United States Election Assistance Commission
1225 New York Ave. NW, Suite 1100
Washington, DC 20005
202.566.2377 phone
202.566.3128 fax
www.eac.gov



VFVI Meeting Summary.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----

Margaret Sims/EAC/GOV

05/16/2006 02:47 PM

To "Donsanto, Craig"

<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL

cc

000806

Subject RE: Your Materials 

I think they are panicking because they are preparing to travel tomorrow and may not have time to submit a revised version. They also are resisting changes to their interview summaries because the summaries represent what they think they heard. I was there at the interview and I heard what you said. I'm not sure that either of them heard everything (including the nuances) because so much of the information was new to them and it was one of their earlier interviews. I'm sorry I did not catch the defects before the summary went out.

My first concern is ensuring that the Working Group has the correct information. Then, we can deal with what version, *if any*, goes in the final report. Do you want me to excerpt the corrections from your email and submit them to the Working Group? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>



"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov
>

To psims@eac.gov

05/16/2006 01:41 PM

cc

Subject RE: Your Materials

Sure. But where is the resistance coming from? The notes were not accurate. As you know, I have to be very concerned about that.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 12:34 PM
To: Donsanto, Craig
Subject: RE: Your Materials

Craig:

I am getting some resistance from my consultants to correcting the summary of the interview prior to the meeting. Would you mind noting the corrections at the meeting? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 12:06 PM

Topsims@eac.gov

cc

Subject RE: Your Materials

000804

Thank you, Peg. This stuff is very interesting.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 11:27 AM
To: Donsanto, Craig
Subject: Re: Your Materials

I have forwarded your message to our consultants and have requested a corrected version for distribution at the WG meeting. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 10:46 AM

Topsims@eac.gov
cc
SubjectYour Materials

Peg - -

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an

000805

election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get0-out-the-vote phone bank lines attest.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----



wang@tcf.org

05/12/2006 09:48 PM

To psims@eac.gov

cc

Subject Re: Fraud Definition

How about specifying Section 2 and 203 of the VRA?

----- Original Message -----

From: psims@eac.gov

To: wang@tcf.org

Sent: Friday, May 12, 2006 1:34 PM

Subject: RE: Fraud Definition

Lets raise this issue at the meeting. (I'll add "DRAFT" to the current document.) My concern is that there are a number of requirements in the Voting Rights Act. Not all of them are considered election fraud, when violated. For example, failure to preclear changes in election procedures is not treated as election fraud, though it is actionable. --- Peggy

"Tova Wang" <wang@tcf.org>

05/12/2006 12:45 PM

To psims@eac.gov

cc

Subject RE: Fraud Definition

Upon first reading, my only comment would be that I would like to restore "failing to follow the

00080E

requirements of the Voting Rights Act"

-----Original Message-----

From: psims@eac.gov [redacted]
Sent: Friday, May 12, 2006 9:20 AM
To: wang@tcf.org; serebrov@sbcglobal.net
Subject: Fraud Definition

Would you please take a look at the attached? I combined both of your definitions, reformatted the list, removed a reference to the fraud having to have an actual impact on the election results (because fraud can be prosecuted without proving that it actually changed the results of the election), and taken out a couple of vague examples (e.g.; reference to failing to enforce state laws --- because there may be legitimate reasons for not doing so).

I have made contact with Ben Ginsberg's office and am waiting to hear if he accepts our invitation to join the working group. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----



"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov
>

To psims@eac.gov

cc

05/16/2006 02:55 PM

Subject RE: Your Materials

The first item is not as big a deal as the second one: the processes under which subjects of investigations come to Jesus is not as important as the overall assessment of our law enforcement achievements. But stressing the isolated test cases we brought - - and will continue to bring - - to deter things like felon voting, alien voting and double voting, which not mentioning such significant achievements as the five case PROJECTS mentioned in my last e-mail - - misrepresents what we are doing and the deterrent message we are trying to communicate.

I appreciate that these two young people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real concern is that the civil rights groups - - with whom we over here have an amazing amount of common grounds - - will take the singling out of the felon and alien voter cases as evincing a malevolent aggression on their constituencies. That is not the case. We are only enforcing the law.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 2:47 PM
To: Donsanto, Craig
Subject: RE: Your Materials

I think they are panicking because they are preparing to travel tomorrow and may not have time to submit a revised version. They also are resisting changes to their interview summaries because the summaries represent what they think they heard. I was there at the interview and I heard what you said. I'm not sure that either of them heard everything (including the nuances) because so much of the information was new to them and it was one of their earlier interviews. I'm sorry I did not catch the defects before the summary

000807

went out.

My first concern is ensuring that the Working Group has the correct information. Then, we can deal with what version, *if any*, goes in the final report. Do you want me to excerpt the corrections from your email and submit them to the Working Group? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 01:41 PM

Topsims@eac.gov
cc
SubjectRE: Your Materials

Sure. But where is the resistance coming from? The notes were not accurate. As you know, I have to be very concerned about that.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 12:34 PM
To: Donsanto, Craig
Subject: RE: Your Materials

Craig:

I am getting some resistance from my consultants to correcting the summary of the interview prior to the meeting. Would you mind noting the corrections at the meeting? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 12:06 PM

Topsims@eac.gov
cc
SubjectRE: Your Materials

000808

Thank you, Peg. This stuff is very interesting.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 11:27 AM
To: Donsanto, Craig
Subject: Re: Your Materials

I have forwarded your message to our consultants and have requested a corrected version for distribution at the WG meeting. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 10:46 AM

Topsims@eac.gov
cc
SubjectYour Materials

000805

Peg - -

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM ---

Margaret Sims/EAC/GOV

05/16/2006 02:37 PM

To Elieen L. Collver/EAC/GOV

cc dromig@eac.gov

Subject Re: Tent Cards 

Oops! I hit send prematurely. Here is the attachment. --- Peggy



Working Group Attendees 5-18-06.doc

Elieen L. Collver/EAC/GOV



Elieen L. Collver/EAC/GOV

05/16/2006 01:38 PM

To Margaret Sims/EAC/GOV@EAC

cc dromig@eac.gov

Subject Re: Tent Cards 

Please forward list...there was no attachment. thanks!

Elle L.K Collver

000310

U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, D.C. 20005
office: (202) 566-2256
blackberry: (202) 294-9251
www.eac.gov
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV

05/16/2006 01:36 PM

To Eileen L. Collver/EAC/GOV@EAC

cc dromig@eac.gov

Subject Tent Cards

Attached is a list of folks who will be attending the Voting Fraud-Voter Intimidation Working Group meeting. I have asterisked the names that will require tent cards. I am working on a seating chart so that we can be sure the Ds and the Rs aren't all seated together in a "them vs. us" pattern. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM ---



"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov
>

05/23/2006 02:49 PM

To psims@eac.gov, "Voriss, Natalie (USAEO)"
<Natalie.Voriss@usdoj.gov>, "Hillman, Noel"
<Noel.Hillman@usdoj.gov>, "Simmons, Nancy"
<Nancy.Simmons@usdoj.gov>

cc

Subject Request to interview AUSAs

Peg --

At the Advisory Board meeting we had last week, your two contractors asked to interview the over-100 AUSAs who are serving as District Election Officers in connection with the Fraud study.

This request needs to be addressed to Natalie Voriss of EOUSA per the message from here that follows.

If the contractors require additional information in connection with the Fraud Study, and should EOUSA not be able to satisfy their needs n they can communicate with me on criminal issues and Cameron Quinn on Civil Rights issues.

I will be here when you arrive later today at the Board of Advisors meeting when you arrive to talk to us at 4:30.

Ms. Voriss' message follows:

Per the USAM, all requests for interviews/surveys/research projects that involve USAOs must be approved by EOUSA. I am pasting the provision

000811

below - the contact name needs to be updated. Requests should come to me, as the Acting Counsel to the Director.

Thanks,
Natalie

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM -----

Margaret Sims/EAC/GOV

05/24/2006 03:17 PM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL

cc Jeannie Layson/EAC/GOV@EAC, bwhitener@eac.gov

Subject Re: press interview 

Thanks for the "heads up". --- Peggy

"Tova Wang" <wang@tcf.org>



"Tova Wang"
<wang@tcf.org>

05/24/2006 02:52 PM

To psims@eac.gov

cc

Subject press interview

Hi Peg,

Just wanted to give you the heads up that I did an interview with a reporter from The Hill today on fraud. As far as I know he is simply referring to me as a fellow at TCF and I did not discuss the project in any way

Tova Andrea Wang

Democracy Fellow

The Century Foundation

41 East 70th Street - New York, NY 10021

phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM -----



"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
>

To psims@eac.gov

cc "Hillman, Noel" <Noel.Hillman@usdoj.gov>, "Simmons,

000812



05/16/2006 09:43 AM

Nancy" <Nancy.Simmons@usdoj.gov>, "Campbell, Benton"
<Benton.Campbell@usdoj.gov>
Subject RE: Voting Fraud-Voter Intimidation Working Group

Thank you for this, Peg.

The third bullet point is one I embrace fully. We lack the statutory tool to do the job. Hopefully, that can be remedied through legislation. But as things stand today large loopholes in the federal legal matrix addressing electoral abuse and fraud exist - - particularly when such abuses occur in elections where there were no federal candidates on the ballot.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 8:44 AM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation Working Group

Here is the content of the email attachment:

Existing Research Analysis

There are many reports and books that describe anecdotes and draw broad conclusions from a large array of incidents. There is little research that is truly systematic or scientific. The most systematic look at fraud is the report written by Lori Minnite. The most systematic look at voter intimidation is the report by Laughlin McDonald. Books written about this subject seem to all have a political bias and a pre-existing agenda that makes them somewhat less valuable.

Researchers agree that measuring something like the incidence of fraud and intimidation in a scientifically legitimate way is extremely difficult from a methodological perspective and would require resources beyond the means of most social and political scientists. As a result, there is much more written on this topic by advocacy groups than social scientists. It is hoped that this gap will be filled in the "second phase" of this EAC project.

Moreover, reports and books make allegations but, perhaps by their nature, have little follow up. As a result, it is difficult to know when something has remained in the stage of being an allegation and gone no further, or progressed to the point of being investigated or prosecuted or in any other way proven to be valid by an independent, neutral entity. This is true, for example, with respect to allegations of voter intimidation by civil rights organizations, and, with respect to fraud, John Fund's frequently cited book. Again, this is something that it is hoped will be addressed in the "second phase" of this EAC project by doing follow up research on allegations made in reports, books and newspaper articles.

Other items of note:

000813

- There is as much evidence, and as much concern, about structural forms of disenfranchisement as about intentional abuse of the system. These include felon disenfranchisement, poor maintenance of databases and identification requirements.
- There is tremendous disagreement about the extent to which polling place fraud, e.g. double voting, intentional felon voting, noncitizen voting, is a serious problem. On balance, more researchers find it to be less of a problem than is commonly described in the political debate, but some reports say it is a major problem, albeit hard to identify.
- There is substantial concern across the board about absentee balloting and the opportunity it presents for fraud.
- Federal law governing election fraud and intimidation is varied and complex and yet may nonetheless be insufficient or subject to too many limitations to be as effective as it might be.
- Deceptive practices, e.g. targeted flyers and phone calls providing misinformation, were a major problem in 2004.
- Voter intimidation continues to be focused on minority communities, although the American Center for Voting Rights uniquely alleges it is focused on Republicans.

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/15/2006 04:53 PM

Topsims@eac.gov

cc

SubjectRe: Voting Fraud-Voter Intimidation Working Group

Peggy --

I am currently on train in transit back from a day in Newark. I tried to recover your attachment on BlackBerry but got a message telling me the "file is empty."

Can you paste it to an e-mail perhaps?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

000814

-----Original Message-----

From: psims@eac.gov <psims@eac.gov>
To: barnwine@lawyerscommittee.org <barnwine@lawyerscommittee.org>;
Rbauer@perkinscoie.com <Rbauer@perkinscoie.com>; bginsberg@pattonboggs.com
<bginsberg@pattonboggs.com>; mhearne@lathropgage.com
<mhearne@lathropgage.com>; jrperez50@sbcglobal.net <jrperez50@sbcglobal.net>;
krogers@sos.state.ga.us <krogers@sos.state.ga.us>; assistant@sos.in.gov
<assistant@sos.in.gov>; weinutr@verizon.net <weinutr@verizon.net>
CC: jgreenbaum@lawyerscommittee.org <jgreenbaum@lawyerscommittee.org>;
vjohanson@lawyerscommittee.org <vjohanson@lawyerscommittee.org>;
dlovecchio@perkinscoie.com <dlovecchio@perkinscoie.com>;
bschuler@lathropgage.com <bschuler@lathropgage.com>; Donsanto, Craig
<Craig.Donsanto@crm.usdoj.gov>
Sent: Mon May 15 16:37:48 2006
Subject: Voting Fraud-Voter Intimidation Working Group

Dear Working Group Members and Participants:

You should receive a packet of information today, either by Federal Express or hand delivery, concerning Thursday's meeting of the project Working Group for EAC's Voting Fraud-Voter Intimidation research project. Attached is an analysis of the consultants' research into relevant literature and reports. This summary was not available when we prepared the information packets last Friday, but may be of interest to you. Our consultants and I look forward to having a productive discussion with you.

Regards,

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM -----

Margaret Sims/EAC/GOV

05/17/2006 03:03 PM

To Craig Donsanto

cc

Subject Status Report on Voting Fraud-Voter Intimidation Project

Craig:

This is what I was working on for the upcoming meetings of the EAC Board of Advisors and EAC Standards Board. --- Peggy



EAC Boards VF-VI Status Report.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM -----

000815

As I have alerted Nicole, the call is not working. Someone ought to get in touch with Kevin -- I do not have his contact information.

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]
 Sent: Monday, April 10, 2006 8:45 PM
 To: Tova Andrea Wang; Job Serebrov
 Subject: Kennedy Interview

It appears that the teleconference with Kevin Kennedy is set for tomorrow, April 11, at 10:30 AM CST/11:30 AM EST. Use the usual phone number (866-222-9044) and passcode (62209).

If you have trouble connecting, contact Nicole..
 Peg

 Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



Nicole
 Mortellito/CONTRACTOR/EA
 C/GOV
 04/11/2006 11:45 AM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
 cc psims@eac.gov, "Job Serebrov" [REDACTED]
 Subject RE: Kennedy Interview [REDACTED]

the call is up and running!! you may dial in

Regards,

Nicole K. Mortellito
 Research Assistant
 U.S. Election Assistance Commission
 1225 New York Avenue - Suite 1100
 Washington, DC
 202.566.2209 phone
 202.566.3128 fax

"Tova Wang" <wang@tcf.org>

04/11/2006 11:42 AM

To psims@eac.gov, "Job Serebrov" <serebrov@sbcglobal.net>
 cc

"Nicole Mortellito" <nmortellito@eac.gov>
Subject RE: Kennedy Interview

As I have alerted Nicole, the call is not working. Someone ought to get in touch with Kevin -- I do not have his contact information.

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 10, 2006 8:45 PM
To: Tova Andrea Wang; Job Serebrov
Subject: Kennedy Interview

It appears that the teleconference with Kevin Kennedy is set for tomorrow, April 11, at 10:30 AM CST/11:30 AM EST. Use the usual phone number (866-222-9044) and passcode (62209).

If you have trouble connecting, contact Nicole..
Peg

Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



Nicole
Mortellito/CONTRACTOR/EA
C/GOV
04/10/2006 10:05 AM

To Margaret Sims/EAC/GOV@EAC
cc

Subject Re: Teleconference set up

You are set for the 12th at 11am 866-222-9044 pass code 62209

Regards,

Nicole K. Mortellito
Research Assistant
U.S. Election Assistance Commission
1225 New York Avenue - Suite 1100
Washington, DC
202.566.2209 phone
202.566.3128 fax
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV

04/09/2006 11:15 PM

To "Nicole Mortellito" <nmortellito@eac.gov>

cc "Edgardo Cortes" <ecortes@eac.gov>

Subject Tleconference set up

Nicole:

Could you please help me set up a teleconference for Wednesday, April 12 at 11 AM EST (for 1 hour)? Please send me confirmation.

Peg

Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



"Weinberg and Utrecht"

[Redacted]

04/04/2006 08:14 AM

To psims@eac.gov

cc

Subject Re: Voting Fraud-Voter Intimidation Project

Peggy:

May looks pretty good right now. I will not be available May 1, or in the morning (before 12:30) on May 4 or May 11, or in the afternoon on May 10.

Barry

----- Original Message -----

From: psims@eac.gov

To: [Redacted]

Sent: Monday, April 03, 2006 3:15 PM

Subject: Voting Fraud-Voter Intimidation Project

Hi, Barry:

I'm trying to arrange a meeting of the Working Group for EAC's Voting Fraud-Voter Intimidation project. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



"Tova Wang"
<wang@tcf.org>
04/03/2006 03:45 PM

To psims@eac.gov, serebrov@sbcglobal.net
cc

Subject RE: Mentioning DOJ Training Guidance

I didn't have anything specific in mind yet, especially as I have not finished going through the voluminous documentation, but I will let you know

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 03, 2006 2:41 PM
To: wang@tcf.org [mailto:wang@tcf.org]
Subject: Mentioning DOJ Training Guidance

Tova and Job:

Craig Donsanto responds that it is not possible for him to assess the level of public attribution that would be appropriate without seeing the substantive stuff in context. He does not foresee a problem; but recommends that I provide him with the draft text. He will review it to ensure we are not disclosing things we shouldn't disclose.

Therefore, please provide the draft text to me ASAP, so that I can forward it to him for review. I suspect he will provide me with a prompt response, which I will forward to you.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



"Kennedy, Kevin"
<Kevin.Kennedy@seb.state.wi.us>
04/09/2006 11:13 AM

To "psims@eac.gov" <psims@eac.gov>
cc

Subject RE: Interview

That time is fine. A half hour earlier would be better. I also have a 12 CDT meeting.

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, April 07, 2006 12:27 PM

Intimidation Working Group

Tony:

Which one do you think would be best? J.R. Perez, as Election Administrator, should have knowledge of voting fraud and voter intimidation in both voter registration and voting. I assume that, though Patricia is the voter registration supervisor, she also would have knowledge of voting fraud and voter intimidation in balloting. Would they be available in May for a meeting of the project working group? Who could best stand up to the DNC and RNC counsels?

On a related matter, would you be available for our consultants to interview you by telephone next Wednesday? If so, let me know a convenient time. I'll confirm the time with the two consultants, Job Serebrov and Tova Wang. Then, I'll get back to you with the toll-free line and pass code you will need to use for the teleconference.

Thanks!

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

"Tony J. Sirvello III" 

04/04/2006 02:17 PM

To "Peggy Sims" <psims@eac.gov>

cc

Subje Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation
ct Working Group

Good Afternoon Peg,

How about J. R. Perez, Elections Administrator, Guadalupe County or Patricia Benavides, Voting Registration Supervisor, Tarrant County, Texas?

Tony

000821

----- Original Message -----

From: Helen Jamison

To: Tony J. Sirvello III

Sent: Tuesday, April 04, 2006 11:46 AM

Subject: RE: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Dear Tony,

Unfortunately both Javier and myself have to decline in being members of the woking group from Texas. It is a bad time of the year where we have so many elections and would not be able to contribute enough time to doing research of any kind. Please keep us in mind for future meetings.

Helen Jamison

-----Original Message-----

From: Tony J. Sirvello III [REDACTED]

Sent: Monday, April 03, 2006 1:19 PM

To: Helen Jamison; Javier Chacon

Subject: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Helen, Javier,

Attached is the information from the EAC requesting your services as a member of the working group from Texas. Please let me know in a couple of days if one of you will be able to participate. If you need more information, call me and I will conference in with Peggy Sims, who can give you more details.

Thanks,

Tony

----- Original Message -----

From: psims@eac.gov

To: tj [REDACTED]

Sent: Thursday, March 16, 2006 10:29 AM

Subject: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:

Thanks for being willing to help me identify a qualified, nonpartisan local election official to serve on our Project Working Group for the preliminary research being conducted on voting fraud and voter intimidation.

Background

000822

Section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are the development of:

1. nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
2. methods of identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC's Board of Advisors recommended that EAC make research on these topics a high priority.

Preliminary EAC Research

Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

1. develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
2. perform preliminary research on these topics (including Federal and State administrative and case law review), identify related activities of key government agencies and civic and advocacy organizations, and deliver a summary of this research and all source documentation;
3. convene a meeting of a project working group composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation, provide the results of the preliminary research to the working group, and record the working group's deliberations; and
4. produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future EAC action, if any.

The Project Working Group will probably meet only once during this preliminary research effort (probably in late April) to review the consultants research and provide input. Other members of the Working Group are lawyers from advocacy groups and major political parties, two State election officials, and Barry Weinberg, former Deputy Chief of DOJ's Voting Section, Civil Rights Division. Craig Donsanto, Director of DOJ's Election Crimes Branch will serve as a technical advisor to the group.

I really appreciate any help you can offer in identifying a qualified individual to fill the slot on the Working Group that has been reserved for an experienced, nonpartisan local election official.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

"Tony J. Sirvello III" 

04/04/2006 02:17 PM

To "Peggy Sims" <psims@eac.gov>

cc

Subje Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation
ct Working Group

000826

Good Afternoon Peg,

How about J. R. Perez, Elections Administrator, Guadalupe County or Patricia Benavides, Voting Registration Supervisor, Tarrant County, Texas?

Tony

----- Original Message -----

From: Helen Jamison

To: Tony J. Sirvello III

Sent: Tuesday, April 04, 2006 11:46 AM

Subject: RE: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Dear Tony,

Unfortunately both Javier and myself have to decline in being members of the woking group from Texas. It is a bad time of the year where we have so many elections and would not be able to contribute enough time to doing research of any kind. Please keep us in mind for future meetings.

Helen Jamison

-----Original Message-----

From: Tony J. Sirvello III [mailto:

Sent: Monday, April 03, 2006 1:19 PM

To: Helen Jamison; Javier Chacon

Subject: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Helen, Javier,

Attached is the information from the EAC requesting your services as a member of the working group from Texas. Please let me know in a couple of days if one of you will be able to participate. If you need more information, call me and I will conference in with Peggy Sims, who can give you more details.

Thanks,

Tony

----- Original Message -----

From: psims@eac.gov

000824

To: tjsthree@msn.com

Sent: Thursday, March 16, 2006 10:29 AM

Subject: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:

Thanks for being willing to help me identify a qualified, nonpartisan local election official to serve on our Project Working Group for the preliminary research being conducted on voting fraud and voter intimidation.

Background

Section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are the development of:

1. nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
2. methods of identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC's Board of Advisors recommended that EAC make research on these topics a high priority.

Preliminary EAC Research

Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

1. develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
2. perform preliminary research on these topics (including Federal and State administrative and case law review), identify related activities of key government agencies and civic and advocacy organizations, and deliver a summary of this research and all source documentation;
3. convene a meeting of a project working group composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation, provide the results of the preliminary research to the working group, and record the working group's deliberations; and
4. produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future EAC action, if any.

The Project Working Group will probably meet only once during this preliminary research effort (probably in late April) to review the consultants research and provide input. Other members of the Working Group are lawyers from advocacy groups and major political parties, two State election officials, and Barry Weinberg, former Deputy Chief of DOJ's Voting Section, Civil Rights Division. Craig Donsanto, Director of DOJ's Election Crimes Branch will serve as a technical advisor to the group.

I really appreciate any help you can offer in identifying a qualified individual to fill the slot on the Working Group that has been reserved for an experienced, nonpartisan local election official.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005

000825

Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)

Fax: 202-566-3127

email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Margaret Sims/EAC/GOV

04/06/2006 03:27 PM

To "Tony J. Sirvello III" [REDACTED]@GSAEXTERNAL

cc

Subject Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group [REDACTED]

Tony:

How about scheduling the teleconference with our consultants for 10 AM CST/11 AM EST on Wednesday, April 12? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



"Tova Wang"

<wang@tcf.org>

04/04/2006 09:49 AM

To psims@eac.gov, "Job Serebrov" [REDACTED]

cc

Subject RE: Project Working Group Meeting

No, except it means pushing everything back, ie the final report. I suppose we could, as we discussed, take a week or two off in May and tack it on to June. There's no way we could write a final report in ten days, obviously. That would be fine with me.

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, April 04, 2006 8:46 AM

To: Tova Andrea Wang; Job Serebrov

Subject: Project Working Group Meeting

The Chairman and Vice Chairman are interested in attending the meeting. Due to schedule conflicts, they are asking us to look at the week of May 15. Does that pose a problem for either of youpeggy

Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



"Tova Wang"

<wang@tcf.org>

04/12/2006 12:30 PM

To "Job Serebrov" <[REDACTED]>, psims@eac.gov

cc "Nicole Mortellito" <nmortellito@eac.gov>

Subject RE: working group meeting

000826



That's fine, just asking

-----Original Message-----

From: Job Serebrov [mailto: [REDACTED]]
Sent: Wednesday, April 12, 2006 11:26 AM
To: Tova Wang; psims@eac.gov
Cc: 'Job Serebrov'; 'Nicole Mortellito'
Subject: Re: working group meeting

It was my understanding that the meeting would be on the 15th or later.

Tova, Peggy is out of the office this week.

--- Tova Wang <wang@tcf.org> wrote:

> I cannot do it on May 5 now. Any update on a date?
> I will be in DC for
> other meetings May 4 - May 7 if that makes any
> difference (EAC would not
> have to pay my transportation if it was on, for
> example, Monday May 8 or
> possibly even the 9th) Thanks.
>
> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
> 41 East 70th Street - New York, NY 10021
> phone: 212-452-7704 fax: 212-535-7534
>
> Visit our Web site, <<http://www.tcf.org/>>
> www.tcf.org, for the latest news,
> analysis, opinions, and events.
>
> _____
> <<mailto:join-tcfmain@mailhost.groundspring.org>>
> Click here to receive our
> weekly e-mail updates.
>
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



"Tova Wang"
<wang@tcf.org>
04/11/2006 11:42 AM

To psims@eac.gov, "Job Serebrov" < [REDACTED] >
cc "Nicole Mortellito" <nmortellito@eac.gov>
Subject RE: Kennedy Interview

www.eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 04:22 PM -----

Juliet E. Hodgkins/EAC/GOV

04/02/2007 11:29 AM

To Karen Lynn-Dyson/EAC/GOV@EAC, Margaret
Sims/EAC/GOV@EAC, Swolson@eac.gov

cc

Subject Re: [REDACTED]

The info that is on the website should be everything that you and she need. If you have trouble locating that info, Jeannie can probably direct you to where you can find it.

Sent from my BlackBerry Wireless Handheld
Karen Lynn-Dyson

----- Original Message -----

From: Karen Lynn-Dyson
Sent: 04/02/2007 11:02 AM EDT
To: Margaret Sims
Cc: Juliet Hodgkins; [REDACTED]

Peg-

This week Heather Moss, a research intern will be starting with us. Heather is presently in law school and worked for DOJ in the Voting Rights Division for four years. Heather's primary responsibility (for the next month or so) will be helping us develop the follow-on research project for the Election Crimes study.

Also as an FYI- Commissioner Hunter and her Special Assistant, Stephanie Wolson have expressed an interest in working closely with staff on this project.

I would like to schedule a call/meeting for later on this week so that everyone can be brought up to speed on this work.

In preparation for this meeting I would like to give Heather the project materials which Job and Tova worked on and any relevant material you may have .

Could you direct me to these files so that Heather may begin her work on this project? Could you also let me know dates and times this week that might work for you?

Thanks

Karen Lynn-Dyson
Research Director
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 04:22 PM -----

Margaret Sims/EAC/GOV

To Jeannie Layson/EAC/GOV@EAC

000826

04/03/2007 06:22 PM

cc jthompson@eac.gov, klyndyson@eac.gov, Thomas R. Wilkey/EAC/GOV@EAC
Subject Re: Please review my responses

Julie has already raised the point that most concerned me: I don't think it is accurate to say the consultant's recommendations were their findings. The recommendations were a combination of consultant recommendations and working group recommendations for future EAC action. We did not ask the consultants to provide "findings" because this research was never supposed to be the definitive study on the subject. Instead, it was supposed to be an initial effort to see what relevant information is available, to define voting fraud and voter intimidation, and to make recommendations to EAC regarding how to pursue the subject (next steps). --- Peggy

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV
04/03/2007 05:33 PM

To psims@eac.gov, jthompson@eac.gov, klyndyson@eac.gov, Thomas R. Wilkey/EAC/GOV@EAC
cc
Subject Please review my responses

This are questions from a "freelance" reporter who is very hot about the "Tova Wang report." Please let me know if my answers are accurate, and I welcome any suggestions you may have. I need to get your input by COB tomorrow. I am also looking for more clarification on what didn't make it into the fraud report. She is asking if we included all of their "findings" and their "research."

Thanks.

1) You said that the Wang/Serebrov report has not been released because it was predecisional. Was the Moritz/Eagleton report released because it was not predecisional? The Moritz/Eagleton report was a predecisional document. The commissioners took an action not to adopt a final report based upon the Moritz/Eagleton report, but to release all the predecisional information (the draft report).

2) I understood you to say that the December EAC report includes all of the Wang/Serebrov recommendations but not all of the Wang/Serebrov findings. Is that correct? The report does include all of their recommendations, which were their findings, and all of the research they conducted.

3) I understood you to say that EAC staff added results of their own research to the December EAC report. Is that correct? What I said was EAC staff reviewed the report for accuracy, for grammar and added language that reflected the commission's decision to adopt the final version based upon the initial research provided by the consultants.

4) If I'm correct on questions 2 and 3, would it be accurate to say that

000829

readers of the December report cannot tell how much of that report does and does not reflect the original Wang/Serebrov findings? The consultants' recommendations are their findings. All of the recommendations are included in the final report, so readers can make the determination regarding the recommendations.

5) I called earlier today requesting the Wang/Serebrov report, and you sent me the December EAC report. I am concerned that if I had not already been researching this closely, I would have thought that you'd sent me the Wang/Serebrov report and would have reported incorrectly that you had. Does the EAC have any comment on this manner of repending to press inquiries? (I contacted you to request the report after I read in the Statesman Journal of Salem, Oregon, an article by Marie Cocco that says: "The bipartisan commission didn't widely release the consultants' review, but makes it available on request." Did the EAC indeed give Ms. Cocco a copy of the "consultants' review"? Or has she misunderstood you in the way I'm concerned about?) I sent you a link to the "EAC report" because it is what was adopted by the commission based upon the research conducted by the consultants. The final report clearly states how it was compiled and includes bios for both of the consultants. Regarding Ms. Cocco, I explained the entire process to her. I provided the staff update on the project which was presented at a public meeting in May 2006 and the final report, which is posted on the EAC website. Regarding "this manner of responding to press inquiries," I have forwarded your comments to my supervisor so he can review my performance regarding the handling of your inquiry.

6) I understood you to say that the EAC did not release the Wang/Serebrov report in its original form because the EAC has to do due diligence and its staff is small. Do I understand you correctly? As a small agency of 23 employees, including the four commissioners, it is necessary for the agency to contract with consultants to gather the initial data for research projects. After EAC receives the initial data, the agency reviews the data for accuracy. What form of due diligence does the EAC's staff routinely conduct on research that is contracted out to experts before that research is released? You mentioned "vetting" the research. What does that vetting entail? It depends on the project. For instance, if it is information directly related to a mandate within the Help America Vote Act (HAVA), staff will make sure that the information is consistent with the law. In addition, we often ask for input from our Standards Board and Board of Advisors, which combined consist of more than 147 members. If we are using research that will eventually become guidance, we are required by HAVA to seek the input of these boards. Go here for more information about these boards and its members. If the board members have feedback, then we must make the determination whether to incorporate it, and, if so, how to incorporate their changes. If the research is focused on election laws throughout the country, we make sure the laws are cited correctly and that state legislatures haven't changed or amended these laws since the research was conducted. (As you probably know, there have been many new election laws introduced at the state level since 2004.) Throughtout the process, we review for grammar as well as make sure the document flows and is arranged logically -- the basic tenets of editing.

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov

000836

believe you can find it at the following link:

[attachment "20070411voters_draft_report.url" deleted by Gavin S. Gilmour/EAC/GOV]

I will need to get back with you regarding the Contract Employees scope of work.

Gavin S. Gilmour
Deputy General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

THIS MESSAGE IS FOR ITS INTENDED RECIPIENT ONLY. IT IS A PRIVILEGED DOCUMENT AND SHALL NOT BE RELEASED TO A THIRD PARTY WITHOUT THE CONSENT OF THE SENDER.

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 04:21 PM -----

Margaret Sims/EAC/GOV

04/17/2007 01:27 PM

To Jeannie Layson/EAC/GOV

cc Juliet E. Hodgkins/EAC/GOV@EAC

Subject Re: Vote fraud report

As far as I know, you are absolutely correct! Julie did the bulk of the rewrite and used my analyses of the preliminary info submitted by our contractors. I know that I had no contact with the administration regarding this study. --- Peggy

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV

04/17/2007 01:16 PM

To psims@eac.gov, Thomas R. Wilkey/EAC/GOV@EAC,
jthompson@eac.gov

cc

Subject Vote fraud report

The St. Louis Post Dispatch wrote an editorial that said the administration edited our report. I am almost absolutely sure that is not true, but I wanted to confirm that with you before I request a correction. Thanks.

Jeannie Layson

000831

U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 04:21 PM -----

Margaret Sims/EAC/GOV

04/17/2007 03:18 PM

To Juliet E. Hodgkins/EAC/GOV@EAC

cc

Subject Re: Need emails 

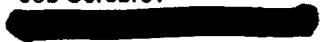
Julie:

The attached appears to be the Job Serebrov email, a portion of which was quoted in the NY Times. He was responding to my email advising him that recent press reports were referring to the status report on the vote fraud-voter intimidation project, and that we had not released the final report. (A copy of my email is attached.) There are no follow-up emails on this topic. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/17/2007 03:07 PM -----



"Job Serebrov"


10/13/2006 03:26 PM

To psims@eac.gov, wang@tcf.org

cc

Subject Re: Don't Believe Everything You Read

Peg:

We saw both the USA Today article and a similar thing was reported on Rush Limbaugh's show naming both of us. I had a talk this morning with folks at the EAC. I told them at this point there needs to be a press release sent out by the Chairman saying just what you stated. This is the only way to rehabilitate the work we did, the Chairman's credibility, and our reputations. I also fear that if this is not done the EAC will begin to receive calls from Congressman and Senators regarding the "report" and its effect on voter ID requirements.

Peg, up to now Tova and I have refused to speak with the press at all out of respect for the EAC and its mission. We both stand by our work and its conclusions. We both also feel that if a statement (as well phrased as you did in this e-mail clarifying the issue) is not forthcoming from the Chairman then I will have to correct this error with the Press. I explained this in my conversation this morning with the EAC.

Tova and I worked hard to produce a correct, accurate and truthful report. I could care less that the results are not what the more conservative members of my Party wanted. Neither one of us

000832

was willing to conform results for political expediency. I think its important for me to note that I was very impressed with Tova's members of the Working Group and I can't say enough about Tova's partnership effort in this endeavor. While neither one of us really care about outside opinions, we do care that the Chairman was quoted or misquoted in a way that would disparage our year-long effort and all of the tax payer money that went into it. For this reason, we believe that a press release clarifying the situation is necessary from either the Chairman or from me.

Regards,

Job

psims@eac.gov wrote:

Tova and Job:

I am home recuperating, but see that in my absence, a USA Today article has gotten everyone stirred up. The report to which the article refers is only the status report on the voting fraud-voter intimidation research project that was delivered to our Standards Board and Board of Advisors last spring. I provided a copy of this document to both of you. but have attached another copy for your information. This document is subject to public release because it was presented at a pubic meeting.

Due to internal resource allocation problems, your final report has not yet been reviewed by the Commissioners. It is considered a working document (not subject to public release) until it has completed the review process and the Commissioners have agreed to release it. There has been no attempt by the Commission to hold up the report. I bear responsibility for any delays in moving it along. Please be reassured that we would not release your report without letting you know.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV

04/17/2007 02:58 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Need emails

Peggy,

Can you pull out the emails between you and Job that were quoted in the NYT? I need anything that has to do with the subject that was referred to in the quoted email as well as any follow up to that email. We

000333

need it to be able to respond to the letter from Sen. Feinstein, and I figured you could identify those easier than me searching through the reams of paper in Jeannie's office.

Juliet T. Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

--- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 04:21 PM ---

Margaret Sims/EAC/GOV

04/18/2007 05:40 PM

To Jeannie Layson/EAC/GOV@EAC

cc Juliet E. Hodgkins/EAC/GOV@EAC, Thomas R.
Wilkey/EAC/GOV@EAC

Subject Re: Need your help ASAP 

Jeannie:

I did not receive your request in time to type responses on my blackberry by 2 PM, given the information needed. Here are the answers to your questions:

1. Why did we only contact DOJ officials regarding the accuracy of their interviews?

As far as I know, we didn't. contact DOJ officials about this except in response to concerns they had previously expressed to us. Also, I don't believe we ever allowed DOJ to edit the summaries. (I certainly didn't.) I believe the consultants and I discussed the idea of having all the interviewees review their respective interview summaries, but the consultants objected to the idea and there were concerns that the all of the money remaining available was needed to complete the final report.

Craig Donsanto, Election Crimes Branch, saw the summary of his interview among the documents provided to the Working Group (prior to the meeting of that group), and pointed out an important factual error. The summary, as originally written, portrayed DOJ as switching from the prosecution of conspiracies to the prosecution of individuals. I was present at this interview and this was not what Craig had said, nor is it supported by the information available on the election crimes pursued by that branch. DOJ continues to pursue conspiracies and, in addition, has begun to pursue individuals (specifically, double voting, felon voting and alien voting) in an effort to deter others from election crime.

To my knowledge, John Tanner, Voting Section, Civil Rights Division, had not seen the consultants' full summary of his interview; but he expressed concern to Tova Wang and EAC about the consultants' characterization of the interviews with Donsanto and him that had been included in the May 2006 status report. This report was provided to the members of the EAC Standards and Advisory Boards. Per HAVA requirements, the Voting Section is represented on the Advisory Board. Tanner pointed to the following errors:

- First, the consultants stated that DOJ was not pursuing voter suppression cases. Tanner responded that "[t]he Department has brought two 11(b) cases, one of the two in this Administration. The focus of DOJ activity has shifted, in fact, to voter suppression as there are fewer cases over voter dilution (challenges to at-large election systems, etc.) being brought by anyone as the number of jurisdictions with at-large election systems has shrunk dramatically. This Administration has, in fact, brought far more voter-suppression cases ... than ever in the past, including a majority of all cases under Sections 203 and 208 of the Act, and such key recent Section 2 cases as US v. City of Boston and US

000836

- v. Long County, Georgia."
● Second, the consultants implied that DOJ is not pursuing instances of unequal implementation of ID rules. Tanner's response was that "[c]hallenges based on race and unequal implementation of ID rules are indeed actionable and we have brought lawsuits, such as in Boston and Long County; we have not identified instances of such discrimination in which we have not taken action."

Tanner also pointed to the consultants' refusal during the interview to define what they meant by "voter intimidation", which Tanner suspected did not jibe with the meaning of the term in federal prosecutions and probably contributed to misunderstandings. (Federal voter intimidation prosecutions require the threat of economic or physical harm.)

By the way, both of these officials are career attorneys, not political appointees. They have years of service at DOJ, working under a number of different administrations.

2. Exactly what did we change and why?

In the case of the Donsanto interview summary, I spoke with our consultants and asked them to make the correction. At first, they both refused. Later, they revised the summary to be a little less blatant, but the implication that there had been a complete change in approach remained. We revised the summary to clearly indicate that prosecution of conspiracies continues. The revised paragraph is on page 4 of the published summary. We also added an intro paragraph similar to other interview summaries submitted by the consultants to summarize the enforcement authority of the Election Crimes Branch and to distinguish it from the Voting Section, Civil Rights Division.

In the case of the actual John Tanner interview summary, we added an intro paragraph similar to other interview summaries submitted by the consultants to summarize the enforcement authority of the Voting Section and to distinguish it from the Election Crimes Branch. We also moved the consultants' note about the refusal to share certain internal working papers to the end of the summary because it seemed to distract from the main interview points if left as an introduction.

Making the distinction between the Election Crimes Branch and the Voting Section is important. The Voting Section brings cases involving "systemic" discrimination because federal voting statutes focus on discriminatory action by local governments. It is criminal statutes that involve malfeasance by individuals and that are enforced by the Election Crimes Branch through Us Attorneys' offices. The difference is key to understanding federal election law enforcement.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV

04/18/2007 12:17 PM

To psims@eac.gov

cc Juliet E. Hodgkins/EAC/GOV@EAC, Thomas R. Wilkey/EAC/GOV@EAC

Subject Need your help ASAP

000835

Peg,

If possible, I need answers for these questions in reference to the vote fraud/voter intimidation project by 2 p.m. today for an inquiry for Congressional Quarterly:

1. Why did we only contact DOJ officials regarding the accuracy of their interviews?
2. Exactly what did we change and why?

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov

— Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 04:21 PM —

Margaret Sims/EAC/GOV

04/19/2007 08:53 AM

To Jeannie Layson/EAC/GOV@EAC

cc Juliet E. Hodgkins/EAC/GOV@EAC, Karen
Lynn-Dyson/EAC/GOV@EAC

Subject Correction to Cost of Vote Fraud Contracts

FYI - I noticed that some newsclips are saying we spent \$100,000 on the Voting Fraud-Voter Intimidation project. Each of the consultants had two contracts totaling almost \$75,000 (not including funds set aside for related travel), so the total between them would have been closer to \$150,000. If anyone needs to know the added travel costs, Wang spent about \$4,500 and Serebrov \$1,200 over the course of the 2 contracts.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

000836

Margaret Sims/EAC/GOV
04/24/2007 03:57 PM

To eaccon@eac.gov
cc
bcc
Subject Voter Fraud Project Emails

Here are most of the emails from my active email files. A few did not hold the check mark, so I will send them separately. I'm trying to work out the best way to hand off copies of the emails from my archived files.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:52 PM -----



"Tova Wang"
<wang@tcf.org>
08/21/2006 12:16 PM

To psims@eac.gov
cc
Subject call

Hi Peg, I left you a voice message last week -- you might have been at NCSL. Anyway, would you give me a call when you have a moment? Thanks.

Tova Andrea Wang, Democracy Fellow
The Century Foundation
1333 H Street, NW, Washington, D.C. 20037

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:52 PM -----

Juliet E. Hodgkins/EAC/GOV
11/03/2006 06:42 PM

To Margaret Sims/EAC/GOV@EAC
cc
Subject Job and Tova

I spoke to Job about the documents that I need. He will send me his summary of the articles/books that he read. However, he said that Tova also summarized some of those articles/books. I don't have a contact number/email for Tova. Could you contact her and ask her to provide us with any summary of the articles/books that she read as they are listed in Appendix 2?

000837

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:52 PM -----

Margaret Sims/EAC/GOV

11/03/2006 07:11 PM

To Juliet E. Hodgkins/EAC/GOV@EAC

cc

Subject Re: Job and Tova 

Julie:

All of the summaries received are in the shared drawer under T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION\Research Summaries. There are too many of them to append to this message, or I would do it. The researchers did not propose to include these summaries in the report. Are you considering adding them?

If you want, I can cross reference each of these with the list of articles and ID any missing summaries. I could do that over the weekend. --- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV

11/03/2006 05:42 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Job and Tova

I spoke to Job about the documents that I need. He will send me his summary of the articles/books that he read. However, he said that Tova also summarized some of those articles/books. I don't have a contact number/email for Tova. Could you contact her and ask her to provide us with any summary of the articles/books that she read as they are listed in Appendix 2?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Juliet E. Hodgkins/EAC/GOV

11/03/2006 07:14 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: Job and Tova 

000836

I think we should use the content of those articles or some summary of them as a background of what we know about VF and VI. I just didn't want to have to read all of those articles to be able to make some generalized statements about their contents.

Sent from my BlackBerry Wireless Handheld
Margaret Sims
----- Original Message -----

From: Margaret Sims
Sent: 11/03/2006 06:11 PM
To: Juliet Hodgkins
Subject: Re: Job and Tova

Julie:

All of the summaries received are in the shared drawer under T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION\Research Summaries. There are too many of them to append to this message, or I would do it. The researchers did not propose to include these summaries in the report. Are you considering adding them?

If you want, I can cross reference each of these with the list of articles and ID any missing summaries. I could do that over the weekend. --- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV
11/03/2006 05:42 PM

To Margaret Sims/EAC/GOV@EAC
cc
Subject Job and Tova

I spoke to Job about the documents that I need. He will send me his summary of the articles/books that he read. However, he said that Tova also summarized some of those articles/books. I don't have a contact number/email for Tova. Could you contact her and ask her to provide us with any summary of the articles/books that she read as they are listed in Appendix 2?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Juliet E. Hodgkins/EAC/GOV
11/03/2006 07:41 PM

To Margaret Sims/EAC/GOV@EAC
cc

000839

Subject Re: Job and Tova

I appreciate it. I will send you a copy of the outline that I am working from. It is somewhat subject to change as I am still trying to gel in my mind what goes first, second

Sent from my BlackBerry Wireless Handheld
Margaret Sims
----- Original Message -----

From: Margaret Sims
Sent: 11/03/2006 06:38 PM
To: Juliet Hodgkins
Subject: Re: Job and Tova

I can review them over the weekend and attempt to summarize what they tell us.--- Peggy

Sent from my BlackBerry Wireless Handheld
Juliet E. Hodgkins
----- Original Message -----

From: Juliet E. Hodgkins
Sent: 11/03/2006 06:14 PM
To: Margaret Sims
Subject: Re: Job and Tova

I think we should use the content of those articles or some summary of them as a background of what we know about VF and VI. I just didn't want to have to read all of those articles to be able to make some generalized statements about their contents.

Sent from my BlackBerry Wireless Handheld
Margaret Sims
----- Original Message -----

From: Margaret Sims
Sent: 11/03/2006 06:11 PM
To: Juliet Hodgkins
Subject: Re: Job and Tova

Julie:

All of the summaries received are in the shared drawer under T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION\Research Summaries. There are too many of them to append to this message, or I would do it. The researchers did not propose to include these summaries in the report. Are you considering adding them?

If you want, I can cross reference each of these with the list of articles and ID any missing summaries. I could do that over the weekend. --- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV
11/03/2006 05:42 PM

To Margaret Sims/EAC/GOV@EAC
cc

000840

Subject Job and Tova

I spoke to Job about the documents that i need. He will send me his summary of the articles/books that he read. However, he said that Tova also summarized some of those articles/books. I don't have a contact number/email for Tova. Could you contact her and ask her to provide us with any summary of the articles/books that she read as they are listed in Appendix 2?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Margaret Sims/EAC/GOV

11/06/2006 11:07 AM

To Juliet E. Hodgkins/EAC/GOV@EAC

cc

Subject Re: VF_VI Literature Review 

Julie:

I have not received the outline, but went ahead with reviewing the literature researched. Attached are my perspectives on what we learned and a listing of the literature with portions of the analysis for each. Both of these documents are on the shared drive under T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION\Research Summaries. Hope these help. Let me know what else you need from me. --- Peggy



EAC-Learned from Lit Review 11-6-06.doc EAC Lit Review Notes 11-5-06.doc

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV

11/03/2006 06:41 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: Job and Tova 

I appreciate it. I will send you a copy of the outline that I am working from. It is somewhat subject to change as I am still trying to gel in my mind what goes first, second

Sent from my BlackBerry Wireless Handheld

000841

Margaret Sims

----- Original Message -----

From: Margaret Sims
Sent: 11/03/2006 06:38 PM
To: Juliet Hodgkins
Subject: Re: Job and Tova

I can review them over the weekend and attempt to summarize what they tell us.--- Peggy

Sent from my BlackBerry Wireless Handheld

Juliet E. Hodgkins

----- Original Message -----

From: Juliet E. Hodgkins
Sent: 11/03/2006 06:14 PM
To: Margaret Sims
Subject: Re: Job and Tova

I think we should use the content of those articles or some summary of them as a background of what we know about VF and VI. I just didn't want to have to read all of those articles to be able to make some generalized statements about their contents.

Sent from my BlackBerry Wireless Handheld

Margaret Sims

----- Original Message -----

From: Margaret Sims
Sent: 11/03/2006 06:11 PM
To: Juliet Hodgkins
Subject: Re: Job and Tova

Julie:

All of the summaries received are in the shared drawer under T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION\Research Summaries. There are too many of them to append to this message, or I would do it. The researchers did not propose to include these summaries in the report. Are you considering adding them?

If you want, I can cross reference each of these with the list of articles and ID any missing summaries. I could do that over the weekend. --- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV

11/03/2006 05:42 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Job and Tova

I spoke to Job about the documents that I need. He will send me his summary of the articles/books that he read. However, he said that Tova also summarized some of those articles/books. I don't have a contact number/email for Tova. Could you contact her and ask her to provide us with any summary of the articles/books that she read as they are listed in Appendix 2?

000842

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

— Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM —

Juliet E. Hodgkins/EAC/GOV

11/06/2006 11:50 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: VF_VI Literature Review 

sorry, about that. Here's the outline...

I. BACKGROUND/INTRODUCTION

- A. WHAT WE KNOW ABOUT FRAUD
- B. PURPOSE OF THE EAC STUDY
- C. METHODOLOGY OF THE EAC STUDY

II. DEFINITION OF ELECTION CRIMES

- A. VOTER FRAUD IS TOO LIMITED
- B. COLLOQUIAL DEFINITION IS TOO BROAD
- C. ELECTION CRIMES
- D. WHAT IS NOT AN ELECTION CRIME FOR PURPOSES OF THIS STUDY

III. RECOMMENDATIONS ON HOW TO STUDY ELECTION CRIMES

- A. ACCEPTED RECOMMENDATIONS
 - i. SURVEY LAW ENFORCEMENT, INVESTIGATORY AGENCIES, AND PROSECUTORS
 - ii. REVIEW AMINISTRATIVE COMPLAINTS FILED WITH STATES
 - iii. REVIEW DOJ/USA ACTIONS
- B. REJECTED RECOMMENDATIONS
 - i. REASONS WHY REJECTED

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005

000840

(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
11/06/2006 11:07 AM

To Juliet E. Hodgkins/EAC/GOV@EAC
cc
Subject Re: VF_VI Literature Review 

Julie:

I have not received the outline, but went ahead with reviewing the literature researched. Attached are my perspectives on what we learned and a listing of the literature with portions of the analysis for each. Both of these documents are on the shared drive under T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION\Research Summaries. Hope these help. Let me know what else you need from me. --- Peggy



EAC-Learned from Lit Review 11-6-06.doc EAC Lit Review Notes 11-5-06.doc

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV
11/03/2006 06:41 PM

To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Job and Tova 

I appreciate it. I will send you a copy of the outline that I am working from. It is somewhat subject to change as I am still trying to gel in my mind what goes first, second

Sent from my BlackBerry Wireless Handheld
Margaret Sims
----- Original Message -----

From: Margaret Sims
Sent: 11/03/2006 06:38 PM
To: Juliet Hodgkins
Subject: Re: Job and Tova

I can review them over the weekend and attempt to summarize what they tell us.--- Peggy

Sent from my BlackBerry Wireless Handheld
Juliet E. Hodgkins
----- Original Message -----

From: Juliet E. Hodgkins
Sent: 11/03/2006 06:14 PM
To: Margaret Sims
Subject: Re: Job and Tova

000844

I think we should use the content of those articles or some summary of them as a background of what we know about VF and VI. I just didn't want to have to read all of those articles to be able to make some generalized statements about their contents.

Sent from my BlackBerry Wireless Handheld
Margaret Sims
----- Original Message -----

From: Margaret Sims
Sent: 11/03/2006 06:11 PM
To: Juliet Hodgkins
Subject: Re: Job and Tova

Julie:

All of the summaries received are in the shared drawer under T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION\Research Summaries. There are too many of them to append to this message, or I would do it. The researchers did not propose to include these summaries in the report. Are you considering adding them?

If you want, I can cross reference each of these with the list of articles and ID any missing summaries. I could do that over the weekend. --- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV
11/03/2006 05:42 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Job and Tova

I spoke to Job about the documents that I need. He will send me his summary of the articles/books that he read. However, he said that Tova also summarized some of those articles/books. I don't have a contact number/email for Tova. Could you contact her and ask her to provide us with any summary of the articles/books that she read as they are listed in Appendix 2?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Margaret Sims/EAC/GOV
11/06/2006 12:21 PM
To Juliet E. Hodgkins/EAC/GOV
cc

00084E

Subject Re: VF_VI Literature Review 

Is this an outline of an EAC staff report to accompany the consultants' report, or has there been a decision not to publish the consultants' report at all? (Just curious, as I have been a little out of the loop.) --- Peg
----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Juliet E. Hodgkins/EAC/GOV

11/06/2006 12:30 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: VF_VI Literature Review 

The consultant's report is a draft of an EAC report. We will take the consultant's report and finalize it into OUR report.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV

11/06/2006 12:21 PM

To Juliet E. Hodgkins/EAC/GOV@EAC

cc

Subject Re: VF_VI Literature Review 

Is this an outline of an EAC staff report to accompany the consultants' report, or has there been a decision not to publish the consultants' report at all? (Just curious, as I have been a little out of the loop.) --- Peg

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Juliet E. Hodgkins/EAC/GOV

11/06/2006 05:18 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: VF_VI Literature Review 

Peggy,

I wanted to let you know that I had a chance to review your summaries today. I think that these are some excellent conclusions that we can definitely use in our report. Thank you for doing such a detailed and thorough job. If tomorrow goes quietly, hopefully I will have some time to write.

Juliet Thompson Hodgkins

000846

General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV

11/06/2006 11:07 AM

To Juliet E. Hodgkins/EAC/GOV@EAC

cc

Subject Re: VF_VI Literature Review 

Julie:

I have not received the outline, but went ahead with reviewing the literature researched. Attached are my perspectives on what we learned and a listing of the literature with portions of the analysis for each. Both of these documents are on the shared drive under T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION\Research Summaries. Hope these help. Let me know what else you need from me. --- Peggy



EAC-Learned from Lit Review 11-6-06.doc EAC Lit Review Notes 11-5-06.doc

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV

11/03/2006 06:41 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: Job and Tova 

I appreciate it. I will send you a copy of the outline that I am working from. It is somewhat subject to change as I am still trying to gel in my mind what goes first, second

Sent from my BlackBerry Wireless Handheld

Margaret Sims

----- Original Message -----

From: Margaret Sims
Sent: 11/03/2006 06:38 PM
To: Juliet Hodgkins
Subject: Re: Job and Tova

I can review them over the weekend and attempt to summarize what they tell us.--- Peggy

Sent from my BlackBerry Wireless Handheld

Juliet E. Hodgkins

----- Original Message -----

From: Juliet E. Hodgkins

000847

Sent: 11/03/2006 06:14 PM
To: Margaret Sims
Subject: Re: Job and Tova

I think we should use the content of those articles or some summary of them as a background of what we know about VF and VI. I just didn't want to have to read all of those articles to be able to make some generalized statements about their contents.

Sent from my BlackBerry Wireless Handheld
Margaret Sims
----- Original Message -----

From: Margaret Sims
Sent: 11/03/2006 06:11 PM
To: Juliet Hodgkins
Subject: Re: Job and Tova

Julie:

All of the summaries received are in the shared drawer under T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION\Research Summaries. There are too many of them to append to this message, or I would do it. The researchers did not propose to include these summaries in the report. Are you considering adding them?

If you want, I can cross reference each of these with the list of articles and ID any missing summaries. I could do that over the weekend. --- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV
11/03/2006 05:42 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Job and Tova

I spoke to Job about the documents that I need. He will send me his summary of the articles/books that he read. However, he said that Tova also summarized some of those articles/books. I don't have a contact number/email for Tova. Could you contact her and ask her to provide us with any summary of the articles/books that she read as they are listed in Appendix 2?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

00084E

Margaret Sims/EAC/GOV

11/06/2006 06:36 PM

To Juliet E. Hodgkins/EAC/GOV@EAC

cc

Subject Re: VF_VI Literature Review 

Julie:

Happy to help, especially as I have to assume the blame for the report turned in by the consultants. I think you were aware that I was disappointed that it was not a more professional product. As I was not clear what the Commission's position is on editing such reports after receipt of the final, and as the consultants insisted that their work not be changed, I felt a bit stymied. Let me know what else I can do.

In the meantime, I'm revisiting some drafts received on the Vote Count-Recount best practices to see if I can encourage more improvements before submission of the final. We're still waiting for the state-by-state summary of practices, originally delayed by the subcontractor's nonperformance, which could affect goes into the best practices. I think some of the emphasis I see in the drafts on post election audits and proper recordkeeping will help respond to some of the issues raised in the literature review for the voting fraud-voter intimidation study.

--- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV

11/06/2006 05:18 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: VF_VI Literature Review 

Peggy,

I wanted to let you know that I had a chance to review your summaries today. I think that these are some excellent conclusions that we can definitely use in our report. Thank you for doing such a detailed and thorough job. If tomorrow goes quietly, hopefully I will have some time to write.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV

11/06/2006 11:07 AM

To Juliet E. Hodgkins/EAC/GOV@EAC

cc

Subject Re: VF_VI Literature Review 

000849

Julie:

I have not received the outline, but went ahead with reviewing the literature researched. Attached are my perspectives on what we learned and a listing of the literature with portions of the analysis for each. Both of these documents are on the shared drive under T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION\Research Summaries. Hope these help. Let me know what else you need from me. --- Peggy



EAC-Learned from Lit Review 11-6-06.doc EAC Lit Review Notes 11-5-06.doc

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV

11/03/2006 06:41 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: Job and Tova 

I appreciate it. I will send you a copy of the outline that I am working from. It is somewhat subject to change as I am still trying to gel in my mind what goes first, second

Sent from my BlackBerry Wireless Handheld

Margaret Sims

----- Original Message -----

From: Margaret Sims
Sent: 11/03/2006 06:38 PM
To: Juliet Hodgkins
Subject: Re: Job and Tova

I can review them over the weekend and attempt to summarize what they tell us.--- Peggy

Sent from my BlackBerry Wireless Handheld

Juliet E. Hodgkins

----- Original Message -----

From: Juliet E. Hodgkins
Sent: 11/03/2006 06:14 PM
To: Margaret Sims
Subject: Re: Job and Tova

I think we should use the content of those articles or some summary of them as a background of what we know about VF and VI. I just didn't want to have to read all of those articles to be able to make some generalized statements about their contents.

Sent from my BlackBerry Wireless Handheld

Margaret Sims

----- Original Message -----

From: Margaret Sims
Sent: 11/03/2006 06:11 PM

000850

To: Juliet Hodgkins
Subject: Re: Job and Tova

Julie:

All of the summaries received are in the shared drawer under T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION\Research Summaries. There are too many of them to append to this message, or I would do it. The researchers did not propose to include these summaries in the report. Are you considering adding them?

If you want, I can cross reference each of these with the list of articles and ID any missing summaries. I could do that over the weekend. --- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV

11/03/2006 05:42 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Job and Tova

I spoke to Job about the documents that I need. He will send me his summary of the articles/books that he read. However, he said that Tova also summarized some of those articles/books. I don't have a contact number/email for Tova. Could you contact her and ask her to provide us with any summary of the articles/books that she read as they are listed in Appendix 2?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Karen Lynn-Dyson/EAC/GOV

11/07/2006 07:05 AM

To Juliet E. Hodgkins/EAC/GOV@EAC

cc Margaret Sims/EAC/GOV@EAC

Subject Fw: please investigate

Hi-

Is this the kind of thing I should be passing on to you or Gavin?

000851

Thanks

Karen Lynn-Dyson
Research Director
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

— Forwarded by Karen Lynn-Dyson/EAC/GOV on 11/07/2006 07:03 AM —



[REDACTED]
11/06/2006 07:47 PM

To info@gop.com, HAVAinfo@eac.gov, [REDACTED]
cc

Subject please investigate

Please investigate this incident or pass it on to the proper authority.

This morning, I received a recorded message saying that my polling place was "St. Francis" something or other. Later in the day, I wondered why I was informed of this change via a phone number with an out of state area code. I just check the Mahoning County Board of Elections site and the polling location is still listed as "Frank Ohl School" which is where I've voted since moving here. Since I received another call about the same time, I'll give you information on both numbers.

For the first call (which I believe is the culprit) the information on my caller ID was "Unknown Name 320-230-0961". They claimed they were from American for Reform Now or something like that. When I dialed that number, I received this message: "Mailbox for Rob Olsen is full." While writing this email, I just received another call from this number. Now the recorded message was from Ohio for Fair Minimum Wage.

For the other call (from this morning) the information on my caller ID was "Amer Voice Retr 206-706-2650". When I dialed that number I got a recording which identified them as "People for Washington State Democrats... authorized by K1 2006."

Thank you for your time and attention to this matter.

Cheryl Bollinger
Austintown, OH
330.318.7993

— Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM —

Juliet E. Hodgkins/EAC/GOV
11/07/2006 09:33 AM

To Margaret Sims/EAC/GOV@EAC
cc

000852

Subject VF and VI study

Did Tova and Job provide us with summaries or notes of their interviews?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Margaret Sims/EAC/GOV

11/07/2006 09:45 AM

To Juliet E. Hodgkins/EAC/GOV

cc

Subject Re: VF and VI study 

Yes (at T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION\Interviews\Interview Summaries). Do you want me to do the same with those as I did with the literature summaries? --- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV

11/07/2006 09:33 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject VF and VI study

Did Tova and Job provide us with summaries or notes of their interviews?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Juliet E. Hodgkins/EAC/GOV

11/07/2006 09:47 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: VF and VI study 

that would be great. I am also interested in identifying the points of contention between DOJ and the

000856

consultants.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV

11/07/2006 09:45 AM

To Juliet E. Hodgkins/EAC/GOV@EAC

cc

Subject Re: VF and VI study 

Yes (at T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION\Interviews\Interview Summaries). Do you want me to do the same with those as I did with the literature summaries? --- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV

11/07/2006 09:33 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject VF and VI study

Did Tova and Job provide us with summaries or notes of their interviews?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Margaret Sims/EAC/GOV

11/07/2006 11:29 AM

To Juliet E. Hodgkins/EAC/GOV@EAC

cc

Subject Re: VF and VI study 

OK, I will get started on the interview summaries today.

DOJ (Donsanto and Tanner) raised objections to the consultants' description of their interviews, which

000854

state that DOJ officials agreed they were bringing fewer intimidation and suppression cases. An advocacy group is going after DOJ, accusing the agency of doing just that for political reasons, so this is something DOJ wants corrected.

Apart from the consultants pre-existing bias that "the feds aren't doing enough", a big part of the problem appears to have been a misunderstanding over terminology. When our consultants used the term "intimidation", they included all sorts of suppression activities. When Craig Donsanto used the term "intimidation", he was using the definition under federal criminal vote fraud statutes, which requires the action be accompanied by threat of physical or economic harm. (He told me he has had only one such case in 30 years.) His office is actively pursuing voter suppression activities under statutes other than federal voter intimidation laws (e.g.; the recent case in NH where a campaign operative conspired to block election day GOTV telephone lines of the opposing party). A copy of Tanner's comments on the interview summary in the status report for the Standards and Advisory Boards meetings is attached.

I had many long discussions with Tova and Job about this. I was able to get them to soften their description (see 4th bullet on page 7 of the draft report), but not entirely to my satisfaction. Also, at the Working Group meeting, it was agreed that the consultants would add a note to their definition to clarify that the working definition for purposes of the research includes activities that do not meet the federal definition of voter intimidation. The resulting note on page 5 of the draft report is too vague.

DOJ has not seen everything the consultants put in the draft final report, so they may have additional concerns. For example, the consultants' recommendations include the following:

Attend the Department of Justice's Ballot Access and Voting Integrity Symposium. The consultants also believe it would be useful for any further activity in this area to include attendance at the next Ballot Access and Voting Integrity Symposium. According to the Department, DEOs are required to attend annual training conferences centered on combating election fraud and voting rights abuses. These conferences sponsored by the Voting Section of the Civil Rights Division and the Public Integrity Section of the Criminal Division, feature presentations by civil rights officials and senior prosecutors from the Public Integrity Section and the U.S. Attorneys' Offices. According to the Department, DEOs are required to attend annual training conferences centered on combating election fraud and voting rights abuses. These conferences sponsored by the Voting Section of the Civil Rights Division and the Public Integrity Section of the Criminal Division, feature presentations by civil rights officials and senior prosecutors from the Public Integrity Section and the U.S. Attorneys' Offices.

Footnote:

By attending the symposium researchers could learn more about the following:
How DEOs are trained, e.g. what they are taught to focus their resources on; How they are instructed to respond to various types of complaints; How information about previous elections and voting issues is presented; and, How the Voting Rights Act, the criminal laws governing election fraud and intimidation, the National Voter Registration Act, and the Help America Vote Act are described and explained to participants.

DOJ has stated that this is an internal meeting, involving only DOJ officials, US Attorneys and FBI. EAC researchers cannot be admitted without opening the meeting to other outsiders. DOJ does not want to do this, probably for two reasons: (1) confidential information on current enforcement cases may be discussed; and (2) making enforcement strategies public could give unscrupulous individuals a virtual "how to" manual for circumventing such strategies when committing election crimes.

We may also have a hard time gaining access to the DOE reports and the Voting Section records of complaints, as they probably aren't considered public documents.

--- Peggy

00085E



DOJ-TannerComments-TW\InterviewSummary.doc

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV

11/07/2006 09:47 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: VF and VI study

that would be great. I am also interested in identifying the points of contention between DOJ and the consultants.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV

11/07/2006 09:45 AM

To Juliet E. Hodgkins/EAC/GOV@EAC

cc

Subject Re: VF and VI study

Yes (at T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION\Interviews\Interview Summaries). Do you want me to do the same with those as I did with the literature summaries? --- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV

11/07/2006 09:33 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject VF and VI study

Did Tova and Job provide us with summaries or notes of their interviews?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

000856

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Juliet E. Hodgkins/EAC/GOV

11/09/2006 11:41 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject How are the summaries of the interviews coming?

I am getting close to having a first cut at a report, minus a few key sections. Just wondering how those summaries are coming along.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Margaret Sims/EAC/GOV

11/09/2006 12:04 PM

To Juliet E. Hodgkins/EAC/GOV

cc

Subject Re: How are the summaries of the interviews coming? 

Almost finished sorting through the interview summaries. I don't find them as helpful as the literature summaries, but hope to have something to you by the end of the day. (I was at the clinic yesterday, and could only work a half day.) --- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV

11/09/2006 11:41 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject How are the summaries of the interviews coming?

I am getting close to having a first cut at a report, minus a few key sections. Just wondering how those summaries are coming along.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

000857

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Juliet E. Hodgkins/EAC/GOV

11/09/2006 12:08 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: How are the summaries of the interviews coming? 

Thanks. Currently, on the phone with Job. Ugh!!!!

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV

11/09/2006 12:04 PM

To Juliet E. Hodgkins/EAC/GOV@EAC

cc

Subject Re: How are the summaries of the interviews coming? 

Almost finished sorting through the interview summaries. I don't find them as helpful as the literature summaries, but hope to have something to you by the end of the day. (I was at the clinic yesterday, and could only work a half day.) --- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV

11/09/2006 11:41 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject How are the summaries of the interviews coming?

I am getting close to having a first cut at a report, minus a few key sections. Just wondering how those summaries are coming along.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

000856

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Margaret Sims/EAC/GOV

11/12/2006 08:45 PM

To Juliet E. Hodgkins/EAC/GOV

cc

Subject VF-VI Interviews

Sorry this is later than expected. I was missing the notes of one interview and had several computer crashes when I tried to retrieve archived email to determine if I had failed to file it after one of the consultants sent it. I finally gave up looking for it in favor of summarizing what I had.

Attached is a summary of points raised in the interviews. I found it more difficult to extract lessons learned from the interview notes, so I used a summary format. (The interview notes make it appear that the focus of the interviews differed from one person to another, perhaps because consultants were seeking different information from interviewees). I've also attached a list of interviewees with pertinent interview notes. (Some of the interview notes dealt with irregularities other than voting fraud and voter intimidation.) --- Peggy



EAC-Summary of Info from Interviews 11-06.doc EAC-Experts Interviewed Notes 11-06.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Margaret Sims/EAC/GOV

11/13/2006 10:27 AM

To Juliet E. Hodgkins/EAC/GOV

cc

Subject VF-VI Another DOJ Objection

Julie:

I just remembered that there was one other DOJ objection. It was about the way the consultants described the Election Crimes Branch focus on cases. In the interview with Donsanto (the only interview I attended), he made reference to the fact that the Election Crimes Branch used to only go after conspiracies, not individuals. Now, however, they had begun prosecuting individuals for noncitizen and felon voting. The consultants heard an unexpressed "instead", which would mean that DOJ had dropped pursuing conspiracies in favor of going after individuals. Based on my previous experience, I heard and unexpressed "in addition", meaning that DOJ was not just prosecuting conspiracies, the department also had begun to prosecute individuals.

I had lengthy discussions with the consultants over this issue as well. Donsanto confirmed that he meant "in addition", and the lists of cases he provided indicates that the department continues to pursue conspiracies. (It doesn't make sense any other way, unless you believe that the government is out to get the little guy.) --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Juliet E. Hodgkins/EAC/GOV

11/15/2006 09:58 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Draft Voter Fraud/Voter Intimidation

000850

Peggy,

I have attached a rough draft of the report that I think that we should propose to the Commissioners. I was hoping that you could give it a read and give me your comments by Friday morning, as I have to deliver a draft to the Commissioners on Friday. I also have a couple of questions. You will notice that I have noted that several items will be attached as appendixes. First question: Should we attach these things? Second question: In cases where you have provided summaries of the summaries, should we attach yours or theirs?



EAC REPORT ON VOTER FRAUD AND VOTER INTIMIDATION STUDY.doc

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Thomas R. Wilkey/EAC/GOV

11/15/2006 12:23 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Thor Hearn

Do you have contact information for this guy?

Thomas R. Wilkey
Executive Director
US Election Assistance Commission
1225 New York Ave, NW - Suite 1100
Washington, DC 20005
(202) 566-3109 phone
TWilkey@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----

Margaret Sims/EAC/GOV

11/15/2006 01:52 PM

To Thomas R. Wilkey/EAC/GOV

cc

Subject Re: Thor Hearn



Mark (Thor) Hearne II
Partner-Member

000860

Lathrop & Gage, LC
The Equitable Building
10 South Broadway, Suite 1300
St. Louis, MO 63102-1708
Phone: 314-613-2522; (or Assistant, Bethany at 314- 613-2510)
Fax: 314-613-2550
Email: [REDACTED]; (or Assistant, Bethany at [REDACTED])

Thomas R. Wilkey/EAC/GOV

Thomas R. Wilkey/EAC/GOV

11/15/2006 12:23 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Thor Hearn

Do you have contact information for this guy?

Thomas R. Wilkey
Executive Director
US Election Assistance Commission
1225 New York Ave, NW - Suite 1100
Washington, DC 20005
(202) 566-3109 phone
TWilkey@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----

Margaret Sims/EAC/GOV

11/15/2006 04:02 PM

To Juliet E. Hodgkins/EAC/GOV

cc

Subject Re: Draft Voter Fraud/Voter Intimidation 

Got it, and will get back to you by Friday AM. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----

Juliet E. Hodgkins/EAC/GOV

11/15/2006 04:10 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: Draft Voter Fraud/Voter Intimidation 

Thanks.

000361

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV

11/15/2006 04:02 PM

To Juliet E. Hodgkins/EAC/GOV@EAC

cc

Subject Re: Draft Voter Fraud/Voter Intimidation 

Got it, and will get back to you by Friday AM. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----

Margaret Sims/EAC/GOV

11/17/2006 09:28 AM

To Juliet E. Hodgkins/EAC/GOV@EAC

cc

Subject Draft Voter Fraud/Voter Intimidation Report

Julie:

I really like the tone, focus, and organization of the paper. I also liked the way you interspersed the lists of Working Group members, interviewees, and reports reviewed with the text (drawing the reader's attention to the info, cutting down on the # of appendices, and giving the eye a break from regular text). Attached is your document with my comments, questions, and suggested changes. I did not do much to it.

Regarding your questions about the appendices:

I really did not prepare my summaries with an eye toward publication, but the consultants' summaries probably include incendiary info (particularly re DOJ interviews). As for the case law, we have multiple, voluminous charts, but no list. We can create a list from the charts, but that will take time. The Commissioners may want to see the consultants' or my summaries and the case law charts, but do we need to publish them?

Do we need to put short bios for Tova and Job in an appendix? --- Peggy



EAC VF-VI Report- rev 11-17-06.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----

Juliet E. Hodgkins/EAC/GOV

11/17/2006 09:44 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: Draft Voter Fraud/Voter Intimidation Report 

000862

Thanks for your comments.

Last night, I took the case charts and assembled into one 200 -page document. So, that is compiled. I have also amended to include Job and Tova's bios as appendix "1". I have established both your summaries and theirs into alternative appendixes and will talk to the commissioners about that. One question that I have is whether we would need to go through and "clean up" their summaries? I have compiled them into a single document (that is one for interviews and one for literature). Other than the DOJ issue, are there any other "problems" that you recall?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

--- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM ---

Margaret Sims/EAC/GOV

11/17/2006 02:54 PM

To Juliet E. Hodgkins/EAC/GOV

cc

Subject Re: Draft Voter Fraud/Voter Intimidation Report 

I'll need to refresh my memory. I'll take a look at them one more time and get back to you. Hope you enjoy your time out of the office, and have a happy turkey day. --- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV

11/17/2006 09:44 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: Draft Voter Fraud/Voter Intimidation Report 

Thanks for your comments.

Last night, I took the case charts and assembled into one 200 -page document. So, that is compiled. I have also amended to include Job and Tova's bios as appendix "1". I have established both your summaries and theirs into alternative appendixes and will talk to the commissioners about that. One question that I have is whether we would need to go through and "clean up" their summaries? I have compiled them into a single document (that is one for interviews and one for literature). Other than the DOJ issue, are there any other "problems" that you recall?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

000866

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----

Juliet E. Hodgkins/EAC/GOV

11/17/2006 04:05 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: Draft Voter Fraud/Voter Intimidation Report 

Thanks so much for all of your help. Have a very Happy Thanksgiving.

Sent from my BlackBerry Wireless Handheld

Margaret Sims

----- Original Message -----

From: Margaret Sims

Sent: 11/17/2006 02:54 PM

To: Juliet Hodgkins

Subject: Re: Draft Voter Fraud/Voter Intimidation Report

I'll need to refresh my memory. I'll take a look at them one more time and get back to you. Hope you enjoy your time out of the office, and have a happy turkey day. --- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV

11/17/2006 09:44 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: Draft Voter Fraud/Voter Intimidation Report 

Thanks for your comments.

Last night, I took the case charts and assembled into one 200 -page document. So, that is compiled. I have also amended to include Job and Tova's bios as appendix "1". I have established both your summaries and theirs into alternative appendixes and will talk to the commissioners about that. One question that I have is whether we would need to go through and "clean up" their summaries? I have compiled them into a single document (that is one for interviews and one for literature). Other than the DOJ issue, are there any other "problems" that you recall?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----

Margaret Sims/EAC/GOV

000864

To: Kevin Kennedy
Subject: Interview

Kevin:
I'm just following up on my request for your availability to be interviewed by our consultants for our voting fraud/voter intimidation project. Are you available Tuesday, April 11 at 11 AM CST?
Peggy Sims

Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Margaret Sims/EAC/GOV
04/03/2006 05:11 PM

To "Job Serebrov" [redacted]@GSAEXTERNAL
cc [redacted]
Subject Re: Working Group Contact Info [icon]

Thanks, Job! --- Peggy

"Job Serebrov" [redacted] et>



"Job Serebrov" [redacted]
04/03/2006 04:57 PM

To psims@eac.gov
cc
Subject Re: Working Group Contact Info

Norcross's assistant is Maria Rivers:
Rivers@BlankRome.com

Rokita's assistant is:

Amy Miller
Executive Assistant
Indiana Secretary of State Todd Rokita
317-232-6536
assistant@sos.in.gov

--- psims@eac.gov wrote:

> Please review the attached and let me know of any
> corrections that should
> be made. Thanks! --- Peggy
>
>

000865

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



"Job Serebrov"

04/03/2006 03:46 PM

To psims@eac.gov, wang@tcf.org

cc

Subject Re: Mentioning DOJ Training Guidance

Lets discuss this in 10 minutes.

--- psims@eac.gov wrote:

> Tova and Job:
>
> Craig Donsanto responds that it is not possible for
> him to assess the
> level of public attribution that would be
> appropriate without seeing the
> substantive stuff in context. He does not foresee a
> problem; but
> recommends that I provide him with the draft text.
> He will review it to
> ensure we are not disclosing things we shouldnâ€™t
> disclose.
>
> Therefore, please provide the draft text to me ASAP,
> so that I can forward
> it to him for review. I suspect he will provide me
> with a prompt
> response, which I will forward to you.
>
> Peggy Sims
> Election Research Specialist
> U.S. Election Assistance Commission
> 1225 New York Ave, NW - Ste 1100
> Washington, DC 20005
> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)
> Fax: 202-566-3127
> email: psims@eac.gov
>

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



"Tova Wang"

<wang@tcf.org>

04/04/2006 01:30 PM

To psims@eac.gov

cc "Job Serebrov" [REDACTED], "Tova Wang"
<wang@tcf.org>

Subject working group agenda

000866

Hi Peg,

Attached is a draft of an agenda for the working group. Let us know what you think. Thanks. Tova

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.



TW proposed agenda.doc

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



"Job Serebrov"

[REDACTED]

04/04/2006 12:35 PM

To psims@eac.gov, "Tova Andrea Wang" <wang@tcf.org>
cc

Subject Re: Project Working Group Meeting

Peggy:

Here is my situation. I am to go to work full time for the Governor at some time in June. I just don't know when and because we are having a special session right now, no one can give me any indications as to the date. The special session will last for at least two weeks. However, I had to arrange a job because the contract ends at the end of May. So---all of this said---if, for instance, I go to work for the Governor the first week of June, I will only be able to work on EAC matters after hours at night.

Job

--- psims@eac.gov wrote:

>
> The Chairman and Vice Chairman are interested in
> attending the meeting. Due
> to schedule conflicts, they are asking us to look at
> the week of May 15.
> Does that pose a problem for either of youpeggy
>
> -----
> Sent from my BlackBerry Wireless Handheld
>
>
>

000867

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



"Tova Wang"
<wang@tcf.org>

04/11/2006 10:24 AM

To psims@eac.gov, "Job Serebrov" [REDACTED]

cc

Subject RE: Kennedy Interview

Sorry, you mean its today. OK, thanks. Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Monday, April 10, 2006 8:45 PM

To: Tova Andrea Wang; Job Serebrov

Subject: Kennedy Interview

It appears that the teleconference with Kevin Kennedy is set for tomorrow, April 11, at 10:30 AM CST/11:30 AM EST. Use the usual phone number (866-222-9044) and passcode (62209).

If you have trouble connecting, contact Nicole..
Peg

Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Margaret Sims/EAC/GOV

04/05/2006 01:24 PM

To Kevin Kennedy

cc

Subject Interview Request

Kevin:

Following up on yesterday's conversation, would you be available next Tuesday (4/11) to be interviewed by phone by our consultants on the Voting Fraud-Voter Intimidation research project? The interview is likely to take less than an hour. You pick the time and I'll confirm it with our consultants, Tova Wang and Job Serebrov. Then, I'll send you an email with the toll-free number and pass code that you will need for the teleconference.

EAC is conducting this preliminary research to determine how best to meet HAVA requirements. Section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are the development of:

000888

- nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
- methods of identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

Please let me know if you have any questions. Thanks.

Peggy Sims
 Election Research Specialist
 U.S. Election Assistance Commission
 1225 New York Ave, NW - Ste 1100
 Washington, DC 20005
 Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
 Fax: 202-566-3127
 email: psims@eac.gov

— Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM —

Margaret Sims/EAC/GOV
 04/03/2006 04:33 PM
 To Tova Andrea Wang, Job Serebrov
 cc
 Subject Working Group Contact Info

Please review the attached and let me know of any corrections that should be made. Thanks! --- Peggy



Work Group Contact Info.xls

— Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM —

Margaret Sims/EAC/GOV
 04/03/2006 03:41 PM
 To "Donsanto, Craig"
 <Craig.Donsanto@usdoj.gov>@GSAEXTERNAL
 cc
 Subject RE: Voting Fraud-Voter Intimidation Project

Thanks, Craig! --- Peggy

]

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>



"Donsanto, Craig"
 <Craig.Donsanto@usdoj.gov
 >
 04/03/2006 03:16 PM
 To psims@eac.gov
 cc
 Subject RE: Voting Fraud-Voter Intimidation Project

Hello Peg!

God willing, I will be here the first two weeks of May.

000869

As for your second question, it is not possible for me to assess the level of public attribution that would be appropriate without seeing the substantive stuff in context. I do not foresee a problem. So, I recommend that you get me a draft text and I will review it to ensure we are not disclosing things we shouldn't disclose.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 03, 2006 3:13 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation Project

Craig:

I have 2 issues for you today.

First, I am trying to schedule a meeting of the project working group for EAC's Voting Fraud-Voter Intimidation research project. As a technical advisor on this project, your attendance is particularly important to me. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Second, is it OK for our consultants to refer in their report to guidance provided in the DOJ training materials? I ask this because I understood that some materials in the materials are considered confidential and we do not want to violate your confidentiality provisions. If there is a compromise position, such as having you review that portion of the consultants' report, then let me know.

Thanks!

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



"Tova Wang"
<wang@tcf.org>
04/10/2006 11:04 AM

To psims@eac.gov
cc "Job Serebrov" <serebrov@sbcglobal.net>
Subject small question for Donsanto

Could you please also ask him what the training materials are referring to when they discuss "ballot box stuffing?" Does this mean elections workers add extra votes? Thanks so much. Tova

Tova Andrea Wang

000870

Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Margaret Sims/EAC/GOV
04/03/2006 05:01 PM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc [REDACTED]
Subject RE: Working Group Contact Info

Craig is on the list because the Commission requested he serve as a technical advisory to the project. Although not a member of the project working group, I do need to check his availability for the meeting.

I tried to tell you on the phone that we still are trying to confirm the El Paso County, TX election official for the working group. (Several attempts have been made to contact the Election Director, but she has been out of town.) If we can't get her, we will try for her deputy (also Hispanic). Once I have a response that one of them is willing to serve, I'll update the contact info table and see if I can't get a bio for you two to review. --- Peggy

"Tova Wang" <wang@tcf.org>



"Tova Wang"
<wang@tcf.org>
04/03/2006 04:50 PM

To psims@eac.gov, serebrov@sbcglobal.net
cc
Subject RE: Working Group Contact Info

Why is Craig Donsanto on the list? And what happened about the local election official? Thanks. Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 03, 2006 3:33 PM
To: wang@tcf.org; serebrov@sbcglobal.net
Subject: Working Group Contact Info

Please review the attached and let me know of any corrections that should be made. Thanks! ---
Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



"Tova Wang"
<wang@tcf.org>

000871



04/11/2006 10:12 AM

To psims@eac.gov, "Job Serebrov" [REDACTED]
cc

Subject RE: Kennedy Interview

That gives us no time between interviews though, right? We've never been able to really limit it to 30 minutes.

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 10, 2006 8:45 PM
To: Tova Andrea Wang; Job Serebrov
Subject: Kennedy Interview

It appears that the teleconference with Kevin Kennedy is set for tomorrow, April 11, at 10:30 AM CST/11:30 AM EST. Use the usual phone number (866-222-9044) and passcode (62209).

If you have trouble connecting, contact Nicole..
Peg

Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



"Job Serebrov"
[REDACTED]
04/06/2006 09:56 AM

To psims@eac.gov, wang@tcf.org
cc

Subject Re: Upcoming Interviews-DOJ Info

Peggy:

The interviews are ok with me.

Tova:

I think I should write the review on the IFES white paper instead of the red book.

Job

--- psims@eac.gov wrote:

> Hi, Job and Tova:
>

000872

> Tony Sirvello (former election director for Harris
> County, TX and current
> Executive Director of the International Association
> of Clerks, Recorders,
> Election Officials and Treasurers) can make himself
> available for an
> interview next Wednesday morning (4/12). He is on
> CST. Is there a time
> that works well for the two of you? How about 10 AM
> CST/11 AM EST? I saw
> Kevin Kennedy at a meeting in our office this past
> Tuesday. We are trying
> to set up an interview with him next Tuesday (4/11).
>
> I asked Donsanto about an updated version of his
> Prosecution of Election
> Offenses. He responded that it is at the printers
> and will not be
> available for a couple of months. In the interim,
> he referred me to the
> white paper he did for IFES, which I have attached.
> He said that the
> white paper includes the same information on the
> prosecution of election
> fraud that will be in the book. --- Peggy
>
>
>

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---



wang@tcf.org
04/02/2006 06:56 PM

To psims@eac.gov
cc "Job Serebrov" [REDACTED], "Tova Wang"
<wang@tcf.org>
Subject doj training materials

Hi Peg,

I've just made it through the 2004 binder of materials and have two questions. First, I understand that these materials are confidential, but may we refer to guidance provided in them in our report? Otherwise they are of not much use to us. There's not that much in it that would add to what Donsanto and Tanner told us, but there are a few issues raised that I believe might be germane.

Second, there are several sections evidently missing from the 2004 binder and I'm not sure if thats because of what Donsanto sent over or a problem in the photocopying. From what I can see, some of the table of contents is missing and tabs 14, 15, 16, 17, 21, 23 and 26 are all empty. Can you please look into this?

Thanks and I look forward to speaking to you tomorrow. Tova

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---

Margaret Sims/EAC/GOV

000878

04/05/2006 01:32 PM

To "Tony J. Sirvello III" [REDACTED]@GSAEXTERNAL
cc

Subject Re: Fw: Nonpartisan Local Election Official Needed for
Voting Fraud/Voter Intimidation Working Group

Tony:

Which one do you think would be best? J.R. Perez, as Election Administrator, should have knowledge of voting fraud and voter intimidation in both voter registration and voting. I assume that, though Patricia is the voter registration supervisor, she also would have knowledge of voting fraud and voter intimidation in balloting. Would they be available in May for a meeting of the project working group? Who could best stand up to the DNC and RNC counsels?

On a related matter, would you be available for our consultants to interview you by telephone next Wednesday? If so, let me know a convenient time. I'll confirm the time with the two consultants, Job Serebrov and Tova Wang. Then, I'll get back to you with the toll-free line and pass code you will need to use for the teleconference.

Thanks!

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

"Tony J. Sirvello III" <tjsthree@msn.com>



"Tony J. Sirvello III"

[REDACTED]
04/04/2006 02:17 PM

To "Peggy Sims" <psims@eac.gov>

cc

Subject Fw: Nonpartisan Local Election Official Needed for Voting
Fraud/Voter Intimidation Working Group

Good Afternoon Peg,

How about J. R. Perez, Elections Administrator, Guadalupe County or Patricia Benavides, Voting Registration Supervisor, Tarrant County, Texas?

Tony

----- Original Message -----

000874

From: Helen Jamison
To: Tony J. Sirvello III
Sent: Tuesday, April 04, 2006 11:46 AM
Subject: RE: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Dear Tony,
Unfortunately both Javier and myself have to decline in being members of the working group from Texas. It is a bad time of the year where we have so many elections and would not be able to contribute enough time to doing research of any kind. Please keep us in mind for future meetings.
Helen Jamison

-----Original Message-----

From: Tony J. Sirvello III [REDACTED]
Sent: Monday, April 03, 2006 1:19 PM
To: Helen Jamison; Javier Chacon
Subject: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Helen, Javier,

Attached is the information from the EAC requesting your services as a member of the working group from Texas. Please let me know in a couple of days if one of you will be able to participate. If you need more information, call me and I will conference in with Peggy Sims, who can give you more details.

Thanks,

Tony

----- Original Message -----

From: psims@eac.gov
To: [REDACTED]
Sent: Thursday, March 16, 2006 10:29 AM
Subject: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:

Thanks for being willing to help me identify a qualified, nonpartisan local election official to serve on our Project Working Group for the preliminary research being conducted on voting fraud and voter intimidation.

Background

Section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are the development of:

000875

1. nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
2. methods of identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC's Board of Advisors recommended that EAC make research on these topics a high priority.

Preliminary EAC Research

Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

1. develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
2. perform preliminary research on these topics (including Federal and State administrative and case law review), identify related activities of key government agencies and civic and advocacy organizations, and deliver a summary of this research and all source documentation;
3. convene a meeting of a project working group composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation, provide the results of the preliminary research to the working group, and record the working group's deliberations; and
4. produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future EAC action, if any.

The Project Working Group will probably meet only once during this preliminary research effort (probably in late April) to review the consultants research and provide input. Other members of the Working Group are lawyers from advocacy groups and major political parties, two State election officials, and Barry Weinberg, former Deputy Chief of DOJ's Voting Section, Civil Rights Division. Craig Donsanto, Director of DOJ's Election Crimes Branch will serve as a technical advisor to the group.

I really appreciate any help you can offer in identifying a qualified individual to fill the slot on the Working Group that has been reserved for an experienced, nonpartisan local election official.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

"Tony J. Sirvello" [REDACTED]



"Tony J. Sirvello III"
[REDACTED]

04/04/2006 02:17 PM

To "Peggy Sims" <psims@eac.gov>

cc

Subject Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

00087E



Good Afternoon Peg,

How about J. R. Perez, Elections Administrator, Guadalupe County or Patricia Benavides, Voting Registration Supervisor, Tarrant County, Texas?

Tony

----- Original Message -----

From: Helen Jamison

To: Tony J. Sirvello III

Sent: Tuesday, April 04, 2006 11:46 AM

Subject: RE: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Dear Tony,

Unfortunately both Javier and myself have to decline in being members of the woking group from Texas. It is a bad time of the year where we have so many elections and would not be able to contribute enough time to doing research of any kind. Please keep us in mind for future meetings.

Helen Jamison

-----Original Message-----

From: Tony J. Sirvello III [REDACTED]

Sent: Monday, April 03, 2006 1:19 PM

To: Helen Jamison; Javier Chacon

Subject: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Helen, Javier,

Attached is the information from the EAC requesting your services as a member of the working group from Texas. Please let me know in a couple of days if one of you will be able to participate. If you need more information, call me and I will conference in with Peggy Sims, who can give you more details.

Thanks,

Tony

----- Original Message -----

From: psims@eac.gov

To: [REDACTED]

Sent: Thursday, March 16, 2006 10:29 AM

000877

Subject: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:

Thanks for being willing to help me identify a qualified, nonpartisan local election official to serve on our Project Working Group for the preliminary research being conducted on voting fraud and voter intimidation.

Background

Section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are the development of:

1. nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
2. methods of identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC's Board of Advisors recommended that EAC make research on these topics a high priority.

Preliminary EAC Research

Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

1. develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
2. perform preliminary research on these topics (including Federal and State administrative and case law review), identify related activities of key government agencies and civic and advocacy organizations, and deliver a summary of this research and all source documentation;
3. convene a meeting of a project working group composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation, provide the results of the preliminary research to the working group, and record the working group's deliberations; and
4. produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future EAC action, if any.

The Project Working Group will probably meet only once during this preliminary research effort (probably in late April) to review the consultants research and provide input. Other members of the Working Group are lawyers from advocacy groups and major political parties, two State election officials, and Barry Weinberg, former Deputy Chief of DOJ's Voting Section, Civil Rights Division. Craig Donsanto, Director of DOJ's Election Crimes Branch will serve as a technical advisor to the group.

I really appreciate any help you can offer in identifying a qualified individual to fill the slot on the Working Group that has been reserved for an experienced, nonpartisan local election official.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

00087E

1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Margaret Sims/EAC/GOV

04/05/2006 05:45 PM

To "Donsanto, Craig"

<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL

cc

Subject Re: Voting Fraud-Voter Intimidation Project 

OK, thanks. I can access the IFES web site. That will give the consultants something to work with. ---
Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>



"Donsanto, Craig"

<Craig.Donsanto@usdoj.gov

>

04/05/2006 05:32 PM

To psims@eac.gov

cc

Subject Re: Voting Fraud-Voter Intimidation Project

The fraud chapter has been published by IFES as part of their Money and Politics Program. It's on their website. I tweaked the text a bit and presented it in Abjua. The rest of it is regrettably not public at present.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----

From: psims@eac.gov <psims@eac.gov>

To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>

Sent: Wed Apr 05 17:26:12 2006

Subject: Re: Voting Fraud-Voter Intimidation Project

Is there any way to get an advance copy? Our consultants will need to review it before you receive your printed versions. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

04/05/2006 04:14 PM

000879

To
psims@eac.gov

cc

Subject
Re: Voting Fraud-Voter Intimidation Project

The 7th edition is done and on its way to the printer. It is my hope to get it out in a couple months.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----

From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed Apr 05 13:05:15 2006
Subject: Voting Fraud-Voter Intimidation Project

Craig:

In reviewing the great materials you gave our consultants, we have not found an updated draft of your famous Prosecution of Election Offenses. Is that available for review? If you have a pdf version, I could pass that on to our consultants (noting any restrictions you may have on use).

Also, we noticed some gaps in the 2004 DOJ training binder. It appears that we are missing the Chris Herren information from Panel 3 and something titled "July 21, 2004" from Panel 4. If these were removed because we should not see them, just let me know.

I also have to check your availability the week of May15. I'm still trying to find a date that everyone will be available for the working group meeting.

Sorry to bug you. Hope all is going well.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

000836

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Margaret Sims/EAC/GOV

04/03/2006 03:15 PM

To Barry Weinberg

cc

Subject Voting Fraud-Voter Intimidation Project

Hi, Barry:

I'm trying to arrange a meeting of the Working Group for EAC's Voting Fraud-Voter Intimidation project. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Peggy Sims

Election Research Specialist

U.S. Election Assistance Commission

1225 New York Ave, NW - Ste 1100

Washington, DC 20005

Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)

Fax: 202-566-3127

email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Margaret Sims/EAC/GOV

04/06/2006 03:33 PM

To Edgardo Cortes

cc

Subject Interview for Voting Fraud/Voter Intimidation Project

I've been trying to schedule an interview (by teleconference) among our two consultants, Tova Wang and Job Serebrov. and an election attorney, Colleen McAndrews (310/458-1405). I had to leave your name with her assistant, today, just in case she calls back when I am out of the office.

The EAC consultants are available for interviews next week before 4:30 AM EST on Monday (4/10) and in the afternoon on Wednesday (4/12). Email info on any teleconferences scheduled to Job (serebrov@sbcglobal.net) and Tova (wang@tcf.org). Job operates on CST; Tova on EST.

Thanks! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



wang@tcf.org

04/06/2006 05:05 PM

To psims@eac.gov

cc

Subject Re: Upcoming Interviews-DOJ Info

That time is fine for me. Thanks.

----- Original Message -----

000881

From: psims@eac.gov
To: serebrov@sbcglobal.net ; wang@tcf.org
Sent: Thursday, April 06, 2006 9:35 AM
Subject: Upcoming Interviews-DOJ Info

Hi, Job and Tova:

Tony Sirvello (former election director for Harris County, TX and current Executive Director of the International Association of Clerks, Recorders, Election Officials and Treasurers) can make himself available for an interview next Wednesday morning (4/12). He is on CST. Is there a time that works well for the two of you? How about 10 AM CST/11 AM EST? I saw Kevin Kennedy at a meeting in our office this past Tuesday. We are trying to set up an interview with him next Tuesday (4/11).

I asked Donsanto about an updated version of his *Prosecution of Election Offenses*. He responded that it is at the printers and will not be available for a couple of months. In the interim, he referred me to the white paper he did for IFES, which I have attached. He said that the white paper includes the same information on the prosecution of election fraud that will be in the book. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---



"Kennedy, Kevin"
<Kevin.Kennedy@seb.state.wi.us>
04/10/2006 02:35 PM

To "'psims@eac.gov'" <psims@eac.gov>
cc
Subject RE: Interview

Thank you.

-----Original Message-----

From: psims@eac.gov [<mailto:psims@eac.gov>]
Sent: Monday, April 10, 2006 11:02 AM
To: Kevin Kennedy
Subject: Re: Interview

I am trying to arrange the teleconference for 10:30 AM CST tomorrow, April 11. Will get back to you once confirmed.
Peggy

Sent from my BlackBerry Wireless Handheld

----- Original Message -----

From: "Kennedy, Kevin" [Kevin.Kennedy@seb.state.wi.us]
Sent: 04/09/2006 11:13 AM
To: "'psims@eac.gov'" <psims@eac.gov>
Subject: RE: Interview

That time is fine. A half hour earlier would be better. I also have a 12 CDT

000882

meeting.

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, April 07, 2006 12:27 PM
To: Kevin Kennedy
Subject: Interview

Kevin:

I'm just following up on my request for your availability to be interviewed by our consultants for our voting fraud/voter intimidation project. Are you available Tuesday, April 11 at 11 AM CST?
Peggy Sims

Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



Nicole
Mortellito/CONTRACTOR/EA
C/GOV
04/11/2006 11:45 AM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc psims@eac.gov
Subject conf call is up and running

all dial in info is the same!

Regards,

Nicole K. Mortellito
Research Assistant
U.S. Election Assistance Commission
1225 New York Avenue - Suite 1100
Washington, DC
202.566.2209 phone
202.566.3128 fax

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Margaret Sims/EAC/GOV
04/03/2006 03:18 PM

To wang@tcf.org@GSAEXTERNAL
cc [REDACTED]
Subject Re: doj training materials

Tova:

I'm checking with Craig regarding reference in our report to the DOJ training materials. The 2004 DOJ training materials did not have a table of contents. I think Devon added that to help you find your way

000888

through the materials. I'll have her check her copy and will get back to you.

Talk with you at 4. --- Peggy

wang@tcf.org



wang@tcf.org
04/02/2006 06:56 PM

To psims@eac.gov
cc "Job Serebrov" [REDACTED], "Tova Wang"
<wang@tcf.org>
Subject doj training materials

Hi Peg,

I've just made it through the 2004 binder of materials and have two questions. First, I understand that these materials are confidential, but may we refer to guidance provided in them in our report? Otherwise they are of not much use to us. There's not that much in it that would add to what Donsanto and Tanner told us, but there are a few issues raised that I believe might be germane.

Second, there are several sections evidently missing from the 2004 binder and I'm not sure if that's because of what Donsanto sent over or a problem in the photocopying. From what I can see, some of the table of contents is missing and tabs 14, 15, 16, 17, 21, 23 and 26 are all empty. Can you please look into this?

Thanks and I look forward to speaking to you tomorrow. Tova

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---

Devon E. Romig/EAC/GOV
04/07/2006 11:12 AM

To wang@tcf.org
cc Margaret Sims/EAC/GOV@EAC, Edgardo
Cortes/EAC/GOV@EAC
Subject Travel voucher

Ms. Wang,

My name is Devon Romig and I am working with Peggy and Edgardo at the EAC. I have completed a travel voucher for you and I need your signature in order to submit the voucher.

If you could please respond with a fax number, I will send you a copy of the voucher.

Let me know if you have any other questions.

Sincerely,

Devon Romig
United States Election Assistance Commission

000884

1225 New York Ave Suite #1100
Washington, D.C. 20005
202.566.3100

— Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM —



"Job Serebrov"

04/17/2006 11:03 AM

To psims@eac.gov

cc

Subject Re: Invoice Schedule

I just saw what you did. I should be out of hours at the end of May. I believe I will be working for the state in June which will make it difficult to find time to finish and could slow things down but I am not yet sure of that.

--- psims@eac.gov wrote:

> Attached is an updated invoice schedule for the FY
> 06 contracts for the
> Voting Fraud/Voter Intimidation project. --- Peggy
>
>

— Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM —

Margaret Sims/EAC/GOV

04/17/2006 11:48 AM

To Tova Andrea Wang

cc

Subject Interviews

I know you preferred Friday, but Job is not available then. He also said he is not available next week. Do you have any time available this Wednesday? --- Peggy

— Forwarded by Margaret Sims/EAC/GOV on 04/17/2006 11:45 AM —



"Job Serebrov"

04/17/2006 11:06 AM

To psims@eac.gov

cc

Subject Re: Follow up Donsanto and KY Interviews

I can't do it Friday but Wednesday is ok.

--- psims@eac.gov wrote:

> Tova and Job:

000885

>
> I've passed Tova's request on to Craig.
>
> Also, Sarah Ball Johnson, KY, finally called back
> to say she would be
> available Wednesday through Friday this week and
> next week for the
> interview. Which day and time is best for you and
> Job?
>
> --- Peggy
>
>
>
> wang@tcf.org
> 04/16/2006 11:39 AM
>
> To
> psims@eac.gov
> cc
> "Tova Wang" <wang@tcf.org>
> Subject
> donsanto again
>
>
>
>
> Hi Peg,
>
> Happy Easter!
>
> Would it be possible to talk to Mr. Donsanto about
> this latest initiative,
> or somehow get more information? Thanks. Tova
>
>
> <http://www.fbi.gov/page2/april06/electioncrime041406.htm>
>

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Margaret Sims/EAC/GOV

04/17/2006 10:48 AM

To Job Serebrov, Tova Andrea Wang

cc

Subject Invoice Schedule

Attached is an updated invoice schedule for the FY 06 contracts for the Voting Fraud/Voter Intimidation project. --- Peggy



FY06 Contracts Invoice Schedule.xls

000886

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---



"Job Serebrov"

04/17/2006 10:45 AM

To psims@eac.gov
cc

Subject Re: Interviews

That's what I am concerned about. I think we need to end all interviews with Sarah Ball Johnson. With the literature reviews I am finishing, the case write up and the Tova's Nexis research that I need to read, I will have about 45 hours left for the Working Group meeting and final write up.

--- psims@eac.gov wrote:

> I have to check with Conny McCormack to see if
> things have settled down
> for her enough so that she would be available. I
> have had no response to
> my overtures to Colleen McAndrews' office. I can
> try again, but I have to
> be out of town again, from Wednesday through Friday
> this week, on another
> research contract and for EAC's public meeting in
> Seattle. Were you able
> to get through to Mike McCarthy?
>
> Please remember to watch your time. We'll need to
> reserve some of your
> time for the working group meeting and the
> subsequent reports. --- Peggy
>
>
>
> "Job Serebrov" <serebrov@sbcglobal.net>
> 04/17/2006 10:17 AM
>
> To
> psims@eac.gov, wang@tcf.org
> cc
>
> Subject
> Re: Follow up Donsanto and KY Interviews
>
>
>
>
> Next week is out for me. I need to check my schedule
> this week. Is this the last interview that you were
> able to arrange?
>
>

000887

> --- psims@eac.gov wrote:
>
> > Tova and Job:
> >
> > I've passed Tova's request on to Craig.
> >
> > Also, Sarah Ball Johnson, KY, finally called back
> > to say she would be
> > available Wednesday through Friday this week and
> > next week for the
> > interview. Which day and time is best for you and
> > Job?
> >
> > --- Peggy
> >
> >
> >
> > wang@tcf.org
> > 04/16/2006 11:39 AM
> >
> > To
> > psims@eac.gov
> > cc
> > "Tova Wang" <wang@tcf.org>
> > Subject
> > donsanto again
> >
> >
> >
> >
> >
> > Hi Peg,
> >
> > Happy Easter!
> >
> > Would it be possible to talk to Mr. Donsanto about
> > this latest initiative,
> > or somehow get more information? Thanks. Tova
> >
> >
>
> <http://www.fbi.gov/page2/april06/electioncrime041406.htm>
> >
>
>
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----



"Tova Wang"
<wang@tcf.org>
04/17/2006 10:21 AM

To "Job Serebrov" [REDACTED], psims@eac.gov
cc

Subject RE: Announcement of FBI Election Crimes Initiative

000881

We could skim it

-----Original Message-----

From: Job Serebrov [mailto:serebrov@sbcglobal.net]
Sent: Monday, April 17, 2006 9:13 AM
To: Tova Wang; psims@eac.gov
Subject: RE: Announcement of FBI Election Crimes Initiative

Tova-Do we have time to review this?

--- Tova Wang <wang@tcf.org> wrote:

> Is it possible to get the materials they are using
> for the trainings?
> Thanks Peg.

>

> -----Original Message-----

> From: psims@eac.gov [mailto:psims@eac.gov]
> Sent: Monday, April 17, 2006 9:08 AM
> To: wang@tcf.org; [REDACTED]
> Subject: Fw: Announcement of FBI Election Crimes
> Initiative

>

>

>

> See Donsanto response below.--- Peggy

>

> ----- Forwarded by Margaret Sims/EAC/GOV on
> 04/17/2006 10:07 AM -----

>

> "Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

>

>

> 04/17/2006 09:56 AM

>

>

> To

> psims@eac.gov

>

> cc

>

> Subject

> RE: Announcement of FBI Election Crimes Initiative

>

>

>

>

>

>

> Peg - -

>

> This is essentially FBI's equivalent of the
> Department's Ballot Access and
> Integrity Initiative. The news conference on
> Thursday announced that FBI
> was enhancing its prioritization of campaign
> financing offenses. The main

000889

11/26/2006 09:39 PM

To Juliet E. Hodgkins/EAC/GOV
cc
Subject Re: Draft Voter Fraud/Voter Intimidation Report 

Julie:

I reviewed our materials and refreshed my memory. The DOJ issues appear to be the only potential pitfalls in the consultants' interview summaries. The only other issue that arose during the course of the work was Secretary Rokita's objection to EAC doing the research. I think you have taken care of that in your paper. --- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV
11/17/2006 04:05 PM

To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Draft Voter Fraud/Voter Intimidation Report 

Thanks so much for all of your help. Have a very Happy Thanksgiving.

Sent from my BlackBerry Wireless Handheld
Margaret Sims
----- Original Message -----

From: Margaret Sims
Sent: 11/17/2006 02:54 PM
To: Juliet Hodgkins
Subject: Re: Draft Voter Fraud/Voter Intimidation Report

I'll need to refresh my memory. I'll take a look at them one more time and get back to you. Hope you enjoy your time out of the office, and have a happy turkey day. --- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV
11/17/2006 09:44 AM

To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Draft Voter Fraud/Voter Intimidation Report 

Thanks for your comments.

Last night, I took the case charts and assembled into one 200 -page document. So, that is compiled. I have also amended to include Job and Tova's bios as appendix "1". I have established both your summaries and theirs into alternative appendixes and will talk to the commissioners about that. One question that I have is whether we would need to go through and "clean up" their summaries? I have compiled them into a single document (that is one for interviews and one for literature). Other than the

000890

DOJ issue, are there any other "problems" that you recall?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----

Gavin S. Gilmour/EAC/GOV

11/27/2006 10:58 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: My Thoughts --PRIVILEGED COMMUNICATION 

Peggy,

Just to clarify... you only attended (by teleconference or otherwise) one of the interviews? I thought it was more than that?

Gavin S. Gilmour
Deputy General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

THIS MESSAGE IS FOR ITS INTENDED RECIPIENT ONLY. IT IS A PRIVILEGED DOCUMENT AND SHALL NOT BE RELEASED TO A THIRD PARTY WITHOUT THE CONSENT OF THE SENDER.

Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV

11/17/2006 02:48 PM

To Gavin S. Gilmour/EAC/GOV@EAC

cc Juliet E. Hodgkins/EAC/GOV@EAC, Jeannie Layson/EAC/GOV@EAC

Subject Re: My Thoughts --PRIVILEGED COMMUNICATION 

Gavin:

This looks good to me. I just have a few questions/clarifications, both involving the second paragraph:

1. First sentence - Do you mean "intra-agency", rather than interagency?
2. Second sentence - If we plan to release an EAC report based on the material provided by the consultants, then can we avoid implying that we are ever going to release a report written by the consultants?

000891

3. Sixth sentence - I was present at only one interview, not all of them; but I did facilitate and help schedule the interviews.

--- Peggy

Gavin S. Gilmour/EAC/GOV

Gavin S. Gilmour/EAC/GOV

11/17/2006 01:39 PM

To Juliet E. Hodgkins/EAC/GOV@EAC, Jeannie Layson/EAC/GOV, Margaret Sims/EAC/GOV@EAC
cc

Subject My Thoughts --PRIVILEGED COMMUNICATION

Do Not Release



People for the American Way.doc

Gavin S. Gilmour
Deputy General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

THIS MESSAGE IS FOR ITS INTENDED RECIPIENT ONLY. IT IS A PRIVILEGED DOCUMENT AND SHALL NOT BE RELEASED TO A THIRD PARTY WITHOUT THE CONSENT OF THE SENDER.

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----

Margaret Sims/EAC/GOV

11/27/2006 11:30 AM

To Gavin S. Gilmour/EAC/GOV

cc

Subject Re: My Thoughts --PRIVILEGED COMMUNICATION 

I attended only the interview with Craig Donsanto. --- Peggy

Gavin S. Gilmour/EAC/GOV

Gavin S. Gilmour/EAC/GOV

11/27/2006 10:58 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: My Thoughts --PRIVILEGED COMMUNICATION 

000892

Peggy,

Just to clarify... you only attended (by teleconference or otherwise) one of the interviews? I thought it was more than that?

Gavin S. Gilmour
Deputy General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

THIS MESSAGE IS FOR ITS INTENDED RECIPIENT ONLY. IT IS A PRIVILEGED DOCUMENT AND SHALL NOT BE RELEASED TO A THIRD PARTY WITHOUT THE CONSENT OF THE SENDER.

Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
11/17/2006 02:48 PM

To Gavin S. Gilmour/EAC/GOV@EAC
cc Juliet E. Hodgkins/EAC/GOV@EAC, Jeannie Layson/EAC/GOV@EAC
Subject Re: My Thoughts --PRIVILEGED COMMUNICATION 

Gavin:

This looks good to me. I just have a few questions/clarifications, both involving the second paragraph:

1. First sentence - Do you mean "intra-agency", rather than interagency?
2. Second sentence - If we plan to release an EAC report based on the material provided by the consultants, then can we avoid implying that we are ever going to release a report written by the consultants?
3. Sixth sentence - I was present at only one interview, not all of them; but I did facilitate and help schedule the interviews.

--- Peggy

Gavin S. Gilmour/EAC/GOV

Gavin S. Gilmour/EAC/GOV
11/17/2006 01:39 PM

To Juliet E. Hodgkins/EAC/GOV@EAC, Jeannie Layson/EAC/GOV, Margaret Sims/EAC/GOV@EAC
cc
Subject My Thoughts --PRIVILEGED COMMUNICATION

Do Not Release

000893



People for the American Way.doc

Gavin S. Gilmour
Deputy General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

THIS MESSAGE IS FOR ITS INTENDED RECIPIENT ONLY. IT IS A PRIVILEGED DOCUMENT AND SHALL NOT BE RELEASED TO A THIRD PARTY WITHOUT THE CONSENT OF THE SENDER.

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----

Juliet E. Hodgkins/EAC/GOV
11/29/2006 05:35 PM

To Paul DeGregorio/EAC/GOV@EAC, "Davidson, Donetta" <ddavidson@eac.gov>, Gracia Hillman/EAC/GOV@EAC
cc Thomas R. Wilkey/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC
Subject Revised - Draft -- Voting Fraud/Voter Intimidation Report

Attached is a revised version of the Voting Fraud/Voter Intimidation Draft Report. The changes that Commissioner Hillman suggested have been made and highlighted in yellow. See pages 10-11.

Peggy and I are working on the revision of the Donsanto and Tanner interview summaries and will forward that to you under a separate email.



Voter Fraud & Intimidation Report - 112906.doc

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----

Juliet E. Hodgkins/EAC/GOV
11/29/2006 05:35 PM

To Margaret Sims/EAC/GOV@EAC
cc
Subject Interview Summaries

000834