



U.S. ELECTION ASSISTANCE COMMISSION
 1225 NEW YORK AVENUE, N.W., SUITE 1100
 WASHINGTON, D.C. 20005

OFFICE OF THE CHAIR

BEFORE THE ELECTION ASSISTANCE COMMISSION

In the Matter of)
)
 Approve Appointment of David P. Blackwood as)
 the U.S. Election Assistance Commission's General)
 Counsel for a Term of Four (4) Years)
)

CERTIFICATION

I, Gineen Beach, Chair of the U.S. Election Assistance Commission, do hereby certify that on February 9, 2009, the Commissioners voted on the above referenced matter. This matter proposed that the Commission approve appointment of David P. Blackwood as the U.S. Election Assistance Commission's General Counsel for a term of four (4) years. All ballots were timely submitted.

After review of the ballots, I certify that the measure fails, having not achieved the requisite three approval votes required by law. Commissioners Beach and Davidson voted affirmatively, and Commissioners Hillman and Rodriguez disapproved the recommendation.

NOTE:

Commissioner Hillman commented – I again encourage EAC to re-do this hiring process.

Commissioner Rodriguez commented – I am unable to approve the recommendation.

Attest:

02/10/09
 Date

Gineen Beach
 Gineen Beach
 Chair



U.S. ELECTION ASSISTANCE COMMISSION
1225 New York Ave. NW - Suite 1100
Washington, DC 20005

TALLY VOTE MATTER

DATE & TIME OF TRANSMITTAL: February 5, 2009, 4:50p.m.

BALLOT DEADLINE: February 9, 2009, 4:50p.m.

COMMISSIONERS: BEACH, DAVIDSON, HILLMAN AND RODRIGUEZ

SUBJECT: APPROVE APPOINTMENT OF DAVID P. BLACKWOOD AS THE
U.S. ELECTION ASSISTANCE COMMISSION'S GENERAL
COUNSEL FOR A TERM OF FOUR (4) YEARS

- I approve the recommendation.
- I disapprove the recommendation.
- I object to the recommendation.
- I am recused from voting.

COMMENTS: _____

DATE: _____ **SIGNATURE:** _____

A definite vote is required. All ballots must be signed and dated. Please return ONLY THE BALLOT to the EAC Chair. Please return the ballot no later than date and time shown above.


FROM THOMAS WILKEY, EXECUTIVE DIRECTOR



U.S. ELECTION ASSISTANCE COMMISSION
1225 New York Ave. NW - Suite 1100
Washington, DC 20005

MEMORANDUM

TO: Commissioners Beach, Davidson, Hillman and Rodriguez

FROM:  Thomas Wilkey
Executive Director

DATE: February 5, 2009

RE: Submission for Tally Vote – Approve Appointment of David P. Blackwood as the U.S. Election Assistance Commission’s General Counsel for a term of four (4) years

I respectfully recommend that the Commission take the following action:

The EAC advertised the General Counsel position under vacancy announcement EAC-08-06. This recommendation is submitted for your approval of David Blackwood’s appointment as the EAC General Counsel at a salary of \$139,000 per annum. His start date will be determined pending the outcome of this tally vote. Mr. Blackwood will be appointed for a term of 4 years in accordance with the legal requirements of the Help America Vote Act (HAVA) of 2002. The appointment will be subject to the successful completion of a background security investigation with a favorable adjudication. In addition, the appointee must complete a Financial Disclosure Report prior to entering on duty and annually thereafter. This report will be reviewed and a determination made if any financial conflicts exist and the appropriate action required to address any conflicts. Mr. Blackwood will also be subject to a one-year probationary period.

RECOMMENDATION:

The Commission should approve appointment of David Blackwood as the U.S. Election Assistance Commission’s General Counsel for a term of four (4) years



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 I disapprove the recommendation.
 I object to the recommendation.
 I am recused from voting.

COMMENTS: _____

DATE: 2-6-09

SIGNATURE: Donetta Davidson

A definite vote is required. All ballots must be signed and dated. Please return ONLY THE BALLOT to the EAC Chair. Please return the ballot no later than date and time shown above.

FROM THOMAS WILKEY, EXECUTIVE DIRECTOR



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- I object to the recommendation.
- I am recused from voting.

COMMENTS: _____

DATE: 2/9/09 SIGNATURE: Sharnish Edwards (for Chair
Jinney Beach)

A definite vote is required. All ballots must be signed and dated. Please return ONLY THE BALLOT to the EAC Chair. Please return the ballot no later than date and time shown above.

FROM THOMAS WILKEY, EXECUTIVE DIRECTOR



"Gineen Bresso" <gbeacheac@gmail.com>
02/09/2009 09:52 AM

To dsmith@eac.gov
cc "Sharmili Edwards" <sedwards@eac.gov>
bcc
Subject Tally vote

I hereby authorize sharmili edwards to sign the tally vote concerning the general counsel on my behalf. Thanks.

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Sent from my mobile device



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- I approve the recommendation.
- I disapprove the recommendation.
- I object to the recommendation.
- I am recused from voting.

COMMENTS: I again encourage EAC to re-do this ~~hiring~~ hiring process.

DATE: 2-9-09 SIGNATURE: [Signature]

A definite vote is required. All ballots must be signed and dated. Please return ONLY THE BALLOT to the EAC Chair. Please return the ballot no later than date and time shown above.

FROM THOMAS WILKEY, EXECUTIVE DIRECTOR



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() I disapprove the recommendation.
() I object to the recommendation.
() I am recused from voting.

COMMENTS: I am unable to approve
the recommendation.

DATE: 2/9/08

SIGNATURE: Guillermo E. Rodriguez

A definite vote is required. All ballots must be signed and dated. Please return ONLY THE BALLOT to the EAC Chair. Please return the ballot no later than date and time shown above.

FROM THOMAS WILKEY, EXECUTIVE DIRECTOR