

Registration and removal  
Registration and purging  
Registration and purge  
Vote buying  
Vote and noncitizen  
Voter and noncitizen  
Vote and selective enforcement  
Identification and selective  
Election and misinformation  
Registration and restrictions  
Election and administrator and fraud  
Election and official and fraud  
Provisional ballot and deny  
Provisional ballot and denial  
Affidavit ballot and deny  
Affidavit ballot and denial  
Absentee ballot and coerce  
Absentee ballot and coercion  
Registration and destruction  
Voter and deter  
Vote and deterrence  
Voter and deterrence  
Ballot integrity  
Ballot security  
Ballot security and minority  
Ballot security and black  
Ballot security and African American  
Ballot security and Latino  
Ballot security and Hispanic  
Ballot security and Native American  
Ballot security and Indian  
Vote and suppression  
Minority and vote and suppression  
Black and vote and suppression  
African American and vote and suppression  
Latino and vote and suppression  
Hispanic and vote and suppression  
Native American and vote and suppression  
Vote and suppress  
Minority and vote and suppress  
African American and vote and suppress  
Latino and vote and suppress  
Native American and vote and suppress  
Vote and depress  
Jim Crow

004940

Literacy test  
Voter and harass  
Voter and harassment  
Vote and mail and fraud  
Poll and guards  
Election and consent decree  
Vote and barrier  
Voting and barrier  
Voter and barrier  
Election and long line  
Voter and long line

Poll worker and challenge  
Poll worker and intimidate  
Poll worker and intimidation  
Poll worker and intimidating  
Poll worker and threatening  
Poll worker and abusive  
Election official and challenge  
Election official and intimidate  
Election official and intimidation  
Election official and intimidating  
Election official and threatening  
Election official and abusive  
Poll watcher and challenge  
Poll watcher and intimidate  
Poll watcher and intimidating  
Poll watcher and intimidation  
Poll watcher and abusive  
Poll watcher and threatening  
Poll inspector and challenge  
Poll inspector and intimidate  
Poll inspector and intimidating  
Poll inspector and intimidation  
Poll inspector and abusive  
Poll inspector and threatening  
Poll judge and challenge  
Poll judge and intimidate  
Poll judge and intimidating  
Poll judge and intimidation  
Poll judge and abusive  
Poll judge and threatening  
Poll monitor and challenge  
Poll monitor and intimidate  
Poll monitor and intimidating

Poll monitor and intimidation  
Poll monitor and abusive  
Poll monitor and threatening  
Election judge and challenge  
Election judge and intimidate  
Election judge and intimidating  
Election judge and intimidation  
Election judge and abusive  
Election judge and threatening  
Election monitor and challenge  
Election monitor and intimidate  
Election monitor and intimidating  
Election monitor and intimidation  
Election monitor and abusive  
Election monitor and threatening  
Election observer and challenge  
Election observer and intimidate  
Election observer and intimidating  
Election observer and intimidation  
Election observer and abusive  
Election observer and threatening

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---

Margaret Sims/EAC/GOV

05/16/2006 03:37 PM

To "Donsanto, Craig"

<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL

cc

Subject RE: Your Materials

OK. --- Peg

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



"Donsanto, Craig"

<Craig.Donsanto@usdoj.gov

>

05/16/2006 03:17 PM

To psims@eac.gov

cc

Subject RE: Your Materials

Let me try to do it, Peg. Again what I do not want to see occur is for the LCCR to start attacking us. We have more in common with them than I had originally assumed, thanks to the write-ups of their interviews. We need to promote what we have in common not try to score political points. But I will try to correct the records as long as you will agree you heard what I said the way I know I said it!

004942

**From:** psims@eac.gov [mailto:psims@eac.gov]  
**Sent:** Tuesday, May 16, 2006 3:14 PM  
**To:** Donsanto, Craig  
**Subject:** RE: Your Materials

I fully understand. Do you want me to prepare a correction sheet for the Working Group, placing your second and more important point first, or do you want to handle this verbally at the meeting? --- Peggy

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

05/16/2006 02:55 PM

To: psims@eac.gov

CC:

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

004943

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>

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

004944

> family.  
>  
> Revised Workplan - Due to political sensitivities  
> regarding this project,  
> it is more important than usual that you act as a  
> team. I noticed several  
> instances on the revised workplan where only one of  
> you is scheduled to be  
> involved. While it seems to me that it would be OK  
> for one or the other  
> to take the lead on a particular aspect of the work  
> (e.g.; developing  
> Westlaw search terms, drafting a research  
> instrument, or setting up  
> interviews), it is very important that both of you  
> be involved in making  
> final decisions on the information gathering process  
> and in the resulting  
> information gathering effort (e.g.; finalizing the  
> Westlaw search terms  
> and reviewing the search results; finalizing the  
> proposed research  
> instrument, administering the survey, and reviewing  
> the survey responses;  
> and conducting interviews).  
>  
> DOJ Contact - I am working through the DOJ  
> bureaucracy to obtain the  
> input we need from the Election Crimes Branch. I  
> have spoken to the  
> career attorney I mentioned in previous  
> teleconferences, Craig Donsanto.  
> He is very interested in providing information and  
> perspectives that will  
> be useful to the project; but may have to obtain his  
> superior's permission  
> to participate. I will keep you posted on my  
> efforts. Once we have  
> access to him, it will be important to schedule an  
> initial interview at  
> the earliest time convenient for him and the two of  
> you.  
>  
> Contacting Other EAC Contractors - Questions for  
> other EAC contractors  
> need to be fielded through me. I realize this may  
> seem cumbersome, but  
> there are a number of reasons for this, some  
> involving contractual issues,  
> some procedural and policy issues. I will have to  
> coordinate our  
> activities on this project with the EAC project  
> manager for the other EAC  
> research project(s). Together, we will ascertain  
> what the other  
> contractors already have provided to EAC that may  
> answer your questions,  
> perhaps without an interview being necessary, or if  
> the research is not  
> far enough along to provide the information you  
> seek.

004945

>  
> Peggy Sims  
> Research Specialist  
> U.S. Election Assistance Commission  
> 1225 New York Ave, NW - Ste 1100  
> Washington, DC 20005  
> Phone: [REDACTED] 31 (toll free) [REDACTED] 3120  
> (direct)  
> Fax: 202-566-3127  
> email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----



Tamar Nedzar/EAC/GOV

11/29/2005 10:52 AM

To Margaret Sims/EAC/GOV@EAC

cc:

Subject Re: Teleconference

Hi Peggy,

I got the email, but not the attachment...

This week, I will be in the office on Friday, but can participate in a conference call during the following times:

Today: Any time after 4 PM  
Wednesday: Between 12 and 1 and any time after 3:30 PM  
Thursday: Any time after 4 PM  
Friday: I'm in the office

Hope one of those times works!

Tamar Nedzar  
Law Clerk  
U.S. Election Assistance Commission  
1225 New York Avenue, NW Suite 1100  
Washington, DC 20005  
(202) 566-2377  
<http://www.eac.gov>  
[TNedzar@eac.gov](mailto:TNedzar@eac.gov)

-----Margaret Sims/EAC/GOV wrote: -----

To: Tamar Nedzar/EAC/GOV@EAC  
From: Margaret Sims/EAC/GOV  
Date: 11/28/2005 11:49AM  
Subject: Teleconference

Tamar:

The contractors for the Voting Fraud/Voter Intimidation research want to have another teleconference involving you this week. I have received an initial list of search terms (see attached), but have some questions about why some items are on the list (e.g.; overvotes, undervotes, paper & ballot).

004946

I've forgotten when you usually come in. Even if you are not in the office, perhaps you might be available by phone. When might you NOT be available?

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

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Margaret Sims/EAC/GOV

11/29/2005 02:27 PM

To Tamar Nedzar/EAC/GOV

cc

Subject: Re: Teleconference 

Tamar:

I will try to set up the teleconference for tomorrow. I'll confirm the time, once I hear back from Tova and Job regarding the times you thought you would be available. Below is the search term attachment that you did not receive with the earlier email. Tova later noted that everywhere we have a term, such as African American and .... or Latino and .... we should also have the following:

Asian American (and if possible, Chinese, Korean, Vietnamese)  
Native American  
Indian  
Indian Country

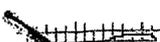
We may receive a revised search term listing before our teleconference, in which case I will forward it to you. Also attached is a separate list of search terms proposed for a Nexis search, which I received just today.

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



Word Search Terms DRAFT 11-22-05.doc nexis word search 1128.doc

Tamar Nedzar/EAC/GOV

 Tamar Nedzar/EAC/GOV

004947



11/29/2005 10:52 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: Teleconference

Hi Peggy,

I got the email, but not the attachment...

This week, I will be in the office on Friday, but can participate in a conference call during the following times:

- Today: Any time after 4 PM
- Wednesday: Between 12 and 1 and any time after 3:30 PM
- Thursday: Any time after 4 PM
- Friday: I'm in the office

Hope one of those times works!

Tamar Nedzar  
 Law Clerk  
 U.S. Election Assistance Commission  
 1225 New York Avenue, NW Suite 1100  
 Washington, DC 20005  
 (202) 566-2377  
<http://www.eac.gov>  
[TNedzar@eac.gov](mailto:TNedzar@eac.gov)

-----Margaret Sims/EAC/GOV wrote: -----

To: Tamar Nedzar/EAC/GOV@EAC  
 From: Margaret Sims/EAC/GOV  
 Date: 11/28/2005 11:49AM  
 Subject: Teleconference

Tamar:

The contractors for the Voting Fraud/Voter Intimidation research want to have another teleconference involving you this week. I have received an initial list of search terms (see attached), but have some questions about why some items are on the list (e.g.; overvotes, undervotes, paper & ballot).

I've forgotten when you usually come in. Even if you are not in the office, perhaps you might be available by phone. When might you NOT be available?

Peggy Sims  
 Research Specialist  
 U.S. Election Assistance Commission  
 1225 New York Ave, NW - Ste 1100  
 Washington, DC 20005  
 Phone: 8 [redacted] or 2 [redacted]  
 Fax: 202-566-3127  
 email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Margaret Sims /EAC/GOV

11/23/2005 03:50 PM

To wang@tcf.org@GSAEXTERNAL

cc

Subject Re: Personal Services Invoices-Travel Vouchers-Other Expenses

Just to be on the safe side, I'll prepare an authorization that covers estimated roundtrip cab fare. Hope you, too, have a great holiday. --- Peggy

wang@tcf.org



wang@tcf.org

11/23/2005 02:30 PM

To psims@eac.gov

cc

Subject Re: Personal Services Invoices-Travel Vouchers-Other Expenses

Thanks Peg. The only immediate issue is the cab fares between the Capitol Hilton and American University next Thursday. You might know better than me what that's likely to cost. I also assume from this that we can submit our invoices after the weekend. I hope that's OK, because I'll be out of reach in about 15 minutes until Saturday.

Have a great holiday.

Tova

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

**From:** psims@eac.gov

**To:** wang@tcf.org

**Sent:** Wednesday, November 23, 2005 2:24 PM

**Subject:** Personal Services Invoices-Travel Vouchers-Other Expenses

Job and Tova:

I've been busy seeking answers from our attorneys and our Finance Officer, Diana Scott, regarding your reimbursement questions. The results follow:

#### Invoices/Vouchers for Personal Services

In order to meet legal requirements and provide what is needed by our Finance Officer, we have developed the attached form that you may use for your monthly invoices for consulting services on the Voting Fraud and Voter Intimidation Project. This form is optional. If you prefer, you can provide the same information in a letter. Please see your contract for specifics regarding hours that can be worked

004949

and compensation.

I also confirmed with Diana Scott that under the contract recently ratified, EAC considers that your service began on September 1, 2005. Consequently, **you do not have to wait until the 25th of the month** to file your vouchers for services provided during the previous month. Each voucher should cover one month, and may be filed immediately after the end of the month.

If you fax your invoice/voucher for personal services to me, please drop the original in the mail. We can begin processing your voucher based on the fax, but would like to have the original document for our files.

### **Travel Authorizations and Vouchers**

Apparently, we need to prepare travel authorizations for any travel that you do on behalf of this project. I know how to prepare them, but will need input from you for each trip regarding the expected costs of transportation (separate costs of airfare, train fare, ground transportation), hotel (including taxes), other expected travel expenses (e.g., airport parking), the points between which you will travel, and the days of travel. I'll prepare the authorization based on this information and put it into the pipeline for the appropriate officials' signatures. Once it is signed, I will fax a copy to you. **It is important that we work together to prepare these authorizations well in advance of the travel dates**.

Once the travel is concluded, we can prepare the travel vouchers to obtain reimbursement for your travel costs, in accordance with federal travel regulations. You will need to send me your receipts for the hotel, the plane or train, ground transportation (if you did not use your personal vehicle), and parking (if you parked at the airport). You will get a set amount for meals, so you do not need to provide meal receipts. I will prepare the voucher and fax it to you for your signature. If you see any problems with the voucher, this is the time to fix them. Once you are satisfied with the voucher, you will need to return the signed voucher by mail or in person. I'll attach the receipts you provided and a copy of the travel authorization, and send it forward for processing.

### **Other Expenses**

Because your contracts do not provide for the reimbursement of other expenses, we have to look for other ways to deal with them.

For the publications, there are two options: (1) you can pay for them yourself and mark them up as you please; or (2) I can find them in our library or order them through our supply person. Anything paid for by EAC is EAC property, which would mean turning them over to EAC with no marks in them.

If you need to messenger items to accomplish the work under contract, I can authorize the use of EAC's Federal Express account number on a case-by-case basis. I'll need some advance notice and will have to supply our finance folks with the tracking number, who is sending the package, to whom, and when. That way, they won't be surprised when they see item on the FedEx invoice. (An easy way to provide all the information would be to fax a copy of the FedEx Airbill to me.)

At this time, our consultants pay their phone expenses out of their personal services compensation. When it works for you, we can bypass the need for you to incur phone charges by using EAC's teleconferencing capabilities.

**Hope you have a Happy Thanksgiving !**

004950

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

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----



Tamar Nedzar/EAC/GOV

11/30/2005 10:31 AM

To Margaret Sims/EAC/GOV@EAC

cc Karen Lynn-Dyson/EAC/GOV@EAC

Subject Re: Fw: Updated Word Search List

Hi again Peggy,

I just looked at the list, and I have to tell you that I'm a bit concerned. I know of ways to condense searching to encompass many of the terms in one session (example: vote% & fraud would bring up voter fraud, vote fraud, etc.). However, the list is still 9 pages long. I will do my best to start on it tomorrow, but it will take me more than a day to complete it given the other projects I have on my plate. I just want you to be aware that it will take me some time to complete the task given the current parameters.

Talk to you later.  
Tamar Nedzar  
Law Clerk  
U.S. Election Assistance Commission  
1225 New York Avenue, NW Suite 1100  
Washington, DC 20005  
(202) 566-2377  
<http://www.eac.gov>  
[TNedzar@eac.gov](mailto:TNedzar@eac.gov)

-----Margaret Sims/EAC/GOV wrote: -----

To: Tamar Nedzar/EAC/GOV@EAC  
From: Margaret Sims/EAC/GOV  
Date: 11/30/2005 08:50AM  
Subject: Fw: Updated Word Search List

Tamar:

Here is an updated word search list for the case law/administrative decisions search. I am still trying to confirm the time for the teleconference. As it stands right now, I will probably call you at 3:45 PM today. I should call your home phone [REDACTED]

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

004951

Washington, DC 20005

Phone: [REDACTED] (ee) or [REDACTED]

Fax: 202-566-3127

email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 11/30/2005 08:47 AM -----

"Job Serebrov"

[REDACTED]

> [REDACTED]  
11/29/2005 07:07 PM

Towang@tcf.org, psims@eac.gov

cc

Subject Updated Word Search List

Peggy & Tova:

Here is the updated case law word search list.

Job



Word Search Terms.doc

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Margaret Sims /EAC/GOV

11/30/2005 10:58 AM

To Tamar Nedzar/EAC/GOV

cc Devon E. Romig/CONTRACTOR/EAC/GOV@EAC

Subject Re: Fw: Updated Word Search List [Word Search List icon]

Tamar:

Don't worry about responding to this email , as I know you have to pay attention in class .

I questioned the length of the search term list and also thought that there would be ways to combine some of the search terms. It has been awhile since I have done a Westlaw search, however, which is why I need your input during the teleconference. Yes, I recognize that going through the list of search terms and printing off or saving the resulting references will take time. I'll need you to provide that feedback to our consultants so that we all are on the same page.

Devon has not done a Nexis search before; but, if EAC has access to that database, she is willing to conduct that search. The work would go along with other help she is providing. She will be sorting through my huge files of press clippings on voting fraud, will PDF the sorted clippings, and drop the PDF files onto CDs for our consultants' review.

Peggy Sims  
Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave, NW - Ste 1100  
Washington, DC 20005  
Phone: [REDACTED] or [REDACTED]

004952

Fax: 202-566-3127

email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Karen  
Lynn-Dyson/EAC/GOV  
11/09/2005 11:35 AM

To Paul DeGregorio/EAC/GOV@EAC, Margaret  
Sims/EAC/GOV@EAC  
cc d davidson@eac.gov, Gracia Hillman/EAC/GOV@EAC, Juliet  
E. Thompson/EAC/GOV@EAC, Raymundo  
Martinez/EAC/GOV@EAC, Thomas R.  
Wilkey/EAC/GOV@EAC

Subject: Re: Call from Paul Vinovich

Vice Chairman-

Thanks, as always, for sharing feedback from our major stakeholders.

I have forwarded this e-mail on to Peg Sims, who has day-to-day oversight responsibility for this project. I'm certain Peg will be monitoring this project extremely closely and I'm pleased to have a pro like Peg watching out for EAC's best interests.

Regards-

Karen  
Karen Lynn-Dyson  
Research Manager  
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 05/07/2007 04:11 PM -----



"Tova Wang"  
<wang@tcf.org>  
11/29/2005 02:25 PM

To psims@eac.gov [REDACTED]  
cc [REDACTED]

Subject RE: Teleconference With Legal Clerk and Intern

I am available any of those times. Remind us of their names again please? Tova

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

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

**Sent:** Tuesday, November 29, 2005 2:18 PM

**To:** wang@tcf.org [REDACTED]

**Subject:** Teleconference With Legal Clerk and Intern

Tova and Job:

Are you two available for a teleconference with our Law Clerk and Intern tomorrow at either of the times listed below?

004953

Between 12 and 1 PM EST; or  
Any time between 3:30 and 5:30 PM EST

Peggy Sims  
Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave, NW - Ste 1100  
Washington, DC 20005  
Phone: [REDACTED]  
Fax: 202-566-3127  
email: psims@eac.gov

— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM —

Margaret Sims/EAC/GOV  
11/29/2005 03:18 PM

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

cc: [REDACTED]

Subject RE: Teleconference With Legal Clerk and Intern

The Law Clerk's name is Tamar Nedzar. She is very sharp. Our intern's name is Devon Romig.

Tamar has the most recent lists of search terms and may have questions about them. Devon will need to know how you want the press clippings sorted by type of voting fraud. I think we need to give her a specific list. that, I hope, will not overlap. For example, do you want her to sort using the term Absentee Ballot

Fraud when that can involve voter intimidation/coercion/undue influence, vote buying, ballot tampering, and ballot box stuffing (by voting in the name of another or under a fictitious name).

We need to discuss this because I am concerned that we currently do not have a full written description of what does and does not constitute voting fraud and voter intimidation. The current written definition excludes voter registration shenanigans; yet, voter registration applications submitted with fictitious names or that falsely affirm eligibility to vote are considered election crimes that can have an impact on election results. Specifically, they are used in schemes to vote more than once or to have ineligible persons participate in voting. Also, an increasing number of States are including as an election crime the knowing and willful destruction of voter registration applications by voter registration drives and their failure to transmit such applications to the election office in a timely manner.

If we define voting fraud as any illegal act that has a clear and direct distorting impact on the election results, then administrative mistakes that violate federal or State law could be included. For federal elections, administrative mistakes definitely are not considered voting fraud. The examples provided for "de facto" fraud and "quasi" fraud also are not likely to be considered part of voting fraud and voter intimidation without evidence that there also is ballot box stuffing, vote buying, tampering with ballots or vote tallies, voter intimidation, etc. Although a number of things other than voting fraud and voter intimidation can (and do) distort election results, EAC is handling such issues under separate research efforts.

For your information, I have attached a speech presented by Craig Donsanto (complete with typos) that addresses the issue of defining voting fraud. Perhaps it will be of interest to you.

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

004954

Washington, DC 20005  
Phone: [REDACTED]  
Fax: 202-566-3127  
email: psims@eac.gov



Ponencia%20Dr.%20Craig%20Donsanto.%20VOTER.FRAUD.MEXICO%2009-27.pdf  
----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

**Margaret Sims /EAC/GOV**

10/05/2005 01:19 PM

To Job Serebrov

cc

Subject Teleconference Today

Job:

This is just to remind you that I will be calling today at 4:00 PM EST (3:00 PM CST). --- Peggy  
----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

**Tamar Nedzar /EAC/GOV**

11/30/2005 05:25 PM

To wang@tcf.org, [REDACTED]

cc Margaret Sims/EAC/GOV@EAC

Subject Search Results Example

Tova and Job,

It was good to talk to you today. Hope you are doing well. I've attached my African American search results below. It encompasses all of the terms you suggested having to do with African Americans.

The following is a search I used to truncate words and combine terms, but I still got a large number of results:

Vot! and deny and black or vot! and black and challenge or vot! and black and reject or vot! and black or vot! And deny and African w/s American or vot! And African w/s American and reject or challenge or vot! And African w/s American or election and black and deny or challenge or reject or election and black or election and African w/s American and deny or challenge or reject or election and African w/s American or ballot and security and black or ballot and security and African w/s American or black and vot! And suppress! Or African w/s American and vot! And suppress or African w/s and disenfranchis! or black and disenfranchis!

If this search yields useful cases for you, I can continue searching using the same strategy. If not, please provide me with additional guidelines and I will do my best!

Please feel free to contact me should you have any questions or need additional information.

Thank you,  
Tamar Nedzar  
Law Clerk  
U.S. Election Assistance Commission

004955

1225 New York Avenue, NW Suite 1100  
Washington, DC 20005  
(202) 566-2377  
<http://www.eac.gov>



[TNedzar@eac.gov](mailto:TNedzar@eac.gov) African American Search.pdf

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM ---

Margaret Sims /EAC/GOV

11/30/2005 11:12 AM

To Diana Scott

cc

Subject Fw: One Month Extension

Diana:

Where are we on getting the first payment to Job Serebrov? Will GSA be able to transfer funds this week?

--- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM ---



"Job Serebrov"

10/03/2005 05:25 PM

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

cc

Subject RE: Voting Fraud Teleconference-Meeting-Work Schedule

Peggy:

We needed to schedule the face to face meeting for Oct 28. Talk with you on Weds.

Job

--- psims@eac.gov wrote:

> I will initiate the calls to you two on Wednesday.  
> The number I have for  
> Tova is [REDACTED] For Job, I have [REDACTED]  
> Let me know if I  
> should use a different number for you on Wednesday.  
>  
> Thanks, Tova, for the copy of the draft workplan you  
> provided to Karen.  
> I'll take a look at it and, hopefully, provide some  
> feedback on Wednesday.  
> I have not yet caught up to all the paperwork and  
> emails that preceded my  
> assignment to this project. Karen just handed me a  
> folder full of  
> documents that should help.  
>  
> I think you may have received an email from Nicole  
> Mortellito regarding an

004956

> October 14 meeting. If you two cannot come in  
> person but can attend via  
> phone, just let me know. Nicole's message has  
> information regarding hotel  
> rates that conflicts with what I've just sent you.  
> I've asked her to  
> double check her information because I have another  
> contractor that has  
> had no problem obtaining government rate at hotels.  
>  
> Yes, you will be paid on a monthly basis. You can  
> file your first invoice  
> on October 25, according to Diana Scott.

>  
> Peggy Sims  
> Research Specialist  
> U.S. Election Assistance Commission  
> 1225 New York Ave, NW - Ste 1100  
> Washington, DC 20005  
> Phone: [REDACTED]  
> (direct)  
> Fax: 202-566-3127  
> email: psims@eac.gov

>  
>  
>  
>  
> "Tova Wang" <wang@tcf.org>  
> 10/03/2005 03:54 PM

>  
> To  
> psims@eac.gov, [REDACTED]  
> cc  
> ggilmour@eac.gov  
> Subject  
> RE: Voting Fraud Teleconference-Meeting-Work  
> Schedule

>  
>  
>  
>  
>  
>  
> Peg, This all sounds good. Will you be calling us  
> on Wednesday?  
>  
> I should not need a hotel for the 28th. Just let me  
> know what time. Are  
> there expense forms we should have for  
> reimbursement?  
>  
> On the work product, we did send Karen a very  
> preliminary draft of a work  
> plan. I attach it again here and we can talk about  
> it more on Wednesday.  
>  
> My only money question is, are we being paid on a  
> monthly basis? And if  
> so, when does that begin? I assume this all is in  
> the contracts we'll be  
> getting...

004957

>  
> Thanks.  
>  
> Tova  
> -----Original Message-----  
> From: psims@eac.gov [mailto:psims@eac.gov]  
> Sent: Monday, October 03, 2005 2:48 PM  
> To: wang@tcf.org [REDACTED]  
> Cc: ggilmour@eac.gov  
> Subject: Voting Fraud Teleconference-Meeting-Work  
> Schedule  
>  
>  
> Tova and Job:  
>  
> Teleconference -  
> Let's schedule the teleconference for 4:00 PM on  
> Wednesday, October 5.  
> Gavin Gilmour will join us.  
>  
> Meeting -  
> October 28 is fine for the face-to-face meeting in  
> DC. We have allocated  
> \$5,000 to each of you to cover reasonable and  
> necessary travel and other  
> incidental expenses. Expenses claimed for  
> reimbursement need to be  
> itemized, with appropriate receipts provided. You  
> should be able to  
> obtain the Federal government rate at an area hotel  
> (if you plan to stay  
> overnight). If the hotel needs a letter from EAC  
> (in lieu of showing them  
> your signed contract), just let me know. Airlines  
> apparently no longer  
> honor government rates for government contractors.  
> Rail carriers may  
> provide government rates for government contractors.  
> If you drive, the  
> current government rate for a personally owned  
> vehicle (POV) is 48.5 cents  
> per mile.  
>  
> Deliverables -  
> The first item on the list of deliverables is the  
> draft project workplan,  
> which is due ASAP after award. Would it be possible  
> for the two of you to  
> deliver a draft workplan to me via email by 10/11?  
> That would be after we  
> have had our teleconference to work out lingering  
> questions.  
>  
> Questions for Finance -  
> If you have questions for our Finance Officer, you  
> can reach her via email  
> at dscott@eac.gov. I would appreciate it if you  
> would cc: me on such  
> emails, so that I know to follow up with her.  
>  
> Peggy Sims

004958

> Research Specialist  
> U.S. Election Assistance Commission  
> 1225 New York Ave, NW - Ste 1100  
> Washington, DC 20005  
> Phone: [REDACTED]  
> (direct)  
> Fax: 202-566-3127  
> email: psims@eac.gov  
>

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Margaret Sims/EAC/GOV

11/15/2005 05:02 PM

To Nicole Mortellito/CONTRACTOR/EAC/GOV

cc

Subject Fw: Revised Work Plan-Voting Fraud-Voter Intimidation Contract

Nicole:

I am forwarding the most recent workplan for the voting fraud-voter intimidation research contract. ---  
Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 11/15/2005 05:02 PM -----



"Job Serebrov"

[REDACTED]  
11/09/2005 04:27 PM

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

cc

Subject Revised Work Plan



Revised Work Plan.doc Peggy:

Here is the revised work plan that Tova and I worked on today. Any word from the Chair on signing?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----



"Tova Wang"  
<wang@tcf.org>

11/28/2005 05:30 PM

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

cc

Subject word searches

004959

In the course of compiling a list of search terms for the nexis research, I thought of some major omissions to the WESTLAW list.

Everywhere we have a term such as African American and .... or Latino and .... we should also have the following:

Asian American (and if possible, Chinese, Korean, Vietnamese)  
Native American  
Indian  
Indian Country

Moreover, everwhere we have poll worker or poll inspector we should also have the following:

Poll judges  
Poll monitors  
Poll observers

Let me know if you want me to re-do the list.

Tova

**Tova Andrea Wang**  
Senior Program Officer and 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](http://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 05/07/2007 04:11 PM -----



"Tova Wang"  
<[wang@tcf.org](mailto:wang@tcf.org)>  
11/29/2005 04:02 PM

To [psims@eac.gov](mailto:psims@eac.gov)  
cc [REDACTED]  
Subject RE: Teleconference With Legal Clerk and Intern

Can you give us a better idea of the other EAC research projects that you think we might overlap with if we include these activities? Job and I had strong reasons for what we did and did not include and how we wanted to frame the term fraud, so we do indeed need to discuss this -- perhaps before or after the discussion with Tamar and Devon?

Thanks. Tova

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

**From:** [psims@eac.gov](mailto:psims@eac.gov) [<mailto:psims@eac.gov>]  
**Sent:** Tuesday, November 29, 2005 3:18 PM

004966

**To:** wang@tcf.org  
**Cc:** [REDACTED]  
**Subject:** RE: Teleconference With Legal Clerk and Intern

The Law Clerk's name is Tamar Nedzar. She is very sharp. Our intern's name is Devon Romig.

Tamar has the most recent lists of search terms and may have questions about them. Devon will need to know how you want the press clippings sorted by type of voting fraud. I think we need to give her a specific list. that, I hope, will not overlap. For example, do you want her to sort using the term Absentee Ballot

Fraud when that can involve voter intimidation/coercion/undue influence, vote buying, ballot tampering, and ballot box stuffing (by voting in the name of another or under a fictitious name).

We need to discuss this because I am concerned that we currently do not have a full written description of what does and does not constitute voting fraud and voter intimidation. The current written definition excludes voter registration shenanigans; yet, voter registration applications submitted with fictitious names or that falsely affirm eligibility to vote are considered election crimes that can have an impact on election results. Specifically, they are used in schemes to vote more than once or to have ineligible persons participate in voting. Also, an increasing number of States are including as an election crime the knowing and willful destruction of voter registration applications by voter registration drives and their failure to transmit such applications to the election office in a timely manner.

If we define voting fraud as any illegal act that has a clear and direct distorting impact on the election results, then administrative mistakes that violate federal or State law could be included. For federal elections, administrative mistakes definitely are not considered voting fraud. The examples provided for "de facto" fraud and "quasi" fraud also are not likely to be considered part of voting fraud and voter intimidation without evidence that there also is ballot box stuffing, vote buying, tampering with ballots or vote tallies, voter intimidation, etc. Although a number of things other than voting fraud and voter intimidation can (and do) distort election results, EAC is handling such issues under separate research efforts.

For your information, I have attached a speech presented by Craig Donsanto (complete with typos) that addresses the issue of defining voting fraud. Perhaps it will be of interest to you.

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

— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM —



"Job Serebrov"

[REDACTED]  
11/15/2005 12:34 PM

To psims@eac.gov  
cc

Subject One or More Line Info Bios

004961



Working Group One Line Info.doc Peggy :

I am requesting that we be able to have four instead of three from each side. I have four very good people who have a lot of experience in this area. I left you a telephone call on this matter. I know we have to watch the budget but one of my picks is in DC and will not cost much if anything to get to meetings. I know that Tova also had Dc people that she could add as a fourth.

Job

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM ---

Margaret Sims/EAC/GOV

11/30/2005 09:28 AM

To Juliet Thompson, Gavin S. Gilmour/EAC/GOV

cc

Subject Definition of Voting Fraud and Voter Intimidation

Attached discusses the definitions that Job and Tova would like to use. I have already taken issue with the exclusion of all voter registration shenanigans and the inclusion of administrative mistakes. Would be pleased to have your feedback and, if possible, your assistance for 15 minutes of a teleconference today (3:30 PM to 3:45 PM). --- Peggy



combined defining Fraud 11-18-05.doc

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM ---

Margaret Sims/EAC/GOV

11/30/2005 04:50 PM

To Tova Andrea Wang, Job Serebrov

cc

Subject Tamar and Devon Contact Information

Tova and Job:

This is to confirm the email addresses and best phone numbers to reach Tamar Nedzar and Devon Romig. I would appreciate it if you would cc me on any emails to them. That way you can keep me in the loop without my serving as a road block or go-between. Thanks! --- Peggy

Tamar Nedzar

Law Clerk

Phone [REDACTED]

Email: TNedzar@eac.gov

Devon Romig

Intern

004962

Phone: 202-566-1707

Email: DRomig@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----



"Tova Wang"  
<wang@tcf.org>

10/31/2005 03:51 PM

To psims@eac.gov [REDACTED]

cc

Subject RE: Teleconference Needed

I am available. Tova

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

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

**Sent:** Monday, October 31, 2005 2:45 PM

**To:** [REDACTED] wang@tcf.org

**Subject:** Teleconference Needed

Would both of you be available for a teleconference tomorrow at 2 PM EST concerning contract issues? The teleconference would include Julie Thompson, our General Counsel, and me. We would call you.

Peggy Sims

Research Specialist

U.S. Election Assistance Commission

1225 New York Ave, NW - Ste 1100

Washington, DC 20005

Phone: [REDACTED] (t)

Fax: 202-566-3127

email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Margaret Sims/EAC/GOV

10/31/2005 04:10 PM

To Tova Andrea Wang, Serebrov

cc

Subject RE: Teleconference Needed

We are confirmed for a teleconference tomorrow at 2 PM EST. We will call you at the following phone numbers, unless you tell me otherwise:

Tova [REDACTED]  
Job [REDACTED]

Thanks!

--- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Margaret Sims/EAC/GOV

10/31/2005 02:47 PM

To Gavin S. Gilmour/EAC/GOV

cc

004963

Subject Fw: Tova and Job contracts

----- Forwarded by Margaret Sims/EAC/GOV on 10/05/2005 02:48 PM -----

Karen  
Lynn-Dyson/EAC/GOV  
10/03/2005 02:25 PM

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



Job Serebrov sow.doc Tova Wang sow.doc on  
Research Manager  
U.S. Election Assistance Commission  
1225 New York Avenue , NW Suite 1100  
Washington, DC 20005  
tel:202-566-3123  
Karen Lynn-Dys

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Karen  
Lynn-Dyson/EAC/GOV  
10/06/2005 12:28 PM

To Gavin S. Gilmour/EAC/GOV@EAC  
cc Carol A. Paquette/EAC/GOV@EAC, Juliet E.  
Thompson/EAC/GOV@EAC, Margaret  
Sims/EAC/GOV@EAC, Thomas R. Wilkey/EAC/GOV@EAC  
Subject Re: Voter Fraud Contract

Gavin-

A few answers to your questions:

They have not received contracts but did receive a Statement of Work about a month ago.

That Statement of Work does not reference use of Westlaw or a law clerk. I have no recollection of offering such services. I have, however, had many conversations with Tova and Job. At some point I may have said that because the EAC has Westlaw and legal interns, there may or may not be a way from Job and Tova to avail them of these services.

The Statements of Work developed (see draft attached) were used in place of an RFP. Tova and Job are to serve as consultants on a project that may or may not result in their developing an RFP on voting fraud and intimidation for the EAC.



Job Serebrov sow.doc Tova Wang sow.doc

004964

K

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

Gavin S. Gilmour/EAC/GOV

Gavin S. Gilmour/EAC/GOV

10/06/2005 11:50 AM

To Karen Lynn-Dyson/EAC/GOV@EAC, Margaret  
Sims/EAC/GOV@EAC, Juliet E.  
Thompson/EAC/GOV@EAC, Thomas R.  
Wilkey/EAC/GOV@EAC

cc Carol A. Paquette/EAC/GOV@EAC

Subject Voter Fraud Contract

Karen/Tom,

Peggy held a meeting with voting fraud/intimidation contractors. In this meeting they noted that despite the fact that the contract requires them to perform legal research, they do not have the means to do so (no access to Westlaw, etc..). They noted that in discussions with the two of you, they were told that the EAC would provide them access to West Law and, possibly, a law clerk with office space. None of this is noted in the contract. They claim to have never seen the contract? Do we have their response to our RFP? We will all need to meet to clarify this.

GG

Gavin S. Gilmour  
Associate 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 05/07/2007 04:11 PM —

Carol A. Paquette/EAC/GOV

10/06/2005 01:07 PM

To klynndyson@eac.gov@EAC

cc Gavin S. Gilmour/EAC/GOV@EAC, Juliet E.  
Thompson/EAC/GOV@EAC, Margaret  
Sims/EAC/GOV@EAC, Thomas R. Wilkey/EAC/GOV@EAC

Subject Re: Voter Fraud Contract

The SOWs that Karen provides below were revised for these contracts. I have attached one of these for your information, since they are identical.

004965



Wang consulting contract.doc

Carol A. Paquette  
U.S. Election Assistance Commission  
(202)566-3125 cpaquette@eac.gov  
Karen Lynn-Dyson/EAC/GOV

Karen  
Lynn-Dyson/EAC/GOV  
10/06/2005 12:28 PM

To Gavin S. Gilmour/EAC/GOV@EAC  
Carol A. Paquette/EAC/GOV@EAC, Juliet E.  
cc Thompson/EAC/GOV@EAC, Margaret  
Sims/EAC/GOV@EAC, Thomas R. Wilkey/EAC/GOV@EAC  
Subject Re: Voter Fraud Contract

Gavin-

A few answers to your questions:

They have not received contracts but did receive a Statement of Work about a month ago.

That Statement of Work does not reference use of Westlaw or a law clerk. I have no recollection of offering such services. I have, however, had many conversations with Tova and Job. At some point I may have said that because the EAC has Westlaw and legal interns, there may or may not be a way from Job and Tova to avail them of these services.

The Statements of Work developed (see draft attached) were used in place of an RFP. Tova and Job are to serve as consultants on a project that may or may not result in their developing an RFP on voting fraud and intimidation for the EAC.



Job Serebrov sow.doc Tova Wang sow.doc  
K

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

Gavin S. Gilmour/EAC/GOV

Gavin S. Gilmour/EAC/GOV  
10/06/2005 11:50 AM

To Karen Lynn-Dyson/EAC/GOV@EAC, Margaret  
Sims/EAC/GOV@EAC, Juliet E.  
Thompson/EAC/GOV@EAC, Thomas R.  
Wilkey/EAC/GOV@EAC  
cc Carol A. Paquette/EAC/GOV@EAC

004966

Subject Voter Fraud Contract

Karen/Tom,

Peggy held a meeting with voting fraud/intimidation contractors. In this meeting they noted that despite the fact that the contract requires them to perform legal research, they do not have the means to do so (no access to Westlaw, etc.). They noted that in discussions with the two of you, they were told that the EAC would provide them access to West Law and, possibly, a law clerk with office space. None of this is noted in the contract. They claim to have never seen the contract? Do we have their response to our RFP? We will all need to meet to clarify this.

GG

Gavin S. Gilmour  
Associate 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 05/07/2007 04:11 PM -----

Juliet E.  
Thompson/EAC/GOV  
11/16/2005 03:58 PM

To Margaret Sims/EAC/GOV@EAC  
cc

Subject Letter with Tova and Job contracts

to the best of my knowledge the letters that went with the Tova and Job letters were the following:



Wang contract cover letter.doc Serebrov contract cover letter.doc

Juliet E. Thompson  
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 05/07/2007 04:11 PM -----



"Craig.Donsanto@usdoj.gov"  
<Craig.Donsanto@usdoj.gov>  
v>  
11/16/2005 07:28 PM

To "Noel.Hillman@usdoj.gov" <Noel.Hillman@usdoj.gov>,  
"psims@eac.gov" <psims@eac.gov>  
cc

Subject Re: Requesting Your Help-Preliminary Research on Voting Fraud and Voter Intimidation

004967

Peg --

Please have your Chair send ME a letter spelling out what your Commission's mandate, how I can help it, and asking me to do so. I will take it from there.

-----  
Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

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

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

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

Sent: Wed Nov 16 17:34:08 2005

Subject: Requesting Your Help-Preliminary Research on Voting Fraud and Voter Intimidation

Hi, Craig:

As I mentioned in my telephone call earlier today, I have been assigned to manage the U.S. Election Assistance Commission's (EAC) preliminary research project on voting fraud and voter intimidation. I know these are subjects with which you are intimately familiar and recognize that the project needs the information and insights that you can provide, so I am asking for your help.

As you know, 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:

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

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

- \* develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;

- \* perform background research (including Federal and State administrative and case law review), identify current activities of key government agencies, civic and advocacy organizations regarding these topics, and deliver a summary of this research and all source documentation;

- \* establish a project working group, in consultation with EAC, composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation;

- \* provide the description of what constitutes voting fraud and

004968

voter intimidation and the results of the background research to the working group;

\* convene the working group to discuss potential avenues for future EAC research on this topic;

\* produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future research, if any;

\* draft the project scope and Statement of Work for future research on these topics, if EAC decides to pursue one or more recommendations for future research.

At minimum, I hope that you can serve as an information resource for the team of two EAC consultants hired to conduct the research and me. I also would like to explore the feasibility of your participation in meetings of the project working group.

If EAC needs to submit a more formal request for your help, please advise me how to do so. Also, it would help me to know if there are any restrictions on your participation, other than anticipated restrictions on the time you have available.

Let me know if you have any questions about this request or the research project. I look forward to hearing from you and hope you are doing well.

Regards,

Peggy Sims  
Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave, NW - Ste 1100  
Washington, DC 20005  
Phone: [REDACTED]  
Fax: 202-566-3127  
email: psims@eac.gov

— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM —



"Job Serebrov"

[REDACTED]

To psims@eac.gov

11/15/2005 10:37 AM

cc

Subject Question

Peggy:

We need to have a conference call this week if possible. I will have the one liner bios to you today. Also, when do you think the Commission will make its choices?

004969

Job

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----



"Job Serebry" [REDACTED]

[REDACTED]

10/25/2005 04:04 PM

To psims@eac.gov

cc

Subject Work Activity List for October under Contract #05-66

The following activities were performed in the month of October:

Sent draft work plan

Developed and sent list of potential working group members with short bios.

Drafted definition of fraud/intimidation

Developed partial list of people to interview (full list must wait for vetting of the working group list)

Developed preliminary working list of existing research

Discussed the use of a law clerk with the EAC who would perform given word searches on Westlaw regarding vote fraud and voter intimidation (waiting on EAC legal department for response).

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----



"Tova Wang"

<wang@tcf.org>

11/15/2005 01:33 PM

To psims@eac.gov, jthompson@eac.gov

cc

Subject contract

Just one question on the receipt of contract -- it says that the first invoice was for September, but it actually was for October when we really got started, right? Should this be adjusted to say October 1 to October 31?

Thanks.

Tova

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

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

004970

**Sent:** Thursday, November 10, 2005 3:28 PM  
**To:** [REDACTED] wang@tcf.org  
**Subject:** Letters Were Signed

Job and Tova:

The Chair signed your letters this afternoon. Diana Scott has them and plans to fax everything to you. Have a good weekend!

Peggy Sims  
Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave, NW - Ste 1100  
Washington, DC 20005  
Phone: [REDACTED]  
Fax: 202-566-3127  
email: psims@eac.gov

— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM —

Karen  
Lynn-Dyson/EAC/GOV  
10/31/2005 10:43 AM

To: Juliet E. Thompson/EAC/GOV@EAC  
cc: Carol A. Paquette/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC, Diana Scott/EAC/GOV@EAC  
Subject: Fw: Statement of Work to be circulated to the voting fraud/voter intimidation consultant candidates

Julie-

As you might imagine, there are many e-mails that were sent to Job and Tova regarding their work. This attached e-mail started the most definitive train of thought or work on this.

While there was not one definitive call or e-mail that said that the contract is ready, signed and sealed, there are many e-mails that imply that. I will send several of those on to you.

Carol-

Can you check your file for the final "contract/SOW" language that was used. I remember that in the beginning of September, Carol made some revisions to this piece and I believe, sent it on to Diana or to Gaylin.

Karen Lynn-Dyson  
Research Manager  
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 10/30/2005 09:37 AM —



Nicole  
Mortellito/CONTRACTOR/E

To: Karen Lynn-Dyson/EAC/GOV@EAC

004971



AC/GOV

08/24/2005 05:27 PM

cc

Subject Fw: Statement of Work to be circulated to the voting fraud/voter intimidation consultant candidates

Regards,

Nicole K. Mortellito  
Assistant to the Executive Director - Thomas R. Wilkey  
U.S. Election Assistance Commission  
1225 New York Avenue - Suite 1100  
Washington, DC  
202.566.3114 phone  
202.566.3127 fax

----- Forwarded by Nicole Mortellito/CONTRACTOR/EAC/GOV on 08/24/2005 05:26 PM -----

Karen  
Lynn-Dyson/EAC/GOV  
08/17/2005 04:29 PM

To Nicole Mortellito/CONTRACTOR/EAC/GOV@EAC  
cc Thomas R. Wilkey/EAC/GOV@EAC, Margaret  
Sims/EAC/GOV@EAC, Diana Scott/EAC/GOV@EAC, Juliet  
E. Thompson/EAC/GOV@EAC  
Subject Statement of Work to be circulated to the voting fraud/voter  
intimidation consultant candidates

Nicole-

Attached please find the Statement of Work which should be sent to each of the three candidates who are being considered for the consulting position:

Steve A.  
Tova W.  
Job S.

Please be certain they are sent separately and not collectively to all three and that it is sent by COB today.

Thanks so much for your help.

K



voterfraud project consultants.doc

Karen Lynn-Dyson  
Research Manager  
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 05/07/2007 04:11 PM -----

004972

> (202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----



"Job Serebrov"

[Redacted]

11/09/2005 04:27 PM

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

cc

Subject Revised Work Plan



Revised Work Plan.doc Peggy:

Here is the revised work plan that Tova and I worked on today. Any word from the Chair on signing?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----

Margaret Sims /EAC/GOV

11/09/2005 05:46 PM

To "Job Serebrov"

[Redacted]

SAEXTERNAL

cc wang@tcf.org

Subject Re: Revised Work Plan

Job:

I have been in meetings all afternoon, but I did find a moment to speak with the Chair's special assistant. She expected the Chair to sign off on the letters this afternoon. Unfortunately, this may have been done after our finance folks had gone home. For obvious reasons, the finance folks lock up before they go, so I cannot check their in-boxes tonight. I will check with them tomorrow AM.

I'll take a look at the revised workplan tomorrow.

Peggy Sims  
Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave, NW - Ste 1100  
Washington, DC 20005  
Phone: [Redacted]  
Fax: 202-566-3127  
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----

Juliet E.  
Thompson/EAC/GOV  
10/24/2005 10:17 AM

To Edgardo Cortes/EAC/GOV@EAC, Margaret  
Sims/EAC/GOV@EAC

cc

Subject Invoice information

004973

Peggy & Edgardo,

I got an email and call from Job Serebrov this morning. I have meant to ask you two to get together on the invoice information. I know that we do not currently have a "standard", but I thought that the information that Edgardo gave out to Contractors was quite good. Perhaps Edgardo could just jot down his information in email format and send it to Tova and Job. I have Job's email if that would be helpful.

Juliet E. Thompson  
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 05/07/2007 04:10 PM -----

Edgardo Cortes /EAC/GOV  
10/24/2005 10:20 AM

To Juliet E. Thompson/EAC/GOV@EAC  
cc Margaret Sims/EAC/GOV@EAC  
Subject Re: Invoice information 

I can certainly put the information together in an email to send out to them (I got all that info from Carol). I won't be able to get it done until later today though.

Edgardo Cortés  
Election Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave. NW, Ste. 1100  
Washington, DC 20005

  
202-566-3127 fax  
ecortes@eac.gov

Juliet E. Thompson/EAC/GOV

Juliet E.  
Thompson/EAC/GOV  
10/24/2005 10:17 AM

To Edgardo Cortes/EAC/GOV@EAC, Margaret  
Sims/EAC/GOV@EAC  
cc  
Subject Invoice information

Peggy & Edgardo,

I got an email and call from Job Serebrov this morning. I have meant to ask you two to get together on the invoice information. I know that we do not currently have a "standard", but I thought that the information that Edgardo gave out to Contractors was quite good. Perhaps Edgardo could just jot down his information in email format and send it to Tova and Job. I have Job's email if that would be helpful.

004974

Juliet E. Thompson  
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 05/07/2007 04:10 PM -----

Margaret Sims /EAC/GOV

11/30/2005 04:41 PM

To Tamar Nedzar/EAC/GOV, Devon E.  
Romig/CONTRACTOR/EAC/GOV

cc

Subject Tova and Job Contact Information

Tamar and Devon:

The phone numbers and email addresses for Tova and Job follow. I would appreciate it if you would cc: me on any emails you send to them and summarize any phone calls with them. That way, I can be kept in the loop without serving as a roadblock or go-between. Thanks! --- Peggy

Tova Wang (New York)  
Phone: 212-452-7704  
Email: wang@tcf.org

Job Serebrov (Arkansas - one hour earlier time zone)  
Phone: 501-374-2176  
Email: [REDACTED]

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----



"Job Serebrov"

11/30/2005 10:08 AM

To psims@eac.gov

cc

Subject Re: One Month Extension

I understand government procedures. I just checked my bank account and still no funds. I need you to look into what is going on.

--- psims@eac.gov wrote:

> I have already made a strong argument to that  
> effect. Everyone here  
> understands. We shouldn't have any trouble  
> budgetwise. We just have to  
> ensure we follow the correct legal procedures. ---  
> Peggy  
>  
>  
>

004975



> >  
> >  
> >  
> > Peggy:  
> >  
> > I understand that you and Tova spoke this  
> morning.  
> > Have you been able to discuss the one month salary  
> > extension with Julie any further? As you recall  
> our  
> > six month project now needs to be seven because  
> the  
> > start date was moved back to Sept 1 to cover work  
> > done  
> > during that month. We still need the project to go  
> > through March which requires approval of an extra  
> > month's salary.  
> >  
> > Job  
> >  
> >  
> >  
> >  
> >  
> >  
> >  
> >  
> >  
> >

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----

Margaret Sims/EAC/GOV  
11/30/2005 11:13 AM

To "Job Serebrov"  
[REDACTED]@GSAEXTERNAL  
cc  
Subject Re: One Month Extension [REDACTED]

Job:

I have asked Diana to check with GSA on the status of your first payment (which will cover October work).

--- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----

Gavin S. Gilmour/EAC/GOV  
11/30/2005 10:19 AM

To Margaret Sims/EAC/GOV@EAC  
cc jthompson@eac.gov  
Subject Re: Definition of Voting Fraud and Voter Intimidation [REDACTED]

Peggy,

Per our discussion, I have some initial concerns regarding the definitions that have been proposed.

1. Fraud is a legal term of art. Fraud is an intentional act or omission (i.e. actual fraud or constructive fraud) of misrepresentation or deceit. There is no such thing as defacto fraud or quasi fraud. Fraud must

004977

be intentional.... negligence alone is not fraud.

The general definition of voter fraud must be concise and universally applicable (this in the challenging part). After this definition is created and intellectually tested, one can then create examples and explanations. These would 1) apply the definition to the entire election process (from beginning to end) and (2) apply it to action by voters, 3rd parties and election officials. Through this process a determination may be made regarding whether three definitions are needed or just one.

2. The document has no definition of voter intimidation. What is voter intimidation and how does it differ from voter fraud? I assume this would also be an intentional act.

3. Definitions need to be concise and tight. Such definitions need to be able to be broken down into elements. Each of these elements must have clear, applicable and enforceable meaning. This can be a challenge. For example use of the term "any illegal act" is unclear, begs the question and suggests that fraud only occurs in the course of committing a related crime.

These are just my initial thoughts.

GG  
Gavin S. Gilmour  
Associate 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

11/30/2005 09:28 AM

To jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC

cc

Subject Definition of Voting Fraud and Voter Intimidation

Attached discusses the definitions that Job and Tova would like to use. I have already taken issue with the exclusion of all voter registration shenanigans and the inclusion of administrative mistakes. Would be pleased to have your feedback and, if possible, your assistance for 15 minutes of a teleconference today (3:30 PM to 3:45 PM). --- Peggy



combined defining Fraud 11-18-05.doc

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM ---

Margaret Sims/EAC/GOV

10/31/2005 04:07 PM

To Juliet Thompson

cc

Subject Re Teleconference with Job and Tova

004978

Julie:

Tova and Job have confirmed that they are available for a teleconference tomorrow afternoon at 2 PM. Job asked for more particulars and I mentioned the subject of billing for services. He said that both he and Tova had strenuously objected to the suggestion that they bill by the hour when the details of the contract were being discussed (I guess, with Karen) and that he might have to drop out if he has to do that. I suggested we save discussion of this issue for the teleconference.

We can call them from your office. I'll bring the phone numbers. --- Peggy  
--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM ---

Margaret Sims/EAC/GOV

10/19/2005 03:57 PM

To wang@tcf.org@GSAEXTERNAL

cc [REDACTED]

Subject: Re: Travel to DC and Proposed Working Group Members [REDACTED]

Tova:

Yes, everyone here recognizes that we will have to amend the timelines associated with all of the contracts involved in the hold up. I suggest that we wait to do this until after the contract is signed.

Peggy Sims  
Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave, NW - Ste 1100  
Washington, DC 20005  
Phone: [REDACTED]  
Fax: 202-566-3127  
email: psims@eac.gov

wang@tcf.org



wang@tcf.org

10/19/2005 03:34 PM

To "Job Serebrov" [REDACTED]

cc psims@eac.gov

Subject: Re: Travel to DC and Proposed Working Group Members

OK, but Peg, I think the timeline we originally proposed may have to be moved forward if we are not in a position to do the work we need to do yet. Will that be possible? Thanks.

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

From: "Job Serebrov" [REDACTED]

To: <wang@tcf.org>

Cc: <psims@eac.gov>

Sent: Wednesday, October 19, 2005 2:16 PM

Subject: Re: Travel to DC and Proposed Working Group Members

> Tova:

004979

>  
> I don't have travel booked yet and want to wait until  
> everything is in order.

>  
> Job

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

>  
>> Would it be possible for Job and I just to use the  
>> EAC office as a meeting place since we already have  
>> the travel booked? He and I should meet. Thanks.

>> Tova

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

>> From: psims@eac.gov

>> To: wang@tcf.org ; [REDACTED]

>> Sent: Wednesday, October 19, 2005 11:11 AM

>> Subject: Travel to DC and Proposed Working Group  
>> Members

>>  
>> Dear Tova and Job:

>>  
>> I have been advised by our Counsel that, since the  
>> contracts have not yet been signed, we will have to  
>> postpone our October 28th meeting. Tova, for future  
>> reference, the per diem rates for DC (the Greater  
>> Washington, DC area) can be accessed through that  
>> web site I provided by clicking on the District of  
>> Columbia link on the map.

>>  
>> I also have to ask you to hold any further efforts  
>> on the Working Group until further notice. We are  
>> going to have to limit the number in the group to no  
>> more than six. EAC has to pay for the travel for  
>> these folks out of FY 2006 dollars. The agency  
>> currently is operating under a continuing  
>> resolution, and may not have its FY 2006 budget  
>> until December 2005, or later. When you submit the  
>> names of possible Working Group members, I will need  
>> a summary of their work in studying or enforcing  
>> laws against voting fraud and voter intimidation.  
>> (It is not sufficient to have expressed an interest  
>> in these matters, we need experienced folks.) The  
>> working group can include nonpartisan members, so  
>> long as any partisan-leaning members are balanced  
>> (i.e.; 1 R for 1 D).

>>  
>> I am sorry for any inconvenience that this may  
>> cause. I wish I had the power to change the  
>> situation, but I don't.

>>  
>> Peggy Sims  
>> Research Specialist  
>> U.S. Election Assistance Commission  
>> 1225 New York Ave, NW - Ste 1100  
>> Washington, DC 20005  
>> Phone: [REDACTED]  
>> (direct)  
>> Fax: 202-566-3127  
>> email: psims@eac.gov

004980

>  
>

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----



"Tova Wang"  
<wang@tcf.org>  
11/03/2005 05:11 PM

To psims@eac.gov  
cc

Subject RE: Invoices and Payments

Do we need to mail you the original of the EFT form? Thanks. Tova

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

**From:** psims@eac.gov [mailto:psims@eac.gov]  
**Sent:** Thursday, November 03, 2005 3:55 PM  
**To:** [REDACTED] wang@tcf.org  
**Subject:** Invoices and Payments

Job and Tova;

The attorneys have advised me that each of you should amend your invoice to indicate the total hours worked (20) during the first month. You should submit a letter ASAP to Diana Scott with that clarification.

I have been told that it takes our agent, the General Services Administration (GSA), two to three weeks to process our requests for payment. I understand that using the electronic funds transfer (EFT) process will reduce the time for payment by up to five days, because it takes additional time for GSA to cut and mail a paper check.

Diana does not have a completed EFT form from either of you, which would permit the electronic transfer of the funds directly to your chosen bank account. I can find no evidence that Karen suggested you should submit the form, so I have attached a blank form below. Please complete it and return it with the invoice amendment to Diana. If you have any questions about how to fill out the EFT form, let me know. I'll do my best to help you out.

I understand that the contract matters are moving forward. I hope to have more news for you on Monday afternoon.

Peggy Sims  
Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave, NW - Ste 1100  
Washington, DC 20005  
Phone [REDACTED]  
Fax: 202-566-3127  
email: psims@eac.gov

004981

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----



"Job Serebrov"

10/03/2005 12:57 PM

To psims@eac.gov

cc

Subject Re: Meetings

Peggy:

I am getting an answer from Tova. I need Diana Scott's e-mail. Can you find out when we will receive our checks if we submit an invoice on 10/25. I am a little concerned that if we submit that late we will not be paid for the next three weeks. Would it not make more sense to submit early in the month for payment to arrive by the end of the month?

Job

--- psims@eac.gov wrote:

> I am available for a 3-way teleconference after Noon  
> on Wednesday this  
> week. My schedule on Thursday and Friday is  
> flexible, as well. When  
> would be best for you two? I can call the telephone  
> numbers you prefer  
> and set up the conference call from my desk.  
>  
> Both the 24th or the 28th are fine with me for the  
> face-to-face meeting.  
> Which do you prefer? If you have no preference, I  
> suggest we pick the  
> earlier of the two.  
>  
> Regarding your contracts, I understand that the  
> contract will carry the  
> date of 9/25/05. All contracts have to be signed by  
> the Chair, who has  
> been out of the office on Commission business. I  
> have been told that she  
> will sign off on your contracts, among others,  
> today. Our financial  
> officer will send it to you after that. I'll try to  
> obtain copies and fax  
> the appropriate one to you as soon as they have been  
> signed.  
>  
> Regarding your pay, the contract will state that you  
> should submit a  
> monthly invoice to EAC for payment of your fee for

004982

> that month. The  
> contract is for 6 months, so our Finance Officer,  
> Diana Scott, wants you  
> to submit an invoice to her each month for 1/6th of  
> the total payment,  
> beginning 10/25/05.

> I look forward to talking again with the two of you.

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

> "Job Serebrov" [REDACTED]  
> 10/03/2005 10:08 AM

> To  
> psims@eac.gov  
> cc

> Subject  
> Meetings

> Peggy:

> Just spoke with Tova. We would like to have a three  
> way telephone conference with you this week if  
> possible. The best dates for our face to face are  
> Oct  
> 24th or 28th. Please let me know what works for you.

> Talk with you when you get answers to my questions.

> Regards,

> Job

— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM —

Juliet E.  
Thompson/EAC/GOV  
10/19/2005 09:59 AM

To Margaret Sims/EAC/GOV@EAC  
cc

004983

Subject Tova/Job meeting that is coming up

We are going to need to put this off until we can get these contract reviews completed. If you need some language on this, let me know.

Juliet E. Thompson  
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 05/07/2007 04:10 PM -----

Margaret Sims /EAC/GOV

11/04/2005 12:41 PM

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

cc

Subject RE: Tuesday

Tova:

Look forward to seeing you between 2 and 3 PM next Tuesday. If you need to make it later, that's OK. ---  
Peggy

"Tova Wang" <wang@tcf.org>



"Tova Wang"  
<wang@tcf.org>

11/03/2005 05:28 PM

To psims@eac.gov

cc

Subject RE: Tuesday

That's great. I'll probably come by between 2 and 3 if that's ok. I look forward to seeing you, even if only briefly. Tova

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

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

**Sent:** Thursday, November 03, 2005 5:23 PM

**To:** wang@tcf.org

**Subject:** Re: Tuesday

Tova:

I should be available during the mid to late afternoon, provided we are not besieged with election-related calls. Regardless, I can provide the file with the news clippings for your review.

--- Peggy

004984

"Tova Wang" <wang@tcf.org>

11/03/2005 02:00 PM

To psims@eac.gov  
cc  
Subject tuesday

Hi Peg,

I will be down in DC next Tuesday for a meeting. I wonder if it would be useful for me to come by -- I think you mentioned at one point you had a big collection of articles. It would be great to be able to take a look at them. I'm available mid to late afternoon. Let me know.

Any word on the contract situation?

Thanks.

**Tova Andrea Wang**  
Senior Program Officer and 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](http://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 05/07/2007 04:10 PM —



"Job Serebrov"

11/21/2005 05:47 PM

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

Subject RE: In-Person Meeting

I probably could give two to three days in January.

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

004985

> As I mentioned to Job earlier, I think we need to  
> meet as soon as possible  
> in order to develop and pare down our lists of who  
> we want to interview,  
> determine how we are going to go about doing the  
> interviews (in-person,  
> phone, email), schedule such meetings, decide what  
> themes we agree to  
> discuss with them; go over existing research and how  
> we will work on  
> summarizing existing findings; hammer out what is  
> within the scope of our  
> research; meet with the intern and law clerk;  
> discuss how we are going to do  
> the case law research; etc. Up to now, we both  
> agreed, we have been  
> operating in a bit of a void. We've been trying to  
> do this meeting for  
> months.

>  
> Is it that you think we can combine this meeting  
> with a meeting with Craig?  
> I actually think they need to be separate since I  
> think both will be very  
> laborious and very different in nature.

>  
> However, I will defer to whatever you, Peg, think  
> best. I don't fee so  
> strongly about it that I will be extremely upset if  
> we wait until January.

>  
> Thanks.

>  
> Tova

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

> From: psims@eac.gov [mailto:psims@eac.gov]  
> Sent: Monday, November 21, 2005 5:09 PM  
> To: [REDACTED] wang@tcf.org  
> Subject: Re: In-Person Meeting

>  
>  
>  
> Job and Tova:

>  
> If you both agree, a meeting in early January in  
> lieu of a December meeting  
> would be fine with me. As it would be good for you  
> two to pick Craig  
> Donsanto's brain when you are here, I'll find out  
> when he is not available  
> so that we can avoid that time.

>  
> Peggy Sims  
> 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)

004986

> Fax: 202-566-3127  
> email: psims@eac.gov

>  
>  
>  
>  
>

> "Job Serebrov" [REDACTED]

>

> 11/21/2005 04:02 PM

>  
>

> To  
> psims@eac.gov

>  
> cc

> Subject  
> Re: Word Search Terms

>  
>  
>  
>  
>

> What do you think about moving the meeting to  
> January  
> after all of the holidays?

>  
> --- psims@eac.gov wrote:

>

> > Thanks for the update. I'll let Tamar know. ---

> > Peggy

> >  
> >

> > "Job Serebrov" [REDACTED]

> > 11/21/2005 12:07 PM

> >

> > To  
> > psims@eac.gov

> > cc

> >

> > Subject  
> > Word Search Terms

> >  
> >

> >  
> >

> >

> > Peggy:

> >

> > I sent the words search terms to Tova yesterday to

> > review. Unfortunately, she will not be able to do

> > so

> > until late today or tomorrow. Consequently, I need

> > to

> > wait to send them to you.

> >  
> > As far as a trip to DC goes, I gave Tova two  
> > possible  
> > dates---Friday December 16 or Monday December 19.  
> >  
> > Regards,  
> >  
> > Job  
> >  
> >  
> >  
> >  
> >  
> >  
> >  
> >  
> >  
> >

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----



"Craig.Donsanto@usdoj.gov"  
<Craig.Donsanto@usdoj.gov>  
v>  
11/16/2005 05:58 PM

To "Nancy.Simmons@usdoj.gov"  
<Nancy.Simmons@usdoj.gov>, "Noel.Hillman@usdoj.gov"  
<Noel.Hillman@usdoj.gov>, "Noel.Hillman@usdoj.gov"  
<Noel.Hillman@usdoj.gov>, "psims@eac.gov"  
<psims@eac.gov>

cc

Subject Re: Requesting Your Help-Preliminary Research on Voting  
Fraud and Voter Intimidation

Noel --

This forwards a long request from Peg Sims, formerly of FEC's Office of  
Election Administration and currently with the EAC.

The long and the short of her story is that EAC is required by HAVA to conduct  
research into election fraud, Peg has been put in charge of this project, and  
EAC through Peg want me to provide them input to this EAC activity.

I would be delighted to do this.

My question for you is whether I can just do this, or doAC have to submit a  
more formal request. If the latter, to whom should it be sent??

Thanks Chief.

-----  
Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

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

From: psims@eac.gov <psims@eac.gov>  
To: Donsanto, Craig <Craig.Donsanto@usdoj.gov>  
Sent: Wed Nov 16 17:34:08 2005  
Subject: Requesting Your Help-Preliminary Research on Voting Fraud and Voter

004988

Intimidation

Hi, Craig:

As I mentioned in my telephone call earlier today, I have been assigned to manage the U.S. Election Assistance Commission's (EAC) preliminary research project on voting fraud and voter intimidation. I know these are subjects with which you are intimately familiar and recognize that the project needs the information and insights that you can provide, so I am asking for your help.

As you know, 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:

- \* nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
- \* 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. Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

- \* develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
- \* perform background research (including Federal and State administrative and case law review), identify current activities of key government agencies, civic and advocacy organizations regarding these topics, and deliver a summary of this research and all source documentation;
- \* establish a project working group, in consultation with EAC, composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation;
- \* provide the description of what constitutes voting fraud and voter intimidation and the results of the background research to the working group;
- \* convene the working group to discuss potential avenues for future EAC research on this topic;
- \* produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future research, if any;
- \* draft the project scope and Statement of Work for future research on these topics, if EAC decides to pursue one or more recommendations for future research.

At minimum, I hope that you can serve as an information resource for the team

004989

of two EAC consultants hired to conduct the research and me. I also would like to explore the feasibility of your participation in meetings of the project working group.

If EAC needs to submit a more formal request for your help, please advise me how to do so. Also, it would help me to know if there are any restrictions on your participation, other than anticipated restrictions on the time you have available.

Let me know if you have any questions about this request or the research project. I look forward to hearing from you and hope you are doing well.

Regards,

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

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM ---



"Tova Wang"  
<wang@tcf.org>  
10/05/2005 05:26 PM

To psims@eac.gov [REDACTED]  
cc ggilmour@eac.gov

Subject fraud/intimidation project



tw plan 1005.doc Attached please find the revised work plan and schedule. Let me know if you have any questions, comments or suggested changes. Tova

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM ---



"Job Serebrov"  
[REDACTED]  
11/03/2005 12:03 PM

To psims@eac.gov, jthompson@eac.gov  
cc

Subject Question

Peggy and Julie:

Were the contracts approved yet? Also, someone at the EAC was going to tell us how long it will take to process our Oct 25 invoices.

Job

004990

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----



Tamar Nedzar/EAC/GOV

11/30/2005 10:33 AM

To: Margaret Sims/EAC/GOV@EAC

cc

Subject: Re: Teleconference

Last email and then I have to get back to paying attention in class. (!) As I remember, Devon was going to do the Nexis search. Is that still the case?

Thanks,  
Tamar Nedzar  
Law Clerk  
U.S. Election Assistance Commission  
1225 New York Avenue, NW Suite 1100  
Washington, DC 20005  
(202) 566-2377  
<http://www.eac.gov>  
[TNedzar@eac.gov](mailto:TNedzar@eac.gov)

-----Margaret Sims/EAC/GOV wrote: -----

To: Tamar Nedzar/EAC/GOV@EAC  
From: Margaret Sims/EAC/GOV  
Date: 11/29/2005 02:27PM  
Subject: Re: Teleconference

Tamar:

I will try to set up the teleconference for tomorrow. I'll confirm the time, once I hear back from Tova and Job regarding the times you thought you would be available. Below is the search term attachment that you did not receive with the earlier email. Tova later noted that everywhere we have a term, such as African American and .... or Latino and .... we should also have the following:

Asian American (and if possible, Chinese, Korean, Vietnamese)  
Native American  
Indian  
Indian Country

We may receive a revised search term listing before our teleconference, in which case I will forward it to you. Also attached is a separate list of search terms proposed for a Nexis search, which I received just today.

Peggy Sims  
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](mailto:psims@eac.gov)

004991

Tamar Nedzar/EAC/GOV

**Tamar  
Nedzar/EAC/GO  
V**  
11/29/2005 10:52  
AM

ToMargaret Sims/EAC/GOV@EAC

cc

SubjectRe: Teleconference

Hi Peggy,

I got the email, but not the attachment..

This week, I will be in the office on Friday, but can participate in a conference call during the following times:

Today: Any time after 4 PM  
Wednesday: Between 12 and 1 and any time after 3:30 PM  
Thursday: Any time after 4 PM  
Friday: I'm in the office

Hope one of those times works!  
Tamar Nedzar  
Law Clerk  
U.S. Election Assistance Commission  
1225 New York Avenue, NW Suite 1100  
Washington, DC 20005  
(202) 566-2377  
<http://www.eac.gov>  
[TNedzar@eac.gov](mailto:TNedzar@eac.gov)

-----Margaret Sims/EAC/GOV wrote: -----

To: Tamar Nedzar/EAC/GOV@EAC  
From: Margaret Sims/EAC/GOV  
Date: 11/28/2005 11:49AM  
Subject: Teleconference

Tamar:

The contractors for the Voting Fraud/Voter Intimidation research want to have another teleconference involving you this week. I have received an initial list of search terms (see attached), but have some questions about why some items are on the list (e.g.; overvotes, undervotes, paper & ballot).

I've forgotten when you usually come in. Even if you are not in the office, perhaps you might be available by phone. When might you NOT be available?

004992

Peggy Sims  
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



Word Search Terms DRAFT 11-22-05.doc nexis word search 1128.doc  
— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM —



"Job Serebrov"

<[REDACTED]>

10/31/2005 03:26 PM

To jthompson@eac.gov

cc psims@eac.gov

Subject Addition

Julie/Peggy:

In addition to my question about completion of our contracts---I am wondering whether you had a chance to address the working group issue and the law clerk issue?

Also, Peggy have you been able to get a response from DOJ?

Regards,

Job

— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM —



"Tova Wang"

<wang@tcf.org>

11/04/2005 03:44 PM

To psims@eac.gov

cc

Subject RE: Invoices and Payments

Hi Peg,

I'm sorry to bother you with this, but the EAC receptionist will not put me through to Diana and she has not responded to my email. Do you know if she got my EFT fax? Thanks. Tova

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

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

**Sent:** Thursday, November 03, 2005 3:55 PM

**To:** [REDACTED]@global.net; wang@tcf.org

**Subject:** Invoices and Payments

004993

Job and Tova;

The attorneys have advised me that each of you should amend your invoice to indicate the total hours worked (20) during the first month. You should submit a letter ASAP to Diana Scott with that clarification.

I have been told that it takes our agent, the General Services Administration (GSA), two to three weeks to process our requests for payment. I understand that using the electronic funds transfer (EFT) process will reduce the time for payment by up to five days, because it takes additional time for GSA to cut and mail a paper check.

Diana does not have a completed EFT form from either of you, which would permit the electronic transfer of the funds directly to your chosen bank account. I can find no evidence that Karen suggested you should submit the form, so I have attached a blank form below. Please complete it and return it with the invoice amendment to Diana. If you have any questions about how to fill out the EFT form, let me know. I'll do my best to help you out.

I understand that the contract matters are moving forward. I hope to have more news for you on Monday afternoon.

Peggy Sims  
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 05/07/2007 04:10 PM -----



"Tova Wang"  
<wang@tcf.org>  
08/23/2005 05:58 PM

To klynndyson@eac.gov, twilkey@eac.gov  
cc psims@eac.gov  
Subject RE: Kick off activities for the EAC Voting fraud/voter intimidation project

Karen and Tom,

Thanks so much. I am looking forward to working with you and my co-consultants on what I think is an extremely important topic.

I am pretty much available any day that week except Monday the 12th, so whatever is most convenient for everyone else any other day is fine by me. Please let me know the contract specifics when possible so I

004994

Based on your feedback, I would like to schedule a teleconference among the three of us at 3:30 PM EST today --- to discuss any remaining issues regarding what we mean by voting fraud and voter intimidation, and what we want in the search terms. Then, I can bring Tamar and Devon in to join us at 3:45. Does that work for you two?

Peggy Sims  
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 05/07/2007 04:10 PM ---



"Tova Wang"  
<wang@tcf.org>  
11/30/2005 09:25 AM

To psims@eac.gov, serebrov@sbcglobal.net  
cc  
Subject RE: Wednesday Teleconference

Sounds good. Tova

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

**From:** psims@eac.gov [mailto:psims@eac.gov]  
**Sent:** Wednesday, November 30, 2005 8:41 AM  
**To:** serebrov@sbcglobal.net; wang@tcf.org  
**Subject:** Wednesday Teleconference

Based on your feedback, I would like to schedule a teleconference among the three of us at 3:30 PM EST today --- to discuss any remaining issues regarding what we mean by voting fraud and voter intimidation, and what we want in the search terms. Then, I can bring Tamar and Devon in to join us at 3:45. Does that work for you two?

Peggy Sims  
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 05/07/2007 04:10 PM ---



"Job Serebrov"  
[REDACTED]  
10/31/2005 03:47 PM

To psims@eac.gov  
cc  
Subject Re: Teleconference Needed

Peggy Sims  
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 05/07/2007 04:09 PM -----



"Tova Wang"  
<wang@tcf.org>  
11/17/2005 02:39 PM

To psims@eac.gov, [REDACTED]  
cc  
Subject RE: Teleconference

Fine by me. Thanks.Tova

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

**From:** psims@eac.gov [mailto:psims@eac.gov]  
**Sent:** Thursday, November 17, 2005 2:33 PM  
**To:** wang@tcf.org; serebrov@sbcglobal.net  
**Subject:** Teleconference

How about 2 PM EST tomorrow (Friday)? I'll call each of you and bring you into the conference.

--- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----



"Job Serebrov"  
[REDACTED]  
11/29/2005 06:04 PM

To psims@eac.gov, wang@tcf.org  
cc  
Subject RE: Teleconference With Legal Clerk and Intern

Peggy:

I think that you have hit the major problem in voter fraud---the federal/state system. We are essentially operating under state laws that control federal elections. Administrative mistakes can amount to voter fraud because the state system controls voting procedure. I must strongly disagree with you as to whether de facto or quasi fraud needs anything else. In my 15 years of election practice and administration it needed nothing else.

We can discuss the rest of your additions to our definition at our conference call.

004996

Job

--- psims@eac.gov wrote:

> The Law Clerk's name is Tamar Nedzar. She is very  
> sharp. Our intern's  
> name is Devon Romig.  
>  
> Tamar has the most recent lists of search terms and  
> may have questions  
> about them. Devon will need to know how you want  
> the press clippings  
> sorted by type of voting fraud. I think we need to  
> give her a specific  
> list. that, I hope, will not overlap. For example  
> do you want her to  
> sort using the term Absentee Ballot  
> Fraud when that can involve voter  
> intimidation/coercion/undue influence,  
> vote buying, ballot tampering, and ballot box  
> stuffing (by voting in the  
> name of another or under a fictitious name).  
>  
> We need to discuss this because I am concerned that  
> we currently do not  
> have a full written description of what does and  
> does not constitute  
> voting fraud and voter intimidation. The current  
> written definition  
> excludes voter registration shenanigans; yet, voter  
> registration  
> applications submitted with fictitious names or that  
> falsely affirm  
> eligibility to vote are considered election crimes  
> that can have an impact  
> on election results. Specifically, they are used in  
> schemes to vote more  
> than once or to have ineligible persons participate  
> in voting. Also, an  
> increasing number of States are including as an  
> election crime the knowing  
> and willful destruction of voter registration  
> applications by voter  
> registration drives and their failure to transmit  
> such applications to the  
> election office in a timely manner.  
>  
> If we define voting fraud as any illegal act that  
> has a clear and direct  
> distorting impact on the election results, then  
> administrative mistakes  
> that violate federal or State law could be included.  
> For federal  
> elections, administrative mistakes definitely are  
> not considered voting  
> fraud. The examples provided for "de facto" fraud  
> and "quasi" fraud also  
> are not likely to be considered part of voting fraud  
> and voter  
> intimidation without evidence that there also is  
> ballot box stuffing, vote

004997

- > buying, tampering with ballots or vote tallies,
- > voter intimidation, etc.
- > Although a number of things other than voting fraud
- > and voter intimidation
- > can (and do) distort election results, EAC is
- > handling such issues under
- > separate research efforts.
- >
- > For your information, I have attached a speech
- > presented by Craig Donsanto
- > (complete with typos) that addresses the issue of
- > defining voting fraud.
- > Perhaps it will be of interest to you.
- >
- > Peggy Sims
- > 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 05/07/2007 04:09 PM -----



Tamar Nedzar/EAC/GOV

11/30/2005 10:18 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: Fw: Updated Word Search List

Home should work, but the number you have is my old number. The new one is [REDACTED]

I'll talk to you at 3:45!

Tamar Nedzar

Law Clerk

U.S. Election Assistance Commission

1225 New York Avenue, NW Suite 1100

Washington, DC 20005

(202) 566-2377

<http://www.eac.gov>

[TNedzar@eac.gov](mailto:TNedzar@eac.gov)

-----Margaret Sims/EAC/GOV wrote: -----

To: Tamar Nedzar/EAC/GOV@EAC

From: Margaret Sims/EAC/GOV

Date: 11/30/2005 08:50AM

Subject: Fw: Updated Word Search List

Tamar:

004998

Here is an updated word search list for the case law/administrative decisions search. I am still trying to confirm the time for the teleconference. As it stands right now, I will probably call you at 3:45 PM today. I should call your home phone [REDACTED], right?

Peggy Sims  
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 11/30/2005 08:47 AM -----

"Job Serebrov"  
[REDACTED]

>  
11/29/2005 07:07 PM

Towang@tcf.org, psims@eac.gov

cc

Subject Updated Word Search List

Peggy & Tova:

Here is the updated case law word search list.

Job



Word Search Terms.doc

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----

Margaret Sims/EAC/GOV

10/24/2005 11:31 AM

To Juliet E. Thompson/EAC/GOV

cc Edgardo Cortes/EAC/GOV@EAC, Karen

Lynn-Dyson/EAC/GOV@EAC, [REDACTED]

Paquette/EAC/GOV@EAC

Subject Re: Invoice information 

Whatever happened to the training we were going to have on this and other aspects of recordkeeping for our contracts, or are we supposed to find this information as best we can? Also, what is the status of the contracts with Job and Tova. Can they submit an invoice without a signed contract? --- Peggy

Juliet E. Thompson/EAC/GOV

Juliet E.  
Thompson/EAC/GOV

10/24/2005 10:17 AM

To Edgardo Cortes/EAC/GOV@EAC, Margaret  
Sims/EAC/GOV@EAC

cc

004999

Subject Invoice information

Peggy & Edgardo,

I got an email and call from Job Serebrov this morning. I have meant to ask you two to get together on the invoice information. I know that we do not currently have a "standard", but I thought that the information that Edgardo gave out to Contractors was quite good. Perhaps Edgardo could just jot down his information in email format and send it to Tova and Job. I have Job's email if that would be helpful.

Juliet E. Thompson  
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 05/07/2007 04:09 PM -----



"Tova Wang"  
<wang@tcf.org>  
11/29/2005 11:37 AM

To psims@eac.gov  
cc

Subject intern and law clerk

Do you know yet if we will be able to speak to them today or tomorrow? Thanks. Tova

Tova Andrea Wang  
Senior Program Officer and 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](http://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 05/07/2007 04:09 PM -----

Karen  
Lynn-Dyson/EAC/GOV  
11/09/2005 12:57 PM

To Margaret Sims/EAC/GOV@EAC  
cc

Subject Fw: Call from Paul Vinovich

That saga continues :-)

Karen Lynn-Dyson

005006

Research Manager  
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 11/08/2005 12:56 PM —



Gracia Hillman/EAC/GOV

11/09/2005 12:40 PM

To Paul DeGregorio/EAC/GOV@EAC, Donetta L. Davidson/EAC/GOV, Raymundo Martinez/EAC/GOV, Juliet E. Thompson/EAC/GOV, Thomas R. Wilkey/EAC/GOV  
cc Karen Lynn-Dyson/EAC/GOV

Subject Re: Call from Paul Vinovich

What Paul V said is NOT at all an accurate statement of what Tova said. I was there. This is very disappointing to read. I may call Mr. V myself.

I watched and heard what was said and by whom. I will be glad to brief you tomorrow morning.

-----  
Sent from my BlackBerry Wireless Handheld  
Paul DeGregorio

**From:** Paul DeGregorio  
**Sent:** 11/09/2005 11:28 AM  
**To:** Gracia Hillman; Donetta Davidson; Raymundo Martinez; Juliet Thompson; Thomas Wilkey  
**Cc:** Karen Lynn-Dyson  
**Subject:** Call from Paul Vinovich

I took a telephone call this morning from Paul Vinovich. He had attempted to reach Gracia, but since she was not here, he asked Sheila if I was in the office so he spoke to me.

Paul was very upset with comments that Tova Wang had made at yesterday's AEI's meeting in which she basically indicated that voter fraud did not exist in the USA. He asked how a person who believes that voter fraud does not exist--or not seem at least willing to listen to both sides--can be hired by the EAC to do a study on voter fraud/voter intimidation. I explained to Paul (as I have now had to explain to many others) that Tova was "balanced" on the study with Job Severbrov. He did not know Job but was well-aware of Tova's positions and was concerned that her public comments indicate that she will not be fair in looking at this issue. I explained to Paul that we were monitoring the work of our consultants on this study and no report would be issued publicly without the support of at least three commissioners. I sent him some background information on Job. I think this study will need close monitoring.

Paul DeGregorio  
Vice Chairman  
US Election Assistance Commission  
1225 New York Ave, NW  
Suite 1100  
Washington, DC 20005  
1-866-747-1471 toll-free  
202-566-3100  
202-566-3127 (FAX)  
pdegregorio@eac.gov

005001

www.eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----



"Job Serebrov"

10/03/2005 01:20 PM

To psims@eac.gov

cc

Subject Re: Meetings

Peggy:

I just received an e-mail from Tova. She is also ok with the 28th which is better for me.

I am interested in your answer to her question about work product.

Job

--- psims@eac.gov wrote:

> I am available for a 3-way teleconference after Noon  
> on Wednesday this  
> week. My schedule on Thursday and Friday is  
> flexible, as well. When  
> would be best for you two? I can call the telephone  
> numbers you prefer  
> and set up the conference call from my desk.  
>  
> Both the 24th or the 28th are fine with me for the  
> face-to-face meeting.  
> Which do you prefer? If you have no preference, I  
> suggest we pick the  
> earlier of the two.  
>  
> Regarding your contracts, I understand that the  
> contract will carry the  
> date of 9/25/05. All contracts have to be signed by  
> the Chair, who has  
> been out of the office on Commission business. I  
> have been told that she  
> will sign off on your contracts, among others,  
> today. Our financial  
> officer will send it to you after that. I'll try to  
> obtain copies and fax  
> the appropriate one to you as soon as they have been  
> signed.  
>  
> Regarding your pay, the contract will state that you  
> should submit a  
> monthly invoice to EAC for payment of your fee for  
> that month. The  
> contract is for 6 months, so our Finance Officer,

005002

> Diana Scott, wants you  
> to submit an invoice to her each month for 1/6th of  
> the total payment,  
> beginning 10/25/05.  
>  
> I look forward to talking again with the two of you.  
>  
> Peggy Sims  
> 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

> "Job Serebrov" <[REDACTED]>  
> 10/03/2005 10:08 AM

> To  
> psims@eac.gov  
> cc

> Subject  
> Mettings

> Peggy:

> Just spoke with Tova. We would like to have a three  
> way telephone conference with you this week if  
> possible. The best dates for our face to face are  
> Oct  
> 24th or 28th. Please let me know what works for you.

> Talk with you when you get answers to my questions.

> Regards,

> Job

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----



"Tova Wang"  
<wang@tcf.org>  
10/11/2005 02:54 PM

To psims@eac.gov  
cc

005003



Subject Re: Address for Federal Express

You can send it to The Century Foundation, that's fine. For future reference, I have a doorman so sending stuff to my house is fine too. Thank you! Tova

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

From: psims@eac.gov  
To: wang@tcf.org  
Date: Tue, 11 Oct 2005 13:41:38 -0400  
Subject: Address for Federal Express

Tova:

I am about to Federal Express some material to you. Should I use your Century Foundation address, or your apartment address? If you want it sent to your apartment, Is it OK for Fed Ex to leave the Fed Ex at your apartment building or should I mark it to be held for pick up at the nearest Fed Ex office?

Peggy Sims  
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 05/07/2007 04:09 PM -----



"Tova Wang"  
<wang@tcf.org>  
10/03/2005 04:50 PM

To psims@eac.gov  
cc

Subject RE: Voting Fraud Teleconference-Meeting-Work Schedule

That's the right number. On the 14th I do want to be on by phone. I probably will only be able to be on for the beginning though. I may be able to rejoin again at the end. Will someone be taking notes?

Thanks for everything. Tova

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

**From:** psims@eac.gov [mailto:psims@eac.gov]  
**Sent:** Monday, October 03, 2005 3:42 PM  
**To:** wang@tcf.org; [REDACTED]  
**Subject:** RE: Voting Fraud Teleconference-Meeting-Work Schedule

I will initiate the calls to you two on Wednesday. The number I have for Tova [REDACTED]  
For Job, I have [REDACTED] Let me know if I should use a different number for you on

005004

Wednesday.

Thanks, Tova, for the copy of the draft workplan you provided to Karen. I'll take a look at it and, hopefully, provide some feedback on Wednesday. I have not yet caught up to all the paperwork and emails that preceded my assignment to this project. Karen just handed me a folder full of documents that should help.

I think you may have received an email from Nicole Mortellito regarding an October 14 meeting. If you two cannot come in person but can attend via phone, just let me know. Nicole's message has information regarding hotel rates that conflicts with what I've just sent you. I've asked her to double check her information because I have another contractor that has had no problem obtaining government rate at hotels.

Yes, you will be paid on a monthly basis. You can file your first invoice on October 25, according to Diana Scott.

Peggy Sims  
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

"Tova Wang" <wang@tcf.org>

10/03/2005 03:54 PM

To psims@eac.gov [REDACTED]

cc ggilmour@eac.gov

Subject RE: Voting Fraud Teleconference-Meeting-Work Schedule

Peg, This all sounds good. Will you be calling us on Wednesday?

I should not need a hotel for the 28th. Just let me know what time. Are there expense forms we should have for reimbursement?

On the work product, we did send Karen a very preliminary draft of a work plan. I attach it again here and we can talk about it more on Wednesday.

My only money question is, are we being paid on a monthly basis? And if so, when does that begin? I assume this all is in the contracts we'll be getting...

005005

Thanks.

Tova

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

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

**Sent:** Monday, October 03, 2005 2:48 PM

**To:** wang@tcf.org; [REDACTED]

**Cc:** ggilmour@eac.gov

**Subject:** Voting Fraud Teleconference-Meeting-Work Schedule

Tova and Job:

**Teleconference -**

Let's schedule the teleconference for 4:00 PM on Wednesday, October 5. Gavis Gilmour will join us.

**Meeting -**

October 28 is fine for the face-to-face meeting in DC. We have allocated \$5,000 to each of you to cover reasonable and necessary travel and other incidental expenses. Expenses claimed for reimbursement need to be itemized, with appropriate receipts provided. You should be able to obtain the Federal government rate at an area hotel (if you plan to stay overnight). If the hotel needs a letter from EAC (in lieu of showing them your signed contract), just let me know. Airlines apparently no longer honor government rates for government contractors. Rail carriers may provide government rates for government contractors. If you drive, the current government rate for a personally owned vehicle (POV) is 48.5 cents per mile.

**Deliverables -**

The first item on the list of deliverables is the draft project workplan, which is due ASAP after award. Would it be possible for the two of you to deliver a draft workplan to me via email by 10/11? That would be after we have had our teleconference to work out lingering questions.

**Questions for Finance -**

If you have questions for our Finance Officer, you can reach her via email at dscott@eac.gov. I would appreciate it if you would cc: me on such emails, so that I know to follow up with her.

Peggy Sims  
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 05/07/2007 04:09 PM -----



"Tova Wang"  
<wang@tcf.org>  
11/29/2005 02:15 PM

To psims@eac.gov  
cc "Job Serebrov" [REDACTED]  
Subject nexis search

005006

Visit our Web site, [www.tcf.org](http://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 05/07/2007 04:09 PM -----



"Tova Wang"  
<wang@tcf.org>  
11/22/2005 03:28 PM

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

Subject RE: Word Search Terms

I'm sorry, I don't understand

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

From: Job Serebrov <[REDACTED]>  
Sent: Tuesday, November 22, 2005 3:22 PM  
To: psims@eac.gov; wang@tcf.org  
Subject: Word Search Terms

Peggy:

Attached are the word search terms.

Job

Tova:

I placed the few words that you added in the middle of my list into my existing file so some terms are out of order from the last list that you sent me.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----



"Tova Wang"  
<wang@tcf.org>  
11/28/2005 05:00 PM

To psims@eac.gov  
cc

Subject RE: September invoice

I wasn't sure what it should be since we weren't doing the 20 hours a week at that point. Should it be the

005007

same amount?

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

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

**Sent:** Monday, November 28, 2005 4:50 PM

**To:** wang@tcf.org

**Subject:** Re: September invoice

Tova:

I received your faxed invoices, but the one for the pay period September 1-30, 2005 is missing the total dollar amount claimed. Would you please send that one again, with the dollar amount inserted? --- Peggy

"Tova Wang" <wang@tcf.org>

11/28/2005 11:45 AM

To psims@eac.gov

cc

Subject September invoice

Hi Peg:

I'm faxing you the September and October invoices. I will fax you the November one on Wednesday. Thanks. Tova

The following was done in September in furtherance of a project Providing Consulting Services in the Development of a Voting Fraud and Voter Intimidation

Project # E4019698

Invoice # 1: September 1, 2005-September 30, 2005

50 hours:

September Time Spent on EAC Project

Preparation for two teleconferences;

Two teleconferences and calls with Job;

005008

Calls with EAC staff

Conceptualize project;

Draft work plan;

Draft preliminary definition of fraud;

Background research into vote fraud & voter intimidation.

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

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

**Sent:** Wednesday, November 23, 2005 2:25 PM

**To:** [REDACTED] wang@tcf.org

**Subject:** Personal Services Invoices-Travel Vouchers-Other Expenses

Job and Tova:

I've been busy seeking answers from our attorneys and our Finance Officer, Diana Scott, regarding your reimbursement questions. The results follow:

#### **Invoices/Vouchers for Personal Services**

In order to meet legal requirements and provide what is needed by our Finance Officer, we have developed the attached form that you may use for your monthly invoices for consulting services on the Voting Fraud and Voter Intimidation Project. This form is optional. If you prefer, you can provide the same information in a letter. Please see your contract for specifics regarding hours that can be worked and compensation.

I also confirmed with Diana Scott that under the contract recently ratified, EAC considers that your service began on September 1, 2005. Consequently, **you do not have to wait until the 25th of the month** to file your vouchers for services provided during the previous month. Each voucher should cover one month, and may be filed immediately after the end of the month.

If you fax your invoice/voucher for personal services to me, please drop the original in the mail. We can begin processing your voucher based on the fax, but would like to have the original document for our files.

#### **Travel Authorizations and Vouchers**

Apparently, we need to prepare travel authorizations for any travel that you do on behalf of this project. I know how to prepare them, but will need input from you for each trip regarding the expected costs of transportation (separate costs of airfare, train fare, ground transportation), hotel (including taxes), other expected travel expenses (e.g.; airport parking), the points between which you will travel, and the days of travel. I'll prepare the authorization based on this information and put it into the pipeline for the appropriate officials' signatures. Once it is signed, I will fax a copy to you. **It is important that we work together to prepare these authorizations well in advance of the travel dates.**

005009

Once the travel is concluded, we can prepare the travel vouchers to obtain reimbursement for your travel costs, in accordance with federal travel regulations. You will need to send me your receipts for the hotel, the plane or train, ground transportation (if you did not use your personal vehicle), and parking (if you parked at the airport). You will get a set amount for meals, so you do not need to provide meal receipts. I will prepare the voucher and fax it to you for your signature. If you see any problems with the voucher, this is the time to fix them. Once you are satisfied with the voucher, you will need to return the signed voucher by mail or in person. I'll attach the receipts you provided and a copy of the travel authorization, and send it forward for processing.

### Other Expenses

Because your contracts do not provide for the reimbursement of other expenses, we have to look for other ways to deal with them.

For the publications, there are two options: (1) you can pay for them yourself and mark them up as you please; or (2) I can find them in our library or order them through our supply person. Anything paid for by EAC is EAC property, which would mean turning them over to EAC with no marks in them.

If you need to messenger items to accomplish the work under contract, I can authorize the use of EAC's Federal Express account number on a case-by-case basis. I'll need some advance notice and will have to supply our finance folks with the tracking number, who is sending the package, to whom, and when. That way, they won't be surprised when they see item on the FedEx invoice. (An easy way to provide all the information would be to fax a copy of the FedEx Airbill to me.)

At this time, our consultants pay their phone expenses out of their personal services compensation. When it works for you, we can bypass the need for you to incur phone charges by using EAC's teleconferencing capabilities.

Hope you have a Happy Thanksgiving !

Peggy Sims  
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 05/07/2007 04:09 PM -----



"Tova Wang"  
<wang@tcf.org>

11/30/2005 04:25 PM

To psims@eac.gov

cc

Subject monthly report

Please see attached. I will be faxing my invoice. Thanks. Tova

Tova Andrea Wang

005010

Senior Program Officer and 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](http://www.tcf.org), for the latest news, analysis, opinions, and events.

---

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



November report.doc

— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM —



"Tova Wang"  
<[wang@tcf.org](mailto:wang@tcf.org)>  
11/16/2005 09:18 AM

To [psims@eac.gov](mailto:psims@eac.gov), [dscott@eac.gov](mailto:dscott@eac.gov)  
cc  
Subject: travel expense pre-approval request

I will be down in DC 12/1-12/2 to speak at an election reform conference. While my major expenses will be charged to this other project, while I am there I would like to meet with a couple of people who are on our list of experts to interview. Would it be possible to get reimbursed for my travel within DC? For example, I'll be staying at the Capitol Hilton and one of the interviewees is a professor out at American University. Please let me know.

Also, I would still like to know if expenses unrelated to travel should simply be added to our monthly invoices.

Thanks.

Tova Andrea Wang  
Senior Program Officer and 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](http://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 05/07/2007 04:09 PM —

Margaret Sims/EAC/GOV  
10/25/2005 02:29 PM

To "Tova Wang" <[wang@tcf.org](mailto:wang@tcf.org)>@GSAEXTERNAL  
cc  
Subject Re: wg 

Tova:

005014

If you have to spend time and effort pulling the information together, let's wait until the contract is signed.  
If you already have the information on hand, please forward it to me.

Thanks!

Peggy Sims  
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

"Tova Wang" <wang@tcf.org>



"Tova Wang"  
<wang@tcf.org>  
10/24/2005 05:30 PM

To psims@eac.gov  
cc  
Subject wg

Hi Peg,

Do you want the information on the proposed working group members you requested (their backgrounds on this issue) now or should I wait until the contract situation is clear? I understand more information on that is forthcoming imminently.

Thanks. Tova

Tova Andrea Wang  
Senior Program Officer and 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](http://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 05/07/2007 04:09 PM -----



"Tova Wang"  
<wang@tcf.org>  
11/03/2005 03:00 PM

To psims@eac.gov  
cc  
Subject tuesday

005012

Hi Peg,

I will be down in DC next Tuesday for a meeting. I wonder if it would be useful for me to come by -- I think you mentioned at one point you had a big collection of articles. It would be great to be able to take a look at them. I'm available mid to late afternoon. Let me know.

Any word on the contract situation?

Thanks.

**Tova Andrea Wang**  
Senior Program Officer and 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](http://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 05/07/2007 04:09 PM —

**Margaret Sims/EAC/GOV**

11/03/2005 06:23 PM

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

cc

Subject Re: Tuesday 📧

Tova:

I should be available during the mid to late afternoon, provided we are not besieged with election-related calls. Regardless, I can provide the file with the news clippings for your review.

--- Peggy

"Tova Wang" <wang@tcf.org>



**"Tova Wang"**  
<wang@tcf.org>

11/03/2005 02:00 PM

To psims@eac.gov

cc

Subject tuesday

Hi Peg,

I will be down in DC next Tuesday for a meeting. I wonder if it would be useful for me to come by -- I think you mentioned at one point you had a big collection of articles. It would be great to be able to take a look

005013

at them. I'm available mid to late afternoon. Let me know.

Any word on the contract situation?

Thanks.

**Tova Andrea Wang**  
Senior Program Officer and 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](http://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 05/07/2007 04:09 PM -----

**Margaret Sims /EAC/GOV**

11/21/2005 03:26 PM

To Tamar Nedzar/EAC/GOV

cc

Subject Re: Voter Fraud/Intimidation 

Tamar:

Job notified me today that he had sent the key word search terms to Tova yesterday to review. Unfortunately, she will not be able to do so until late today or tomorrow. Consequently, he needs to wait to send them to me. I'll let you know as soon as I know. --- Peggy

Tamar Nedzar/EAC/GOV

**Tamar Nedzar /EAC/GOV**

11/21/2005 02:58 PM

To Margaret Sims/EAC/GOV@EAC

cc Karen Lynn-Dyson/EAC/GOV@EAC

Subject Voter Fraud/Intimidation

Hi Peggy,

Just wondering if you had heard anything from Tova and Job about the terms they want me to search for on Lexis. If they don't get back to you today, just forward anything they send you to this email. I check it at least once a day and can do work from home.

Thanks,

Tamar Nedzar  
Law Clerk

005014

> Job:  
>  
> I am about to Federal Express some material to you.  
> Is it OK for Fed Ex  
> to leave the package at your Spring Street address,  
> or should I mark it to  
> be held for pick up at the nearest Fed Ex office?  
>  
> Peggy Sims  
> 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 05/07/2007 04:09 PM -----

**Margaret Sims /EAC/GOV**

11/30/2005 11:00 AM

To Devon E. Romig/CONTRACTOR/EAC/GOV

cc

Subject Nexis Search Terms

Devon:

In preparation for this afternoon's teleconference, you may want to review the attached list of Nexis search terms. If you have any questions, we can discuss them before the teleconference or, if I can't provide answers, we can ask our consultants who prepared the list. --- Peggy



nexis word search 1128.doc

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----



**wang@tcf.org**

10/17/2005 11:08 AM

To psims@eac.gov

cc

Subject working group

Hi Peg,

I'd like to talk to you briefly about the development of the working group when you have a moment. I understand you are in a meeting right now -- is there a good time for me to give you a buzz today and/or tomorrow? Thanks so much. Tova

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----

**Diana Scott /EAC/GOV**

11/18/2005 03:15 PM

To Margaret Sims/EAC/GOV@EAC

005015

cc

Subject Contract:/invoice: Job Serebrov

Peggy,

Serebrov has submitted a few versions of his invoice via email. I will provide you with paper copies of his emails. As we have been speaking recently about this, his invoice should contain:

Date

name and address of payee

Act Number that is on the contract

Detailed description of services rendered --no 1 or 2 liners

\$ amount of invoice

If invoice amount contains any reimbursement for travel expenses, the expenses need to be itemized (and of course, pre-approved). These expenses should not be on a travel voucher *although the legal dept. stated that in the SOW. This is not so.*

Finally, we previously required vendors to submit invoices via the mail. However, in the recently revised contracts, the legal dept. omitted this and used language "should be delivered" instead. I am not entertaining any invoice via email. I have brought this to Julie's attention.

Diana M. Scott  
Administrative Officer  
U.S. Election Assistance Commission  
(202) 566-3100 (office)  
(202) 566-3127 (fax)  
dscott@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----



"Job Serebrov"

<[REDACTED]>

To psims@eac.gov

11/10/2005 03:33 PM

cc

Subject Re: Letters Were Signed

And they say there is no Santa Claus

--- psims@eac.gov wrote:

> Job and Tova:  
>  
> The Chair signed your letters this afternoon. Diana  
> Scott has them and  
> plans to fax everything to you. Have a good  
> weekend!  
>  
> Peggy Sims  
> Research Specialist

005016

> 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 05/07/2007 04:09 PM -----



"Job Serebrov"

11/29/2005 05:49 PM

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

Subject Re: Teleconference With Legal Clerk and Intern

Only between 3:30 and 5:30

--- psims@eac.gov wrote:

> Tova and Job:  
>  
> Are you two available for a teleconference with our  
> Law Clerk and Intern  
> tomorrow at either of the times listed below?  
>  
> Between 12 and 1 PM EST; or  
> Any time between 3:30 and 5:30 PM EST  
>  
> Peggy Sims  
> 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 05/07/2007 04:09 PM -----

Margaret Sims/EAC/GOV

11/21/2005 05:08 PM

To "Job Serebrov"  
[REDACTED]@GSAEXTERNAL, Tova Andrea  
Wang  
cc

Subject Re: In-Person Meeting

Job and Tova:

If you both agree, a meeting in early January in lieu of a December meeting would be fine with me. As it

005017

would be good for you two to pick Craig Donsanto's brain when you are here, I'll find out when he is not available so that we can avoid that time.

Peggy Sims  
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

"Job Serebrov" <serebrov@sbcglobal.net>



"Job Serebrov"

11/21/2005 04:02 PM

To psims@eac.gov

cc

Subject Re: Word Search Terms

What do you think about moving the meeting to January after all of the holidays?

--- psims@eac.gov wrote:

> Thanks for the update. I'll let Tamar know. ---  
> Peggy  
>  
>  
>  
> "Job Serebrov" <serebrov@sbcglobal.net>  
> 11/21/2005 12:07 PM  
>  
> To  
> psims@eac.gov  
> cc  
>  
> Subject  
> Word Search Terms  
>  
>  
>  
>  
> Peggy:  
>  
> I sent the words search terms to Tova yesterday to  
> review. Unfortunately, she will not be able to do so  
> until late today or tomorrow. Consequently, I need  
> to  
> wait to send them to you.  
>

005018

> As far as a trip to DC goes, I gave Tova two  
> possible  
> dates---Friday December 16 or Monday December 19.  
>  
> Regards,  
>  
> Job  
>  
>  
>

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM ---



"Job Serebrov"

[Redacted]

11/19/2005 02:06 PM

To psims@eac.gov  
cc wang@tcf.org  
Subject Contracts Update

Peggy:

Any word from finance as to the status of the  
contracts?

Job

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM ---

Margaret Sims/EAC/GOV

11/21/2005 03:27 PM

To "Job Serebrov"  
[Redacted]@GSAEXTERNAL  
cc [Redacted]  
Subject Re: Word Search Terms

Thanks for the update. I'll let Tamar know. --- Peggy

"Job Serebrov" <serebrov@sbcglobal.net>



"Job Serebrov"

[Redacted]

11/21/2005 12:07 PM

To psims@eac.gov  
cc  
Subject Word Search Terms

Peggy:

I sent the words search terms to Tova yesterday to review. Unfortunately, she will not be able to do so until late today or tomorrow. Consequently, I need to wait to send them to you.

As far as a trip to DC goes, I gave Tova two possible dates---Friday December 16 or Monday December 19.

Regards,

Job

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----

Margaret Sims/EAC/GOV

11/21/2005 04:57 PM

To "Job Serebrov"

[REDACTED]@GSAEXTERNAL

cc

Subject Re: Invoices

Dear Job:

I checked with the finance folks regarding your question about when you should submit your next invoice. They told me that it will not help to submit the invoice early because not all of the people who need to sign off on it will be in the office.

Also, Friday evening, Diana Scott asked for more information on your invoice (perhaps based on feedback from GSA). In addition to the total hours and total dollar amount that you have provided in your second email, she needs:

- Date of Invoice
- Name and Address of Payee
- Act Number, which is listed on your contract (E4019698)
- Pay Period
- # of days on which you worked

Diana also told me on Friday that she is not sure she can accept invoices by email. Until I can confirm with our attorneys that email is OK, I suggest that you fax the amended invoice and future invoices to me at the fax number listed below, and send the original by mail.

I understand that all of this back-and-forth must be as aggravating to you as to me. I am working with folks here to develop a form that you may use for invoices that will provide all of the information that our finance folks and GSA need. (We have not located a government form that we can use for personal services contracts.) The form would be strictly optional. Alternatively, you could send a letter that provides the same information. I also have reminded people about the federal government's prompt payment requirements. Although we have to process all of our payments through our agent, GSA, we remain bound by these provisions.

Peggy Sims  
Research Specialist  
U.S. Election Assistance Commission

005020

Peggy Sims  
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 05/07/2007 04:09 PM -----

Margaret Sims/EAC/GOV

11/29/2005 04:55 PM

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

cc [REDACTED]

Subject RE: Teleconference With Legal Clerk and Intern [REDACTED]

We have initiated research projects on:

- Provisional Ballots and Voter ID;
- Laws and Practices Regarding Vote Counting (including pre-election testing, security, post-election audits), Recounts, and Contested Elections;
- Management Guidelines for Voting Systems;
- Technical Issues in the Implementation of the Statewide Voter Registration Database; and
- Pollworker Recruitment, Training, and Retention.

At minimum, I think we need to look at knowing and willful violations. Mistakes involving misunderstandings; unintentional errors in processing voter registration applications, absentee ballots, or provisional ballots; unintentional election coding errors on vote counting programs; unintentional errors in preparing or distributing ballots and voting equipment; unintentional errors in preparing vote tallies; and badly trained poll workers do not rise to the level of voting fraud--- though they can definitely affect the integrity of the election.

Although some Voting Rights Act provisions are used to prosecute voter intimidation, the Department of Justice's Voting Section, Civil Rights Division, also has initiated action against States for failure to properly implement other provisions of the Voting Rights Act, the National Voter Registration Act (including the list maintenance requirements) and the Uniformed and Overseas Citizens Absentee Voting Act. Failure of States and local jurisdictions to properly implement these provisions is not considered voting fraud, but is actionable.

We do have gaps in federal election crimes laws, however. For example, I remember when we first saw votes being auctioned on ebay and when we heard of voter registration drives destroying or failing to turn in voter registration applications they had collected, there was concern that current law did not provide leverage for federal prosecution. As it turned out, State prosecution under State election laws was more effective in those cases.

Peggy Sims  
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

005021

email: psims@eac.gov

"Tova Wang" <wang@tcf.org>



"Tova Wang"  
<wang@tcf.org>  
11/29/2005 04:02 PM

To psims@eac.gov

cc [REDACTED]

Subject RE: Teleconference With Legal Clerk and Intern

Can you give us a better idea of the other EAC research projects that you think we might overlap with if we include these activities? Job and I had strong reasons for what we did and did not include and how we wanted to frame the term fraud, so we do indeed need to discuss this -- perhaps before or after the discussion with Tamar and Devon?

Thanks. Tova

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

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

**Sent:** Tuesday, November 29, 2005 3:18 PM

**To:** wang@tcf.org

**Cc:** [REDACTED]

**Subject:** RE: Teleconference With Legal Clerk and Intern

The Law Clerk's name is Tamar Nedzar. She is very sharp. Our intern's name is Devon Romig.

Tamar has the most recent lists of search terms and may have questions about them. Devon will need to know how you want the press clippings sorted by type of voting fraud. I think we need to give her a specific list. that, I hope, will not overlap. For example, do you want her to sort using the term Absentee Ballot

Fraud when that can involve voter intimidation/coercion/undue influence, vote buying, ballot tampering, and ballot box stuffing (by voting in the name of another or under a fictitious name).

We need to discuss this because I am concerned that we currently do not have a full written description of what does and does not constitute voting fraud and voter intimidation. The current written definition excludes voter registration shenanigans; yet, voter registration applications submitted with fictitious names or that falsely affirm eligibility to vote are considered election crimes that can have an impact on election results. Specifically, they are used in schemes to vote more than once or to have ineligible persons participate in voting. Also, an increasing number of States are including as an election crime the knowing and willful destruction of voter registration applications by voter registration drives and their failure to transmit such applications to the election office in a timely manner.

If we define voting fraud as any illegal act that has a clear and direct distorting impact on the election results, then administrative mistakes that violate federal or State law could be included. For federal elections, administrative mistakes definitely are not considered voting fraud. The examples provided for "de facto" fraud and "quasi" fraud also are not likely to be considered part of voting fraud and voter intimidation without evidence that there also is ballot box stuffing, vote buying, tampering with ballots or vote tallies, voter intimidation, etc. Although a number of things other than voting fraud and voter intimidation can (and do) distort election results, EAC is handling

005022

such issues under separate research efforts.

For your information, I have attached a speech presented by Craig Donsanto (complete with typos) that addresses the issue of defining voting fraud. Perhaps it will be of interest to you.

Peggy Sims  
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 05/07/2007 04:09 PM -----



"Job Serebrov"  
<jserebrov@cheekahat.net>

To psims@eac.gov

10/19/2005 11:59 AM

cc

Subject Re: Travel to DC and Proposed Working Group Members

Peggy:

What form do you want use to submit our invoice in for this month?

Job

--- psims@eac.gov wrote:

> Dear Tova and Job:  
>  
> I have been advised by our Counsel that, since the  
> contracts have not yet  
> been signed, we will have to postpone our October  
> 28th meeting. Tova, for  
> future reference, the per diem rates for DC (the  
> Greater Washington, DC  
> area) can be accessed through that web site I  
> provided by clicking on the  
> District of Columbia link on the map.  
>  
> I also have to ask you to hold any further efforts  
> on the Working Group  
> until further notice. We are going to have to limit  
> the number in the  
> group to no more than six. EAC has to pay for the  
> travel for these folks  
> out of FY 2006 dollars. The agency currently is  
> operating under a  
> continuing resolution, and may not have its FY 2006  
> budget until December  
> 2005 , or later. When you submit the names of

005023

> possible Working Group  
> members, I will need a summary of their work in  
> studying or enforcing laws  
> against voting fraud and voter intimidation. (It is  
> not sufficient to  
> have expressed an interest in these matters, we need  
> experienced folks.)  
> The working group can include nonpartisan members,  
> so long as any  
> partisan-leaning members are balanced (i.e.; 1 R for  
> 1 D).  
>  
> I am sorry for any inconvenience that this may  
> cause. I wish I had the  
> power to change the situation, but I don't.  
>  
> Peggy Sims  
> 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 05/07/2007 04:09 PM -----



"Tova Wang"  
<wang@tcf.org>  
10/14/2005 10:59 AM

To psims@eac.gov  
cc  
Subject

Hi Peggy,

Just an FYI -- Job and I have developed our own draft of a definition of fraud and intimidation and are working on compiling existing research. With respect to the working group, I have sent him the names and bios of my first choices, most of whom I have not yet spoken to. My thought was that I would have you vet them before asking them if they could do it, so I wouldn't have to turn around and say no. I have plenty of "plan B" people should some of my first choices not work out. Job has gone ahead and inquired as to people's availability before putting them on his list, which he expects to send me today.

Hope you had a great weekend.

Tova

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

**From:** psims@eac.gov [mailto:psims@eac.gov]  
**Sent:** Tuesday, October 11, 2005 4:33 PM  
**To:** [REDACTED]; wang@tcf.org  
**Subject:** Contract Issues-Government Per Diem Rates

005024

phone from home on the Job and Tova call. I have also asked Gavin to sit in as the drugs have left me a little foggy.

Let me know if you will call me or if I need to call you.

-----  
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----

Margaret Sims /EAC/GOV

11/18/2005 03:06 PM

To Donetta Davidson

cc Elieen L. Collver/EAC/GOV@EAC

Subject Fw: RESPONSE REQUESTED-Working Group for Voting Fraud and Voter Intimidation Project

Dear Commissioner Davidson:

Attached is the earlier email requesting feedback on potential Working Group members for the voting fraud and voter intimidation research project. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 11/18/2005 03:03 PM -----

Margaret Sims /EAC/GOV

11/16/2005 01:12 PM

To Gracia Hillman, Paul DeGregorio, Ray Martinez, Donetta Davidson

cc Sheila A. Banks/EAC/GOV@EAC, Amie J. Sherrill/EAC/GOV@EAC, Adam Ambrogi/EAC/GOV@EAC, Elieen L. Collver/EAC/GOV@EAC, Gavin S. Gilmour/EAC/GOV@EAC

Subject RESPONSE REQUESTED-Working Group for Voting Fraud and Voter Intimidation Project

Dear Commissioners:

The consultants' contracts for EAC's voting fraud and voter intimidation project require Tova Wang and Job Serebrov to work in consultation with EAC staff and the Commissioners "to identify a working group of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation". The contracts do not specify the number of working group members but, as EAC has to pay for the group's travel and we want the size of the group to be manageable, I recommend that we limit the number to 6 or 8. **Please let me know if you think that this limit is too conservative** .

Attached for your review and comment are two lists of potential working group members for this project. One list was submitted by Job, the other by Tova. Tova and Job have provided brief summaries of each candidate's relevant experience and have placed asterisks next to the names of the individuals whom they particularly recommend. I can provide more extensive biographies of these individuals, if you need them. If EAC agrees that the recommended working group members are acceptable, an equal number may be selected from each list in order to maintain a balanced perspective.

Absent from the attached lists is the name of a representative from the U.S. Department of Justice's Election Crimes Branch. At this time, I am working through the DOJ bureaucracy to determine to what degree **Craig Donasanto** will be permitted to participate. If he cannot be named as a working group

005025

member, we may still be able to use him as a resource.

Please provide your feedback to me no later than Monday , November 28. I am available to meet with you if you would like to discuss this matter further.

Peggy Sims  
Research Specialist



Possible Working Group Members -Serebrov.doc Possible Working Group Members- Wang.doc  
--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM ---

**Margaret Sims /EAC/GOV**

11/21/2005 02:20 PM

To Sheila A. Banks/EAC/GOV

cc

Subject Fw: Chair Ltr to Donsanto-DOJ

Attached is Jeannie's edited version of the letter to DOJ. Would you please copy it to your file, accept all changes, and run it on the Chair's letterhead. Once she signs it, I will want to fax a copy to Donsanto and send the original by mail. Thanks. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 11/21/2005 02:20 PM ---

**Jeannie Layson /EAC/GOV**

11/21/2005 02:17 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: Chair Ltr to Donsanto-DOJ

Peg,  
My suggested edits are attached.



Chair Ltr to Donsanto-DRAFT ij edits.doc  
Jeannie Layson  
U.S. Election Assistance Commission  
1225 New York Ave., NW  
Suite 1100  
Washington, DC 20005  
Phone: 202-566-3100  
[www.eac.gov](http://www.eac.gov)

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM ---

**Margaret Sims /EAC/GOV**

11/03/2005 06:07 PM

To "Tova Wang" <[wang@tcf.org](mailto:wang@tcf.org)>@GSAEXTERNAL

cc

Subject RE: Invoices and Payments

005026

I think Diana Scott needs the original with the original signature. If you want to fax a copy to her, as well, fax it to her at 202-566-3127. --- Peggy

"Tova Wang" <wang@tcf.org>



"Tova Wang"  
<wang@tcf.org>  
11/03/2005 04:11 PM

To psims@eac.gov  
cc  
Subject RE: Invoices and Payments

Do we need to mail you the original of the EFT form? Thanks. Tova

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

**From:** psims@eac.gov [mailto:psims@eac.gov]  
**Sent:** Thursday, November 03, 2005 3:55 PM  
**To:** [REDACTED] wang@tcf.org  
**Subject:** Invoices and Payments

Job and Tova;

The attorneys have advised me that each of you should amend your invoice to indicate the total hours worked (20) during the first month. You should submit a letter ASAP to Diana Scott with that clarification.

I have been told that it takes our agent, the General Services Administration (GSA), two to three weeks to process our requests for payment. I understand that using the electronic funds transfer (EFT) process will reduce the time for payment by up to five days, because it takes additional time for GSA to cut and mail a paper check.

Diana does not have a completed EFT form from either of you, which would permit the electronic transfer of the funds directly to your chosen bank account. I can find no evidence that Karen suggested you should submit the form, so I have attached a blank form below. Please complete it and return it with the invoice amendment to Diana. If you have any questions about how to fill out the EFT form, let me know. I'll do my best to help you out.

I understand that the contract matters are moving forward. I hope to have more news for you on Monday afternoon.

Peggy Sims  
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

005027

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----



"Tova Wang"  
<wang@tcf.org>  
09/27/2005 11:14 AM

To psims@eac.gov, klynndyson@eac.gov, nmortellito@eac.gov  
cc  
Subject

Hi Peg, Nicole and Karen,

Just FYI, I will be out of the office after today for the rest of the week (actually speaking at conferences down in DC). My cell is 917-656-7905 if you need to reach me, and I should be able to check email sporadically. Thanks

Tova

**Tova Andrea Wang**  
Senior Program Officer and 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](http://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 05/07/2007 04:09 PM -----

Margaret Sims /EAC/GOV  
11/04/2005 05:34 PM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL  
cc  
Subject RE: Invoices and Payments

Tova:  
Yes, she has received your EFT fax. All is well. --- Peggy

"Tova Wang" <wang@tcf.org>



"Tova Wang"  
<wang@tcf.org>  
11/04/2005 02:44 PM

To psims@eac.gov  
cc  
Subject RE: Invoices and Payments

005028

Peg:

Tova and I talked about the voter fraud project last evening and we believe that a face to face DC meeting is needed in t?e next few weeks. If you are in today, I hope to hear from you.

Regards,

Job

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:08 PM -----



"Craig.Donsanto@usdoj.gov"

<Craig.Donsanto@usdoj.gov>

11/22/2005 05:52 PM

To "Nancy.Simmons@usdoj.gov"  
<Nancy.Simmons@usdoj.gov>, "Noel.Hillman@usdoj.gov"  
<Noel.Hillman@usdoj.gov>, "psims@eac.gov"  
<psims@eac.gov>

cc

Subject Re: Requesting Your Help-Preliminary Research on Voting Fraud and Voter Intimidation

Hello Peg and greetings from Mexico City.

Interesting way you put that question!! When will I NOT be available!!!

Peg -- I have a speech to deliver to the Illinois Association of Election Commissioners December 7-8. After that, my wife says she will arise in protest if I don't stay put for the next couple months!!!

So I guess anytime after December 8 will work.

I hope I can help you and the EAC on this.

-----  
Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

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

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

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

Sent: Tue Nov 22 16:50:20 2005

Subject: Re: Requesting Your Help-Preliminary Research on Voting Fraud and Voter Intimidation

Craig:

This is just to let you know that I have drafted a letter for the Chair's signature, but she may want to make some changes before she signs. Once it is signed, I'll fax a copy to you and send the original by mail. For planning purposes, can you tell me when you don't expect to be available during the next 3 months (Dec-Feb)?

Peggy Sims

Phone: 202-566-3120 (direct)

email: psims@eac.gov

005029

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:08 PM -----



"Job Serebrov"

10/28/2005 10:25 AM

To jthompson@eac.gov, psims@eac.gov

cc wang@tcf.org

Subject Contracts

Dear Julie and Peggy:

I am writing today to see if the contracts have finally been approved. Julie, you had indicated several days ago that your staff would take a few days to complete its review. Completion of the contract process affects our ability to proceed to month two scheduled work and, just as important, our getting paid by mid-November---which is financially critical at this point. Finally, I will need a copy of the contract by next week for the final stage of an interview process. The amount I am being paid for this project in effect pushes me to the upper end of the GS rating for this position.

Peggy, when do you think the final working group members will be selected? We need to know this as many of those who were not selected will default to the group of folks that we interview.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:08 PM -----

Margaret Sims /EAC/GOV

11/29/2005 05:04 PM

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

cc

Subject Re: Thad 

Tova:

Thad's research on threat assessment is not being conducted under an EAC contract. The requirement to work through EAC only applies to contact with EAC contractors about EAC research. Thad's EAC contract is for Vote Counts/Contested Elections and Recounts. At this time, the contractor is analyzing State laws and procedures and contacting appropriate federal agencies regarding any pertinent consent agreements. Currently, there are no plans to do a survey that would be subject to the Paperwork Reduction Act requirements.

If your interest in Thad involves his non-EAC research, I would have no problem with you contacting him directly. If you think he will not respond unless I forward your request to him, I will see what I can do.

005030

Peggy Sims  
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

"Tova Wang" <wang@tcf.org>



"Tova Wang"  
<wang@tcf.org>  
11/29/2005 04:16 PM

To psims@eac.gov  
cc  
Subject thad

Hi Peg,

I would like to talk to Thad Hall about the methodology of our research and about the threat assessment survey he is doing with Electionline and Caltech [http://www.vote.caltech.edu/media/threat\\_risk.pdf](http://www.vote.caltech.edu/media/threat_risk.pdf). Can you please facilitate that? Thanks.

**Tova Andrea Wang**  
Senior Program Officer and 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](http://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 05/07/2007 04:08 PM -----



"Job Serebrov"  
<[redacted]@global.net>  
11/30/2005 10:05 AM

To psims@eac.gov, wang@tcf.org  
cc  
Subject Re: Wednesday Teleconference

Yesterday, before I got food poisoning, I would have said yes. While I can participate in the conference, I don't know how focused I will be.

Job

005031

Margaret Sims/EAC/GOV

06/27/2006 04:13 PM

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

cc "Job Serebrov" [REDACTED]

Subject Re: outline of final report 

I'll need to get back to you on this and the definition tomorrow (too many things going on today). In the meantime, I have attached the written status report that was presented to the EAC Standards Board and Board of Advisors, because I can't remember if I ever provided the final version to the two of you. The status report is primarily made up of your preliminary reports, with some intro information provided and a brief summary of recommendations discussed at the Working Group meeting. This may or may not help the two of you in preparing the final. You can use any of it, or none of it. I am sure that your product will be much better than this quickly pulled together thing. --- Peggy



EAC Boards VF-VI Status Report.doc

"Tova Wang" <wang@tcf.org>



"Tova Wang"  
<wang@tcf.org>

06/27/2006 12:26 PM

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

cc

Subject outline of final report

Does this work for you?

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](http://www.tcf.org), for the latest news, analysis, opinions, and events.

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



Table of Contents.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----



"Job Serebrov"  
[REDACTED]

06/29/2006 07:58 PM

To psims@eac.gov

cc

Subject Travel Pay

005032

Peg:

So far no travel pay. Tova got hers a couple of days ago. Please call and check. I need it.

Thanks,

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----



"Tova Wang"  
<wang@tcf.org>  
06/29/2006 01:24 PM

To psims@eac.gov, [REDACTED]  
cc twilkey@eac.gov  
Subject RE: donsanto interview

Peg, If you review the numerous speeches and writings of Donsanto, including at the BAI training sessions, you will see that in the past he has frequently said that as a matter of law and policy the Department generally only pursued organized patterns. I can point you to particular citations if you like. He clearly said when we interviewed him that there had been a shift in resources and energy. This is in both of our notes. I don't think this should be an issue of departmental politics.

Tova

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

**From:** psims@eac.gov [mailto:psims@eac.gov]  
**Sent:** Thursday, June 29, 2006 12:00 PM  
**To:** wang@tcf.org; [REDACTED]  
**Cc:** twilkey@eac.gov  
**Subject:** Re: donsanto interview

Tova and Job:

All I can do is advise you that I don't think this paragraph will pass by the Commission, as written, because readers can misinterpret what is being reported and use something published by EAC against DOJ. I suspect that both of you are aware of legal action being taken by an advocacy group against DOJ alleging that the agency is acting in a manner that fails to protect, and even discourages, the voter participation of minorities and disadvantaged individuals. Though I do not intend to address the merits of that action, which focuses on the efforts of more than one DOJ office, I am concerned that some readers would use the sentence that begins with "This change in direction, focus, and level of aggression ..." as evidence that DOJ's Election Crimes Branch has completely changed course to focus on aggressively pursuing individuals who vote when ineligible, many of whom are minorities.

It is true that, for years, the Election Crimes Branch did not pursue individual violators. (I certainly observed this from the time I became involved in researching election administration matters in 1986.) Much of the reason for this is that the agency just did not have the resources to pursue everything; so, as the agency budget permitted, DOJ pursued cases that provided the most bang

005033

for the buck --- cases involving multiple individuals that were not already being pursued by State or local public attorneys. As you know, DOJ recently expanded its efforts and added the prosecution of individuals for double voting or voting when ineligible (felony convictions or no U.S. citizenship). Although I did not know of this decision prior to the interview, the action is not a complete surprise, given the increasing pressure on the agency to pursue such cases that began with a real squeaker of a 1996 race in California's 46th CD (Orange County). In the interview with you, Donsanto also stated that the department evaluates each case before pursuing it, and does not pursue every individual referred for voting violations. (You may remember he noted his reluctance to pursue noncitizen voting, which can result in deportation, when it could separate the individual from his family.)

In my opinion, the addition of the prosecution of individuals, while an important new development, is not a complete change in direction or focus. The pursuit of individual violators does not supplant DOJ's continuing efforts to pursue organized schemes to corrupt the process. It is part of a recent expansion of the agency's efforts to combat election crime that includes: (1) more aggressive pursuit of criminal campaign finance violations (not covered by EAC's study); (2) exploration of new avenues to prosecute voter suppression schemes (e.g.; the NH phone bank blocking case); (3) better training of U.S. attorneys and FBI agents in the recognition, investigation and prosecution of election offenses; (4) efforts to improve coordination with state and local law enforcement agencies; and (5) press conferences and public announcements before federal elections to publicize how the public can report election crimes. Donsanto provided information on much of these efforts either during the interview or by supplying case lists and training information on the day of the interview.

I hope you will reconsider revising the paragraph at issue.

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

"Tova Wang" <wang@tcf.org>

06/28/2006 04:47 PM

To psims@eac.gov  
cc "Job Serebrov" [REDACTED]  
Subject donsanto interview

Hi Peg,

Job and I have discussed this matter and agree on our response to it.

Presumably the paragraph you are concerned about is the following:

005034

Since 2002, the department has brought more cases against alien voters, felon voters, and double voters than ever before. Previously, cases were only brought when there was a pattern or scheme to corrupt the process. Charges were not brought against individuals – those cases went un-prosecuted. This change in direction, focus, and level of aggression was by the decision of the Attorney General. The reason for the change was for deterrence purposes.

Neither of us thinks this passage says that the Department has stopped pursuing patterns, as you suggested, and we maintain that this is what Mr. Donsanto said to us in the interview. If Mr. Donsanto wants to object, perhaps he can write a letter or something to that effect that could be part of the record.

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](http://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 04:17 PM -----

Margaret Sims/EAC/GOV

06/29/2006 05:31 PM

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

cc [REDACTED], twilkey@eac.gov

Subject RE: donsanto interview

I don't think anyone disagrees that DOJ's earlier policy was to prosecute organized conspiracies, not individual violators. This policy was based both on existing law and resources available. Donsanto made that clear in numerous presentations before election officials, though I doubt he would have highlighted the resource issue in any of his written reports.

I did *not* hear Donsanto say that there was a shift in resources and energy *away from* prosecuting organized conspiracies in order to pursue prosecutions of individuals. I think we should avoid implying that this is the case. I understood his statement to address a shift in DOJ resources and energy to support increased efforts to prosecute election crimes, including the expansion of prosecutions to include individual incidents. I have not seen, nor do I think Donsanto has ever stated, that there has been a decrease in the effort to prosecute organized conspiracies to corrupt the process. Yet, adequate resources continue to be an issue, as Donsanto noted in his interview and at the Working Group meeting (when referring to having to decide which of two voter suppression cases to prosecute because he didn't have the resources to do both).

Your reference to policy based on law reminded me that changes in federal law, and an evolution in the understanding of how to use newer law, also would have affected DOJ's decision to add the prosecution of individuals for such violations as registering and voting when not a U.S. citizen or when a convicted felon. Earlier federal law did not directly address voter registration by felons, permitting *federal* prosecution in such instances only where it could be shown that the applicant *knowingly and willfully*

005035

provided false information as to his or her eligibility to vote. Earlier federal law permitted the prosecution of noncitizens for registering to vote based on false claims of the U.S. citizenship that each State required for registering to vote in federal elections, but did not require U.S. citizenship to vote in federal elections. These laws made *federal* prosecution of noncitizen and felon voter registration and voting much more challenging. With the implementation of the NVRA in 1995, we began to see federal election law that could more easily be used for federal prosecution of both voter registration and voting by noncitizens and convicted felons. And, late in 1996, immigration reform legislation was passed that clearly prohibits noncitizens from voting in federal elections (without requiring the "knowing and willful" component).

--- Peggy

"Tova Wang" <wang@tcf.org>



"Tova Wang"  
<wang@tcf.org>  
06/29/2006 01:24 PM

To psims@eac.gov [REDACTED]  
cc twilkey@eac.gov  
Subject RE: donsanto interview

Peg, If you review the numerous speeches and writings of Donsanto, including at the BAI training sessions, you will see that in the past he has frequently said that as a matter of law and policy the Department generally only pursued organized patterns. I can point you to particular citations if you like. He clearly said when we interviewed him that there had been a shift in resources and energy. This is in both of our notes. I don't think this should be an issue of departmental politics.

Tova

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

**From:** psims@eac.gov [mailto:psims@eac.gov]  
**Sent:** Thursday, June 29, 2006 12:00 PM  
**To:** wang@tcf.org; [REDACTED]  
**Cc:** twilkey@eac.gov  
**Subject:** Re: donsanto interview

Tova and Job:

All I can do is advise you that I don't think this paragraph will pass by the Commission, as written, because readers can misinterpret what is being reported and use something published by EAC against DOJ. I suspect that both of you are aware of legal action being taken by an advocacy group against DOJ alleging that the agency is acting in a manner that fails to protect, and even discourages, the voter participation of minorities and disadvantaged individuals. Though I do not intend to address the merits of that action, which focuses on the efforts of more than one DOJ office, I am concerned that some readers would use the sentence that begins with "This change in direction, focus, and level of aggression ..." as evidence that DOJ's Election Crimes Branch has completely changed course to focus on aggressively pursuing individuals who vote when ineligible, many of whom are minorities.

It is true that, for years, the Election Crimes Branch did not pursue individual violators. (I certainly observed this from the time I became involved in researching election administration matters in 1986.) Much of the reason for this is that the agency just did not have the resources to pursue everything; so, as the agency budget permitted, DOJ pursued cases that provided the most bang

005036

for the buck --- cases involving multiple individuals that were not already being pursued by State or local public attorneys. As you know, DOJ recently expanded its efforts and added the prosecution of individuals for double voting or voting when ineligible (felony convictions or no U.S. citizenship). Although I did not know of this decision prior to the interview, the action is not a complete surprise, given the increasing pressure on the agency to pursue such cases that began with a real squeaker of a 1996 race in California's 46th CD (Orange County). In the interview with you, Donsanto also stated that the department evaluates each case before pursuing it, and does not pursue every individual referred for voting violations. (You may remember he noted his reluctance to pursue noncitizen voting, which can result in deportation, when it could separate the individual from his family.)

In my opinion, the addition of the prosecution of individuals, while an important new development, is not a complete change in direction or focus. The pursuit of individual violators does not supplant DOJ's continuing efforts to pursue organized schemes to corrupt the process. It is part of a recent expansion of the agency's efforts to combat election crime that includes: (1) more aggressive pursuit of criminal campaign finance violations (not covered by EAC's study); (2) exploration of new avenues to prosecute voter suppression schemes (e.g.; the NH phone bank blocking case); (3) better training of U.S. attorneys and FBI agents in the recognition, investigation and prosecution of election offenses; (4) efforts to improve coordination with state and local law enforcement agencies; and (5) press conferences and public announcements before federal elections to publicize how the public can report election crimes. Donsanto provided information on much of these efforts either during the interview or by supplying case lists and training information on the day of the interview.

I hope you will reconsider revising the paragraph at issue.

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

"Tova Wang" <wang@tcf.org>

06/28/2006 04:47 PM

To psims@eac.gov  
CC "Job Serebrov" [REDACTED]  
Subject donsanto interview

Hi Peg,

Job and I have discussed this matter and agree on our response to it.

Presumably the paragraph you are concerned about is the following:

005037

Since 2002, the department has brought more cases against alien voters, felon voters, and double voters than ever before. Previously, cases were only brought when there was a pattern or scheme to corrupt the process. Charges were not brought against individuals – those cases went un-prosecuted. This change in direction, focus, and level of aggression was by the decision of the Attorney General. The reason for the change was for deterrence purposes.

Neither of us thinks this passage says that the Department has stopped pursuing patterns, as you suggested, and we maintain that this is what Mr. Donsanto said to us in the interview. If Mr. Donsanto wants to object, perhaps he can write a letter or something to that effect that could be part of the record.

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](http://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 04:17 PM -----

Margaret Sims/EAC/GOV

06/30/2006 05:29 PM

To Tova Andrea Wang

cc

Subject Contract Hours & Payments for Services

Here is the spreadsheet I have for you. Please let me know if you notice any discrepancies. Thanks. ---  
Peggy



Wang Payment Tracking.xls

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----

Margaret Sims/EAC/GOV

06/30/2006 06:19 PM

To "Job Serebrov" <[REDACTED]>

cc

Subject Re: Various

Not yet. The problem is that so many folks seem to be off for a long 4th of

005038

July weekend.

-----  
Sent from my BlackBerry Wireless Handheld

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

From: "Job Serebrov" [ser [REDACTED]]  
Sent: 06/30/2006 05:58 PM  
To: psims@eac.gov; wang@tcf.org  
Subject: Various

Peg:

I had to take time off this afternoon to handle some issues. Did you get an answer as to my travel reimbursement?

I spoke to Tova about the Donsanto issue. We both agree about what we heard during the interview. We also agree that this is taking up too much time (of which we have so little left) and is a minor part of one interview which makes up one of thirty interviews. I feel the same as Tova, the Commission was not in on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph as you do---I remember what was said---the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----



"Job Serebrov"

[REDACTED] >  
06/30/2006 07:10 PM

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

Subject Re: Various

Peg:

Its ok with me as long as we finish before the end of November.

005039