Subject RE: PowerPoint Presentation to EAC Boards

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

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, May 22, 2006 3:56 PM
To: wang@tcf.org, [redacted]
Subject: PowerPoint Presentation to EAC Boards

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

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

Devon E. Romig/EAC/GOV
05/25/2006 02:37 PM

To Margaret Sims/EAC/GOV@EAC
cc
Subject Summary for VFVI working group meeting

Peggy,

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

Thanks!

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

VFVI Meeting Summary.doc

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

Margaret Sims/EAC/GOV
05/16/2006 02:47 PM

To "Donsanto, Craig" <Craig.Donsanto@usdoj.gov>@GSAEXTERNAL
cc

Subject RE: Your Materials

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

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

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

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

05/16/2006 01:41 PM

To psims@eac.gov

cc

Subject RE: Your Materials

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

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

Craig:

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

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

05/16/2006 12:06 PM

Topsims@eac.gov

cc

SubjectRE: Your Materials

Thank you, Peg. This stuff is very interesting.

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

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

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

05/16/2006 10:46 AM

To psims@eac.gov
cc
Subject Your Materials

Peg - -

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

I have only one correction:

I did not say that offenders who re3ceive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an

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

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

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

wang@tcf.org
05/12/2006 09:48 PM

To psims@eac.gov
cc
Subject Re: Fraud Definition

How about specifying Section 2 and 203 of the VRA?

----- Original Message -----
From: psims@eac.gov
To: wang@tcf.org
Sent: Friday, May 12, 2006 1:34 PM
Subject: RE: Fraud Definition

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

"Tova Wang" <wang@tcf.org>

05/12/2006 12:45 PM

To psims@eac.gov, [redacted]
cc
Subject RE: Fraud Definition

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

requirements of the Voting Rights Act"
-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, May 12, 2006 9:20 AM
To: wang@tcf.org; [redacted]
Subject: Fraud Definition

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

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

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

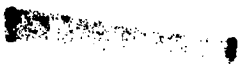
"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov
>
05/16/2006 02:55 PM

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 being - - 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 peop0le 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 concerns is that the civil rights groups - - with whom we over here have an amazing amount of common grounds - - will take the singling out of the felon and alien voter cases as evincing a malevolent aggression on their constituencies. That is not the case. We are only enforcing the law.

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



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

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 [redacted]roup? --- Peggy

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

05/16/2006 01:41 PM

Topsims@eac.gov
cc
SubjectRE: Your Materials

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

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

Craig:

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

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

05/16/2006 12:06 PM

Topsims@eac.gov
cc
SubjectRE: Your Materials

Thank you, Peg. This stuff is very interesting.

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

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

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

05/16/2006 10:46 AM

To psims@eac.gov
cc
Subject Your Materials

Peg - -

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

I have only one correction:

I did not say that offenders who re3ceive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

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

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

Margaret Sims/EAC/GOV
05/16/2006 02:37 PM

To Elieen L. Collver/EAC/GOV
cc dromig@eac.gov
Subject Re: Tent Cards

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

Working Group Attendees 5-18-06.doc

Elieen L. Collver/EAC/GOV

Elieen L. Collver/EAC/GOV
05/16/2006 01:38 PM

To Margaret Sims/EAC/GOV@EAC
cc dromig@eac.gov
Subject Re: Tent Cards

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

Elle L.K Collver

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

Margaret Sims/EAC/GOV
05/16/2006 01:36 PM

To Elieen L. Collver/EAC/GOV@EAC
cc dromig@eac.gov
Subject Tent Cards

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

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

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov
>
05/23/2006 02:49 PM

To psims@eac.gov, "Voris, Natalie (USAEO)" <Natalie.Voris@usdoj.gov>, "Hillman, Noel" <Noel.Hillman@usdoj.gov>, "Simmons, Nancy" <Nancy.Simmons@usdoj.gov>
cc
Subject Request to interview AUSAs

Peg --

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

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

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

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

Ms. Voris' message follows:

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

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

Thanks,
Natalie

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

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

Margaret Sims/EAC/GOV
05/24/2006 03:17 PM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc Jeannie Layson/EAC/GOV@EAC, bwhitener@eac.gov
Subject Re: press interview

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

"Tova Wang" <wang@tcf.org>

"Tova Wang"
<wang@tcf.org>
05/24/2006 02:52 PM

To psims@eac.gov
cc
Subject press interview

Hi Peg,

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

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

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

Click here to receive our weekly e-mail updates.

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

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

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

05/16/2006 09:43 AM

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

Thank you for this, Peg.

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

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

Here is the content of the email attachment:

Existing Research Analysis

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

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

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

Other items of note:

- There is as much evidence, and as much concern, about structural forms of disenfranchisement as about intentional abuse of the system. These include felon disenfranchisement, poor maintenance of databases and identification requirements.

- There is tremendous disagreement about the extent to which polling place fraud, e.g. double voting, intentional felon voting, noncitizen voting, is a serious problem. On balance, more researchers find it to be less of problem than is commonly described in the political debate, but some reports say it is a major problem, albeit hard to identify.

- There is substantial concern across the board about absentee balloting and the opportunity it presents for fraud.

- Federal law governing election fraud and intimidation is varied and complex and yet may nonetheless be insufficient or subject to too many limitations to be as effective as it might be.

- Deceptive practices, e.g. targeted flyers and phone calls providing misinformation, were a major problem in 2004.

- Voter intimidation continues to be focused on minority communities, although the American Center for Voting Rights uniquely alleges it is focused on Republicans.

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

05/15/2006 04:53 PM

To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation Working Group

Peggy --

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

Can you paste it to an e-mail perhaps?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

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

Dear Working Group Members and Participants:

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

Regards,

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

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

Margaret Sims/EAC/GOV
05/17/2006 03:03 PM

To Craig Donsanto
cc
Subject Status Report on Voting Fraud-Voter Intimidation Project

Craig:

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

EAC Boards VF-VI Status Report.doc
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM -----

"Job Serebrov"
<serebrov@sbcglobal.net>
05/16/2006 09:25 AM

To psims@eac.gov, wang@tcf.org
cc
Subject Re: Date Ranges for Research

Cases were from 2000 to the present.

--- psims@eac.gov wrote:

> Would you please refresh my memory about the date
> ranges used for the
> Nexis article research and the case law research?
> I'm drawing a blank and
> I don't see it in the summaries. I need it for this
> mornings Commissioner
> briefing. Thanks! --- Peggy

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

"Job Serebrov"
[redacted]
05/15/2006 09:56 AM

To psims@eac.gov
cc
Subject Re: Question

Did you find out whether I can use the Chairman's
parking spot?

--- psims@eac.gov wrote:

> You will need to submit hotel and parking receipts.
> You don't need to submit meal receipts. You don't
> need to submit gas receipts because use of a
> personally owned vehicle (POV) is reimbursed based
> on mileage. I think I emailed the mileage rate to
> you. If you need it again, I'll look it up when I am
> at the office (this afternoon).
> Peg
>
> ----------
> Sent from my BlackBerry Wireless Handheld
>
>
>
> ----- Original Message -----
> From: "Job Serebrov" [serebrov@sbcglobal.net]
> Sent: 05/12/2006 09:05 PM
> To: psims@eac.gov
> Subject: Question
>

> Peg:
>
> Since I am driving to DC, besides hotel receipts, do
> you want me to keep my gas receipts or how will my
> car
> use be compensated? Also, I assume I don't have to
> retain food receipts.
>
> Job
>
>
>

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

Margaret Sims/EAC/GOV
05/24/2006 04:57 PM

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

The Standards Board has the reputation of being crankier than the Board of Advisors. They beat up on the Commissioners last year.

"Tova Wang" <wang@tcf.org>

"Tova Wang"
<wang@tcf.org>
05/24/2006 04:50 PM

To psims@eac.gov
cc
Subject RE: presentation

Is such a roasting usual? I mean, do they think we did a bad job???

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Wednesday, May 24, 2006 3:43 PM
To: wang@tcf.org
Subject: RE: presentation

You have most of the pieces of the report now. We absolutely need to put the statutory authority for the research up front. We need to add the definition. We also need to add a short piece addressing the approach for this preliminary research (including short statements on the pros and cons of information sources --- you began to address this in the literature review summary). I expect that the biggest project will be fleshing out the possible avenues for subsequent research in this area. It would be great if we could come up with cost estimates. If we can't, we need to at least identify what info we hope to get, what we are likely to miss, and any pitfalls.

Given today's roast, I will take another look at what we have now to highlight remarks that might

needlessly tick board members off. We can discuss whether or not editing or removing the remark would be detrimental to or have no real effect on the final report. (An example of such a remark is the reference to the number of articles out of Florida. A local official from that State objected on the grounds that the number of articles does not reliably indicate the number of problems.) I know we can expect a challenge from Board of Advisors member Craig Donsanto regarding the focus of the Election Crimes Branch prosecutions.

Yes, we can discuss the organization and "look" of the report after Job returns. Yes, the Commissioners will want to review it and submit their changes before the report goes to the boards.

It is too early to tell what EAC efforts may be mounted in FY 2007. I doubt that fire from the Standards Board will prevent Commissioners from doing what they think is needed. But, given that it is an election year, appropriations legislation may not be signed until December or later -- so we won't know how much money we have for awhile. --- Peggy

"Tova Wang" <wang@tcf.org>

05/24/2006 03:27 PM

To psims@eac.gov
cc
Subject RE: presentation

Yikes. It sounds like a lot of work after all. Should we talk over what the report should look like again, I guess when Job gets back? Will you help us write it in a way you think will satisfy? I guess it goes to the commissioners first anyway. Does this portend anything for phase 2? Thanks Peg. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Wednesday, May 24, 2006 2:16 PM
To: wang@tcf.org
Subject: Re: presentation

I'm glad it is over --- for now. One audience was a lot tougher than the other. The Standards Board was much more critical of the research than the Board of Advisors.

Of course, the Board of Advisors is the body that wanted EAC to place a high priority on the research. Its members were interested in sharing personal experiences (including problems with getting anyone to prosecute) and observations (that we need to expand the research to give Congress and political parties a better picture of how rare or prevalent are voting fraud and intimidation, that the HAVA-mandated statewide voter registration lists should help to prevent fraud, etc.). They also asked if EAC will look at specific opportunities for fraud (using cell phones

in vote buying schemes to photograph the ballot being cast at the poll) and how the agency will research voter intimidation/suppression involving voters with disabilities (advocates want to pass on complaints received).

The members of the Standards Board focused much more on the scope of the research and the completeness and accuracy of the information gleaned. Some wanted to include campaign finance crimes in the mix; others understood why we did not. Several did not like the use of newspaper articles, or were defensive about references to the large number of articles about their State. They made the point that, given the vagaries of the press, EAC should not use the number of articles about a specific State or particular vote fraud/intimidation activity as a basis for determining the likelihood that problems will occur in a given State or the frequency with which certain activities occur. (I never said that we did, but some members thought it was at least implied.) Some members want more research on the topic (into prosecutions and/or unsuccessful referrals made by election officials to law enforcement agencies); others want us to "quit throwing away tax dollars" and to stop the research altogether. Although my first slide noted our statutory authority to conduct this study, several members challenged EAC's right to do so --- saying that DOJ, not EAC, should conduct such research.

The dueling approaches of these boards may give us heartburn when the time comes for them to review and comment on the draft. We will have to make a strong statement at the beginning, perhaps repeated at the end, that this is preliminary research. We also may need to thoroughly explain how choices were made regarding what to look at, who to interview, etc. We may need to clearly acknowledge both the strengths and weaknesses of the various sources of information used in the preliminary research. Finally, when reviewing ideas for subsequent research, we may need to discuss the pros and cons of each approach, what additional information we expect to retrieve, and, perhaps, the estimated cost.

By the way, I did clarify the polling place fraud bullet. --- Peg

"Tova Wang" <wang@tcf.org>

05/24/2006 09:14 AM

To psims@eac.gov
cc
Subject presentation

How did it go? Were you able to verbally correct that discrepancy we talked about the other day? Thanks. Tova

Tova Andrea Wang
Democracy Fellow
The Century Foundation

41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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

Click here to receive our weekly e-mail updates.

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

Elieen L. Collver/EAC/GOV
05/15/2006 12:19 PM

To Margaret Sims/EAC/GOV@EAC
cc Laiza N. Otero/EAC/GOV@EAC, dromig@eac.gov@EAC
Subject working group

Peggy,

In preparation for the logistics of this week's working group, I need to know how many people to expect for the meeting. Also, if you still need me to make name tags, I will need a list of attendees and the avery label size.

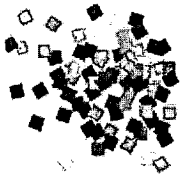
Also, I will need help from Laiza on the table tents, or we can see if she has the time to help with that.

Thanks!

Elle

Elle L.K Collver
U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, D.C. 20005
office: (202) 566-2256
[redacted]
www.eac.gov

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



Devon E. Romig/EAC/GOV
05/15/2006 02:25 PM

To Elieen L. Collver/EAC/GOV@EAC
cc Laiza N. Otero/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC
Subject Re: working group

I have attached the list of the working groups participants. Peggy, you may want to double check this list incase I have left anyone out.

In place of name tags we just used the tent cards for the APIA working group. This seemed to be effective because it was easier to identify the person who was speaking but we could use both.

Meeting Participants for VFVI Working Group.doc

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

Elieen L. Collver/EAC/GOV
05/15/2006 12:19 PM

To Margaret Sims/EAC/GOV@EAC
cc Laiza N. Otero/EAC/GOV@EAC, dromig@eac.gov@EAC
Subject working group

Peggy,

In preparation for the logistics of this week's working group, I need to know how many people to expect for the meeting. Also, if you still need me to make name tags, I will need a list of attendees and the avery label size.

Also, I will need help from Laiza on the table tents, or we can see if she has the time to help with that.

Thanks!

Elle

Elle L.K Collver
U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, D.C. 20005
office: (202) 566-2256
[redacted]
www.eac.gov

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

Devon E. Romig/EAC/GOV
05/15/2006 03:28 PM

To Elieen L. Collver/EAC/GOV@EAC
cc Margaret Sims/EAC/GOV@EAC
Subject Re: working group

I have arranged for a transcriptionist to be at the meeting but I am not sure about the snacks for the break.

Devon Romig

United States Election Assistance Commission
1225 New York Ave. NW, Suite 1100
Washington, DC 20005
202.566.2377 phone
202.566.3128 fax
www.eac.gov
Elieen L. Collver/EAC/GOV

Elieen L. Collver/EAC/GOV
05/15/2006 03:19 PM

To Margaret Sims/EAC/GOV@EAC
cc dromig@eac.gov
Subject Re: working group

Sounds great. It did seem to work just fine for our Asian Language group. Is there going to be a transcriptionist? If so, has anyone taken care of that?

Did you still want to provide the cookies or snacks, or shall I get that from Cafe Mozart (where I am planning to get the coffee). I can just buy a few boxes of cookies for the break.

Elle

Elle L.K Collver
U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, D.C. 20005
office: (202) 566-2256
[redacted]
www.eac.gov

Margaret Sims/EAC/GOV

05/15/2006 02:48 PM

To Elieen L. Collver/EAC/GOV@EAC
cc dromig@eac.gov
Subject Re: working group Link

Elle:
I think our number will be about 21 (with the Working Group members, consultants, possible EAC Commissioners and staff, and the court reporter). I'll have a better idea of the final list after I brief Commissioners tomorrow morning. Devon noted that they used only tent cards for the Asian Language Working Group. That might be sufficient for this group and would cut back on some of the work we have

to do in preparation. --- Peggy

Elieen L. Collver/EAC/GOV

05/15/2006 12:19 PM

To Margaret Sims/EAC/GOV@EAC

cc Laiza N. Otero/EAC/GOV@EAC, dromig@eac.gov@EAC

Subject working group

Peggy,

In preparation for the logistics of this week's working group, I need to know how many people to expect for the meeting. Also, if you still need me to make name tags, I will need a list of attendees and the avery label size.

Also, I will need help from Laiza on the table tents, or we can see if she has the time to help with that.

Thanks!

Elle

[redacted]
Elle L.K Collver
U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, D.C. 20005
office: (202) 566-2256
[redacted]
www.eac.gov

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

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

05/17/2006 10:59 AM

To psims@eac.gov

cc

Subject RE: Report on Voting Fraud-Voter Intimidation Research

Peg - -

This is a complicated issue largely because of two things: 1) there is a lot of ambiguity out there as to what constitutes "intimidation." To the civil rights community, "intimidation" means anything that makes voting uncomfortable or less than automatic. To us in the criminal law enforcement "intimidation" means threats of economic or physical nature made to force or prevent voting. Only the latter involve aggravating factors that warrant putting offenders in jail, and the statutes that address "intimidation" from a criminal perspective are thus limited. We have never had many "intimidation" criminal cases. For one thing, in this modern post voting rights era, there is not a lot of physical/economic duress out there in the voting context - - at least not that I have seen. For another, where it does occur it is very hard to investigate and detect as victims who have been physically or economically intimidated are not likely to come to the FBI.

The bottom line is that we take matters that do present predication for physical or economically based "intimidation" very seriously, AND that we are being extremely proactive in trying to find ways to prosecute matters involving voter suppression as in the Tobin cases in New Hampshire where the local GOP tried to jam telephone lines for a GOTV effort run by the Dems. But even there - - the usual "suppression" matter involves flyers that are passed around giving out misleading information about an election, and we have investigated every one of those that came to our attention last elect ion cycle. We were not able to identify the person(s) responsible for printing the misleading flyers in any of these. But we sure as heck tried.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Wednesday, May 17, 2006 9:57 AM
To: Donsanto, Craig
Subject: Report on Voting Fraud-Voter Intimidation Research

Craig:

I'm putting the finishing touches on a status report to the EAC Standards Board and EAC Board of Advisors on our Voting Fraud-Voter Intimidation research project. For the most part, I am using our consultants summaries for the report, but one bullet under the interview summaries is giving me heartburn. It is the bullet that references the decrease in DOJ voter intimidation actions. It is one of the places in which our consultants had indicated that your office is focussing on prosecuting individuals. I have reworded it and would like your feedback on the revision:

Several people indicate - including representatives from DOJ -- that for various reasons, the Department of Justice is bringing fewer voter intimidation and suppression cases now, and has increased its focus on matters such as noncitizen voting, double voting, and felon voting. While the Voting Section of the Civil Rights Division focuses on systemic patterns of malfeasance, the Election Crimes Branch of the Public Integrity Section has increased prosecutions of individual instances of felon, alien, and double voting while also maintaining an aggressive pursuit of systematic schemes to corrupt the electoral process.

Please suggest any changes that you think would further clarify the current approach. --- Peggy
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM -----

Eileen L. Collver/EAC/GOV
05/15/2006 03:35 PM

To Devon E. Romig/EAC/GOV@EAC, gvogel@eac.gov@EAC
cc Margaret Sims/EAC/GOV@EAC
Subject Re: working group

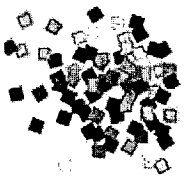
I am working on the snacks. I just ordered the coffee (reg/decaf). Cafe Mozart is faxing over an invoice and we can pick up a few boxes of cookies from there too.

GAYLIN-Adam said that you had looked into the way of getting reimbursed for paying for the break

foods/coffees that are provided at these meetings? Any ideas?

Thanks,
Elle

Elle L.K Collver
U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, D.C. 20005
office: (202) 566-2256
[redacted]
www.eac.gov
Devon E. Romig/EAC/GOV



Devon E. Romig/EAC/GOV
05/15/2006 03:28 PM

To Elieen L. Collver/EAC/GOV@EAC
cc Margaret Sims/EAC/GOV@EAC
Subject Re: working group

I have arranged for a transcriptionist to be at the meeting but I am not sure about the snacks for the break.

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

Elieen L. Collver/EAC/GOV
05/15/2006 03:19 PM

To Margaret Sims/EAC/GOV@EAC
cc dromig@eac.gov
Subject Re: working group

Sounds great. It did seem to work just fine for our Asian Language group. Is there going to be a transcriptionist? If so, has anyone taken care of that?

Did you still want to provide the cookies or snacks, or shall I get that from Cafe Mozart (where I am planning to get the coffee). I can just buy a few boxes of cookies for the break.

Elle

Elle L.K Collver
U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, D.C. 20005
office: (202) 566-2256
[redacted]
www.eac.gov

Margaret Sims/EAC/GOV

[redacted]
05/15/2006 02:48 PM

To Elieen L. Collver/EAC/GOV@EAC
cc dromig@eac.gov
Subject Re: working group Link

Elle:
I think our number will be about 21 (with the Working Group members, consultants, possible EAC Commissioners and staff, and the court reporter). I'll have a better idea of the final list after I brief Commissioners tomorrow morning. Devon noted that they used only tent cards for the Asian Language Working Group. That might be sufficient for this group and would cut back on some of the work we have to do in preparation. --- Peggy

Elieen L. Collver/EAC/GOV

05/15/2006 12:19 PM

To Margaret Sims/EAC/GOV@EAC
cc Laiza N. Otero/EAC/GOV@EAC, dromig@eac.gov@EAC
Subject working group

Peggy,

In preparation for the logistics of this week's working group, I need to know how many people to expect for the meeting. Also, if you still need me to make name tags, I will need a list of attendees and the avery label size.

Also, I will need help from Laiza on the table tents, or we can see if she has the time to help with that.

Thanks!

Elle

Elle L.K Collver
U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, D.C. 20005
office: (202) 566-2256
www.eac.gov

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

Margaret Sims/EAC/GOV
05/22/2006 05:01 PM

To Cortes, Romig, Collver, Tamar Nedzar/EAC/GOV, Laiza N. Otero
cc
Subject Voting Fraud-Voter Intimidation Working Group Meeting

If any of you took notes of the discussion during the Voting Fraud-Voter Intimidation Working Group meeting, would you please provide a copy to Devon. Devon, would you please use the meeting agenda to organize and consolidate any notes by topic, and send the consolidated notes to me? Thanks. --- Peggy

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

Margaret Sims/EAC/GOV
05/15/2006 04:37 PM

To Voting Fraud-Voter Intimidation Working Group
cc jgreenbaum@lawyerscommittee.org, vjohnson@lawyerscommittee.org, dlovecchio@perkinscoie.com, bschuler@lathropgage.com, Craig.Donsanto@usdoj.gov
Subject Voting Fraud-Voter Intimidation Working Group

Dear Working Group Members and Participants:

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

Regards,

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

Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

DOCvf_vi litanalysis.pdf

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

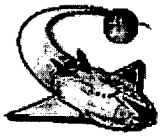
Gaylin Vogel/EAC/GOV
05/15/2006 03:39 PM

To Elieen L. Collver/EAC/GOV@EAC
cc Devon E. Romig/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC
Subject Re: working group

I haven't really looked into it. I know that contractors and grantee's can order food and have the government pay for it if the meeting is to disseminate information. Logic dictates that we can do the same, but I am not sure of the process. I have been here when we ordered lunch for meetings. Diana would be the one to ask. Perhaps the contractor can pay for it and put it on their next invoice but the COTR for the contract would have to be in the loop on this call.

Gaylin Vogel
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3116
http://www.eac.gov
GVogel@eac.gov

Elieen L. Collver/EAC/GOV



Elieen L. Collver/EAC/GOV
05/15/2006 03:35 PM

To Devon E. Romig/EAC/GOV@EAC, gvogel@eac.gov@EAC
cc Margaret Sims/EAC/GOV@EAC
Subject Re: working group

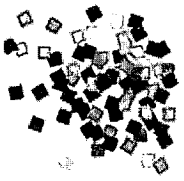
I am working on the snacks. I just ordered the coffee (reg/decaf). Cafe Mozart is faxing over an invoice and we can pick up a few boxes of cookies from there too.

GAYLIN-Adam said that you had looked into the way of getting reimbursed for paying for the break foods/coffees that are provided at these meetings? Any ideas?

Thanks,
Elle

Elle L.K Collver
U.S. Election Assistance Commission

1225 New York Avenue, Suite 1100
Washington, D.C. 20005
office: (202) 566-2256
[redacted]
www.eac.gov
Devon E. Romig/EAC/GOV



Devon E. Romig/EAC/GOV
05/15/2006 03:28 PM

To Elieen L. Collver/EAC/GOV@EAC
cc Margaret Sims/EAC/GOV@EAC
Subject Re: working group

I have arranged for a transcriptionist to be at the meeting but I am not sure about the snacks for the break.

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

Elieen L. Collver/EAC/GOV
05/15/2006 03:19 PM

To Margaret Sims/EAC/GOV@EAC
cc dromig@eac.gov
Subject Re: working group

Sounds great. It did seem to work just fine for our Asian Language group. Is there going to be a transcriptionist? If so, has anyone taken care of that?

Did you still want to provide the cookies or snacks, or shall I get that from Cafe Mozart (where I am planning to get the coffee). I can just buy a few boxes of cookies for the break.

Elle

Elle L.K Collver
U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, D.C. 20005
office: (202) 566-2256
[redacted]
www.eac.gov

Margaret Sims/EAC/GOV

05/15/2006 02:48 PM

To Elieen L. Collver/EAC/GOV@EAC
cc dromig@eac.gov
Subject Re: working group Link

Elle:
I think our number will be about 21 (with the Working Group members, consultants, possible EAC Commissioners and staff, and the court reporter). I'll have a better idea of the final list after I brief Commissioners tomorrow morning. Devon noted that they used only tent cards for the Asian Language Working Group. That might be sufficient for this group and would cut back on some of the work we have to do in preparation. --- Peggy

Elieen L. Collver/EAC/GOV

05/15/2006 12:19 PM

To Margaret Sims/EAC/GOV@EAC
cc Laiza N. Otero/EAC/GOV@EAC, dromig@eac.gov@EAC
Subject working group

Peggy,

In preparation for the logistics of this week's working group, I need to know how many people to expect for the meeting. Also, if you still need me to make name tags, I will need a list of attendees and the avery label size.

Also, I will need help from Laiza on the table tents, or we can see if she has the time to help with that.

Thanks!

Elle

Elle L.K Collver
U.S. Election Assistance Commission

1225 New York Avenue, Suite 1100
Washington, D.C. 20005
office: (202) 566-2256
[redacted]
www.eac.gov

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

Margaret Sims/EAC/GOV
05/15/2006 03:52 PM

To Gaylin Vogel/EAC/GOV
cc Devon E. Romig/EAC/GOV@EAC, Eileen L. Collver/EAC/GOV@EAC
Subject Re: working group

The contracts for the two consultants on this project do not cover such costs. --- Peggy

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

Margaret Sims/EAC/GOV
05/19/2006 03:30 PM

To Tova Andrea Wang, Job Serebrov
cc
Subject Monday Teleconference

This is just to confirm our Monday, May 22, teleconference at 4:30 PM EST/3:30 PM CST. Attached is a list of follow-up activities discussed at the working group meeting and recorded on the flip chart. We will need to flesh these out a bit, perhaps once we have access to the transcript. --- Peggy

Recommendations for Future Research

- Bipartisan observers/poll watchers
  - To collect data
  - To deter fraud/intimidation

- Surveys
  - State laws
  - State election offices
  - Specific states
  - Local election officials
  - Voters (this suggestion was rejected by the panel)
  - State implementation of administrative complaint procedures (applies only to HAVA Title III violations) to ID examples of procedures for other than HAVA Title III complaints

- Follow up on initial reports of fraud/intimidation from the Nexis search of news articles and literature review

- Reearch absentee balloting process issues
  - Methodology of "for cause" absentee voting

- Risk-analysis for voting fraud

- Who?
- What part of process?
- Ease of committing the fraud
- Which elections?

➢ Analyze
- Phone logs from toll-free lines for election concerns
- Federal observer reports
- Local newspapers

➢ Academic statistical research

➢ Search and match procedures for voter registration list maintenance (subject to confirmation) to identify potential avenues for vote fraud

➢ Research State district court actions

➢ Broaden scope of interviews to local officials and district attorneys

➢ Explore the concept of election courts

➢ Model statutes

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

Devon E. Romig/EAC/GOV
05/19/2006 10:15 AM

To Margaret Sims/EAC/GOV@EAC
cc
Subject Summary of notes for VFVI meeting

Peggy,

Here are the notes from the meeting.

Summary of VFVI Meeting.doc

Thanks!

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

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

"Job Serebrov"
<serebrov@sbcglobal.net>
05/23/2006 09:17 AM

To psims@eac.gov
cc
Subject Re: Payment Vouchers

How did you deal with the issue of mileage v. airline
costs for my travel?

--- psims@eac.gov wrote:

> I signed and submitted your personal services
> payment vouchers this
> morning. --- Peggy

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

Margaret Sims/EAC/GOV
05/23/2006 11:11 AM

To "Job Serebrov" [redacted]>@GSAEXTERNAL
cc
Subject Re: Payment Vouchers

I have to have a little time to focus on these issues and to check with our Finance Officer. Today and tomorrow, most of my time is scheduled for the EAC Standards Board and Board of Advisors meetings. --- Peggy

"Job Serebrov" <serebrov@sbcglobal.net>

"Job Serebrov"
[redacted]>
05/23/2006 09:17 AM

To psims@eac.gov
cc
Subject Re: Payment Vouchers

How did you deal with the issue of mileage v. airline
costs for my travel?

--- psims@eac.gov wrote:

> I signed and submitted your personal services
> payment vouchers this
> morning. --- Peggy

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

Margaret Sims/EAC/GOV
05/23/2006 09:16 AM

To Job Serebrov, Tova Andrea Wang
cc
Subject Payment Vouchers

I signed and submitted your personal services payment vouchers this morning. --- Peggy
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM -----

"Tova Wang"
<wang@tcf.org>
05/22/2006 09:24 AM

To psims@eac.gov
cc
Subject voucher

Hi Peg, I have this all filled out -- would you quickly check before I fax? And I have all my travel receipts which I will mail to you. Thanks. T

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

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

Click here to receive our weekly e-mail updates.

voucher 4-23 --5-20.doc
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM -----

Margaret Sims/EAC/GOV
05/22/2006 03:30 PM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject Re: voucher

Tova:
Here is your voucher with the pay period dates and signature date updated, and a check mark added for the travel costs. I've been thinking that it might be better to make a separate submission for the travel costs. That way, if there are any delays in receiving your receipts, or there are any corrections or clarifications needed on the travel costs, we won't have to hold up the voucher for payment of personal services. If you agree, you should delete the check mark, dollar amount and travel dates from this voucher. --- Peggy

Tova voucher 4-23 --5-20 rev.doc
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM -----

"Tova Wang"
<wang@tcf.org>
05/16/2006 09:14 AM

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

Subject RE: Date Ranges for Research

January 1, 2001 - January 1, 2006

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 7:41 AM
To: wang@tcf.org;[redacted]
Subject: Date Ranges for Research

Would you please refresh my memory about the date ranges used for the Nexis article research and the case law research? I'm drawing a blank and I don't see it in the summaries. I need it for this mornings Commissioner briefing. Thanks! --- Peggy

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

Margaret Sims/EAC/GOV
05/15/2006 02:48 PM

To Elieen L. Collver/EAC/GOV
cc dromig@eac.gov
Subject Re: working group

Elle:
I think our number will be about 21 (with the Working Group members, consultants, possible EAC Commissioners and staff, and the court reporter). I'll have a better idea of the final list after I brief Commissioners tomorrow morning. Devon noted that they used only tent cards for the Asian Language Working Group. That might be sufficient for this group and would cut back on some of the work we have to do in preparation. --- Peggy

Elieen L. Collver/EAC/GOV

Elieen L. Collver/EAC/GOV
05/15/2006 12:19 PM

To Margaret Sims/EAC/GOV@EAC
cc Laiza N. Otero/EAC/GOV@EAC, dromig@eac.gov@EAC
Subject working group

Peggy,

In preparation for the logistics of this week's working group, I need to know how many people to expect for the meeting. Also, if you still need me to make name tags, I will need a list of attendees and the avery label size.

Also, I will need help from Laiza on the table tents, or we can see if she has the time to help with that.

Thanks!

Elle

Elle L.K Collver
U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, D.C. 20005
office: (202) 566-2256
[redacted]
www.eac.gov

----- Forwarded by Margaret [redacted] on 04/30/2007 04:21 PM -----

Elieen L. Collver/EAC/GOV
05/15/2006 03:19 PM

To Margaret Sims/EAC/GOV@EAC
cc dromig@eac.gov
Subject Re: working group

Sounds great. It did seem to work just fine for our Asian Language group. Is there going to be a transcriptionist? If so, has anyone taken care of that?

Did you still want to provide the cookies or snacks, or shall I get that from Cafe Mozart (where I am planning to get the coffee). I can just buy a few boxes of cookies for the break.

Elle

Elle L.K Collver
U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, D.C. 20005
office: (202) 566-2256
[redacted]1
www.eac.gov
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
05/15/2006 02:48 PM

To Elieen L. Collver/EAC/GOV@EAC
cc dromig@eac.gov
Subject Re: working group

Elle:
I think our number will be about 21 (with the Working Group members, consultants, possible EAC Commissioners and staff, and the court reporter). I'll have a better idea of the final list after I brief Commissioners tomorrow morning. Devon noted that they used only tent cards for the Asian Language Working Group. That might be sufficient for this group and would cut back on some of the work we have to do in preparation. --- Peggy

Elieen L. Collver/EAC/GOV

Elieen L. Collver/EAC/GOV
05/15/2006 12:19 PM

To Margaret Sims/EAC/GOV@EAC
cc Laiza N. Otero/EAC/GOV@EAC, dromig@eac.gov@EAC
Subject working group

Peggy,

In preparation for the logistics of this week's working group, I need to know how many people to expect for the meeting. Also, if you still need me to make name tags, I will need a list of attendees and the avery label size.

Also, I will need help from Laiza on the table tents, or we can see if she has the time to help with that.

Thanks!

Elle

Elle L.K Collver
U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, D.C. 20005
office: (202) 566-2256
[redacted]
www.eac.gov

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

Margaret Sims/EAC/GOV
05/15/2006 06:41 PM

To "Craig Donsanto" <Craig.Donsanto@usdoj.gov>
cc
Subject Re: Voting Fraud-Voter Intimidation Working Group

It could be a Berry problem. (I occasionally have that problem with attachments I try to retrieve through my Blackberry.)

The attachment is a pdf file, but I have access to a Word version that I can use to insert text in an email tomorrow. I don,t have access to the attachment from my Berry.
Peggy

Sent from my BlackBerry Wireless Handheld

----- Original Message -----
From: "Donsanto, Craig" [Craig.Donsanto@usdoj.gov]

Sent: 05/15/2006 04:53 PM
To: psims@eac.gov
Subject: Re: Voting Fraud-Voter Intimidation Working Group

Peggy --

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

Can you paste it to an e-mail perhaps?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

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

Dear Working Group Members and Participants:

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

Regards,

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

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

Margaret Sims/EAC/GOV
05/17/2006 03:02 PM To Amie J. Sherrill/EAC/GOV, Adam Ambrogi/EAC/GOV

cc

Subject Replacement Handout for EAC Board

I found some typos in the Status Report. Please replace the one I gave you with the attached. Thanks. --- Peggy

EAC Boards VF-VI Status Report.doc

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

Margaret Sims/EAC/GOV

05/23/2006 08:45 AM

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

cc

Subject RE: PowerPoint Presentation to EAC Boards

I know --- I'll have to cover that in my oral presentation, along with some other points. The audience will have a copy of the paper I put together using Job's and your summaries and findings. The paper provides a lot more detail. We did not plan to provide a copy of the PowerPoint presentation, which is just meant to keep me on track and them interested in the presentation. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Tova Wang"
<wang@tcf.org>

05/26/2006 10:41 AM

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

cc

Subject RE: Request to interview AUSAs

I still think we should include the recommendations in the report

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, May 26, 2006 9:30 AM
To: Tova Andrea Wang; Job Serebrov
Subject: Fw: Request to interview AUSAs

Below is Craig's response to the request to interview AUSAs. It does not appear that this avenue is likely because the AUSAs are so busy..

Also, he asked about permission for other folks to attendi the election crimes training session, and the answer was "no". (I can't even get in, and I'm a federal employee.). I understand that a good part of the reason is practical -- they are having enough trouble accommodating the folks that are required to come.

Peggy

Sent from my BlackBerry Wireless Handheld

----- Original Message -----
From: "Donsanto, Craig" [Craig.Donsanto@usdoj.gov]
Sent: 05/23/2006 02:49 PM
To: psims@eac.gov; "Voris, Natalie (USAEO)" <Natalie.Voris@usdoj.gov>; "Hillman, Noel" <Noel.Hillman@usdoj.gov>; "Simmons, Nancy" <Nancy.Simmons@usdoj.gov>
Subject: Request to interview AUSAs

Peg --

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

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

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

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

Ms. Voris' message follows:

Per the USAM, all requests for interviews/surveys/research projects that involve USAOs must be approved by EOUSA. I am pasting the provision below - the contact name needs to be updated. Requests should come to me, as the Acting Counsel to the Director.

Thanks,
Natalie

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

Margaret Sims/EAC/GOV
05/16/2006 03:50 PM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject Re: board of advisers presentation

I haven't sent it yet. If you need to leave early, you can look at what I have so far, which does not have the intro or the text regarding the final report. --- Peggy

EAC Board Status Report.doc

"Tova Wang" <wang@tcf.org>

"Tova Wang"
<wang@tcf.org>
05/16/2006 03:47 PM

To psims@eac.gov
cc
Subject board of advisers presentation

Hi Peg, Have you tried to send me the presentation? I haven't gotten it, but I think we may be having email problems. Let me know. I'd need to look at it today since I'll be tied up tomorrow. Tova

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

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

Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov
>
05/17/2006 03:24 PM

To psims@eac.gov
cc
Subject RE: Status Report on Voting Fraud-Voter Intimidation Project

Thank you, Peg. This is at least more accurate than what I read this morning. Thank you for taking the time to discuss this with me. I shall see you tomorrow.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Wednesday, May 17, 2006 3:04 PM
To: Donsanto, Craig
Subject: Status Report on Voting Fraud-Voter Intimidation Project

Craig:

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

Standards Board. --- Peggy
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov
>
05/17/2006 01:23 PM

To psims@eac.gov
cc
Subject Re: Report on Voting Fraud-Voter Intimidation Research

Peggy -- can you call me about this in about an hour?

[redacted]

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed May 17 09:56:39 2006
Subject: Report on Voting Fraud-Voter Intimidation Research

Craig:

I'm putting the finishing touches on a status report to the EAC Standards Board and EAC Board of Advisors on our Voting Fraud-Voter Intimidation research project. For the most part, I am using our consultants summaries for the report, but one bullet under the interview summaries is giving me heartburn. It is the bullet that references the decrease in DOJ voter intimidation actions. It is one of the places in which our consultants had indicated that your office is focussing on prosecuting individuals. I have reworded it and would like your feedback on the revision:

Several people indicate - including representatives from DOJ -- that for various reasons, the Department of Justice is bringing fewer voter intimidation and suppression cases now, and has increased its focus on matters such as noncitizen voting, double voting, and felon voting. While the Voting Section of the Civil Rights Division focuses on systemic patterns of malfeasance, the Election Crimes Branch of the Public Integrity Section has increased prosecutions of individual instances of felon, alien, and double voting while also maintaining an aggressive pursuit of systematic schemes to corrupt the electoral process.

Please suggest any changes that you think would further clarify the current approach. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

Margaret Sims/EAC/GOV
05/17/2006 02:13 PM

To "Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL
cc
Subject Re: Report on Voting Fraud-Voter Intimidation Research

Shall I call you at about 2:30 PM? -- Peggy
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

Margaret Sims/EAC/GOV
05/15/2006 05:09 PM

To Job Serebrov
cc
Subject Mileage Rate for POV

Job:
The federal mileage rate for POVs is **$.445 per mile** (see http://www.gsa.gov/Portal/gsa/ep/contentView.do?programId=9299&channelId=-13224&ooid=10359&contentId=9646&pageTypeId=8203&contentType=GSA_BASIC&programPage=%2Fep%2Fprogram%2FgsaBasic.jsp&P=MTT). Write down the number on you odometer at the beginning (starting at home) and end of the trip (when you arrive back home). The difference should be your total mileage, unless you make any side trips for personal convenience. The mileage for side trips should be deleted from the total. --- Peggy
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

Margaret Sims/EAC/GOV
05/24/2006 03:16 PM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject Re: presentation

I'm glad it is over --- for now. One audience was a lot tougher than the other. The Standards Board was much more critical of the research than the Board of Advisors.

Of course, the Board of Advisors is the body that wanted EAC to place a high priority on the research. Its members were interested in sharing personal experiences (including problems with getting anyone to prosecute) and observations (that we need to expand the research to give Congress and political parties a better picture of how rare or prevalent are voting fraud and intimidation, that the HAVA-mandated statewide voter registration lists should help to prevent fraud, etc.). They also asked if EAC will look at specific opportunities for fraud (using cell phones in vote buying schemes to photograph the ballot being cast at the poll) and how the agency will research voter intimidation/suppression involving voters with disabilities (advocates want to pass on complaints received).

The members of the Standards Board focused much more on the scope of the research and the completeness and accuracy of the information gleaned. Some wanted to include campaign finance crimes in the mix; others understood why we did not. Several did not like the use of newspaper articles, or were defensive about references to the large number of articles about their State. They made the point that, given the vagaries of the press, EAC should not use the number of articles about a specific State or particular vote fraud/intimidation activity as a basis for determining the likelihood that problems will occur in a given State or the frequency with which certain activities occur. (I never said that we did, but some members thought it was at least implied.) Some members want more research on the topic (into prosecutions and/or unsuccessful referrals made by election officials to law enforcement agencies); others want us to "quit throwing away tax dollars" and to stop the research altogether. Although my first slide noted our statutory authority to conduct this study, several members challenged EAC's right to do so --- saying that DOJ, not EAC, should conduct such research.

The dueling approaches of these boards may give us heartburn when the time comes for them to review

and comment on the draft. We will have to make a strong statement at the beginning, perhaps repeated at the end, that this is preliminary research. We also may need to thoroughly explain how choices were made regarding what to look at, who to interview, etc. We may need to clearly acknowledge both the strengths and weaknesses of the various sources of information used in the preliminary research. Finally, when reviewing ideas for subsequent research, we may need to discuss the pros and cons of each approach, what additional information we expect to retrieve, and, perhaps, the estimated cost.

By the way, I did clarify the polling place fraud bullet. --- Peg

"Tova Wang" <wang@tcf.org>

"Tova Wang"
<wang@tcf.org>
05/24/2006 09:14 AM

To psims@eac.gov
cc
Subject presentation

How did it go? Were you able to verbally correct that discrepancy we talked about the other day? Thanks. Tova

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

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

Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Tova Wang"
<wang@tcf.org>
05/24/2006 03:27 PM

To psims@eac.gov
cc
Subject RE: presentation

Yikes. It sounds like a lot of work after all. Should we talk over what the report should look like again, I guess when Job gets back? Will you help us write it in a way you think will satisfy? I guess it goes to the commissioners first anyway. Does this portend anything for phase 2? Thanks Peg. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Wednesday, May 24, 2006 2:16 PM
To: wang@tcf.org
Subject: Re: presentation

I'm glad it is over --- for now. One audience was a lot tougher than the other. The Standards Board was much more critical of the research than the Board of Advisors.

Of course, the Board of Advisors is the body that wanted EAC to place a high priority on the research. Its members were interested in sharing personal experiences (including problems with getting anyone to prosecute) and observations (that we need to expand the research to give Congress and political parties a better picture of how rare or prevalent are voting fraud and intimidation, that the HAVA-mandated statewide voter registration lists should help to prevent fraud, etc.). They also asked if EAC will look at specific opportunities for fraud (using cell phones in vote buying schemes to photograph the ballot being cast at the poll) and how the agency will research voter intimidation/suppression involving voters with disabilities (advocates want to pass on complaints received).

The members of the Standards Board focused much more on the scope of the research and the completeness and accuracy of the information gleaned. Some wanted to include campaign finance crimes in the mix; others understood why we did not. Several did not like the use of newspaper articles, or were defensive about references to the large number of articles about their State. They made the point that, given the vagaries of the press, EAC should not use the number of articles about a specific State or particular vote fraud/intimidation activity as a basis for determining the likelihood that problems will occur in a given State or the frequency with which certain activities occur. (I never said that we did, but some members thought it was at least implied.) Some members want more research on the topic (into prosecutions and/or unsuccessful referrals made by election officials to law enforcement agencies); others want us to "quit throwing away tax dollars" and to stop the research altogether. Although my first slide noted our statutory authority to conduct this study, several members challenged EAC's right to do so --- saying that DOJ, not EAC, should conduct such research.

The dueling approaches of these boards may give us heartburn when the time comes for them to review and comment on the draft. We will have to make a strong statement at the beginning, perhaps repeated at the end, that this is preliminary research. We also may need to thoroughly explain how choices were made regarding what to look at, who to interview, etc. We may need to clearly acknowledge both the strengths and weaknesses of the various sources of information used in the preliminary research. Finally, when reviewing ideas for subsequent research, we may need to discuss the pros and cons of each approach, what additional information we expect to retrieve, and, perhaps, the estimated cost.

By the way, I did clarify the polling place fraud bullet. --- Peg

"Tova Wang" <wang@tcf.org>

05/24/2006 09:14 AM

To psims@eac.gov
cc
Subject presentation

How did it go? Were you able to verbally correct that discrepancy we talked about the other day? Thanks. Tova

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

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

Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Tova Wang"
<wang@tcf.org>
05/16/2006 05:08 PM

To psims@eac.gov
cc
Subject RE: board of advisers presentation

This looks fine otherwise, but I'm not sure I understand why you included the attachments you did. They are not really representative of what we did for the project as a whole. The summaries are just meant to supplement the nexis excel charts.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 2:51 PM
To: wang@tcf.org
Subject: Re: board of advisers presentation

I haven't sent it yet. If you need to leave early, you can look at what I have so far, which does not have the intro or the text regarding the final report. --- Peggy

"Tova Wang" <wang@tcf.org>

05/16/2006 03:47 PM

To psims@eac.gov
cc
Subject board of advisers presentation

Hi Peg, Have you tried to send me the presentation? I haven't gotten it, but I think we may be having email problems. Let me know. I'd need to look at it today since I'll be tied up tomorrow.
Tova

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

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

Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov >
05/16/2006 12:06 PM

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

Thank you, Peg. This stuff is very interesting.

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

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

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

05/16/2006 10:46 AM

Topsims@eac.gov
cc
SubjectYour Materials

Peg - -

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

I have only one correction:

I did not say that offenders who re3ceive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Job Serebrov"
[redacted]
05/16/2006 11:13 AM

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

I don't think anyone should be given the opportunity
to correct mistakes.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Tova Wang"
<wang@tcf.org>
05/16/2006 11:34 AM

To psims@eac.gov, [redacted]
cc
Subject RE: Corrections

Should we send all of the interview summaries to the people we interviewed for review then?

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 10:30 AM
To: serebrov@sbcglobal.net

Cc: wang@tcf.org
Subject: Re: Corrections

It wasn't his mistake. I was there at the interview. I just did not have time to review all of the interview summaries. --- Peggy

"Job Serebrov" <serebrov@sbcglobal.net>

05/16/2006 11:13 AM

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

I don't think anyone should be given the opportunity
to correct mistakes.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

Margaret Sims/EAC/GOV
05/16/2006 11:30 AM

To "Job Serebrov" [redacted]@GSAEXTERNAL
cc wang@tcf.org
Subject Re: Corrections

It wasn't his mistake. I was there at the interview. I just did not have time to review all of the interview summaries. --- Peggy

"Job Serebrov" <[redacted]>

"Job Serebrov"
[redacted]
05/16/2006 11:13 AM

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

I don't think anyone should be given the opportunity
to correct mistakes.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Job Serebrov"
<[redacted]
05/16/2006 11:06 AM

To psims@eac.gov
cc
Subject Re: Question

OK. Weather is not going to be great in DC Thursday. I hope that does not delay me.

--- psims@eac.gov wrote:

> We don't need a castle key, but we have to wait
> until the Chairman returns
> to the office tomorrow to confirm availability of
> the parking pass. I
> expect you will be on the road, then. Try calling
> me our toll-free line
> (1-866-747-1471) tomorrow afternoon, say after 2 PM
> EST, so that we can
> talk about this. --- Peg
>
>
>
>
> "Job Serebrov" <[redacted]>
> 05/15/2006 09:56 AM
>
> To
> psims@eac.gov
> cc
>
> Subject
> Re: Question
>
>
>
>
>
>
> Did you find out whether I can use the Chairman's
> parking spot?
>
> --- psims@eac.gov wrote:
>
> > You will need to submit hotel and parking
> receipts.
> > You don't need to submit meal receipts. You don't
> > need to submit gas receipts because use of a
> > personally owned vehicle (POV) is reimbursed based
> > on mileage. I think I emailed the mileage rate to
> > you. If you need it again, I'll look it up when I
> am
> > at the office (this afternoon).

> > Peg
> >
> > ----------
> > Sent from my BlackBerry Wireless Handheld
> > [redacted]
> >
> >
> > ----- Original Message [redacted]
> > From: "Job Serebrov" [redacted]
> > Sent: 05/12/2006 09:05 PM
> > To: psims@eac.gov
> > Subject: Question
> >
> > Peg:
> >
> > Since I am driving to DC, besides hotel receipts,
> do
> > you want me to keep my gas receipts or how will my
> > car
> > use be compensated? Also, I assume I don't have
> to
> > retain food receipts.
> >
> > Job
> >
> >
> >
>
>
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Tova Wang" [redacted]
<wang@tcf.org>
05/15/2006 09:07 AM

To psims@eac.gov
cc dromig@eac.gov
Subject I'm sorry

I don't think I sent this to you either. Can we hand it out at the meeting as an addendum? Its another summary that would have gone in the news article section. I'm usually so organized, I'm very embarrassed. Too many things! Thanks

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

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

Click here to receive our weekly e-mail updates.

votebuyingsummary.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Tova Wang"
<wang@tcf.org>
05/16/2006 05:04 PM

To psims@eac.gov
cc
Subject RE: board of advisers presentation

What is the information you need when you say:
The consultants jointly selected experts from ???

We chose the interviewees by first coming up with a list of the categories of types of people we wanted to interview. Then we each filled those categories with a certain number of people, equally. The ultimate categories were academics, advocates, elections officials, lawyers and judges.

Is that what you need?

> -----Original Message-----
> **From:** psims@eac.gov [mailto:psims@eac.gov]
> **Sent:** Tuesday, May 16, 2006 2:51 PM
> **To:** wang@tcf.org
> **Subject:** Re: board of advisers presentation
>
> I haven't sent it yet. If you need to leave early, you can look at what I have so far, which does not have the intro or the text regarding the final report. --- Peggy

"Tova Wang" <wang@tcf.org>

05/16/2006 03:47 PM

To psims@eac.gov
cc
Subject board of advisers presentation

Hi Peg, Have you tried to send me the presentation? I haven't gotten it, but I think we may be

having email problems. Let me know. I'd need to look at it today since I'll be tied up tomorrow.
Tova

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

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

Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Job Serebrov" [redacted]
05/15/2006 09:28 AM

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

Excellent!

--- psims@eac.gov wrote:

> Just thught you would like to see the Chairman's
> reaction to the Ginsberg choice, attached.
> Peggy
>
> ---
> Sent from my BlackBerry Wireless Handheld
>
>
>
> ----- Original Message -----
> From: Paul DeGregorio
> Sent: 05/14/2006 12:01 PM
> To: CN=Margaret Sims/OU=EAC/O=GOV@EAC
> Cc: CN=Amie J. Sherrill/OU=EAC/O=GOV
> Subject: Re: New Working Group Member
>
> Ben Ginsberg is one of the most respected election
> law attorneys in the country. Great choice.
>
> ---
> Sent from my BlackBerry Wireless Handheld
>
>
>
> ----- Original Message -----
> From: Margaret Sims
> Sent: 05/12/2006 04:04 PM
> To: pdegregorio@eac.gov
> Cc: CN=Amie J. Sherrill/OU=EAC/O=GOV@EAC
> Subject: New Working Group Member

>
> FYI - The person I mentioned as a replacement for
> David Norcross, who was
> unavailable, could not attend or Voting Fraud-Voter
> Intimidation Working
> Group meeting. Our consultant, Job Serebrov,
> suggested Benjamin Ginsberg,
> who is willing. I'm sorry I could not check with
> you on this beforehand
> --- things happened so fast! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

Laiza N. Otero/EAC/GOV
05/15/2006 06:24 PM

To Elieen L. Collver/EAC/GOV@EAC
cc Margaret Sims/EAC/GOV@EAC, Devon E. Romig/EAC/GOV@EAC
Subject Re: working group

Hello to all!

I would love to help, but I will not be in the office from today (Monday, May 15th) thru Wednesday, May 17th ------ I'll be back on Thursday morning. When is your meeting taking place? I had e-mailed Adam a draft of the table tents I did for the APIA working group; perhaps he still has it archived in his Lotus notes and could forward it to you. All you would have to do then is erase the APIA names and insert the ones for the new working group. In case he does not have the document I sent him and you need them prior to me returning to the office ---- in Microsoft Word, open a new document, go under Tools, then labels and envelopes, choose Labels and then Options -- then choose the correct Avery product number for your tent cards and click New document -- this will bring a blank template where you can begin to insert the names. I hope this helps. I can be reached by phone [redacted] in case you need my help. Also, the tent card box usually brings an instruction sheet , it's not the most clear though.

Laiza N. Otero
Research Associate
U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, DC 20005
Tel. (202) 566-1707
Fax (202) 566-3128

-----Elieen L. Collver/EAC/GOV wrote: -----

To: Margaret Sims/EAC/GOV@EAC
From: Elieen L. Collver/EAC/GOV
Date: 05/15/2006 12:19PM
cc: Laiza N. Otero/EAC/GOV@EAC, dromig@eac.gov@EAC
Subject: working group

Peggy,

In preparation for the logistics of this week's working group, I need to know how many people to expect for the meeting. Also, if you still need me to make name tags, I will need a list of attendees and the avery label size.

Also, I will need help from Laiza on the table tents, or we can see if she has the time to help with that.

Thanks!

Elle

Elle L.K Collver
U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, D.C. 20005
office: (202) 566-2256
blackberry: (202) 294-9251
www.eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

Margaret Sims/EAC/GOV
05/22/2006 04:55 PM

To Tova Andrea Wang, Job Serebrov
cc
Subject PowerPoint Presentation to EAC Boards

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

VF-VI Project Presentation.ppt

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

Tamar Nedzar/EAC/GOV
05/18/2006 04:36 PM

To cdonsanto@usdoj.gov, weinutr@verizon.net, assistant@sos.in.gov, krogers@sos.state.ga.us, jrperez50@sbcglobal.net, mhearne@lathropgage.com, bginsberg@pattonboggs.com, Rbauer@perkinscoie.com, barnwine@lawyerscommittee.org, [redacted] wang@tcf.org
cc Margaret Sims/EAC/GOV@EAC, Edgardo Cortes/EAC/GOV@EAC, Juliet E. Thompson-Hodgkins/EAC/GOV@EAC
Subject Senate and House Conference Reports

All,

As discussed in the meeting today, please find attached the House and Senate Conference Reports associated with the passage of HAVA. In each document, the word "fraud" is capitalized, bolded, and highlighted.

Kind Regards,

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

House Conference Report.doc

Senate Conference Report.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Tova Wang"
<wang@tcf.org>
05/23/2006 09:23 AM

To psims@eac.gov
cc
Subject RE: PowerPoint Presentation to EAC Boards

OK, thanks

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 23, 2006 7:46 AM
To: wang@tcf.org
Subject: RE: PowerPoint Presentation to EAC Boards

I know --- I'll have to cover that in my oral presentation, along with some other points. The audience will have a copy of the paper I put together using Job's and your summaries and findings. The paper provides a lot more detail. We did not plan to provide a copy of the PowerPoint presentation, which is just meant to keep me on track and them interested in the presentation. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Tova Wang"
<wang@tcf.org>
05/22/2006 03:43 PM

To psims@eac.gov
cc
Subject RE: voucher

Is there something separate I should fill out for the travel, or should I just submit a letter? Thanks.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Monday, May 22, 2006 2:30 PM
To: wang@tcf.org
Subject: Re: voucher

Tova:
Here is your voucher with the pay period dates and signature date updated, and a check mark added for the travel costs. I've been thinking that it might be better to make a separate submission for the travel costs. That way, if there are any delays in receiving your receipts, or there are any corrections or clarifications needed on the travel costs, we won't have to hold up the voucher for payment of personal services. If you agree, you should delete the check mark, dollar amount and travel dates from this voucher. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

Margaret Sims/EAC/GOV
05/22/2006 03:58 PM

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

A letter detailing the costs, noting the total reimbursement expected, and attaching your travel receipts is fine. --- Peggy
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Tova Wang"
<wang@tcf.org>
05/19/2006 04:34 PM

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

Thats fine for me. Thanks so much for doing such a great job running the show yesterday. Did you think it went well?

Also, is there any reason why we cannot talk about our findings with people now? Please let me know. Thanks. Have a great weekend. Tova

-----Original Message-----
From: psims@eac.gov
To: wang@tcf.org, [redacted]
Date: Fri, 19 May 2006 15:30:59 -0400
Subject: Monday Teleconference

This is just to confirm our Monday, May 22, teleconference at 4:30 PM EST/3:30 PM CST. Attached is a list of follow-up activities discussed at the working group meeting and recorded on the flip chart. We will need to flesh these out a bit, perhaps once we have access to the transcript. --- Peggy

Recommendations for Future Research

- Bipartisan observers/poll watchers
  - To collect data
  - To deter fraud/intimidation

- Surveys
  - State laws
  - State election offices
  - Specific states
  - Local election officials
  - Voters (this suggestion was rejected by the panel)
  - State implementation of administrative complaint procedures (applies only to HAVA Title III violations) to ID examples of procedures for other than HAVA Title III complaints

- Follow up on initial reports of fraud/intimidation from the Nexis search of news articles and literature review

- Reearch absentee balloting process issues
  - Methodology of "for cause" absentee voting

- Risk-analysis for voting fraud
  - Who?
  - What part of process?
  - Ease of committing the fraud
  - Which elections?

- Analyze
  - Phone logs from toll-free lines for election concerns
  - Federal observer reports
  - Local newspapers

- Academic statistical research

- Search and match procedures for voter registration list maintenance (subject to confirmation) to identify potential avenues for vote fraud

- Research State district court actions

- Broaden scope of interviews to local officials and district attorneys

- Explore the concept of election courts

- Model statutes

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Weinberg and Utrecht" <weinutr@verizon.net>
05/15/2006 01:53 PM

To psims@eac.gov
cc

Subject Re: Voting Fraud-Voter Intimidation

Peggy:
The package came today. Thanks. See you Thursday.
Barry
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

Margaret Sims/EAC/GOV
05/15/2006 01:56 PM

To "Weinberg and Utrecht" <weinutr@verizon.net>@GSAEXTERNAL
cc
Subject Re: Voting Fraud-Voter Intimidation

Barry:

Would you please take a moment to review the draft definition of election fraud? One of our consultants is concerned that it does not sufficiently cover violations of the Voting Rights Act that would qualify. Thanks!
--- Peggy

"Weinberg and Utrecht" <weinutr@verizon.net>

"Weinberg and Utrecht"
<weinutr@verizon.net>
05/15/2006 01:53 PM

To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation

Peggy:
The package came today. Thanks. See you Thursday.
Barry

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

Margaret Sims/EAC/GOV
05/16/2006 11:27 AM

To "Donsanto, Craig" <Craig.Donsanto@usdoj.gov>@GSAEXTERNAL
cc
Subject Re: Your Materials

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

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

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov
>
05/16/2006 10:46 AM

To psims@eac.gov
cc
Subject Your Materials

Peg - -

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

I have only one correction:

I did not say that offenders who re3ceive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Tova Wang"
<wang@tcf.org>
05/16/2006 03:53 PM

To psims@eac.gov
cc
Subject RE: board of advisers presentation

I'll be here for a while, I just wanted to make sure. If you send it to me anytime before 5 I can look at it in time. If not, I'll try my best to look at it en route tomorrow.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 2:51 PM
To: wang@tcf.org
Subject: Re: board of advisers presentation

I haven't sent it yet. If you need to leave early, you can look at what I have so far, which does not have the intro or the text regarding the final report. --- Peggy

"Tova Wang" <wang@tcf.org>

05/16/2006 03:47 PM

To psims@eac.gov
cc
Subject board of advisers presentation

Hi Peg, Have you tried to send me the presentation? I haven't gotten it, but I think we may be having email problems. Let me know. I'd need to look at it today since I'll be tied up tomorrow.
Tova

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

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

Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Job Serebrov"
<serebrov@sbcglobal.net>
05/16/2006 12:09 PM

To "Tova Wang" <wang@tcf.org>, psims@eac.gov
cc s[redacted]
Subject RE: Corrections

I agree!

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

> I still think its sufficient for him to raise the
> points verbally. All of
> the interview summaries reflect what Job and I both
> understood the
> interviewees to say. This really opens to the door
> to people making, as Job
> says, "corrections"
>
> -----Original Message-----
> From: psims@eac.gov [mailto:psims@eac.gov]

> Sent: Tuesday, May 16, 2006 10:47 AM
> To: wang@tcf.org
> Cc: [redacted]
> Subject: RE: Corrections
>
>
>
> Might not be a bad idea before the final report is
> prepared, but I would not
> worry about it for Thursday's meeting. I'm only
> concerned with the Donsanto
> interview summary because he will be attending the
> meeting. --- Peggy
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Job Serebrov"
[redacted]>
05/15/2006 09:55 AM

To psims@eac.gov
cc
Subject Re: Question

Ok

--- psims@eac.gov wrote:

> You will need to submit hotel and parking receipts.
> You don't need to submit meal receipts. You don't
> need to submit gas receipts because use of a
> personally owned vehicle (POV) is reimbursed based
> on mileage. I think I emailed the mileage rate to
> you. If you need it again, I'll look it up when I am
> at the office (this afternoon).
> Peg
>
> ---
> Sent from my BlackBerry Wireless Handheld
>
>
>
> ----- Original Message -----
> From: "Job Serebrov" [serebrov@sbcglobal.net]
> Sent: 05/12/2006 09:05 PM
> To: psims@eac.gov
> Subject: Question
>
> Peg:
>
> Since I am driving to DC, besides hotel receipts, do
> you want me to keep my gas receipts or how will my
> car
> use be compensated? Also, I assume I don't have to
> retain food receipts.

>
> Job
>
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Tova Wang"
<wang@tcf.org>
05/15/2006 09:56 AM

To dromig@eac.gov
cc psims@eac.gov
Subject RE: I'm sorry

Great -- thanks so much and apologies for the false alarm.

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Monday, May 15, 2006 8:51 AM
To: wang@tcf.org
Cc: psims@eac.gov
Subject: RE: I'm sorry

This article is on the CD, it is located in the "Nexis Article Charts" folder.

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

"Tova Wang" <wang@tcf.org>

05/15/2006 09:26 AM

To psims@eac.gov
cc dromig@eac.gov
Subject RE: I'm sorry

Thats good. I'm probably just getting crazy, trying to make sure everything is perfect. Devon, maybe you can check? Otherwise I'll check it when it comes. Thanks. And be well Peg.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, May 15, 2006 8:23 AM
To: Tova Andrea Wang
Subject: Re: I'm sorry

Tova:
I think you did send this --- or is this a revised version of one you sent earlier? It should be on the CD in the packet you should receive today.. (Can't check that right now as I am at the clinic.) If I put anything on the CD that you want to highlight at the meeting, let me know and we'll make copies for those attending.
Peggy

Sent from my BlackBerry Wireless Handheld

----- Original Message -----
From: "Tova Wang" [wang@tcf.org]
Sent: 05/15/2006 09:07 AM
To: Margaret Sims
Cc: Devon Romig
Subject: I'm sorry

I don't think I sent this to you either. Can we hand it out at the meeting as an addendum? Its another summary that would have gone in the news article section. I'm usually so organized, I'm very embarrassed. Too many things! Thanks

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

Visit our Web site, 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 04:19 PM ----

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
05/15/2006 04:53 PM

To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation Working Group

Peggy --

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

is empty."

Can you paste it to an e-mail perhaps?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

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

Dear Working Group Members and Participants:

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

Regards,

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

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

Margaret Sims/EAC/GOV
05/16/2006 08:43 AM

To "Donsanto, Craig" <Craig.Donsanto@usdoj.gov>@GSAEXTERNAL
cc
Subject Re: Voting Fraud-Voter Intimidation Working Group

Here is the content of the email attachment:

Existing Research Analysis

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

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

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

Other items of note:

- There is as much evidence, and as much concern, about structural forms of disenfranchisement as about intentional abuse of the system. These include felon disenfranchisement, poor maintenance of databases and identification requirements.

- There is tremendous disagreement about the extent to which polling place fraud, e.g. double voting, intentional felon voting, noncitizen voting, is a serious problem. On balance, more researchers find it to be less of problem than is commonly described in the political debate, but some reports say it is a major problem, albeit hard to identify.

- There is substantial concern across the board about absentee balloting and the opportunity it presents for fraud.

- Federal law governing election fraud and intimidation is varied and complex and yet may nonetheless be insufficient or subject to too many limitations to be as effective as it might be.

- Deceptive practices, e.g. targeted flyers and phone calls providing misinformation, were a major problem in 2004.

- Voter intimidation continues to be focused on minority communities, although the American Center for Voting Rights uniquely alleges it is focused on Republicans.

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

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov
>
05/15/2006 04:53 PM

To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation Working Group

Peggy --

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

Can you paste it to an e-mail perhaps?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

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

Dear Working Group Members and Participants:

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

Regards,

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

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

Margaret Sims/EAC/GOV
05/19/2006 02:51 PM

To Craig Donsanto
cc
Subject Voting Fraud-Voter Intimidation Project-Nexis Word Search

Craig;

You asked about the Nexis search terms used by our consultants. The list follows. --- Peggy.

Election and fraud
Voter and fraud
Vote and fraud
Voter and challenge
Vote and challenge
Election and challenge
Election and irregularity
Election and irregularities
Election and violation
Election and stealing
Ballot box and tampering
Ballot box and theft
Ballot box and stealing
Election and officers
Election and Sheriff
Miscount and votes
Election and crime
Election and criminal
Vote and crime
Vote and criminal
Double voting
Multiple voting
Dead and voting
Election and counting and violation

Election and counting and error
Vote and counting and violation
Vote and counting and error
Voter and intimidation
Voter and intimidating
Vote and intimidation
Denial and voter and registration
Voter identification
Vote and identification
Voter and racial profiling
Vote and racial profiling
Voter and racial
Vote and racial
Voter and racial and challenge
Vote and racial and challenge
Voter and deny and racial
Vote and deny and racial
Voter and deny and challenge
Vote and deny and challenge
Voter and deny and black
Vote and deny and black
Voter and black and challenge
Vote and black and challenge
Voter and deny and African American
Vote and deny and African American
Voter and African American and challenge
Vote and African American and challenge
Election and black and challenge
Election and African American and challenge
Voter and deny and Hispanic
Voter and deny and Latino
Vote and deny and Hispanic
Vote and deny and Latino
Voter and Hispanic and challenge
Voter and Latino and challenge
Vote and Hispanic and challenge
Vote and Latino and challenge
Election and Hispanic and challenge
Election and Latino and challenge
Voter and deny and Native American
Vote and deny and Native American
Voter and Native American and challenge
Vote and Native American and challenge
Election and Native American and challenge
Voter and deny and Asian American

Vote and deny and Asian American
Voter and Asian American and challenge
Vote and Asian American and challenge
Voter and Asian American and challenge
Election and Asian American and challenge
Voter and deny and Indian
Vote and deny and Indian
Voter and Indian and challenge
Vote and Indian and challenge
Election and Indian and challenge
Poll tax
Voting and test
Absentee ballot and deny
Absentee ballot and reject
Absentee ballot and challenge
Vote and challenge
Voter and challenge
Election and challenge
Vote and police
Voter and police
Poll and police
Vote and law enforcement
Voter and law enforcement
Poll and law enforcement
Vote and deceptive practices
Voter and deceptive practices
Election and deceptive practices
Voter and deceive
Voter and false information
Dirty tricks
Vote and felon
Vote and ex-felon
Disenfranchisement
Disenfranchise
Law and election and manipulation
Vote and purging
Vote and purge
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
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!

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

Topsims@eac.gov
cc
SubjectRE: 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 being - - 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 peop0le 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 concerns is that the civil rights groups - - with whom we over here have an amazing amount of common grounds - - will take the singling out of the felon and alien voter cases as evincing a malevolent aggression on their constituencies. That is not the case. We are only enforcing the law.

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

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

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

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

05/16/2006 01:41 PM

Topsims@eac.gov
cc
SubjectRE: Your Materials

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

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

Craig:

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

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

05/16/2006 12:06 PM

Topsims@eac.gov
cc

SubjectRE: Your Materials

Thank you, Peg. This stuff is very interesting.

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

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

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

05/16/2006 10:46 AM

Topsims@eac.gov
cc
SubjectYour Materials

005212

Peg - -

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

I have only one correction:

I did not say that offenders who re3ceive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

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

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

Margaret Sims/EAC/GOV

05/15/2006 03:51 PM

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

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

Subject Voting Fraud-Voter Intimidation Project Briefing

Dear Commissioners:

Attached is our consultants' analysis of the literature reviewed for the Voting Fraud-Voter Intimidation preliminary research project. It was not included in the information packets delivered to you on Friday, May 12, because we did not receive it until today. I thought you might be interested in having it. prior to tomorrow's briefing.

Peggy Sims
Election Research Specialist

Literature-Report Review Summary.doc
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ——

"Tova Wang"
<wang@tcf.org>
05/16/2006 11:03 AM

To psims@eac.gov, [redacted]
cc
Subject RE: Your Materials

I think he can just raise these points at the meeting, no? I'm sure many we interviewed would say we misquoted them on something. This is what both Job and I remember him saying. I think it would be unfair for him to change/amend his interview without giving the same opportunity to the other interviewees.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 9:59 AM
To: wang@tcf.org; serebrov@sbcglobal.net
Subject: Fw: Your Materials

See corrections from Donsanto at DOJ. We should probably provide corrected versions to the Working Group. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/16/2006 10:58 AM -----
"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 10:46 AM

To psims@eac.gov
cc
Subject Your Materials

Peg - -

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

I have only one correction:

I did not say that offenders who re3ceive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

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

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

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

05/19/2006 03:17 PM

To psims@eac.gov

cc "Simmons, Nancy" <Nancy.Simmons@usdoj.gov>

Subject Re: Voting Fraud-Voter Intimidation Project-Nexis Word Search

Peggy --

I was just thinking of you!

Great session yesterday. I really enjoyed it. Robust discussion.

On another subject, Nancy Simmons needs the e-mail address of NASED. Can you give her both that and the website address for them? Her e-mail is nancy.simmons@usdoj.gov.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Fri May 19 14:51:21 2006
Subject: Voting Fraud-Voter Intimidation Project-Nexis Word Search

Craig;

You asked about the Nexis search terms used by our consultants. The list follows. --- Peggy.

Election and fraud
Voter and fraud
Vote and fraud

Voter and challenge
Vote and challenge
Election and challenge
Election and irregularity
Election and irregularities
Election and violation
Election and stealing
Ballot box and tampering
Ballot box and theft
Ballot box and stealing
Election and officers
Election and Sheriff
Miscount and votes
Election and crime
Election and criminal
Vote and crime
Vote and criminal
Double voting
Multiple voting
Dead and voting
Election and counting and violation
Election and counting and error
Vote and counting and violation
Vote and counting and error
Voter and intimidation
Voter and intimidating
Vote and intimidation
Denial and voter and registration
Voter identification
Vote and identification
Voter and racial profiling
Vote and racial profiling
Voter and racial
Vote and racial
Voter and racial and challenge
Vote and racial and challenge
Voter and deny and racial
Vote and deny and racial
Voter and deny and challenge
Vote and deny and challenge
Voter and deny and black
Vote and deny and black
Voter and black and challenge
Vote and black and challenge
Voter and deny and African American
Vote and deny and African American
Voter and African American and challenge
Vote and African American and challenge
Election and black and challenge
Election and African American and challenge
Voter and deny and Hispanic
Voter and deny and Latino
Vote and deny and Hispanic
Vote and deny and Latino
Voter and Hispanic and challenge
Voter and Latino and challenge
Vote and Hispanic and challenge
Vote and Latino and challenge
Election and Hispanic and challenge
Election and Latino and challenge
Voter and deny and Native American

Vote and deny and Native American
Voter and Native American and challenge
Vote and Native American and challenge
Election and Native American and challenge
Voter and deny and Asian American
Vote and deny and Asian American
Voter and Asian American and challenge
Vote and Asian American and challenge
Voter and Asian American and challenge
Election and Asian American and challenge
Voter and deny and Indian
Vote and deny and Indian
Voter and Indian and challenge
Vote and Indian and challenge
Election and Indian and challenge
Poll tax
Voting and test
Absentee ballot and deny
Absentee ballot and reject
Absentee ballot and challenge
Vote and challenge
Voter and challenge
Election and challenge
Vote and police
Voter and police
Poll and police
Vote and law enforcement
Voter and law enforcement
Poll and law enforcement
Vote and deceptive practices
Voter and deceptive practices
Election and deceptive practices
Voter and deceive
Voter and false information
Dirty tricks
Vote and felon
Vote and ex-felon
Disenfranchisement
Disenfranchise
Law and election and manipulation
Vote and purging
Vote and purge
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
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 -----

"Tova Wang"
<wang@tcf.org>
05/15/2006 05:05 PM

To psims@eac.gov
cc
Subject RE: Fraud Definition

Sounds good. Thanks.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, May 15, 2006 4:03 PM
To: wang@tcf.org
Subject: Re: Fraud Definition

Election and stealing
Ballot box and tampering
Ballot box and theft
Ballot box and stealing
Election and officers
Election and Sheriff
Miscount and votes

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

Topsims@eac.gov
cc
SubjectRE: 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 being - - 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 peop0le 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 concerns is that the civil rights groups - - with whom we over here have an amazing amount of common grounds - - will take the singling out of the felon and alien voter cases as evincing a malevolent aggression on their constituencies. That is not the case. We are only enforcing the law.

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

I think they are panicking because they are preparing to travel tomorrow and may not have time to submit a revised version. They also are resisting changes to their interview summaries because the summaries

represent what they think they heard. I was there at the interview and I heard what you said. I'm not sure that either of them heard everything (including the nuances) because so much of the information was new to them and it was one of their earlier interviews. I'm sorry I did not catch the defects before the summary 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

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

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

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

Craig:

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

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

05/16/2006 12:06 PM

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

Thank you, Peg. This stuff is very interesting.

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

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

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

05/16/2006 10:46 AM

Topsims@eac.gov
cc
SubjectYour Materials

Peg - -

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

I have only one correction:

I did not say that offenders who re3ceive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

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

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

Margaret Sims/EAC/GOV
05/15/2006 03:51 PM

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

cc twilkey@eac.gov, jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC, ecortes@eac.gov, Amie J. Sherrill/EAC/GOV@EAC, Adam Ambrogi/EAC/GOV@EAC, Elieen L. Collver/EAC/GOV@EAC, Sheila A. Banks/EAC/GOV@EAC
Subject Voting Fraud-Voter Intimidation Project Briefing

Dear Commissioners:

Attached is our consultants' analysis of the literature reviewed for the Voting Fraud-Voter Intimidation preliminary research project. It was not included in the information packets delivered to you on Friday, May 12, because we did not receive it until today. I thought you might be interested in having it. prior to tomorrow's briefing.

Peggy Sims
Election Research Specialist

Literature-Report Review Summary.doc

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

"Tova Wang"
<wang@tcf.org>
05/16/2006 11:03 AM

To psims@eac.gov, [redacted]
cc
Subject RE: Your Materials

I think he can just raise these points at the meeting, no? I'm sure many we interviewed would say we misquoted them on something. This is what both Job and I remember him saying. I think it would be unfair for him to change/amend his interview without giving the same opportunity to the other interviewees.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 9:59 AM
To: wang@tcf.org; serebrov@sbcglobal.net
Subject: Fw: Your Materials

See corrections from Donsanto at DOJ. We should probably provide corrected versions to the Working Group. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/16/2006 10:58 AM -----

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

05/16/2006 10:46 AM

To psims@eac.gov
cc
Subject Your Materials

Peg - -

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

I have only one correction:

I did not say that offenders who re3ceive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

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

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

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

05/19/2006 03:17 PM

To psims@eac.gov

cc "Simmons, Nancy" <Nancy.Simmons@usdoj.gov>

Subject Re: Voting Fraud-Voter Intimidation Project-Nexis Word Search

Peggy --

I was just thinking of you!

Great session yesterday. I really enjoyed it. Robust discussion.

On another subject, Nancy Simmons needs the e-mail address of NASED. Can you give her both that and the website address for them? Her e-mail is nancy.simmons@usdoj.gov.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Fri May 19 14:51:21 2006
Subject: Voting Fraud-Voter Intimidation Project-Nexis Word Search

Craig;

You asked about the Nexis search terms used by our consultants. The list follows. --- Peggy.

Election and fraud
Voter and fraud
Vote and fraud
Voter and challenge
Vote and challenge
Election and challenge
Election and irregularity
Election and irregularities
Election and violation
Election and stealing
Ballot box and tampering
Ballot box and theft
Ballot box and stealing
Election and officers
Election and Sheriff
Miscount and votes
Election and crime
Election and criminal
Vote and crime
Vote and criminal
Double voting
Multiple voting
Dead and voting
Election and counting and violation
Election and counting and error
Vote and counting and violation
Vote and counting and error
Voter and intimidation
Voter and intimidating
Vote and intimidation
Denial and voter and registration
Voter identification
Vote and identification
Voter and racial profiling
Vote and racial profiling
Voter and racial
Vote and racial
Voter and racial and challenge
Vote and racial and challenge
Voter and deny and racial
Vote and deny and racial
Voter and deny and challenge
Vote and deny and challenge
Voter and deny and black
Vote and deny and black
Voter and black and challenge
Vote and black and challenge
Voter and deny and African American
Vote and deny and African American
Voter and African American and challenge
Vote and African American and challenge
Election and black and challenge
Election and African American and challenge
Voter and deny and Hispanic
Voter and deny and Latino
Vote and deny and Hispanic

Vote and deny and Latino
Voter and Hispanic and challenge
Voter and Latino and challenge
Vote and Hispanic and challenge
Vote and Latino and challenge
Election and Hispanic and challenge
Election and Latino and challenge
Voter and deny and Native American
Vote and deny and Native American
Voter and Native American and challenge
Vote and Native American and challenge
Election and Native American and challenge
Voter and deny and Asian American
Vote and deny and Asian American
Voter and Asian American and challenge
Vote and Asian American and challenge
Voter and Asian American and challenge
Election and Asian American and challenge
Voter and deny and Indian
Vote and deny and Indian
Voter and Indian and challenge
Vote and Indian and challenge
Election and Indian and challenge
Poll tax
Voting and test
Absentee ballot and deny
Absentee ballot and reject
Absentee ballot and challenge
Vote and challenge
Voter and challenge
Election and challenge
Vote and police
Voter and police
Poll and police
Vote and law enforcement
Voter and law enforcement
Poll and law enforcement
Vote and deceptive practices
Voter and deceptive practices
Election and deceptive practices
Voter and deceive
Voter and false information
Dirty tricks
Vote and felon
Vote and ex-felon
Disenfranchisement
Disenfranchise
Law and election and manipulation
Vote and purging
Vote and purge
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
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 -----

"Tova Wang"
<wang@tcf.org>
05/15/2006 05:05 PM

To psims@eac.gov
cc
Subject RE: Fraud Definition

Sounds good. Thanks.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, May 15, 2006 4:03 PM
To: wang@tcf.org
Subject: Re: Fraud Definition

Election and stealing

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!

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 being - - 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 peop0le 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 concerns is that the civil rights groups - - with whom we over here have an amazing amount of common grounds - - will take the singling out of the felon and alien voter cases as evincing a malevolent aggression on their constituencies. That is not the case. We are only enforcing the law.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 2:47 PM

To: Donsanto, Craig
Subject: RE: Your Materials

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

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

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

05/16/2006 01:41 PM

Topsims@eac.gov
cc
SubjectRE: Your Materials

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

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

Craig:

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

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

05/16/2006 12:06 PM

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

Thank you, Peg. This stuff is very interesting.

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

I have forwarded your message to our consultants and have requested a corrected version for distribution

at the WG meeting. --- Peggy

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

05/16/2006 10:46 AM

To psims@eac.gov
cc
Subject Your Materials

Peg - -

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

I have only one correction:

I did not say that offenders who re3ceive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in

New Hampshire growing out of the jamming of get0-out-the-vote phone bank lines attest.

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

Margaret Sims/EAC/GOV
05/15/2006 03:51 PM

To Paul DeGregorio, Ray Martinez, Donetta Davidson, Gracia Hillman
cc twilkey@eac.gov, jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC, ecortes@eac.gov, Amie J. Sherrill/EAC/GOV@EAC, Adam Ambrogi/EAC/GOV@EAC, Elieen L. Collver/EAC/GOV@EAC, Sheila A. Banks/EAC/GOV@EAC
Subject Voting Fraud-Voter Intimidation Project Briefing

Dear Commissioners:

Attached is our consultants' analysis of the literature reviewed for the Voting Fraud-Voter Intimidation preliminary research project. It was not included in the information packets delivered to you on Friday, May 12, because we did not receive it until today. I thought you might be interested in having it. prior to tomorrow's briefing.

Peggy Sims
Election Research Specialist

Literature-Report Review Summary.doc

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

"Tova Wang" <wang@tcf.org>
05/16/2006 11:03 AM

To psims@eac.gov, [redacted]
cc
Subject RE: Your Materials

I think he can just raise these points at the meeting, no? I'm sure many we interviewed would say we misquoted them on something. This is what both Job and I remember him saying. I think it would be unfair for him to change/amend his interview without giving the same opportunity to the other interviewees.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 9:59 AM
To: wang@tcf.org; serebrov@sbcglobal.net
Subject: Fw: Your Materials

See corrections from Donsanto at DOJ. We should probably provide corrected versions to the Working Group. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/16/2006 10:58 AM -----

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

05/16/2006 10:46 AM

To psims@eac.gov
cc
Subject Your Materials

Peg - -

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

I have only one correction:

I did not say that offenders who re3ceive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

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

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

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

05/19/2006 03:17 PM

To psims@eac.gov
cc "Simmons, Nancy" <Nancy.Simmons@usdoj.gov>
Subject Re: Voting Fraud-Voter Intimidation Project-Nexis Word Search

Peggy --

I was just thinking of you!

Great session yesterday. I really enjoyed it. Robust discussion.

On another subject, Nancy Simmons needs the e-mail address of NASED. Can you give her both that and the website address for them? Her e-mail is nancy.simmons@usdoj.gov.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

Sounds good. Thanks.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, May 15, 2006 4:03 PM
To: wang@tcf.org
Subject: Re: Fraud Definition

Tova:

We can certainly discuss this at the Working Group meeting. (The draft definition had already been sent out by the time I read your message.) There may be other VRA provisions that should be considered as well, such as the prohibition on removing the names of certain registrants, who were registered by federal examiners, without obtaining prior approval of the Justice Department.

After I received your email, I asked Barry Weinberg to review the draft definition and consider if we have left off examples of Voting Rights Act violations that would qualify as election fraud. Barry, during his 25 years with DOJ, led aggressive action against attempts to place police at the polls to intimidate voters, challenges targeting minorities, failure to provide election materials and assistance in languages other than English (in covered jurisdictions), etc. His input should prove helpful. --- Peggy

wang@tcf.org

05/12/2006 09:48 PM

To psims@eac.gov

cc

Subject Re: Fraud Definition

How about specifying Section 2 and 203 of the VRA?
----- Original Message -----
From: psims@eac.gov
To: wang@tcf.org
Sent: Friday, May 12, 2006 1:34 PM
Subject: RE: Fraud Definition

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

is not treated as election fraud, though it is actionable. --- Peggy

"Tova Wang" <wang@tcf.org>

05/12/2006 12:45 PM

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

cc

Subject RE: Fraud Definition

Upon first reading, my only comment would be that I would like to restore "failing to follow the requirements of the Voting Rights Act" -----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, May 12, 2006 9:20 AM
To: wang@tcf.org; serebrov@sbcglobal.net
Subject: Fraud Definition

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

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

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

Margaret Sims/EAC/GOV

05/17/2006 09:56 AM

To Craig Donsanto

cc

Subject Report on Voting Fraud-Voter Intimidation Research