DOCUMENTS NUMBERED 03331-05427
Afternoon of May 18 -- 2:30 okay? How long will they need??

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@usdoj.gov>
Sent: Wed May 03 16:59:09 2006
Subject: Re: Voting Fraud-Voter Intimidation

I am looking at the afternoon of 5/18 for the meeting, due to scheduling conflicts of Working Group members. There remain two members from whom we have not yet received confirmations of their schedule (with some, it is like pulling teeth), but right now 5/18 still looks like the best day. We may have to hold the meeting over here to make it easier for Commissioners to drop in. --- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/03/2006 12:53 PM
To: psims@eac.gov
cc
Subject: Re: Voting Fraud-Voter Intimidation

Okay -- you are on for May 18th! Can we do it over here at 10?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@usdoj.gov>
Sent: Wed May 03 12:40:19 2006
Subject: Re: Voting Fraud-Voter Intimidation
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Say "Hi" to Cameron for me.

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>  
05/03/2006 11:56 AM  
To: psims@eac.gov  
cc:  
Subject: Re: Voting Fraud-Voter Intimidation

Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballt conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

--------------------------  
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 03 11:39:50 2006  
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

Peggy Sims  
Election Research Specialist  
U.S. Election Assistance Commission
Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). — Peggy

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

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To 
psims@eac.gov 
cc 
Subject 
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To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
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Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

I will add "DRAFT" to the definition and, yes, the WG will have suggestions. I do plan to send packets to you and Tova containing the same materials being provided to the WG. I haven't sent anything yet because I was hoping to finalize the WG list for inclusion. (Still waiting for a response from Ginsberg.)

Regarding Tova's response, we may want to have a very short meeting after the WG disperses, followed by a teleconference the following Monday afternoon. Tuesday is bad for me because I'll be out of the office attending a series of EAC meetings that begin that day. --- Peggy

This is ok, given the fact that the WG may have suggestions. Will you be sending us the same packets that you are sending the WG? Also, I figure with Tova's response we will need to have a teleconference on the report once I return to Little Rock. We will need to do it that following Monday or Tuesday.
--- psims@eac.gov wrote:

> 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 04:24 PM ----

Margaret Sims/EAC/GOV
05/05/2006 02:32 PM
To Tova Andrea Wang, Job Serebrov
cc dromig@eac.gov
Subject Working Group

Hi, Folks:

Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e., reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
Meals & Incidental = $64 per day (except that it is $48 on the first and last day of travel)
Mileage for Personally Owned Vehicle = $ .445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwards, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy

I have placed another call to his office (after one previous call to his assistant and an email to him). I, too, am concerned about our dwindling chances. --- Peggy

Given the short time period, you may want to give Ginsberg a deadline. The longer we wait, the poorer our chances are of getting Braden.

--- psims@eac.gov wrote:

> I am reluctant to invite Braden until after I have received a "No" from Ginsberg. --- Peg
> ^ ^
> ^
> ^
> ^

Sounds good to me. If not Ginsburg try Braden.

--- psims@eac.gov wrote:

I will add "DRAFT" to the definition and, yes, the WG will have suggestions. I do plan to send packets to you and Tova containing the same materials being provided to the WG. I haven't sent anything yet because I was hoping to finalize the WG list for inclusion. (Still waiting for a response from Ginsberg.)

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> 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

Thanks. We are still trying to get through to Bauer and Arnwine. They have not responded, so their availability is not yet reflected on our spreadsheet. --- Peggy
Hi Peg,

Attached, to add to the collection, is a summary overview of the interviews. Do you have that spreadsheet you were telling me about reflecting the times WG participants are available? If so, maybe we can talk soon? 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.

Interview conclusions.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----

wang@tcf.org
05/07/2006 12:33 PM

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

Subject: Re: Working Group

The bio for JR Perez tells us very little about him and there is pretty much nothing about him on the web. Can you tell us more about him and how you decided on him? Thanks. Tova

----- Original Message ----- 
From: psims@eac.gov
To: wang@tcf.org ; dromig@eac.gov
Cc: serebrov@sbcglobal.net
Sent: Friday, May 05, 2006 2:32 PM
Subject: Working Group

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Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----
Margaret Sims/EAC/GOV
05/10/2006 10:27 AM

To Devon E. Romig/EAC/GOV
cc
Subject Re: Court reporter

Thanks for checking this out for me, Devon. I've asked Tom if there are funds available for this service. Our consultants were very enthusiastic about the idea. --- Peg

Devon E. Romig/EAC/GOV
Peggy,

I spoke to the people who usually handle the EAC court reporting. They charge $9.00 per page with an average of 40 pages per hour. This service would cost about $1800.00.

The turn around time for the transcript is 10 to 15 days. The transcripts comes in a bound paper copy and an electronic copy.

I can also check around for different prices.
Dear Commissioners:

This is to let you know that the Working Group for our Voting Fraud and Voter Intimidation preliminary research project is scheduled to meet in EAC's large conference room the afternoon of Thursday, May 18. I will provide more information about this meeting to you later.

Peggy Sims
Election Research Specialist

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ---

Job:
Secretary Rokita is available May 18. I'm going to talk with the Chairman today about substituting Rogers for Norcross. Do you have contact information for Rogers? --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ---
It is just the Working Group for the Voting Fraud-Voter Intimidation Project. I am asking you to attend as Technical Advisor for the project. --- Peggy

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

---

Peg - - what is the name of the group?

---

From: psims@eac.gov [mailto:psims@eac.gov]  
Sent: Thursday, May 04, 2006 3:13 PM  
To: Donsanto, Craig  
Subject: RE: Voting Fraud-Voter Intimidation

Craig:

This meeting is being held to obtain input from our eight-member Working Group for the project. The group is composed of election lawyers, election officials, and a representative of an advocacy group, all of whom have an interest and some expertise in the identification and/or prosecution of voting fraud and voter intimidation. The group was chosen so that we would have an equal number of folks on each side of the political spectrum, plus some nonpartisan members.

After our consultants review the results of their preliminary research (interviews, literature review, case law), we will ask the Working Group to brainstorm possible next steps for EAC. Our consultants will write a report summarizing the proposals that come out of this meeting. The report will go to the Commissioners, who will decide what they want to do, funds available, and what priority to assigned to the effort(s).

Your participation in this part of the process is extremely important, so I am very happy that you can find time for us that afternoon. I'll get an agenda and other information to you next week. --- Peggy
Subject: RE: Voting Fraud-Voter Intimidation

Okay, Peg - - I will mark off the entire afternoon and try to be there. What is the agenda? I was not aware that this was anything beyond having your contractors spend another session with me. Also, if they will be needing stats and stuff like that I need to know as I will bring my state-people with me.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 2:28 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation

Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy

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

05/03/2006 05:59 PM

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

Afternoon of May 18 -- 2:30 okay? How long will they need??
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From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed May 03 16:59:09 2006
Subject: Re: Voting Fraud-Voter Intimidation

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05/03/2006 12:53 PM
To
       psims@eac.gov
cc
Subject
       Re: Voting Fraud-Voter Intimidation

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ----- 
Margaret Sims/EAC/GOV 
05/12/2006 01:34 PM 
To: "Tova Wang" <wang@tcf.org>@GSAEXTERNAL 
cc 
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>

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;
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

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Margaret Sims/EAC/GOV 
04/24/2006 12:13 PM 
To: "Tova Wang" <wang@tcf.org>@GSAEXTERNAL 
cc 
Subject: Re: invoice

Tova:

The draft voucher looks fine except for two things (one of them is our fault):

(1) it appears that you worked 11 days, rather than 10, during the first two weeks; and
(2) you need to put the total dollar amount owed you ($9,102) somewhere on the form. (Last time you put it in the box with the total hours worked this period.)

Don't forget to sign and date the voucher. Thanks.

Peggy Sims
Hi Peg,

Can you please check this before I fax it? Thanks! And can we talk sometime today?

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 04:24 PM ---

Margaret Sims/EAC/GOV  
05/04/2006 02:10 PM  
To Devon Romig
  cc ecortes@eac.gov
Subject Voting Fraud-Voter Intimidation Working Group Meeting

Barry Weinberg has confirmed he can attend the afternoon of May 18. He lives in the DC area, so we won't have to worry about travel. I have contacted Pat Rogers office and left a voice mail for his assistant. Hopefully, I will hear from them this afternoon. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ---

Margaret Sims/EAC/GOV  
04/27/2006 09:23 AM  
To Tova Andrea Wang  
cc
Subject: Bob Bauer

We have heard from Bob Bauer regarding his availability, so we don't need to have you pursue the matter. Thanks for the offer, though. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ---

"Tova Wang"
<wang@tcf.org>
05/09/2006 05:17 PM
To psims@eac.gov
cc
Subject: perez

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ---

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.

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ---

"Job Sarabrym"
05/10/2006 12:25 PM
To psims@eac.gov
cc
Subject: Travel

Peggy:

If I am calculating it right and I believe I am, it would cost around $450 plus my meal allowance in Virginia and Tenessee (coming and going).

All of this said, I am still a person down and there is the bed problem.

Job

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ---

wang@tcf.org
05/06/2006 08:28 AM
To psims@eac.gov
cc

00335!
Subject: Fw: Your Priceline Hotel Reservation #103-967-342-62

----- Original Message -----
From: Priceline Customer Service
To: WANG@TCF.ORG
Sent: Friday, May 05, 2006 9:21 PM
Subject: Your Priceline Hotel Reservation #103-967-342-62

Hotel Details
Embassy Suites Hotel Washington, D.C.
1250 22Nd St Nw
Washington, DC 20037
202-857-3388

Summary of Charges

Frequently Asked Questions
That's great news. What happens with respect to hotels? Should I make my own arrangements? I expect Job and I will want to stay the nights of the 17th and 18th. Thanks Pegs. And congratulations.

----- Original Message -----
From: <psims@eac.gov>
To: <wang@tcf.org>
Sent: Thursday, May 04, 2006 5:47 PM
Subject: Re: wg

> Tova:
> 
> Rokita is available --- so the afternoon of May 18 it is. I will not disinvite anyone. I am trying to get Job's next choice (Pat Rogers) as a replacement for Norcross.
> 
> Monday appears to be out for a teleconference because Job will be unavailable that afternoon and I am scheduled for something else that morning. I'll check my schedule tomorrow and send a message to you and Job regarding other possible days and times. --- Peggy
> 
> wang@tcf.org
Hi Peg,

Just wondering if you had any word from Rokita. Also, I wanted to let you know that I think disinviting members of the working group would be a very unwise and frankly embarrassing way of dealing with the problem of getting 100% attendance. I'm sure we'll talk before any decisions are made. As I said, I'm free on Monday. Thanks. Tova

---

Peggy,

I just received an update about Ms. Arnwine's schedule. She is not available on May 9th.

Thanks,

Devon

Barry:

Would you please provide an address to which we can Federal Express materials before the meeting? ---
that would be fine

----- Original Message ----- 
From: psims@eac.gov
To: 
Sent: Thursday, May 04, 2006 1:08 PM
Subject: Voting Fraud-Voter Intimidation

Barry:

It appears that the afternoon of Thursday, May 18 is best for a meeting of the working group. I know you said you would not be available in the morning that day. If we started at 1 PM, would that be too soon for you?

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----
How about we meld this with the EAC Board of Advisors meeting? I just got tagged to be parliamentarian --

We could attend to your folks while I arbitrate a food fight!!!!

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed Apr 26 20:30:24 2006
Subject: Re: Voting Fraud-Voter Intimidation Project

Craig:
Are yu available any days in the third week of May?
Peggy

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Donsanto, Craig" [Craig.Donsanto@usdoj.gov]
Sent: 04/03/2006 03:16 PM
To: Margaret Sims
Subject: RE: Voting Fraud-Voter Intimidation Project

Hello Peg!

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

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

Craig:
I have 2 issues for you today.

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

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

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

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ---
Margaret Sims/EAC/GOV
04/27/2006 09:13 AM
To "Donsanto, Craig"
cc
Subject Re: Voting Fraud-Voter Intimidation Project

Unfortunately, I have to get the Working Group together before then, so that my consultants can prepare the final report before June. (In June, I lose one of them to State employment.) I understand about the crammed schedule. This month and next are chock full.

Peggy

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

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
04/26/2006 09:19 PM
To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation Project

How about we meld this with the EAC Board of Advisors meeting? I just got tagged to be parliamentarian --

We could attend to your folks while I arbitrate a food fight!!!!

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

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed Apr 26 20:30:24 2006
Subject: Re: Voting Fraud-Voter Intimidation Project

Craig:
Are you available any days in the third week of May?
Hello Peg!

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

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

Craig:

I have 2 issues for you today.

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

Second, is it OK for our consultants to refer in their report to guidance provided in the DOJ training materials? I ask this because I understood that some materials in the materials are considered confidential and we do not want to violate your confidentiality provisions. If there is a compromis position, such as having you review that portion of the consultants' report, then let me know.
Donsanto lists four types of election fraud: schemes to purposely and corruptly register voters who either do not exist, or who are known by the putative defendant to be ineligible to vote under applicable state law; schemes to cast, record or fraudulently tabulate votes for voters who do not participate in the voting act at all; schemes to corrupt the voting act of voters who do participate in the voting act to a limited extent; and, schemes to knowingly prevent voters qualified to vote from voting.

--- psims@eac.gov wrote:

> When I opened the attachment, I still had problems with the 4th paragraph.
> Would you please just send me that paragraph within the text of your email so that I can paste it into the document? --- Peggy
I resent the review as you see at the bottom. When I opened it and sent it there was no corrupted text.

--- psims@eac.gov wrote:
> Do you have text to replace the corrupted text in paragraph 4? --- Peggy

"Job Serebrov"
05/11/2006 03:17 PM
To
psims@eac.gov
cc
Subject
Re: Literature Summary

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----
Peggy sorry but I am out of town on the 18th of May. Good luck
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----

"Job Serebrov"
To psims@eac.gov
cc
Subject Conference Call

Peggy:

I would like to get this travel issue sorted out between us before the call at 4pm. While the hotel problem is applicable to both Tova and me, the ground travel is not. In any case, I will want to read the federal regulation on this before we speak. Please either send me the regulation that states I must travel by the least expensive means and that all alternative travel cost can not exceed this or give me the site.

Thanks,

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

Margaret Sims/EAC/GOV
To "Job Serebrov" @GSAEXTERNAL
cc twilkey@eac.gov, jthompson@eac.gov
Subject Re: Conference Call

Job:

I'm afraid I don't have time to look up the Federal travel regulation. I can refer to GSA Form 87, which is the Federal travel authorization form that is based on the travel regulations. There are two questions on this form that would apply to your situation:

- Question 14 asks, "Is the employee making any deviations from the authorized itinerary for personal convenience, taking any annual leave or using a different mode of transportation for personal convenience?"
• Question 17A asks, "Will POV be used for any travel between itinerary points? (If "Yes", check one box below and complete item 17B.)" This is followed by one check box with a statement, "Use of POV is advantageous to the government" and another check box that states, "Use of POV is not advantageous to the government. Use of POV has been determined to be for personal convenience and reimbursement limited to constructive cost of common carrier."

Line 17 B is used to note mileage rate. These provisions apply to our Commissioners, our staff, and our consultants. I understand that everyone has to make allowances for emergencies, but your emergency has not yet arrived, and may well arrive after the May 18 meeting. Furthermore, personal emergencies are considered personal matters. The government does not reimburse us for additional travel costs resulting from our need to address personal matters.

Because you are not a Federal employee and we recognize that airlines do not and hotels may not offer you government rate, we can reimburse the higher hotel rate so long as your total travel costs under the current contract do not exceed the total amount budgeted for travel reimbursement for this contract ($3,500).

Regarding the Working Group meeting, I am pleased that you recognize that convening the Working Group is a deliverable. You also should recall that the only reason Commission staff is involved in helping to set up this meeting is that you and Tova told me that the two of you did not have the resources to do it and that it would be better to have one central coordinator (i.e.; EAC). We have repeatedly talked about holding the meeting in DC because so many of our working group members are here and because we can support the meeting at EAC offices and stay within the EAC budget.

The date for the original Working Group meeting was presented by you and Tova to me in your work plan. As you know, many of the dates in the plan had to slide because the two of you indicated that you needed more time to complete the preliminary research to be presented at the meeting. Beginning in April, our teleconferences honed in on possible weeks for the meeting. May 18 is the only day all but Norcross could attend. Norcross was available only 2 days out of the three weeks we were considering. We are attempting to fill his slot with, the person you recommended, Pat Rogers.

We can discuss any remaining concerns you have regarding the participation of Perez and of Pat Rogers during this afternoon’s teleconference. --- Peggy

"Job Serebrov" <serebrov@sbcglobal.net>

05/09/2006 03:09 PM

To psims@eac.gov

cc

Subject Conference Call

Peggy:

I would like to get this travel issue sorted out between us before the call at 4pm. While the hotel problem is applicable to both Tova and me, the ground travel is not. In any case, I will want to read the federal regulation on this before we speak. Please either send me the regulation that states I must travel by the least expensive means and that all
alternative travel cost can not exceed this or give me the site.

Thanks,

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----
"Job Serebrov"
05/03/2006 01:48 PM
To psims@eac.gov, wang@tcf.org
cdromig@eac.gov
Subject Re: Working Group Meeting

Peggy:
I expect that since Norcross can't make it either you will try to get Rogers or cut one of Tova's folks.

Job

--- psims@eac.gov wrote:

> Job and Tova:
> As of now, the afternoon of Thursday, May 18 appears to be the best possible date for the meeting. Norcross is not available to attend in person that day (he is available only 2 days during the first three weeks of May). We won't have confirmation of the availability of Secretary Rokita until tomorrow --- but I am hopeful.
> I'll give you an update tomorrow. Maybe we can schedule a teleconference on Monday afternoon. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----
"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
04/26/2006 09:07 PM
To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation Project
Peg -- I'll have check. I am pretty well clogged next month.

What do you need Peg?

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed Apr 26 20:30:24 2006
Subject: Re: Voting Fraud-Voter Intimidation Project

Craig:
Are yu available any days in the third week of May? Peggy

----- Original Message ----- 
From: "Donsanto, Craig" [Craig.Donsanto@usdoj.gov] 
Sent: 04/03/2006 03:16 PM 
To: Margaret Sims 
Subject: RE: Voting Fraud-Voter Intimidation Project

Hello Peg!

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

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

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

I have 2 issues for you today.

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

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

Thanks!

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov
the Working Group and not the Commission and it never specifies where or when this is to take place. All this to say that while the contract does specify a Working Group meeting it does not specify that it must take place on any particular date or in a particular city. With that said, I have never heard of any federal travel requirements that would result in a loss of money because I decided to drive and not fly. In fact, that is why there is a an amount paid per mile. So I would like to see the federal regulation that forces me to take the least expensive transport and restricts all other ground transport costs to that figure.

As to hotels, based on Tova's research there are no rooms for under the $350 range per night. If you can find hotels that are less expensive but still carry the kind of bed I need for my back (either pillow top or a number bed) please do.

The issue of my dot today I have not had an update on his condition. But, as I previously stated, if he were to die or have an event while I was in DC, I would have to go to NYC meeting or no meeting.

Finally, neither Tova nor I have been satisfied about Mr. Perez and I have not been told whether Pat Rogers will be coming or one of Tova's people will not be.

In the end, I need to see the travel regulation that I requested above, I would like you to look into hotels for Tova and me that have the kind of bed I need and I would like to know about Perez and Rogers. In the mean time, I should have an update on my uncle by morning. I would also be happy to talk to Julie about the issues involved. I will take you up on your offer to process my travel expenses faster and I do not and never did expect you to get me a travel advance. I worked in international development and know what a headache those are to apply for on the state level.

Job

--- psims@eac.gov wrote:

> Job:
> > Folks here are concerned that your failure to show up in person to help conduct the meeting would be a breach of contract.
> > I also am concerned about the impression that your absence will leave with the Commissioners and with the VIPs coming to this meeting.
> > If you are concerned about delays in reimbursement caused by including the travel expenses in the personal services voucher, I can always process your request (with receipts) separately and earlier.
I can have staff here check to see if we can find hotel rooms at a more reasonable rate for you and Tova. (We recognize that you may not be able to obtain Federal government rate.) What I cannot do is offer a travel advance, which is not permitted for nonfederal employees, or offer to pay the difference between normal travel expenses and those incurred for personal convenience, when the latter is the higher amount.

I urge you to make your travel arrangements ASAP.

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

"Job Serebrov" 05/08/2006 01:41 PM

To
psims@eac.gov
cc

Subject
Re: Working Group

Given the information I have Peggy, that is not going to be financially possible. First, given Tova's info about the hotels, it is too much for me to front. Two to three days in DC would run around $1000 for the hotel alone. That does not count the two days on the road to get there and two days back. Second, if I can't charge the federal per mile allowance for the entire trip to DC and back and can only get the equivalent of plane fare, I will actually loose money.

I simply do not see how we can do this in person given the financial restrictions.
--- psims@eac.gov wrote:

Job:

I don't think we can put you on teleconference for 41/2 hours. We really need to have you here in person if you are to help conduct the Working Group meeting. You should make your travel arrangements ASAP. --- Peggy

"Job Serebrov"
05/08/2006 10:14 AM

To psims@eac.gov, wang@tcf.org
cc
Subject Re: Working Group

Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

--- psims@eac.gov wrote:

Hi, Folks:
Teleconference

Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have placed 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

- Maximum Lodging = $180 per day - does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
- Meals & Incidentals = $64 per day (except that $40 on the first and last day of travel)
- Mileage for Personally Owned Vehicle = $0.445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwards, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground
transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due

--- message truncated ---

Do you want me to call both Bob too?

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.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ---

"Tova Wang"
<wang@tcf.org>
04/26/2006 05:46 PM

05/11/2006 02:10 PM
Subject RE: Literature Summary

We accidentally left it out when we emailed all the summaries

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 1:09 PM
To: serebrov@sbcglobal.net
Cc: wang@tcf.org
Subject: Literature Summary

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

"Tova Wang"
He is representing Barbara Arnwine, and we have already established we are not disinviting anyone. We still don't know about Ginsburg yet anyway, right?

-----Original Message-----
From: Job Serebrov [mailto:serebrov@sbcglobal.net]
Sent: Thursday, May 11, 2006 2:36 PM
To: Tova Wang; psims@eac.gov
Cc: 
Subject: Re: new working group representative.

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

> is Jon Greenbaum
> Here's his info in full:
> http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm
> l
> He is the Director of the Voting Rights Project for
> the Lawyers Committee
> for Civil Rights. He will be representing Barbara
> Arnwine, the Executive
> Director of the Lawyers Committee.
> His contact and mailing info is:
> jgreenbaum@lawyerscommittee.org
> 202-662-8315
> 1401 New York Avenue, NW
> Suite 400
> Washington, DC 20005
> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
> 41 East 70th Street - New York, NY 10021
> phone: 212-452-7704 fax: 212-535-7534
> www.tcf.org, for the latest news,
> analysis, opinions, and events.
I resent the review as you see at the bottom. When I opened it and sent it there was no corrupted text.

--- psims@eac.gov wrote:

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

--- psims@eac.gov wrote:

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something wrong in the fourth paragraph (odd characters and missing text). Can you please send a replacement fourth paragraph? You can send it in an email and I will place it in the document. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ---

Margaret Sims/EAC/GOV
05/05/2006 01:59 PM
To "J. R. Perez" @GSAEXTERNAL
cc
Subject Re: Bio for Perez

Thanks, J.R. Great to have you on board! We will get back to you shortly regarding travel arrangements. The meeting materials will be sent by Federal Express next week.

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

"J. R. Perez"

05/05/2006 01:23 PM
To psims@eac.gov
cc
Subject Bio for Perez

Hi Peggy, it was nice talking with you today and I would be glad to try and add to the discussion. I am attaching a brief bio and will await your instructions for the travel arrangements. I look forward to receiving the current information on panel issues.

J.R. Perez
Elections Administrator
Guadalupe County

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ---
Barry:

Would you please provide an address to which we can Federal Express materials before the meeting? --- Peg

Barry:

It appears that the afternoon of Thursday, May 18 is best for a meeting of the working group. I know you
said you would not be available in the morning that day. If we started at 1 PM, would that be too soon for you?

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

List a vacancy---to be filled. If we don't hear from Ginsberg by late afternoon please call Braden.

Job

--- psims@eac.gov wrote:

> Job:
> > What do you suggest I do with the list of Working
> > Group members. I need
> > to get the Fed Ex packages out by the end of the
> > day, and have not heard
> > back from Ginsberg. Do you want me to list a
> > vacancy, or list Norcross
> > with a note that he cannot attend? If we find a
> > substitute, we can always
> > provide an updated list next Thursday. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

Peggy,

A possible hotel suggestion for Job might be the Sheraton College Park in Beltsville, MD. They have room availability for the nights of the 17th and the 18th for $159.00 a night.
They have what is called the Sheraton Sweet Sleeper Bed. More information at:


This hotel is a little out of the way but the members of the Asian Language Working Group and others have stayed there. The hotel does offer a shuttle to and from Reagan airport and the metro.

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

Devon:

Here is the information you need for the Fed Ex forms for Job and Tova.

Tova Wang

(Note that the package may be left with the doorman.)

Job Serebrov

OK. I'll be out of the office for the next three days, and mostly unavailable on Thursday and Friday as you know already. Tomorrow you can try me on my cell phone 917-656-7905. I'll try to check email when I can. Thanks Peg. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]  
Sent: Tuesday, May 02, 2006 4:41 PM  
To: wang@tcf.org
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

I hope to have a better idea tomorrow, if Rokita's office responds. If not, we'd better have a teleconference to discuss our options. --- Peggy

Tova Wang <wang@tcf.org>
05/02/2006 05:06 PM
To: dromig@eac.gov
cc psims@eac.gov
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

Can you please give me an idea where we are at with all this? I'd like to be able to figure out my schedule. Thanks -- and thanks for all your assistance on this. Tova

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 02, 2006 3:54 PM
To: wang@tcf.org
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

Yes, I have spoken to her assistant several times but today has been the first time that I have ever spoken to her assistant. We did get the information that we needed. Thanks for your help!

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----
"Tova Wang" <wang@tcf.org>
04/26/2006 04:39 PM
To: psims@eac.gov
cc
Subject: RE: interview analysis

I think I can help you at least with respect to Barbara. I'll be speaking to her today!

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

Attached, to add to the collection, is a summary overview of the interviews. Do you have that spreadsheet you were telling me about reflecting the times WG participants are available? If so, maybe we can talk soon? 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.

---

Hi Peg,
Here is the last summary of existing research. Please let us know how to proceed from here. 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.

Response to the CB Report FINAL.doc

--- Forwarded by Margaret Sims/EACGOV on 04/30/2007 04:23 PM ---

Margaret Sims/EACGOV  
05/04/2006 05:47 PM  
To wang@tcf.org@GSAEXTERNAL  
cc  
Subject Re: wg

Tova:

Rokita is available --- so the afternoon of May 18 it is. I will not disinvite anyone. I am trying to get Job's next choice (Pat Rogers) as a replacement for Norcross.

Monday appears to be out for a teleconference because Job will be unavailable that afternoon and I am scheduled for something else that morning. I'll check my schedule tomorrow and send a message to you and Job regarding other possible days and times. --- Peggy

Hi Peg,

Just wondering if you had any word from Rokita. Also, I wanted to let you know that I think disinviting members of the working group would be a very unwise and frankly embarrassing way of dealing with the problem of getting 100% attendance. I'm sure we'll talk before any decisions are made. As I said, I'm free on Monday. Thanks. Tova

--- Forwarded by Margaret Sims/EACGOV on 04/30/2007 04:23 PM ---

"Job Serbrrov"  
To
I would give him until Monday morning but I would also call Braden today and tell him there may be an opening for him on the WG and find out whether he is free.

--- psims@eac.gov wrote:

> I have placed another call to his office (after one previous call to his assistant and an email to him). I, too, am concerned about our dwindling chances. --- Peggy

> "Job Serebrov"
> 05/12/2006 03:06 PM
>
> To
> psims@eac.gov
> cc
>
> Subject
> Re: Fraud Definition

> Given the short time period, you may want to give Ginsberg a deadline. The longer we wait, the poorer our chances are of getting Braden.

> --- psims@eac.gov wrote:

> > I am reluctant to invite Braden until after I have received a "No" from Ginsberg. --- Peg

> > "Job Serebrov"
> > 05/12/2006 02:33 PM
>
> To
> psims@eac.gov
> cc
>
> Subject
> Re: Fraud Definition
Sounds good to me. If not Ginsburg try Braden.

--- psims@eac.gov wrote:

I will add "DRAFT" to the definition and, yes, the WG will have suggestions. I do plan to send packets to you and Tova containing the same materials being provided to the WG. I haven't sent anything yet because I was hoping to finalize the WG list for inclusion. (Still waiting for a response from Ginsberg.) Regarding Tova's response, we may want to have a very short meeting after the WG disperses, followed by a teleconference the following Monday afternoon. Tuesday is bad for me because I'll be out of the office attending a series of EAC meetings that begin that day. --- Peggy

This is ok, given the fact that the WG may have suggestions. Will you be sending us the same packets that you are sending the WG? Also, I figure with Tova's response we will need to have a teleconference on the report once I return to Little Rock. We
will

need to do it that following Monday or Tuesday.

--- psims@eac.gov wrote:

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 04:23 PM ---

"Job Serebrov"

To psims@eac.gov

cc

Subject Case Summaries
The bed is not what I need and Beltsville is a bit far out.

--- psims@eac.gov wrote:

> Why is the hotel suggestion not workable? (I need to know as we continue our search.) -- Peg

> Peggy:

> Pat just e-mailed me. He has something he can't move on the 18th. So I am now down one person and still no good hotel situation. Devon's suggestion is not workable.
According to the Commissioners, you and Tova each got to pick three members of the Working Group. The Commission guidance regarding this particular member follows:

4 people from the Academic, Legal and Advocacy sectors - 2 to be chosen by Tova and 2 to be chosen by Job.

This issue of allowing a designee relates to Tova's pick.

As I understand it, we are working on a replacement for Norcross. If Ginsberg is not viable, how about Mark Braden, who includes public integrity in his areas of specialization. I would not try and stir up other members of the Working Group, if I were you. The effort is likely to come back and bite you.

"Job Serebrov""Job Serebrov"

--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

> "Job Serebrov"
> 05/11/2006 03:36 PM
>
> To "Tova Wang" <wang@tcf.org>, psims@eac.gov
> cc
I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

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

Tom: I understand that EAC hired a court reporter for the Asian Language Working Group meeting. I would like to do the same for the May 18 Voting Fraud-Voter Intimidation Working Group meeting, but I did not include funds in my budget for this service. Do we have funds that could be used for this purpose? (See Devon's cost estimate below.) --- Peggy
Peggy,

I spoke to the people who usually handle the EAC court reporting. They charge $9.00 per page with an average of 40 pages per hour. This service would cost about $1800.00.

The turn around time for the transcript is 10 to 15 days. The transcripts comes in a bound paper copy and an electronic copy.

I can also check around for different prices.

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

FYI

--- "Patrick J. Rogers" wrote:

> Subject: RE: Working Group meeting
> Date: Tue, 9 May 2006 07:42:44 -0600
> From: "Patrick J. Rogers"
> To: "Job Serebrov"
> Job--maybe. I will call you and/or Ms. Sims tomorrow. Depositions all
day today. Thanks, Pat
> What's the best number to call you tomorrow?
> Patrick J. Rogers
> Modrall, Sperling, Roehl, Harris & Sisk, P.A.
-----Original Message-----
From: Job Serebrov [mailto:]
Sent: Monday, May 08, 2006 9:41 PM
To: Patrick J. Rogers
Subject: Working Group meeting

Pat:

The working group meeting for the voter fraud project is scheduled for May 18th in DC but David Norcross can't attend. Could you come? If so, we need to arrange travel and a hotel for you.

Regards,

Job

---------------------------------------------------------------
Modrall, Sperling, Roehl, Harris & Sisk, P.A.

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. If the reader of this message is not the intended recipient or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination or copying of this communication is strictly prohibited. If you have received this electronic transmission in error, please delete it from your system without copying it, and notify the sender by reply e-mail or by calling 505.848.1800, so that our address record can be corrected. Thank you.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----
Margaret Sims/EAC/GOV
05/09/2006 11:40 AM To Serebrov
cc
As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State’s colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.)

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

Guadalupe County is small but growing. In 2004, the county had over 85 thousand registered voters (a number more than doubled the number of registered voters in 1988). A third of the county’s population claims Hispanic or Latino origin, according to the U.S. Census Bureau. The county is in south central Texas and is bordered by Comal, Hays, Cladwell, Gonzales, Wilson, and Bexar counties. In the 1980s, the county was predominately a farming community; but in recent years, many people have moved from San Antonio (Bexar County) to Guadalupe County, preferring to live in Guadalupe County and work in Bexar County.

--- Peggy

tax elec admin-appt-partisan restrictions.doc
Peggy:

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

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

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----
Margaret Sims/EAC/GOV
05/09/2006 11:38 AM
To Tova Andrea Wang
cc
Subject Fw: Case Summaries

Had you seen this? — Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/09/2006 11:38 AM -----
"Job Serebrov"
05/08/2006 09:30 AM
To psims@eac.gov
cc
Subject Case Summaries

Peggy:

Please add this to the packet.

Job
The teleconference is on. However, I am still one person down for the meeting and I am not comfortable. This will have to be discussed since from the start it was agreed that the WG would be equal and if I lost a person Tova would have to loose one. Further and most importantly, I don't yet have a hotel so my attendance is still up in the air. Finally, the agenda is not what we discussed and gives far too much time for areas that can be covered in a short time. Not listed are all of the questions that Tova's proposed agenda had. All in all, it needs to be redone.

--- psims@eac.gov wrote:

> I assume that we are still on for today's
> teleconference at 11 AM EST. I
> will call you. I have attached a draft agenda for
> your review and
> comment. --- Peggy
>

I have given Adventure Travel the necessary credit card authorization on this. Devon please follow-up with the reservations etc.

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

Margaret Sims/EAC/GOV
Diana:

The following members of the Working Group for our Voting Fraud/Voter Intimidation research project will need to make travel arrangements in order to attend an afternoon meeting of the group on May 18 in Washington, DC:

Mark "Thor" Hearne - St Louis, MO
J.R. Perez - Seguin, TX
The Honorable Todd Rokita - Indianapolis, IN
Kathy Rogers - Atlanta, GA

I may have one additional member from Albuquerque, NM confirmed early next week.

May these people use Adventure Travel to make these arrangements in the same manner as the Asian Language Working Group? I understand the members of that group made hotel and flight arrangements through Adventure Travel and that these costs were billed directly to EAC. We did plan for EAC to pay for the travel of the Voting Fraud/Voter Intimidation Working Group (budgeted under Research). Devon will prepare their travel authorizations.

Peggy Sims
Election Research Specialist
Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

--- psims@eac.gov wrote:

> Hi, Folks:
> 
> Teleconference
> Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.
> 
> Working Group Members
> We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.
> 
> Travel Arrangements
> You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:
> 
> Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
> Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
> Mileage for Personally Owned Vehicle = $ .445 per mile
> 
> Under the new contract, I do not have to fill out a
travel authorization
for you. I can approve your trip via email.
Afterwords, when you turn in
your next pay voucher, you can attach the airline
receipt (or mileage
documentation), hotel receipt(s), and ground
transportation receipts and a
copy of any printed itineraries. Calculate the
total travel expenses due
you, including applicable per diem. I do not need
meal receipts.
Job, under Federal travel regulations, deviations
for personal reasons are
not normally accommodated. What you can do,
however, is to give me a
comparison of the cost of roundtrip mileage, hotel,
and per diem of doing
it your way against the cost of a roundtrip flight,
ground transportation,
hotel, and per diem. If your way costs less, it
should be no problem to
cover the full cost. If your way is more expensive,
we may only pay up to
the amount of traditional travel. (The same rules
apply to me when I
travel.) If you can tell me where, other than DC,
you will spend the
night, I can check on applicable per diem rates.

Peggy
I need to run to West Little Rock so you can get me on my cell if you want to talk.

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

Margaret Sims/EAC/GOV

To: Job Serebrov

cc

Subject: Working Group List

Job:

What do you suggest I do with the list of Working Group members. I need to get the Fed Ex packages out by the end of the day, and have not heard back from Ginsberg. Do you want me to list a vacancy, or list Norcross with a note that he cannot attend? If we find a substitute, we can always provide an updated list next Thursday. --- Peggy

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

"Tova Wang" <wang@tcf.org>

To: psims@eac.gov

cc

Subject: RE: Material I may not have included

--- Original Message ---
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 3:23 PM
To: wang@tcf.org
Subject: Re: Material I may not have included

Would these go under literature review or news article review? --- Peggy

"Tova Wang" <wang@tcf.org>

05/10/2006 11:45 AM

To: psims@eac.gov

cc serebrow@sbcglobal.net, dromig@eac.gov

Subject: Material I may not have included
Peg,

Correct me if I'm wrong, but I think I omitted sending you these specific summaries that are based on complex cases that could not be adequately described within the confines of the nexis article excel spreadsheets. If we can, these should be included, probably on the disc. Sorry.

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.

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

Margaret Sims/EAC/GOV
05/11/2006 11:45 AM
To Job Serebrov
cc
Subject Court Case Charts

Job
In preparing the CDs, we have run across the following files that appear to be duplicates. Which ones should go on the CD? --- Peggy

Chart Election Accessible.doc  Chart Vote Inaccessible.doc
Chart Denial Voter Registrat.doc  Chart Denial Voter Registrat2.doc
Chart Provisional Ballot Den.doc  Chart Provisional Ballot Den2.doc

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

"Job Serebrov"
05/09/2006 12:03 PM
To psims@eac.gov
cc
Subject Re: Working Group-Perez

Here is the issue---four of the five people who
selected Perez are Republicans. If the shoe were on the other foot I would be uncomfortable. This one is up to Tova to call but I am not sure that he can be neutral.

--- psims@eac.gov wrote:

> OK, I get it. The text in the attachment follows:
> EXCERPTS FROM TEXAS ELECTION CODE
> SUBCHAPTER B. COUNTY ELECTIONS ADMINISTRATOR
> ***
> § 31.032. APPOINTMENT OF ADMINISTRATOR; COUNTY ELECTION COMMISSION.
> (a) The position of county elections administrator is filled by appointment of the county election commission, which consists of:
> (1) the county judge, as chair;
> (2) the county clerk, as vice chair;
> (3) the county tax assessor-collector, as secretary; and
> (4) the county chair of each political party that made nominations by primary election for the last general election for state and county officers preceding the date of the meeting at which the appointment is made.
> (b) The affirmative vote of a majority of the commission's membership is necessary for the appointment of an administrator.
> (c) Each appointment must be evidenced by a written resolution or order signed by the number of commission members necessary to make the appointment. Not later than the third day after the date an administrator is appointed, the officer who presided at the meeting shall file a signed copy of the resolution or order with the county clerk. Not later than the third day after the date the copy is filed, the county clerk shall deliver a certified copy of the resolution or order to the secretary of state.
> (d) The initial appointment may be made at any time after the adoption of the order creating the position.
> ***
> § 31.035. RESTRICTIONS ON POLITICAL ACTIVITIES.
> (a) A county elections administrator may not be a candidate for a public office or an office of a political party,
hold a public office, or hold an office of or position in a political party. At the time an administrator becomes a candidate or accepts an office or position in violation of this subsection, the administrator vacates the position of administrator.

(b) A county elections administrator commits an offense if the administrator makes a political contribution or political expenditure, as defined by the law regulating political funds and campaigns, or publicly supports or opposes a candidate for public office or a measure to be voted on at an election. An offense under this subsection is a Class A misdemeanor. On a final conviction, the administrator's employment is terminated, and the person convicted is ineligible for future appointment as county elections administrator.

"Job Serebrov" 05/09/2006 11:38 AM

To psims@eac.gov

Subject Re: Working Group-Perez

The code attachment did not work that is what I meant by it did not come through.

--- psims@eac.gov wrote:

Did you look at the attached excerpts from Texas Code? --- Peggy

"Job Serebrov" 05/09/2006 11:23 AM

To psims@eac.gov

cc
We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

--- psims@eac.gov wrote:

As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic.

I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and
> restrictions on partisan
> activity.)
> Any experienced Texas election official will be
> familiar with voting fraud
> and voter intimidation schemes used in that
> State.
> Mr. Perez has over 13
> years experience as a county Election
> Administrator
> in Texas. You won't
> find many news articles mentioning him because
> he
> has kept his nose clean.
> (The Texas press, as in many other parts of the
> country, prefers to
> report bad news.) Mr. Perez is plugged into the
> association of Texas
> election officials and the two largest
> organizations
> of election officials
> in this country: the International Association
> of Clerks, Recorders,
> Election Officials and Treasurers (IACREOT); and

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

"Tova Wang"<wang@tcf.org> To psims@eac.gov
05/11/2006 01:59 PM cc
Subject RE: research summaries

Job did this one

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 12:56 PM
To: wang@tcf.org
Subject: Re: research summaries

Something is wrong in the fourth paragraph of the Federal Election Crime summary. Do you know what it is supposed to say there?

"Tova Wang"<wang@tcf.org>

05/11/2006 01:30 PM To psims@eac.gov, dromig@eac.gov

00339
I have the feeling we didn’t include these in the original batch I sent you. Could you double check and if not, would you please include them in the existing research materials? Sorry and thanks. I’m kind of doing all of this on my own in case you couldn’t tell. List is coming...

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

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Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
Margaret Sims/EAC/GOV
05/11/2006 11:16 AM
To Job Serebrov, Tova Andrea Wang
cc
Subject Rev Agenda for Working Group Meeting

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
Margaret Sims/EAC/GOV
05/09/2006 02:48 PM
To Adam Ambrogi/EAC/GOV
cc
Subject Fw: Working Group-Perez

Adam:
J.R. Perez’s resume is attached, and I have forwarded my last explanatory email to Job in answer to his concerns. I will tell Tova not to contact Ray, but that she may talk with you about this issue. Thanks! --- Peggy

------
00340
As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.)

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--- Peggy

--- Peggy
Peggy:

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

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

Job

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

"Job Serebrov"

To psims@eac.gov

05/11/2006 04:35 PM

Subject Re: new working group representative

--- psims@eac.gov wrote:

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

"Job Serebrov"
05/11/2006 03:53 PM

To
psims@eac.gov
cc

Subject
Re: new working group representative

I really don't care if he represents the
organization
or not. What mixed race? The entire discussion was
because Arnwine was African-American. If you are
going
to invite him without first having a replacement for
my side, I may have to call Thor and Todd and
discuss
all of this.

--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing
> her. He works for her
> organization and is of mixed race. --- Peggy

"Job Serebrov"
05/11/2006 03:36 PM

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

Subject
Re: new working group representative

I have an objection to Greenbaum. While I realize
he
comes from an advocacy group, he is not a minority
attorney and we already have a rep who worked with
DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

> > is Jon Greenbaum
> >
> > Here's his info in full:
> >
> >
> > http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm
> >
> >
> > l
> >
> > He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.
> >
> > His contact and mailing info is:
> >
> > jgreenbaum@lawyerscommittee.org
> > 202-662-8315
> > 1401 New York Avenue, NW
> > Suite 400
> > Washington, DC 20005
> >
> > Tova Andrea Wang
> > Democracy Fellow
> > The Century Foundation
> > 41 East 70th Street - New York, NY 10021
> > phone: 212-452-7704 fax: 212-535-7534
> >
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> > <mailto:join-tcfmain@mailhost.groundspring.org>
> > Click here to receive our weekly e-mail updates.
When I opened the attachment, I still had problems with the 4th paragraph. Would you please just send me that paragraph within the text of your email so that I can paste it into the document? --- Peggy

I resent the review as you see at the bottom. When I opened it and sent it there was no corrupted text.

--- psims@eac.gov wrote:

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

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

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

"Job Serebrov"
04/24/2006 12:41 PM
To psims@eac.gov
cc
Subject Re: Voucher

Ok. Thanks

--- psims@eac.gov wrote:

> Job:
> I've signed and submitted your voucher. I had to correct the contract date. (It is 2/26/06, not 4/22/06.) Everything else looked great. --- Peggy

We are still on for 4 PM. Ray is out of the office due to a family emergency, so I suggest you NOT contact him. You may contact his Special Assistant, Adam Ambrogi (aambrogi@eac.gov or 202-566-3105), who also hails from Texas. --- Peggy

"Tova Wang" <wang@tcf.org>

"Tova Wang" <wang@tcf.org>
05/09/2006 12:08 PM
To psims@eac.gov, serebrov@sbcglobal.net
cc
We are still doing the 4 pm call, right? We can discuss it more then. Would it be OK if I see if Ray knows this person? Thanks. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 09, 2006 10:14 AM
To: wang@tcf.org
Cc: Tova
Subject: Re: Working Group-Perez

As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State. Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted at that organization's conferences. His peers in IACREOT and The Election Center have selected his submissions on web presentations (IACREOT) and his professional practices papers (Election Center) for awards. Mr. Perez also has access to information from other States through his membership in IACREOT and The Election Center. He also has a sense of humor, which you will note if you access the staff web page on the Guadalupe County Elections web site and hear the Mission Impossible theme ... something that might be useful in the upcoming meeting.

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

--- Peggy
Peggy:

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

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

Job

Dear Mr. Ginsberg:

This is to confirm my call to your office this morning inviting you to be a member of and attend the upcoming meeting of the U.S. Election Assistance Commission's (EAC) Working Group on Voting Fraud-Voter Intimidation. The meeting is scheduled to take place from 1:00 PM to 5:30 PM on Thursday, May 18th, 2006 at the offices of the U.S. Election Assistance Commission (EAC), 1225 New York Avenue, NW, 11th Floor, Washington, DC.

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

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

EAC's Board of Advisors recommended that the agency make research on these matters a high priority. Subsequently, the Commission contracted with two consultants (Job Serebrov and Tova Wang) to:
• develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
• perform background research (including Federal and State administrative and case law review), identify current activities of key government agencies, civic and advocacy organizations regarding these topics, and deliver a summary of this research and all source documentation;
• establish a project working group, in consultation with EAC, composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation;
• provide the description of what constitutes voting fraud and voter intimidation, and the results of the preliminary research to the working group, and convene the working group to discuss potential avenues for future EAC research on this topic; and
• produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future research, if any;

We strive to include bipartisan representation on the Working Group associated with this project. You were recommended for this project by our Republican consultant, Job Serebrov. Your ideas for possible EAC activities related to this topic will help the agency as it plans future actions to meet its HAVA responsibilities.

If you can find the time in your busy schedule to participate, I will have an information packet delivered to your office by COB, Monday, May 15. Please let me know if you are available. Thank 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 04:22 PM ----

Margaret Sims/EAC/GOV
05/10/2006 09:25 AM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject Re: arnwine

I'm checking on this. Will get back to you as soon as I have more info. --- Peggy

"Tova Wang" <wang@tcf.org>

"Tova Wang"
<wang@tcf.org>
05/09/2006 05:28 PM
To psims@eac.gov
cc
Subject arnwine
She definitely cannot do it. Would you please find out if Wade Henderson would be possible? Now it's my turn to be upset!!! 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.
Here is the second batch of my archived email related to the vote fraud study.

Peg Sims

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM -----

Aletha Barrington/CONTRACTOR/EAC/GOV

To wang@tcf.org, S
cc Margaret Sims/EAC/GOV@EAC

Subject Voting fraud/Voter intimidation

Good afternoon:

I like to introduce myself, I am Aletha Barrington, the new Contract Assistant, I will be replacing Nicole Mortellito. You may address any questions regarding the Voting Fraud/Voter Intimidation Contract to me as well as cc all monthly reports. Thank you and I look forward to working with you!

Aletha Barrington
(202) 566-2209

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM -----

Margaret Sims/EAC/GOV

To Sarah Ball Johnson
cc wang@tcf.org, ecortes@eac.gov

Subject Voting Fraud-Voter Intimidation Teleconference 4-19-06

Hi, Sarah:

Thank you for agreeing to be interviewed on Wednesday, April 19, by the consultants for EAC's initial research on voting fraud and voter intimidation, Job Serebrov and Tova Wang. Our consultants are conducting interviews as part of preliminary research to determine how EAC may best meet the requirements of Section 241(b)6 and 7 of the Help America Vote Act of 2002. As you may recall, Section 241 requires EAC to conduct research on election administration issues, including the development of:

- nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office; and
- methods of identifying, deterring, and investigating methods of voter intimidation.

This is what I need you (and the Secretary, if he is available) to do:

- At approximately 11 AM EST on April 19, call 1-866-222-9044.
- At the prompt for the pass code, enter 62209.
Tova and Job will join you on the line. We have arranged for the line to be open for an hour, with 10 minutes extra on the front end (for folks who have not synchronized their watches).

You mentioned that Secretary Grayson may be using a cell phone. Our teleconference provider has given us the following information regarding the use of cell phones during the teleconference:

- Signals are often in and out and the audio bridging equipment cannot compensate fast enough by adjusting the signal. This affects all participants connected. If participants must use a cell phone - they should be stationary in a location where they can pick up the other participants, moving while using a cell phone causes the signal to go in and out and often will pick up extraneous electrical signals that will cause heavy static on the call.
- The cell phone should be well charged and muted, if possible, until the individual is ready to speak.
- If there is a problem, anybody who dials into a conference can contact the operator/technicians by simply pressing *0 (star zero). This information is part of the recording when individuals are dialing in.

If you have any problems accessing the teleconference, please call Edgardo Cortés. You can reach him at 1-866-747-1471 (toll-free) or 202-566-3126. He can contact our service provider to correct any problems. (I will be on my way to Seattle and unable to help.)

Thanks, again!

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 04:28 PM ---

"Tova Wang"
<wang@tcf.org> To psims@eac.gov
04/17/2006 01:34 PM cc
Subject RE: Interviews

Actually, 11 EST would be better. Thanks.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 17, 2006 10:49 AM
To: wang@tcf.org
Subject: Interviews

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/17/2006 11:45 AM -----
I can't do it Friday but Wednesday is ok.

--- psims@eac.gov wrote:

> Tova and Job:
> > I've passed Tova's request on to Craig.
> > Also, Sarah Ball Johnson, KY, finally called back
> > to say she would be
> > available Wednesday through Friday this week and
> > next week for the
> > interview. Which day and time is best for you and
> > Job?
> > --- Peggy

> wang@tcf.org
> 04/16/2006 11:39 AM
> > To
> > psims@eac.gov
> > cc
> > "Tova Wang" <wang@tcf.org>
> > Subject
donsanto again

> Hi Peg,
> Happy Easter!
> Would it be possible to talk to Mr. Donsanto about
> this latest initiative,
> or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm
>
Ms. Rivers,

My name is Devon Romig and I am writing to you on behalf of the Election Assistance Commission. I believe that you have been contacted previously by our consultant Job Serebrov about the Voting Fraud/Voter Intimidation Project Working Group that we are organizing.

We are in the process of setting a date for this event and we would appreciate any suggestions that you may contribute based upon Mr. Norcross's availability in the month of May. The proposed dates are May 1, 2, 3, 8, 9, 10, 11, 12, 15, 16, 17, 18, 19. The meeting will only last for one day. Please let me know any and all of the listed dates that will work with Mr. Norcross's schedule.

Also, I tried to contact you by phone but I received a disconnected notification. Could you please provide me with your most current contact information?

Feel free to call or email me with any questions.

Thanks!

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

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ---

Hi Peg,

I think I might have told you only that I am unavailable on the 5th. I'm actually unavailable on the 4th as well. Any news on this front? We should also arrange a conference call next week about preparing for the meeting, don't you think? Thanks Tova

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
Peg, I hope we will be able to review the binders you put together before they get sent out. Thanks. Just one more research summary to come Monday. Tova

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM -----
"Tova Wang"
<wang@tcf.org>  
04/21/2006 12:18 PM
To psims@eac.gov
cc
Subject existing research summaries 3 (final)

I will now begin sending several emails with material for the working group meeting. Peg, we still have not heard back from you on whether you like the agenda. I have attached it again. With respect to the interview and research summaries, would you both please review them to make sure there are no glaring mistakes?

Are we going on a hiatus next week? I'm a little confused about what happens from here. Tova

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM -----
"Tova Wang"
<wang@tcf.org>  
04/21/2006 11:03 AM
To psims@eac.gov, "Job Serebrov"  
cc
Subject wg materials
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.

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

Peggy,
I am attaching a link to a recent book published by a Kentucky History Professor, Tracy Campbell, which details voter fraud on state and national level. It is very interesting reading.
http://www.amazon.com/gp/product/078671591X/sr=8-1/qid=1145390029/ref=pd_bbs_1/103-8923253-6647806?%5Fencoding=UTF8

Sarah Ball Johnson
Executive Director
Hi, Sarah:

Thank you for agreeing to be interviewed on Wednesday, April 19, by the consultants for EAC's initial research on voting fraud and voter intimidation, Job Serebrov and Tova Wang. Our consultants are conducting interviews as part of preliminary research to determine how EAC may best meet the requirements of Section 241(b)6 and 7 of the Help America Vote Act of 2002. As you may recall, Section 241 requires EAC to conduct research on election administration issues, including the development of:

- nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office; and
- methods of identifying, deterring, and investigating methods of voter intimidation.

This is what I need you (and the Secretary, if he is available) to do:

- At approximately 11 AM EST on April 19, call 1-866-222-9044.
- At the prompt for the pass code, enter 62209.

Tova and Job will join you on the line. We have arranged for the line to be open for an hour, with 10 minutes extra on the front end (for folks who have not synchronized their watches).

You mentioned that Secretary Grayson may be using a cell phone. Our teleconference provider has given us the following information regarding the use of cell phones during the teleconference:

- Signals are often in and out and the audio bridging equipment cannot compensate fast enough by adjusting the signal. This affects all participants connected. If participants must use a cell phone – they should be stationary in a location where they can pick up the other participants, moving while using a cell phone causes the signal to go in and out and often will pick up extraneous electrical signals that will cause heavy static on the call.
- The cell phone should be well charged and muted, if possible, until the individual is ready to speak.
- If there is a problem, anybody who dials into a conference can contact the operator/technicians by simply pressing *0 (star zero). This information is part of the recording when individuals are dialing in.
If you have any problems accessing the teleconference, please call Edgardo Cortés. You can reach him at 1-866-747-1471 (toll-free) or 202-566-3126. He can contact our service provider to correct any problems. (I will be on my way to Seattle and unable to help.)

Thanks, again!

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
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

"Johnson, Sarah Ball (SBE)" <SarahBall.Johnson@ky.gov>

04/18/2006 04:02 PM
cc
Subject RE: Voting Fraud-Voter Intimidation Teleconference 4-19-06

Peggy,
I am attaching a link to a recent book published by a Kentucky History Professor, Tracy Campbell, which details voter fraud on state and national level. It is very interesting reading.
http://www.amazon.com/gp/product/078671591X/sr=8-1/qid=1145390029/ref=pd_bbs_1/103-8923253-6647806?%5Fencoding=UTF8

Sarah Ball Johnson
Executive Director
State Board of Elections
140 Walnut Street
Frankfort, KY 40601
(502) 573-7100
(502) 330-2734-cell
(502) 573-4369-fax

NOTICE: This electronic mail transmission is for the use of the named individual or entity to which it is directed and may contain information that is privileged or confidential. It is not to be transmitted to or received by anyone other than the named addressee (or a person authorized to deliver it to the named addressee). It is not to be copied or forwarded to any unauthorized persons. If you have received this electronic mail transmission in error, delete it from your system without copying or forwarding it, and notify the sender of the error by replying via email or by calling the Kentucky State Board of Elections at (502) 573-7100, so that our address record can be corrected.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 17, 2006 4:34 PM
To: Johnson, Sarah Ball (SBE)
Cc: wang@tcf.org; ecortes@eac.gov
Subject: Voting Fraud-Voter Intimidation Teleconference 4-19-06
Hi, Sarah:

Thank you for agreeing to be interviewed on Wednesday, April 19, by the consultants for EAC's initial research on voting fraud and voter intimidation, Job Serebrov and Tova Wang. Our consultants are conducting interviews as part of preliminary research to determine how EAC may best meet the requirements of Section 241(b)6 and 7 of the Help America Vote Act of 2002. As you may recall, Section 241 requires EAC to conduct research on election administration issues, including the development of:

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Thanks, again!

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
e-mail: psims@eac.gov
Are you two still available for the conference call we had scheduled for this afternoon at 4 PM EST/3 PM CST? --- Peg

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM -----

"Tova Wang"
<wang@tcf.org>
04/21/2006 11:09 AM

To psims@eac.gov, "Job Serebrov"

cc

Subject interview summaries 3

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.

Interview with Lori Minnite.doc Interview with Neil Bradley final.doc Interview with Nina Perales final.doc

Interview with Pat Rogers.doc Interview with Rebecca Vigil-Giron.doc Interview with Sarah Bell Johnson.doc

Interview with Steve Ansolochoere and Chandler Davidson.doc Interview with Tracy Campbell.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM -----

Margaret Sims/EAC/GOV
04/19/2006 03:31 PM

To "Job Serebrov" "Tova Andrea Wang" <wang@tcf.org>

cc

Subject Recent email from Aletha Barrington

Please ignore the message sent to you today by Aletha Barrington. It was sent in error. As COR for this project, I remain your primary contact. Thanks.

Peggy

-----------------------------
Sent from my BlackBerry Wireless Handheld
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.

indiana litigation - official.doc Section 5 Recommendation Memorandum summary.doc Securing the Vote.doc Shattering the Myth.doc
Steal this Vote Review final.doc stealing elections review.doc

I have just forwarded to you the Feb 3 email I sent to EAC Staff.

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

Edgardo Cortes/EAC/GOV
What is the contact info for our conference call provider in case we run into trouble at the start of the call? Nicole used to handle conference calls and I am not sure who I would speak to in that instance. Please let me know. Thanks.

Edgardo Cortés
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave. NW, Ste. 1100
Washington, DC 20005
866-747-1471 toll free
202-566-3126 direct
202-566-3127 fax
e cortes@eac.gov
Margaret Sims/EAC/GOV
Margaret Sims/EAC/GOV
04/17/2006 04:33 PM

Hi, Sarah:

Thank you for agreeing to be interviewed on Wednesday, April 19, by the consultants for EAC's initial research on voting fraud and voter intimidation, Job Serebrov and Tova Wang. Our consultants are conducting interviews as part of preliminary research to determine how EAC may best meet the requirements of Section 241(b)6 and 7 of the Help America Vote Act of 2002. As you may recall, Section 241 requires EAC to conduct research on election administration issues, including the development of:

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- methods of identifying, deterring, and investigating methods of voter intimidation.

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Thanks, again!

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 202-566-3126
Fax: 202-566-3127
e-mail: psims@eac.gov

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ---
"Tova Wang"
<wang@tcf.org>
04/21/2006 11:05 AM
To psims@eac.gov, "Job Serebrov"
cc
Subject summaries of interviews

Part 1. I'm going to try not to overload

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

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Click here to receive our weekly e-mail updates.

Interview Justice Stratton.doc Interview w Tony Sirvello FINAL.doc
"Job Serebrov"
To psims@eac.gov
cc
Subject Re: Conference Call This Afternoon

Yes but it needs to go no longer then 30 mins

--- psims@eac.gov wrote:

> Are you two still available for the conference call
> we had scheduled for
> this afternoon at 4 PM EST/3 PM CST? --- Peg

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ----
Devon E. Romig/EAC/GOV
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Voting Fraud/Voter Intimidation Project Working Group

Yes, she is the assistant to David A. Norcross and she is unavailable until Monday. I spoke with the woman who is filling in for her this week and she does not have access to Mr. Norcross's schedule.

Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
To Devon E. Romig/EAC/GOV@EAC
cc
Subject Re: Voting Fraud/Voter Intimidation Project Working Group

Was this message sent to someone's assistant? We have no one named Rivers on our working group. Peggy
Ms. Rivers,

My name is Devon Romig and I am writing to you on behalf of the Election Assistance Commission. I believe that you have been contacted previously by our consultant Job Serebrov about the Voting Fraud/Voter Intimidation Project Working Group that we are organizing.

We are in the process of setting a date for this event and we would appreciate any suggestions that you may contribute based upon Mr. Norcross's availability in the month of May. The proposed dates are May 1, 2, 3, 8, 9, 10, 11, 12, 15, 16, 17, 18, 19. The meeting will only last for one day. Please let me know any and all of the listed dates that will work with Mr. Norcross's schedule.

Also, I tried to contact you by phone but I received a disconnected notification. Could you please provide me with your most current contact information?

Feel free to call or email me with any questions.

Thanks!

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377
Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704  fax: 212-535-7534

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-absentee nexis chart 2.xls ‘dead’ voters and multiple voting nexis chart.xls deceptive practices nexis chart.xls

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM -----

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Democracy Fellow
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methodology -- official.doc  

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ---  

"Tova Wang"  
<wang@tcf.org>  
04/21/2006 11:22 AM  
To psims@eac.gov, "Job Serebrov"  
cc  
Subject methodology review  

I sent the wrong version! Please use this one.  

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.  

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And there will be one more forthcoming next week.

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Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.
Was this message sent to someone's assistant? We have no one named Rivers on our working group. Peggy

Sent from my BlackBerry Wireless Handheld
Devon E. Romig

From: Devon E. Romig
Sent: 04/19/2006 12:24 PM
To: 
Cc: Margaret Sims
Subject: Voting Fraud/Voter Intimidation Project Working Group

Ms. Rivers,

My name is Devon Romig and I am writing to you on behalf of the Election Assistance Commission. I believe that you have been contacted previously by our consultant Job Serebrov about the Voting Fraud/Voter Intimidation Project Working Group that we are organizing.

We are in the process of setting a date for this event and we would appreciate any suggestions that you may contribute based upon Mr. Norcross's availability in the month of May. The proposed dates are May 1, 2, 3, 8, 9, 10, 11, 12, 15, 16, 17, 18, 19. The meeting will only last for one day. Please let me know any and all of the listed dates that will work with Mr. Norcross's schedule.

Also, I tried to contact you by phone but I received a disconnected notification. Could you please provide me with your most current contact information?

Feel free to call or email me with any questions.

Thanks!

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377
Tova Andrea Wang  
Democracy Fellow  
The Century Foundation  
41 East 70th Street - New York, NY 10021  
phone: 212-452-7704  fax: 212-535-7534  

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Interview with Heather Dawn Thompson.doc  Interview with Jason Torchinsky final.doc  Interview with Joe Rich.doc  
Interview with Joe SandlerFINAL.doc  Interview with John Ravitz.doc  Interview with John Tanner.doc  
Interview with Kevin Kennedy.doc

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---

Margaret Sims/EAC/GOV  
04/17/2006 04:39 PM  To  Diana Scott  
cc  
Subject  Teleconference Requested

Diana:

This is just to let you know that I have requested a teleconference on Wednesday, April 19, from 11 AM to Noon EST. I asked for 6 lines to accommodate our research consultants and the folks that they will be interviewing for our Voting Fraud/Voter Intimidation project.

Peggy Sims  
Election Research Specialist

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---

"Tova Wang"  
<wang@tcf.org>  
04/17/2006 12:28 PM  To  psims@eac.gov  
cc  
Subject  RE: Interviews
I know you preferred Friday, but Job is not available then. He also said he is not available next week. Do you have any time available this Wednesday? --- Peggy

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

--- psims@eac.gov wrote:

> Tova and Job:
> Tova's request on to Craig.
> Also, Sarah Ball Johnson, KY, finally called back to say she would be available Wednesday through Friday this week and next week for the interview. Which day and time is best for you and Job?
> --- Peggy
> wang@tcf.org
> 04/16/2006 11:39 AM
> To psims@eac.gov
> cc
> "Tova Wang" <wang@tcf.org>
Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----

"Tova Wang"
<wang@tcf.org>
04/17/2006 04:53 PM
To psims@eac.gov,
cc
Subject interview analysis

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.

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Interview conclusions.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
05/03/2006 11:56 AM
To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation

Hi Peg. I am sitting here with Cameron Quinn putting together this year's
ballt conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

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 03 11:39:50 2006
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

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

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ----
Devon E. Romig/EAC/GOV
05/10/2006 09:54 AM
To: Margaret Sims/EAC/GOV@EAC
cc: Court reporter

Peggy,

I spoke to the people who usually handle the EAC court reporting. They charge $9.00 per page with an average of 40 pages per hour. This service would cost about $1800.00.

The turn around time for the transcript is 10 to 15 days. The transcripts comes in a bound paper copy and an electronic copy.

I can also check around for different prices.

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 04:27 PM -----
Literally, there is not a hotel room to be found in the district on these dates. The only thing I could find was a room for $379 a night. I have booked it and will assume that since we are so under-budget on travel that this will be OK.

----- Original Message ----- 
From: psims@eac.gov
To: wang@tcf.org ;
Cc: dromig@eac.gov
Sent: Friday, May 05, 2006 2:32 PM
Subject: Working Group

Hi, Folks:

Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
Mileage for Personally Owned Vehicle = $.445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.
OK, I will include all on the CD. Thanks. ---- Peggy

All. They are not duplicates. There are some cases repeated and some not. It is a slight variant of the word search.

--- psims@eac.gov wrote:

> Job
> In preparing the CDs, we have run across the following files that appear to be duplicates. Which ones should go on the CD?
> --- Peggy
> 
> 
>
Thank you, Peg -- see you then.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, May 05, 2006 12:53 PM
To: Donsanto, Craig
Subject: RE: Please remind me of time and place for Voter Intimidation project meeting

The meeting is scheduled for Thursday, May 18, 1-5:30 PM (though we may finish earlier). It will be held in EAC's large conference room (the one we use for public meetings, located off our lobby). --- Peggy

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

05/05/2006 12:43 PM
In your file, now I will put it into my calendar here, which in turn will remind me!

---

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, May 05, 2006 12:42 PM
To: Donsanto, Craig
Subject: Re: Please remind me of time and place for Voter Intimidation project meeting

How many days in advance do you need the reminder? --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---

Margaret Sims/EAC/GOV
05/04/2006 02:07 PM

To Paul DeGregorio, Ray Martinez, Donetta Davidson, Gracia Hillman
cctwilkey@eac.gov, jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC, Amie J. Sherrill/EAC/GOV@EAC, Adam Ambrogi/EAC/GOV@EAC, Eileen L. Collver/EAC/GOV@EAC, Sheila A. Banks/EAC/GOV@EAC, bbenavides@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC

Subject Voting Fraud-Voter Intimidation Working Group Meeting

Dear Commissioners:

This is to let you know that the Working Group for our Voting Fraud and Voter Intimidation preliminary research project is scheduled to meet in EAC’s large conference room the afternoon of Thursday, May 18. I will provide more information about this meeting to you later.

Peggy Sims
Election Research Specialist
---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ----

Margaret Sims/EAC/GOV
05/09/2006 11:19 AM

To Devon Romig
cc
Subject May 18 Meeting

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---

"Job Serebrov"
05/10/2006 02:35 PM

To psims@eac.gov
cc
Subject Latham
The Latham is booked solid. I called. I am checking out some possibilities but this is not looking good.

One source suggests the Georgetown Inn has vacancies and pillow top beds. Try 1-800-424-2979 or 202-353-8900.

The Latham is booked solid. I called. I am checking out some possibilities but this is not looking good.

I assume that we are still on for today's teleconference at 11 AM EST. I will call you. I have attached a draft agenda for your review and comment. --- Peggy

Agenda 5-18-06 Mtg-draft.doc
This is ok, given the fact that the WG may have suggestions. Will you be sending us the same packets that you are sending the WG? Also, I figure with Tova's response we will need to have a teleconference on the report once I return to Little Rock. We will need to do it that following Monday or Tuesday.

--- psims@eac.gov wrote:

> 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
> >

Yes. My wife is a vegetarian and I can't eat wheat products and don't eat pork. Non-toxic Oriental seems to always work. I did not cc Tova on this until I received your reaction. You probably want to include
Hi Devon:

We have heard from Mark Hearne and Todd Rokita. They are both flying in and out on the 18th and will not need hotel rooms. We're kind of waiting to see if Perez and Rogers need rooms before booking any hotel. As soon as we get approval of Hearne and Rokita air schedules and get them booked, we'll forward their itineraries to you.

Kind Regards,

Marvin
that all of the participants are authorized for a two night hotel room stay, as long as the dates are May 17th and 18th.

I attached the list of the meeting participants that will be contacting you about their travel arrangements for the May 18th meeting in Washington DC.
Let me know if you have any questions for me or if you need any more information from me.

Thanks for your help!

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

Peggy,

I just spoke to Mr. Norcross's assistant, he cannot attend the meeting on the 18th, he will be out of town at another event.

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

Peggy -- they don't have anything to do with the Leadership Conference on Civil Rights do they?

I ask only because the Justice Department is currently engaged in a very acrimonious FOIA litigation with LCCR that focuses precisely on our efforts to combat voter "intimidationm"
It is just the Working Group for the Voting Fraud–Voter Intimidation Project. I am asking you to attend as Technical Advisor for the project. --- Peggy

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

05/04/2006 03:26 PM
To       psims@eac.gov
cc
Subject  RE: Voting Fraud–Voter Intimidation

Peg -- what is the name of the group?

Craig:

This meeting is being held to obtain input from our eight-member Working Group for the project. The group is composed of election lawyers, election officials, and a representative of an advocacy group, all of whom have an interest and some expertise in the identification and/or prosecution of voting fraud and voter intimidation. The group was chosen so that we would have an equal number of folks on each side of the political spectrum, plus some nonpartisan members.

After our consultants review the results of their preliminary research (interviews, literature review, case law), we will ask the Working Group to brainstorm possible next steps for EAC. Our consultants will write a report summarizing the proposals that come out of this meeting. The report will go to the Commissioners, who will decide what they want to do, funds available, and what priority to assigned to the effort(s).
Your participation in this part of the process is extremely important, so I am very happy that you can find time for us that afternoon. I'll get an agenda and other information to you next week. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/04/2006 02:32 PM
To
psims@eac.gov
cc
Subject
RE: Voting Fraud-Voter Intimidation

Okay, Peg -- I will mark off the entire afternoon and try to be there. What is the agenda? I was not aware that this was anything beyond having your contractors spend another session with me. Also, if they will be needing stats and stuff like that I need to know as I will bring my state-people with me.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 2:28 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation

Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/03/2006 05:59 PM
To
psims@eac.gov
cc
Subject: Re: Voting Fraud-Voter Intimidation

Afternoon of May 18 -- 2:30 okay? How long will they need?

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 03 16:59:09 2006
Subject: Re: Voting Fraud-Voter Intimidation

I am looking at the afternoon of 5/18 for the meeting, due to scheduling conflicts of Working Group members. There remain two members from whom we have not yet received confirmations of their schedule (with some, it is like pulling teeth), but right now 5/18 still looks like the best day. We may have to hold the meeting over here to make it easier for Commissioners to drop in.
--- Peg

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

05/03/2006 12:53 PM
To
psims@eac.gov
cc
Subject: Re: Voting Fraud-Voter Intimidation

Okay -- you are on for May 18th! Can we do it over here at 10?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld
My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

Say "Hi" to Cameron for me.

Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballt conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
On another note entirely, since traffic will be bad going to Roanoke, do you want to have a dinner meeting with Tova and me after the group meeting to discuss the final report? As long as we are out by 7 or so I am ok with it. Also, my wife would have to be there as she will be meeting me after the WG.

--- psims@eac.gov wrote:

> According to the Commissioners, you and Tova each
got to pick three
members of the Working Group. The Commission
guidance regarding this
particular member follows:

> 4 people from the Academic, Legal and Advocacy
sectors - 2 to be chosen by
Tova and 2 to be chosen by Job.

> This issue of allowing a designee relates to Tova's
pick.

> As I understand it, we are working on a replacement
for Norcross. If
Ginsberg is not viable, how about Mark Braden, who
includes public
integrity in his areas of specialization. I would
not try and stir up
other members of the Working Group, if I were you.
The effort is likely
to come back and bite you.
To psims@eac.gov
cc
Subject
Re: new working group representative

I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

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

> I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

> Here's his info in full:
http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW, Suite 400
Washington, DC 20005

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

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<mailto:join-tcfmain@mailhost.groundspring.org>
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—— Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ——
Margaret Sims/EAC/GOV
05/11/2006 04:46 PM
To "Job Serebrov" GSAEXTERNAL, Tova Andrea Wang
cc
Subject Re: new working group representative
Dinner sounds like a great idea. Do either of you have any dietary restrictions or preferences? (I seem to recall that Tova would prefer a place that has vegetarian options). I'll try to locate a nearby place that won't bust the budget. --- Peggy

On another note entirely, since traffic will be bad going to Roanoke, do you want to have a dinner meeting with Tova and me after the group meeting to discuss the final report? As long as we are out by 7 or so I am ok with it. Also, my wife would have to be there as she will be meeting me after the WG.

--- psims@eac.gov wrote:

> According to the Commissioners, you and Tova each got to pick three members of the Working Group. The Commission guidance regarding this particular member follows:

> 4 people from the Academic, Legal and Advocacy sectors - 2 to be chosen by Tova and 2 to be chosen by Job.

> This issue of allowing a designee relates to Tova's pick.

> As I understand it, we are working on a replacement for Norcross. If Ginsberg is not viable, how about Mark Braden, who includes public integrity in his areas of specialization. I would not try and stir up other members of the Working Group, if I were you. The effort is likely to come back and bite you.

> "Job Serebrov"
I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

--- "Job Serebrov" wrote:

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

> is Jon Greenbaum

> Here's his info in full:
http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
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www.tcf.org, for the latest news, analysis, opinions, and events.

<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.
Subject RE: Case Summaries

yes

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 09, 2006 10:38 AM
To: wang@tcf.org
Subject: Fw: Case Summaries

Had you seen this? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/09/2006 11:38 AM ----
"Job Serebrov"
05/08/2006 09:30 AM

c

Peggy:

Please add this to the packet.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ----
"Job Serebrov"
05/12/2006 03:45 PM

c

I'm thankful it all worked out.

--- psims@eac.gov wrote:

> Ginsberg has accepted our invitation! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ----
Devon E. Romig/EAC/GOV

003458
Peggy,

I just spoke to Valerie Johnson, Ms. Arnwine's assistant. The following are a list of dates that are possible for her attendance:

8th - PM (2pm to 6pm)
9th - Possible PM
16th - PM (1:30pm - 5:30pm)
17th - All day*
18th - All day*
19th - All day*

*All day availability does not begin until after 9:30 or 10:00 AM

I will update this information on the shared drive.

Thanks,

Devon

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---

Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job
Teleconference

Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members

We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have placed 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements

You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e., reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

- Maximum Lodging = $180 per day - does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
- Meals & Incidental = $64 per day (except that it is $48 on the first and last day of travel)
- Mileage for Personally Owned Vehicle = $ .445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwards, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing
it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy

---- Forwarded by MargaretSims/EAC/GOV on 04/30/2007 04:27 PM ----

Margaret Sims/EAC/GOV 05/11/2006 02:35 PM
To Craig Donsanto
cc
Subject Voting Fraud-Voter Intimidation Working Group

Craig:

I think we have resolved the issue of Barbara Arnwine's absence from the upcoming meeting by having one of her staff represent her (and her organization). Please review the attached rough summary of DOJ Cases ASAP and let me know if I need to delete reference to the open investigations. Hopefully, we won't have to remove this information as it does not specify the defendants or States involved. --- Peg

Rough Summary of Department of Justice, Public Integrity Section Activities, October 2002-January 2006

Prosecutions and Convictions-- Individuals
Noncitizen voting: 20
Vote buying: 49
Double voting: 12
Registration fraud: 13
Civil Rights: 4
Voter Intimidation: 2
Unclear: 1

Open Investigations (note: a few cases overlap with prosecutions and convictions)
Noncitizen voting: 3
Vote buying: 25
Double voting: 15
Registration fraud: 29
Absentee ballot fraud: 9
Official: 8
Ineligibles: 4
Deceptive Practices: 1
Civil Rights: 14
Intimidation: 6
Other: 2

Cases and Investigations Closed for Lack of Evidence

Civil Rights: 8
Official: 12
Registration Fraud: 12
Absentee Ballot Fraud: 14
Ineligible Voting: 3
Intimidation: 8
Double Voting: 5
Ballot Box Stuffing: 1
Vote Buying: 14
Ballot/machine tampering: 2
Other: 8
Unclear: 3

Peg - - what is the name of the group?

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 3:13 PM
To: Donsanto, Craig
Subject: RE: Voting Fraud-Voter Intimidation

Craig:

This meeting is being held to obtain input from our eight-member Working Group for the project. The group is composed of election lawyers, election officials, and a representative of an advocacy group, all of whom have an interest and some expertise in the identification and/or prosecution of voting fraud and voter intimidation. The group was chosen so that we would have an equal number of folks on each side of the political spectrum, plus some nonpartisan members.
After our consultants review the results of their preliminary research (interviews, literature review, case law), we will ask the Working Group to brainstorm possible next steps for EAC. Our consultants will write a report summarizing the proposals that come out of this meeting. The report will go to the Commissioners, who will decide what they want to do, funds available, and what priority to assigned to the effort(s).

Your participation in this part of the process is extremely important, so I am very happy that you can find time for us that afternoon. I'll get an agenda and other information to you next week. --- Peggy

---

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/04/2006 02:32 PM
Topsims@eac.gov
cc
Subject: RE: Voting Fraud-Voter Intimidation

Okay, Peg - - I will mark off the entire afternoon and try to be there. What is the agenda? I was not aware that this was anything beyond having your contractors spend another session with me. Also, if they will be needing stats and stuff like that I need to know as I will bring my state-people with me.

---

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 2:28 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation

Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy

---

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/03/2006 05:59 PM
Afternoon of May 18 -- 2:30 okay? How long will they need??

--- Peg

I am looking at the afternoon of 5/18 for the meeting, due to scheduling conflicts of Working Group members. There remain two members from whom we have not yet received confirmations of their schedule (with some, it is like pulling teeth), but right now 5/18 still looks like the best day. We may have to hold the meeting over here to make it easier for Commissioners to drop in.

--- Peg

Okay -- you are on for May 18th! Can we do it over here at 10?
My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

Say "Hi" to Cameron for me.

Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballt conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

--------Original Message--------
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed May 03 12:40:19 2006
Subject: Re: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

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

My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC’s public meeting. Also, I will lose one of my two consultants in June, so I’m trying to wrap up this project (and get the final report from the consultants) by the end of May.

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--------------------------
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 03 11:39:50 2006
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
Margaret Sims/EAC/GOV
05/11/2006 02:08 PM
To Job Serebrov
cc wang@tcf.org
Subject Literature Summary

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
Margaret Sims/EAC/GOV
05/10/2006 10:32 AM
To Devon Romig
cc
Subject Fw: Court Reporter for Working Group Meeting

Devon:
We have the OK from Tom to obtain a court reporter. Per his response (attached), please coordinate with Joyce. Also, I understand the reporter for the Asian Language Working Group arrived late. Please find out how we can ensure the one for our meeting arrives on time. Thanks! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/10/2006 10:31 AM -----
Thomas R. Wilkey/EAC/GOV
Yes, please let Joyce know and she will get someone

Tom

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

Margaret Sims/EAC/GOV
05/10/2006 10:26 AM
To twilkey@eac.gov
cc DScott@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC
Subject Fw: Court Reporter for Working Group Meeting

Tom:
I understand that EAC hired a court reporter for the Asian Language Working Group meeting. I would like to do the same for the May 18 Voting Fraud-Voter Intimidation Working Group meeting, but I did not include funds in my budget for this service. Do we have funds that could be used for this purpose? (See Devon's cost estimate below.) --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/10/2006 10:18 AM -----
Devon E. Romig/EAC/GOV

05/10/2006 09:54 AM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Court reporter

Peggy,
I spoke to the people who usually handle the EAC court reporting. They charge $9.00 per page with an average of 40 pages per hour. This service would cost about $1800.00.

The turn around time for the transcript is 10 to 15 days. The transcripts comes in a bound paper copy and an electronic copy.

I can also check around for different prices.

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 04:26 PM -----
Devon E. Romig/EAC/GOV
05/03/2006 10:50 AM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Secretary Rokita's schedule

Peggy,

I just spoke to Nathan Cane (Secretary Rokita's assistant). He did not have any new information but they are going to have a scheduling meeting tomorrow morning and he will ask specifically about the afternoon of May 18th. I also reminded him to find out any of the days that he was not available or any of the days that he had could attend the meeting in the morning or the afternoon.

Thanks,

Devon

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
Margaret Sims/EAC/GOV
05/04/2006 01:05 PM
To Devon E. Romig/EAC/GOV
cc
Subject Re: VFVI Working Group

Devon:
I forgot to tell you that Thor Hearne's assistant is named Bethany. She can be reached at 314/613-2510.
--- Peggy

Devon E. Romig/EAC/GOV

003465
Peggy,

I have called each of the participants. So far I have a definite confirmation from Kathy Rogers.

Here is the list of the out of town participants for the Voter Fraud/Voter Intimidation Project Working Group:

Mark Hearne - St. Louis, MO
Todd Rokita - Indianapolis, IN
Kathy Rogers - Atlanta, GA

Possible Participant:

Patrick Rogers - New Mexico

Thanks,

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
"Tova Wang"
<wang@tcf.org>
05/11/2006 05:32 PM
To psims@eac.gov
cc
Subject RE: new working group representative

I'm up for a short meeting afterward and a teleconference on Monday. And maybe when all of this is over, you and I can have dinner! Have I told you that I am moving down to DC this summer?

I suspect you have put up with much more than I have and I really appreciate everything you have done.

----- Original Message ----- 
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 4:27 PM
To: wang@tcf.org
Subject: RE: new working group representative
Tova:

I understood Job to say that he could only find a hotel room with the right bed in Roanoke (hours away). He will drive in Thursday morning for the meeting and return to that hotel Thursday night. He won't drive back into DC for a Friday morning meeting.

We don't have to do dinner. I recognize that you have spent a lot of time and energy to make this project work, and I don't want to put you out. (You have done a lot under difficult circumstances.) Though we will be bushed, we may want to have a short meeting right after the Working Group disperses --- or we could do a teleconference the following Monday afternoon (before I head into three more days of meetings). --- Peggy

"Tova Wang" <wang@tcf.org>

05/11/2006 04:54 PM

To psims@eac.gov,
cc
Subject RE: new working group representative

It would not be my first preference to do this right after the meeting, and I sort of had tentative plans. They can be changed if necessary of course, but what happened to meeting on Friday morning?

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 3:47 PM
To: wang@tcf.org
Subject: Re: new working group representative

Dinner sounds like a great idea. Do either of you have any dietary restrictions or preferences? (I seem to recall that Tova would prefer a place that has vegetarian options). I'll try to locate a nearby place that won't bust the budget. --- Peggy

"Job Serebrov" 

05/11/2006 04:39 PM

To psims@eac.gov
cc
Subject Re: new working group representative
On another note entirely, since traffic will be bad going to Roanoke, do you want to have a dinner meeting with Tova and me after the group meeting to discuss the final report? As long as we are out by 7 or so I am ok with it. Also, my wife would have to be there as she will be meeting me after the WG.

--- psims@eac.gov wrote:

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

> "Job Serebrov" 05/11/2006 03:53 PM
> To
> psims@eac.gov
> cc
> Subject
> Re: new working group representative
> I really don't care if he represents the
> organization
> or not. What mixed race? The entire discussion was
> because Arnwine was African-American. If you are
> going
> to invite him without first having a replacement for
> my side, I may have to call Thor and Todd and
> discuss
> all of this.
>
> --- psims@eac.gov wrote:
> > Greenbaum is representing Arnwine, not replacing
> > her. He works for her
> > organization and is of mixed race. --- Peggy
> >
> >
> > "Job Serebrov"
> > 05/11/2006 03:36 PM
> >
> > To
> > "Tova Wang" <wang@tcf.org>, psims@eac.gov
> > cc
> > serebrov@sbcglobal.net
> > Subject
> > Re: new working group representative
> >
> > I have an objection to Greenbaum. While I realize
> > he
> > comes from an advocacy group, he is not a minority
> > attorney and we already have a rep who worked with
> > DOJ. If it is to be Greenbaum, I would rather not
> > fill
> > that position since I am one down.
> >
> > --- Tova Wang <wang@tcf.org> wrote:
> > > is Jon Greenbaum
> > >
> > > Here's his info in full:
> > >
> > >
> > http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm
> >
> > >
> > > 1
> > >
> > > He is the Director of the Voting Rights Project
> > for
> > > the Lawyers Committee
> > > for Civil Rights. He will be representing
Dear Meeting Participants,

Thank you for confirming your participation in the upcoming Voter Fraud/Voter Intimidation Working Group Meeting in Washington, D.C. This meeting will take place at our office from 1:00 PM to 5:30 PM on Thursday May 18th, 2006.
The Election Assistance Commission (EAC) will cover the cost of your flight, the cost of your hotel room and provide you with a daily per diem. The cost of the airfare and the hotel stay will be paid directly by the EAC, as long as you book your travel through Adventure Travel.

To coordinate your flight and hotel stay, please contact Marvin Brokaw of Adventure Travel at (205) 444-4800, ext. 3501. Please note that the eligible dates of the hotel accommodation include the evenings on May 17th and May 18th. Once you have contacted him and you have received the itinerary via e-mail you must forward me a copy immediately so that I can complete a travel authorization form.

I have included two attachments with this email; the first attachment is a letter that contains important information that you will need to know before calling the travel agent and the second attachment provides some general information that should help you get around the city during your trip.

In addition to your travel itinerary, I will also need the following information by the close of business this Friday May 12, 2006 in order to complete your travel authorization:

Full Name:
Title:
Entity for whom you work:
Address to Which the Reimbursement Check Will Be Mailed:
Work Telephone:
Fax Number:
Social Security #: (if uncomfortable e-mailing this, feel free to call me):

Feel free to contact me with any questions.

Sincerely,

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

Per Diem Letter VFV1.doc Logistics Sheet VFVI.doc
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----

"Tova Wang"
<wang@tcf.org>
05/11/2006 01:30 PM
To psims@eac.gov, dromig@eac.gov
cc
Subject research summaries

I have the feeling we didn’t include these in the original batch I sent you. Could you double check and if not, would you please include them in the existing research materials? Sorry and thanks. I’m kind of doing all of this on my own in case you couldn’t tell. List is coming...

Tova Andrea Wang
Given the information I have Peggy, that is not going to be financially possible. First, given Tova's info about the hotels, it is too much for me to front. Two to three days in DC would run around $1000 for the hotel alone. That does not count the two days on the road to get there and two days back. Second, if I can't charge the federal per mile allowance for the entire trip to DC and back and can only get the equivalent of plane fare, I will actually loose money.

I simply do not see how we can do this in person given the financial restrictions.

--- psims@eac.gov wrote:

> Job:
> 
> I don't think we can put you on teleconference for 41/2 hours. We really need to have you here in person if you are to help conduct the Working Group meeting. You should make your travel arrangements ASAP. --- Peggy
> 
> "Job Serebrov"
> 05/08/2006 01:41 PM
> 
> To psims@eac.gov
> cc
> 
> Subject Re: Working Group
Subject
Re: Working Group

Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

--- psims@eac.gov wrote:

Hi, Folks:

Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.
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- Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
- Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
- Mileage for Personally Owned Vehicle = $0.445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy
Let me check with Devon early tomorrow. If she did not hear from him this afternoon, I'll have her contact you. Perhaps you will have more success than we have.

Peggy

Sent from my BlackBerry Wireless Handheld

Do you want me to call both Bob too?

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.

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

"Tova Wang" <wang@tcf.org>
05/11/2006 03:56 PM

That was not the only reason -- it was to have someone from the civil rights community. I hardly think you can have a discussion about voter intimidation and suppression without someone with that background at the table. I know you agree with this given what you've said to me in the past.

-----Original Message-----
From: Job Serebrov [mailto:]
Sent: Thursday, May 11, 2006 2:48 PM
To: Tova Wang; psims@eac.gov
Subject: RE: new working group representative

We don't know about Ginsburg but it was only stated, over my objection, that no current invitee was being disinvited. This does not apply to representatives of those people in my mind, especially when the main specific reason for inviting the person was her race.

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

> He is representing Barbara Arnwine, and we have
> already established we are
> not disinviting anyone. We still don't know about
> Ginsburg yet anyway,
> right?
> 
> -----Original Message-----
> From: Job Serebrov [mailto:]
> Sent: Thursday, May 11, 2006 2:36 PM
> To: Tova Wang; psims@eac.gov
> Cc: 
> Subject: Re: new working group representative
> 
> I have an objection to Greenbaum. While I realize he
> comes from an advocacy group, he is not a minority
> attorney and we already have a rep who worked with
> DOJ. If it is to be Greenbaum, I would rather not
> fill
> that position since I am one down.
> 
> --- Tova Wang <wang@tcf.org> wrote:
> 
> > is Jon Greenbaum
> >
> > Here's his info in full:
> >
> >
> > http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm
He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee. His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

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

www.tcf.org, for the latest news, analysis, opinions, and events.

<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM ---
"Job Serebrov"
05/09/2006 11:38 AM
To: psims@eac.gov
cc
Subject: Re: Working Group-Perez

The code attachment did not work that is what I meant by it did not come through.
— psims@eac.gov wrote:

> Did you look at the attached excerpts from Texas Code? --- Peggy
>
>
> "Job Serebrov"
> 05/09/2006 11:23 AM
>
> To
> psims@eac.gov
> cc
> wang@tcf.org
> Subject
> Re: Working Group-Perez
>
>
> We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.
>
>
> — psims@eac.gov wrote:

> As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it.

> In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election
Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State.

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

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

"Job Serebrov"
05/08/2006 11:30 PM

To
psims@eac.gov
cc

Subject
Re: Working Group

Peggy:

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

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

Job
Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

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

Job, please double check to make sure I haven't missed anything

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

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Existing Literature Reviewed.doc
Tova:

I understood Job to say that he could only find a hotel room with the right bed in Roanoke (hours away). He will drive in Thursday morning for the meeting and return to that hotel Thursday night. He won't drive back into DC for a Friday morning meeting.

We don't have to do dinner. I recognize that you have spent a lot of time and energy to make this project work, and I don't want to put you out. (You have done a lot under difficult circumstances.) Though we will be bushed, we may want to have a short meeting right after the Working Group disperses --- or we could do a teleconference the following Monday afternoon (before I head into three more days of meetings). --- Peggy

"Tova Wang" <wang@tcf.org>

---Original Message---
From: psims@eac.gov [mailto:psims@eac.gov]
sent: Thursday, May 11, 2006 3:47 PM
To: wang@tcf.org
Subject: Re: new working group representative

Dinner sounds like a great idea. Do either of you have any dietary restrictions or preferences? (I seem to recall that Tova would prefer a place that has vegetarian options). I'll try to locate a nearby place that won't bust the budget. --- Peggy

"Job Serebrov"
going to Roanoke, do you want to have a dinner meeting with Tova and me after the group meeting to discuss the final report? As long as we are out by 7 or so I am ok with it. Also, my wife would have to be there as she will be meeting me after the WG.

--- psims@eac.gov wrote:

» According to the Commissioners, you and Tova each got to pick three members of the Working Group. The Commission guidance regarding this particular member follows:

» 4 people from the Academic, Legal and Advocacy sectors - 2 to be chosen by Tova and 2 to be chosen by Job.

» This issue of allowing a designee relates to Tova's pick.

» As I understand it, we are working on a replacement for Norcross. If Ginsberg is not viable, how about Mark Braden, who includes public integrity in his areas of specialization. I would not try and stir up other members of the Working Group, if I were you. The effort is likely to come back and bite you.

«Job Serebrov»

05/11/2006 03:53 PM

To
psims@eac.gov
cc

Subject
Re: new working group representative

I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.
--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

--- Job Serebrov
05/11/2006 03:36 PM
To
"Tova Wang" <wang@tcf.org>, psims@eac.gov
cc
Subject
Re: new working group representative

> I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

> is Jon Greenbaum
> Here's his info in full:

http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

> He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.
> His contact and mailing info is:
> jgreenbaum@lawyerscommittee.org
> 202-662-8315
> 1401 New York Avenue, NW
> Suite 400
For purposes of travel arrangements, Job do you want to plan to meet the day before and/or the day after the meeting?

----- Original Message ----- 
From: psims@eac.gov  
To: wang@tcf.org ; dromig@eac.gov  
Cc: dromig@eac.gov  
Sent: Friday, May 05, 2006 2:32 PM  
Subject: Working Group

Hi, Folks:
Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have placed 2 calls to Pat Rogers' office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e., reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
Mileage for Personally Owned Vehicle = $ .445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy
Hi, Folks:

**Teleconference**
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

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Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy
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--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

> "Job Serebrov" 05/11/2006 03:36 PM
> To:
> "Tova Wang" <wang@tcf.org>, psims@eac.gov cc
> Subject: Re: new working group representative

> I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

> --- Tova Wang <wang@tcf.org> wrote:
> is Jon Greenbaum
>
> Here's his info in full:

http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

1

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
Plus, I found a few typos on the nexis analysis. Sorry about this.

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.
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;
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 04:26 PM -----
Margaret Sims/EAC/GOV
05/04/2006 10:52 AM
To Joyce Wilson
cc
Subject Large Conference Room Needed

This is just to confirm my request to reserve the large conference room on Thursday, May 18, from Noon-6 PM. We will be using it for a meeting of the Voting Fraud/Voter Intimidation Working Group. Thanks! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
Devon E. Romig/EAC/GOV
05/08/2006 02:56 PM
To vjohnson@lawyerscommittee.org,
barnwine@lawyerscommittee.org,
cc Margaret Sims/EAC/GOV@EAC
Subject Voter Fraud/Voter Intimidation Working Group, May 18th

Dear Meeting Participants,

Thank you for confirming your participation in the upcoming Voter Fraud/Voter Intimidation Working Group Meeting in Washington, D.C. This meeting will take place at our office from 1:00 PM to 5:30 PM on
Thursday May 18th, 2006.

The office of the Election Assistance Commission is located at:
1225 New York Avenue NW, Suite 1100
Washington, D.C. 20005

We will send more information about this meeting via Federal Express. If you would like this information to be sent to an address other than your office please reply with the preferred address.

Feel free to contact me with any questions.

Sincerely,

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 04:26 PM ----

"Tova Wang"
<wang@tcf.org>  To psims@eac.gov
05/10/2006 11:45 AM  cc dromig@eac.gov
Subject Material I may not have included

Peg,

Correct me if I'm wrong, but I think I omitted sending you these specific summaries that are based on complex cases that could not be adequately described within the confines of the nexis article excel spreadsheets. If we can, these should be included, probably on the disc. Sorry.

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.

"Job Serebrov"  To psims@eac.gov
05/09/2006 11:24 AM  cc dromig@eac.gov
Subject Re: Fwd: RE: Working Group meeting
I will hear from him tomorrow but that still does not solve all of my issues---see my longer e-mail.

--- psims@eac.gov wrote:

> I had a voice mail message from him on Monday. I called him back but had to leave a voice mail message (telephone tag). If you hear from him and he is willing and able to come, I need to know this. We need to have him call our travel service to make travel arrangements ASAP. Thanks. ---

> Peggy

> "Job Serebrov"
> 05/09/2006 10:46 AM

> To
> psims@eac.gov
> cc

> Subject
> Fwd: RE: Working Group meeting

> FYI

> --- "Patrick J. Rogers" wrote:

> Subject: RE: Working Group meeting
> Date: Tue, 9 May 2006 07:42:44 -0600
> From: "Patrick J. Rogers" <patrogers@modrall.com>
> To: "Job Serebrov" <serebrov@sbcglobal.net>

> Job---maybe. I will call you and/or Ms. Sims tomorrow. Depositions all day today. Thanks, Pat

> What's the best number to call you tomorrow?

> Patrick J. Rogers
> Modrall, Sperling, Roehl, Harris & Sisk, P.A.
> P.O. Box 2168
> Albuquerque, NM 87103-2168
> Tel: 505-848-1849
> Fax: 505-848-1891
-----Original Message-----
From: Job Serebrov [mailto:]
Sent: Monday, May 08, 2006 9:41 PM
To: Patrick J. Rogers
Subject: Working Group meeting

Pat:

The working group meeting for the voter fraud project is scheduled for May 18th in DC but David Norcross can't attend. Could you come? If so, we need to arrange travel and a hotel for you.

Regards,

Job

--------------------------------------------------------------------
Modrall, Sperling, Roehl, Harris & Sisk, P.A.

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. If the reader of this message is not the intended recipient or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination or copying of this communication is strictly prohibited. If you have received this electronic transmission in error, please delete it from your system without copying it, and notify the sender by reply e-mail or by calling 505.848.1800, so that our address record can be corrected. Thank you.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
Barbara says that you have been working it out with her assistant Valerie, that they have spoken to you several times.

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 02, 2006 8:46 AM
To: wang@tcf.org
Cc: psims@eac.gov
Subject: Voting Fraud/Voter Intimidation Project Working Group

Dear Tova,

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

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

Sincerely,

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----

"Weinberg and Utrecht"

that would be fine

----- Original Message -----
From: psims@eac.gov
To: [Redacted]
Sent: Thursday, May 04, 2006 1:08 PM
Subject: Voting Fraud-Voter Intimidation

----- Original Message -----
Barry:

It appears that the afternoon of Thursday, May 18 is best for a meeting of the working group. I know you said you would not be available in the morning that day. If we started at 1 PM, would that be too soon for you?

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

OK, thanks. I’ll get back to you with more information. --- Peggy

that would be fine

----- Original Message ----- 
From: psims@eac.gov
To: 
Sent: Thursday, May 04, 2006 1:08 PM
Subject: Voting Fraud-Voter Intimidation

Barry:

It appears that the afternoon of Thursday, May 18 is best for a meeting of the working group. I know you said you would not be available in the morning that day. If we started at 1 PM, would that be too soon for you?
Sounds good to me. If not Ginsburg try Braden.

--- psims@eac.gov wrote:

> I will add "DRAFT" to the definition and, yes, the
> WG will have
> suggestions. I do plan to send packets to you and
> Tova containing the
> same materials being provided to the WG. I haven't
> sent anything yet
> because I was hoping to finalize the WG list for
> inclusion. (Still
> waiting for a response from Ginsberg.)
> >
> > Regarding Tova's response, we may want to have a
> > very short meeting after
> > the WG disperses, followed by a teleconference the
> > following Monday
> > afternoon. Tuesday is bad for me because I'll be
> > out of the office
> > attending a series of EAC meetings that begin that
> > day. --- Peggy
> >
> > ---

---

"Job Serebrov" 05/12/2006 12:52 PM

To psims@eac.gov

cc

Subject Re: Fraud Definition
This is ok, given the fact that the WG may have suggestions. Will you be sending us the same packets that you are sending the WG? Also, I figure with Tova's response we will need to have a teleconference on the report once I return to Little Rock. We will need to do it that following Monday or Tuesday.

--- psims@eac.gov wrote:

> 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 04:26 PM ----
Margaret Sims/EAC/GOV
05/12/2006 02:56 PM
To "Job Serebrov"
@GSAEXTERNAL
Subject Re: Fraud Definition

I am reluctant to invite Braden until after I have received a "No" from Ginsberg. --- Peg
Sounds good to me. If not Ginsburg try Braden.

--- psims@eac.gov wrote:

> I will add "DRAFT" to the definition and, yes, the WG will have suggestions. I do plan to send packets to you and Tova containing the same materials being provided to the WG. I haven't sent anything yet because I was hoping to finalize the WG list for inclusion. (Still waiting for a response from Ginsberg.)

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---

This is ok, given the fact that the WG may have suggestions. Will you be sending us the same packets that you are sending the WG? Also, I figure with Tova's response we will need to have a teleconference on the report once I return to Little Rock. We will need to do it that following Monday or Tuesday.
--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM ---

"Job Serebrov"

To psims@eac.gov

cc

Subject Re: Working Group-Perez

I did not get any attachments.

--- psims@eac.gov wrote:

> Did you look at the attached excerpts from Texas Code? --- Peggy

> "Job Serebrov" 05/09/2006 11:23 AM
To psims@eac.gov
cc wang@tcf.org
Subject Re: Working Group-Perez

We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

--- psims@eac.gov wrote:

As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud.
Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted at that organization's conferences. His peers in IACREOT and The Election Center have selected his submissions on web presentations (IACREOT) and his professional practices papers (Election Center) for awards. Mr. Perez also has access to information from other States through his membership in IACREOT and The Election Center. He also has a sense of humor, which you will note if you access the staff web page on the Guadalupe County Elections web site and hear the Mission Impossible theme .. something that might be useful in the upcoming meeting.

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

--- Peggy

"Job Serebrov" 05/08/2006 11:30 PM

To psims@eac.gov
cc

Subject Re: Working Group

Peggy:

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

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

Job

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM ---
Subject  Re: Good News

I will have a better idea about my uncle's condition today after surgery.

See:
500 Fourth Street NW
P.O. Box 2168
Albuquerque, NM 87103-2168
(505) 848-1800
Fax: (505) 848-1891
Asst: Carol Casstevens
patrogers@modrall.com

--- psims@eac.gov wrote:

> Job:
> Secretary Rokita is available May 18. I'm going to
> talk with the Chairman
> today about substituting Rogers for Norcross. Do
> you have contact
> information for Rogers? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
"Job Serebrov"  To  psims@eac.gov
05/03/2006 01:46 PM  cc
Subject  Re: Working Group Meeting

Monday afternoon I have a commission meeting.

--- psims@eac.gov wrote:

> Job and Tova:
>
> As of now, the afternoon of Thursday, May 18 appears
> to be the best
> possible date for the meeting. Norcross is not
> available to attend in
> person that day (he is available only 2 days during
> the first three weeks
> of May). We won't have confirmation of the
> availability of Secretary
> Rokita until tomorrow --- but I am hopeful.
>
> I'll give you an update tomorrow. Maybe we can
> schedule a teleconference
> on Monday afternoon. --- Peggy
I did send you the Brennan piece, but not the other one.

----- Original Message ----- 
From: Tova Wang
Sent: Thursday, May 11, 2006 12:31 PM 
To: psims@eac.gov; dromig@eac.gov
Subject: research summaries

I have the feeling we didn't include these in the original batch I sent you. Could you double check and if not, would you please include them in the existing research materials? Sorry and thanks. I'm kind of doing all of this on my own in case you couldn't tell. List is coming...

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

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ----- 
Margaret Sims/EAC/GOV
05/09/2006 11:23 AM 
To: Devon E. Romig/EAC/GOV
cc
Subject: Re: Fw: May 18th Meeting at EAC

Devon:

Send an email to Perez to remind him to contact Adventure Travel ASAP. We don't have confirmation of Rogers participation yet, though we have had a number of voice mails flying back and forth, so we cannot yet notify him to make travel arrangements immediately. --- Peggy

Devon E. Romig/EAC/GOV
Hi Devon:
We have heard from Mark Hearne and Todd Rokita. They are both flying in and out on the 18th and will not need hotel rooms. We're kind of waiting to see if Perez and Rogers need rooms before booking any hotel. As soon as we get approval of Hearne and Rokita air schedules and get them booked, we'll forward their itineraries to you.

Kind Regards,
Marvin

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 09, 2006 8:31 AM
To: 
Cc: psims@eac.gov
Subject: May 18th Meeting at EAC

Hello Marvin,

I just wanted to follow up with the voicemail message that I left for you yesterday. We will be holding a meeting at our offices in Washington DC on May 18, 2006. I have informed the out of state attendees to contact you for their travel arrangements.

We have been authorized to pay for the attendees airfare and hotel arrangements. Please note that all of the participants are authorized for a two night hotel room stay, as long as the dates are May 17th and 18th.

I attached the list of the meeting participants that will be contacting you about their travel arrangements for the May 18th meeting in Washington DC.
Let me know if you have any questions for me or if you need any more information from me.

Thanks for your help!

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

Can you please give me an idea where we are at with all this? I'd like to be able to figure out my schedule. Thanks -- and thanks for all your assistance on this. Tova

----- Original Message -----  
From: dromig@eac.gov  
Sent: Tuesday, May 02, 2006 3:54 PM  
To: wang@tcf.org  
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

Yes, I have spoken to her assistant several times but today has been the first time that I have ever spoken to her assistant. We did get the information that we needed. Thanks for your help!

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----  
Margaret Sims/EAC/GOV  
05/02/2006 05:41 PM  
To: "Tova Wang" <wang@tcf.org>@GSAEXTERNAL  
cc  
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

I hope to have a better idea tomorrow, if Rokita's office responds. If not, we'd better have a teleconference to discuss our options. --- Peggy
Can you please give me an idea where we are at with all this? I'd like to be able to figure out my schedule. Thanks -- and thanks for all your assistance on this. Tova

-----Original Message-----
From: dromig@eac.gov
Sent: Tuesday, May 02, 2006 3:54 PM
To: wang@tcf.org
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

Yes, I have spoken to her assistant several times but today has been the first time that I have ever spoken to her assistant. We did get the information that we needed. Thanks for your help!

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

-- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM --

Sounds good. I'm available any time on Monday. Tova

----- Original Message ----- 
From: psims@eac.gov
To: wang@tcf.org
Cc: dromig@eac.gov
Sent: Wednesday, May 03, 2006 1:44 PM
Subject: Working Group Meeting

Job and Tova:
As of now, the afternoon of Thursday, May 18 appears to be the best possible date for the meeting. Norcross is not available to attend in person that day (he is available only 2 days during the first three weeks of May). We won't have confirmation of the availability of Secretary Rokita until tomorrow --- but I am hopeful.

I'll give you an update tomorrow. Maybe we can schedule a teleconference on Monday afternoon. ---

Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov >
05/11/2006 03:36 PM

To psims@eac.gov
cc "Mitchell, Cynthia" <Cynthia.Mitchell@usdoj.gov>
Subject RE: Voting Fraud-Voter Intimidation Working Group

Peg - -

I plan to be here tomorrow, although I may have to go to the main building during the day. If you are here and I am out, just leave the packet with the receptionist. Thank you.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 3:34 PM
To: Donsanto, Craig
Subject: RE: Voting Fraud-Voter Intimidation Working Group

Craig:

I would love to have an updated list for our research files. For purposes of getting this information out to our participants, I will note that the consultants' summary is based upon information provided as of January 2006. Thanks.

Do you expect to be at your office tomorrow afternoon? I can walk over with the information packet we will have put together for the Working Group. --- Peggy

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

05/11/2006 02:55 PM

To psims@eac.gov
c
Subject: RE: Voting Fraud-Voter Intimidation Working Group
Peggy --

I have Cynthia Mitchell in here with me now.

She says that the figures you listed in your attachment are your analysis of our product, and that therefore we cannot re-evaluate them.

I do not see anything in these raw numbers that impacts adversely any privacy or privilege issues.

We can update the public list and send that to you, if you'd prefer. That would allow you to represent that the numbers are current up through now. But if you would prefer, you can use what you have as long as it is represented as complete only through January, 2006.

Let us know your desires --

---

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 2:35 PM
To: Donsanto, Craig
Subject: Voting Fraud-Voter Intimidation Working Group
Importance: High

Craig:

I think we have resolved the issue of Barbara Arnwine's absence from the upcoming meeting by having one of her staff represent her (and her organization). Please review the attached rough summary of DOJ Cases ASAP and let me know if I need to delete reference to the open investigations. Hopefully, we won't have to remove this information as it does not specify the defendants or States involved. --- Peg

Rough Summary of Department of Justice, Public Integrity Section Activities, October 2002-January 2006

Prosecutions and Convictions-- Individuals
Noncitizen voting: 20
Vote buying: 49
Double voting: 12
Registration fraud: 13
Civil Rights: 4
Voter Intimidation: 2
Unclear: 1
Open Investigations (note: a few cases overlap with prosecutions and convictions)
Noncitizen voting: 3
Vote buying: 25
Double voting: 15
Registration fraud: 29
Absentee ballot fraud: 9
Official: 8
Ineligibles: 4
Deceptive Practices: 1
Civil Rights: 14
Intimidation: 6
Other: 2

Cases and Investigations Closed for Lack of Evidence

Civil Rights: 8
Official: 12
Registration Fraud: 12
Absentee Ballot Fraud: 14
Ineligible Voting: 3
Intimidation: 8
Double Voting: 5
Ballot Box Stuffing: 1
Vote Buying: 14
Ballot/machine tampering: 2
Other: 8
Unclear: 3

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

"Tova Wang"
<wang@tcf.org>
04/24/2006 09:23 AM
To psims@eac.gov
cc
Subject invoice

Hi Peg,

Can you please check this before I fax it? Thanks! And can we talk sometime today?

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 04:25 PM ---

Margaret Sims/EAC/GOV
05/04/2006 02:23 PM
To Jeannie Layson/EAC/GOV
cc bwhitener@eac.gov
Subject Fw: Voting Fraud-Voter Intimidation Working Group Meeting

Oops! I forgot to cc. you on this. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 05/04/2006 02:23 PM ---

Margaret Sims/EAC/GOV
05/04/2006 02:07 PM
To Paul DeGregorio, Ray Martinez, Donetta Davidson, Gracia Hillman,
twilkey@eac.gov, jthompson@eac.gov, Gavin S.
Gilmour/EAC/GOV@EAC, Amie J. Sherrill/EAC/GOV@EAC,
cc Adam Ambrogi/EAC/GOV@EAC, Eileen L.
Colliver/EAC/GOV@EAC, Sheila A. Banks/EAC/GOV@EAC,
bbenavides@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC
Subject Voting Fraud-Voter Intimidation Working Group Meeting

Dear Commissioners:

This is to let you know that the Working Group for our Voting Fraud and Voter Intimidation preliminary research project is scheduled to meet in EAC's large conference room the afternoon of Thursday, May 18. I will provide more information about this meeting to you later.

Peggy Sims
Election Research Specialist

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ---

wang@tcf.org
05/13/2006 10:54 AM
To psims@eac.gov
cc "Job Serebrov"
Subject Fw: research summary

Existing_research_thoughts.doc Job found it. I'm assuming its too late to include so as I said I'll just present it if thats OK. Thanks again Job. T
Are you talking about this?

--- wang@tcf.org wrote:

In the middle of the night I got the feeling that you may be right, that I did do a summary of the existing literature review (that Job, you approved) . I'll have to look for it on Monday (unless I go into the office over the weekend, which is possible). I may be hallucinating, but if not, I'll just present it at the meeting rather than try to get it to them ahead of time. Tova

Peggy --

I have Cynthia Mitchell in here with me now.

She says that the figures you listed in your attachment are your analysis of our product, and that therefore we cannot re-evaluate them.

I do not see anything in these raw numbers that impacts adversely any privacy or privilege issues.

We can update the public list and send that to you, if you'd prefer. That would allow you to represent that the numbers are current up through now. But if you would prefer, you can use what you have as long as it is represented as complete only through January, 2006.

Let us know your desires ---
Craig:

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Rough Summary of Department of Justice, Public Integrity Section Activities, October 2002-January 2006

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Double Voting: 5
Ballot Box Stuffing: 1
Vote Buying: 14
Ballot/machine tampering: 2
Craig:

I would love to have an updated list for our research files. For purposes of getting this information out to our participants, I will note that the consultants' summary is based upon information provided as of January 2006. Thanks.

Do you expect to be at your office tomorrow afternoon? I can walk over with the information packet we will have put together for the Working Group. --- Peggy

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

Peggy --

I have Cynthia Mitchell in here with me now.

She says that the figures you listed in your attachment are your analysis of our product, and that therefore we cannot re-evaluate them.

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Let us know your desires --

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 2:35 PM
To: Donsanto, Craig
Subject: Voting Fraud-Voter Intimidation Working Group
Importance: High
Craig:

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- Intimidation: 8
- Double Voting: 5
- Ballot Box Stuffing: 1
- Vote Buying: 14
Ballot/machine tampering: 2
Other: 8
Unclear: 3

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

"Tova Wang"
<wang@tcf.org>
05/11/2006 01:10 PM
To psims@eac.gov
cc
Subject new working group representative

is Jon Greenbaum

Here's his info in full:
http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.html

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

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

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Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

Devon E. Romig/EAC/GOV
05/09/2006 09:31 AM
To
cc Margaret Sims/EAC/GOV@EAC
Subject May 18th Meeting at EAC
Hello Marvin,

I just wanted to follow up with the voicemail message that I left for you yesterday. We will be holding a meeting at our offices in Washington DC on May 18, 2006. I have informed the out of state attendees to contact you for their travel arrangements.

We have been authorized to pay for the attendees airfare and hotel arrangements. Please note that all of the participants are authorized for a two night hotel room stay, as long as the dates are May 17th and 18th.

I attached the list of the meeting participants that will be contacting you about their travel arrangements for the May 18th meeting in Washington DC. Let me know if you have any questions for me or if you need any more information from me.

Thanks for your help!

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 04:25 PM ---

Margaret Sims/EAC/GOV
05/08/2006 01:05 PM
To "Job Serebrov" @GSAEXTERNAL
cc
Subject Re: Working Group

Job:

I don't think we can put you on teleconference for 4 1/2 hours. We really need to have you here in person if you are to help conduct the Working Group meeting. You should make your travel arrangements ASAP.
--- Peggy

"Job Serebrov"
Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

--- psims@eac.gov wrote:

> Hi, Folks:
> >
> > Teleconference
> > Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.
> >
> > Working Group Members
> > We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have placed 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.
> >
> > Travel Arrangements
> > You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:
> >
> > Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
> > Meals & Incidental = $64 per day (except that it is $48 on the first and last day of travel)
> > Mileage for Personally Owned Vehicle = $ .445 per mile
> Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

> Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

> Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
"Job Serebrov"  To psims@eac.gov
05/10/2006 04:55 PM cc
Subject Re: Latham

Do you have any other suggestions?
--- psims@eac.gov wrote:

> One sources suggests the Georgetown Inn has vacancies and pillow top beds. Try 1-800-424-2979 or 202-353-8900.
The Latham is booked solid. I called. I am checking out some possibilities but this is not looking good.

Why is the hotel suggestion not workable? (I need to know as we continue our search.) -- Peg

Peggy:

Pat just e-mailed me. He has something he can't move on the 18th. So I am now down one person and still no good hotel situation. Devon's suggestion is not workable.

Job
Here is the first batch of my archived email related to the vote fraud study.

Peg Sims

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----

"Job Serebrov"

To psims@eac.gov

cc

Subject Project

Peg:

Where are we on things?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----

Margaret Sims/EAC/GOV

To Juliet E. Hodgkins/EAC/GOV

cc

Subject Fw: Definition of Voting Fraud and Voter Intimidation

I think this is the communication to which you referred this afternoon. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 09/25/2006 03:39 PM -----

Gavin S. Gilmour/EAC/GOV

To Margaret Sims/EAC/GOV@EAC

cc jthompson@eac.gov

Subject Re: Definition of Voting Fraud and Voter Intimidation

Peggy,

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

1. Fraud is a legal term of art. Fraud is an intentional act or omission (i.e. actual fraud or constructive
fraud) of misrepresentation or deceit. There is no such thing as defacto fraud or quasi fraud. Fraud must be intentional.... negligence alone is not fraud.

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

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

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

These are just my initial thoughts.

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

Margaret Sims/EAC/GOV
11/30/2005 09:28 AM
To jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC
cc
Subject Definition of Voting Fraud and Voter Intimidation

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

combined defining Fraud 11-18-05.doc

—— Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ——

"Tova Wang"
<wang@tcf.org>
08/08/2006 12:05 PM
To psims@eac.gov
cc
Subject FW: bibliographic form
From: Tova Wang [mailto: wang@tcf.org]
Sent: Wednesday, July 26, 2006 9:31 AM
To: psims@eac.gov
Cc: 'Job Serebrov'; wang@tcf.org
Subject: bibliographic form

Hi Peg, Here is the list of literature reviewed in bibliographic form. Please let us know if you have been able to look over any of the materials. Starting this afternoon, I will be pretty unavailable for the next two weeks.

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.

Lit review in bibliographic form.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----

I'm assuming we will get the extension for the revision period. Thanks.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Sent: Friday, August 11, 2006 2:39 PM
Subject: Re: direct deposit

> Tova:
> 
> I show only 2 hours left on your contract as of 7/15/06 -- but here is the form you requested. --- Peggy
> 
> (See attached file: EFT Form.rtf)
Hey Peg,

Hope you are well. Whenever you have a chance, I need the form to change the direct deposit to my new bank account. Thanks so much.

Tova

PS -- Keep me posted on what's going on with the report
Hey Peg,

Hope you are well. Whenever you have a chance, I need the form to change the direct deposit to my new bank account. Thanks so much.

Tova

PS -- Keep me posted on what's going on with the report
Tom,

A draft letter is attached. I've incorporated comments from Gavin and Julie.

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

www.eac.gov brennan center letter.doc

Any chance you could send a pdf version of the letter to me? --Peggy

The letter was addressed to the commissioners. I will ask Sheila to give a copy to you.

Per our normal procedures, I would guess a reply should be drafted for the Chairman's signature (especially as he is the DFO for the Board of Advisors) but you should check that with Tom.

Thanks.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
I would hope that we can refer to it as a status report on the research project (prepared by EAC staff based upon information available at the time from our consultants, Tova and Job). Calling it a preliminary report has given rise to some confusion. That confusion has led to complaints from project working group members and requests from outsiders, who mistakenly think that EAC has released the document written by our consultant that fully reports on the preliminary research into voting fraud and voter intimidation and makes recommendations for future EAC action. --- Peggy

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV
10/11/2006 12:33 PM

Thanks for the update. Per legal, the preliminary report is absolutely public information which is why we had to give it to the reporter when he asked for it.

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Margaret Sims/EAC/GOV

Tova and Job:

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

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

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

Mr. Levine,
Per your inquiry from yesterday, the status report on the EAC's voter fraud and intimidation research project is attached. It was prepared by EAC staff and presented to our Standards Board and Board of Advisors at a meeting that was open to the public in May of this year. EAC staff is currently working on a final report.

Please let me know if I can be of further assistance, and I'd be glad to add you to our distribution list so you'll get updates on this and other EAC projects.

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

www.eac.gov VF-VI Study Status 5-17-06.pdf
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Paul DeGregorio/EAC/GOV
10/11/2006 10:20 AM
To Jeannie Layson/EAC/GOV@EAC
cc Amie J. Sherrill/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC
Subject Re: Interview Request
Find a time that works. There's a story in today's St Louis PD that points to over 1000 suspect voter registrations.

----- Original Message -----
From: Jeannie Layson
Sent: 10/11/2006 10:15 AM
To: Paul DeGregorio
Cc: Arnie Sherrill; Margaret Sims
Subject: Interview Request

Mr. Chairman,
Will Lester of the Associated Press wants to interview you briefly via phone about the preliminary fraud report. I recommend you accommodate him, as he has dutifully covered EAC, and plans to include us in a story next week about the election landscape. He has requested a copy of the preliminary report, which I am sending to him. He only needs a few minutes, and as we discussed, I think the message is that these are preliminary findings that we presented to our advisory boards to get their input. When the final report is complete, we will release it. You can also use some of the talking points from your speech, such as the challenge related to the very definition of the term "fraud," as people define it differently. How about I set it up for noon?

The only question he asked that I don't know the answer to is when we expect the final report. Peg... please weigh in on this.

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Mr. Whitener,

I write to request a copy of the following two reports submitted to the Election Assistance Commission:

(1) a report on voter fraud and voter intimidation, outlining a future research agenda, prepared by Tova Wang and Job Serebrov, and discussed in this morning’s USA TODAY;

(2) a report on provisional ballots and voter ID, prepared by the Moritz School of Law at Ohio State University in collaboration with others.

It is my understanding that these reports were commissioned by and submitted to the EAC several months ago. It is in the public interest to release these reports since they will advance the public discussion and understanding of important election administration issues.

Thank you very much for your attention to this request. Please let me know when I can expect to receive a copy of these reports. If this request is denied, please provide an explanation as to why.

Sincerely,

Wendy R. Weiser
Deputy Director, Democracy Program
Brennan Center for Justice at NYU School of Law
161 Avenue of the Americas, 12th Floor
New York, NY 10013
(212) 998-6130 (direct)
(212) 995-4550 (fax)
wendy.weiser@nyu.edu
Just a note to clarify that we are not releasing the preliminary report on voting fraud and voter intimidation (Tova & Job's report) because the draft report is going through EAC review. The only document we can offer at this time is the status report on the research project, which was delivered to our boards and which apparently is considered public information. The status report does not address any recommendations for future EAC action.

I am using some of my work at home time on the draft report. Hopefully, I can meet with Julie and Tamar next week. After that, we will have a better idea of when it will be ready for a Commissioner briefing. --- Peggy
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1225 New York Ave., NW
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Washington, DC 20005
Phone: 202-566-3100
www.eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Margaret Sims/EAC/GOV
10/11/2006 01:57 PM
To Jeannie Layson/EAC/GOV
cc twilkey@eac.gov, Juliet E. Hodkins/EAC/GOV@EAC, bwhitener@eac.gov
Subject Re: Voting Fraud-Voter Intimidation Report

The working group met prior to the meeting of the EAC boards, but too late for its deliberations to be summarized in the written status report on the project that was delivered to the boards. The status report notes that a meeting of the working group was about to be held to review the research so far and make recommendations. ---- Peggy

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV
10/11/2006 01:03 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Voting Fraud-Voter Intimidation Report

Has the working group met since the preliminary report was given to the Standards Bd?
------------------------------------------
Sent from my BlackBerry Wireless Handheld
Margaret Sims
----- Original Message -----
Just a note to clarify that we are not releasing the preliminary report on voting fraud and voter intimidation (Tova & Job's report) because the draft report is going through EAC review. The only document we can offer at this time is the status report on the research project, which was delivered to our boards and which apparently is considered public information. The status report does not address any recommendations for future EAC action.

I am using some of my work at home time on the draft report. Hopefully, I can meet with Julie and Tamar next week. After that, we will have a better idea of when it will be ready for a Commissioner briefing. --- Peggy

Find a time that works. There's a story in today's St Louis PD that points to over 1000 suspect voter registrations.

Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: Jeannie Layson  
Sent: 10/11/2006 10:15 AM  
To: Paul DeGregorio  
Cc: Amie J. Sherrill; Margaret Sims  
Subject: Interview Request

Mr. Chairman,
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The only question he asked that I don't know the answer to is when we expect the final report. Peg...
please weigh in on this.

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

Peg,

I thought I would share with you the speech I am going to given on Fraud and Intimidation in Salt Lake City at noon on Friday. If you have time, please read it over and let me know if you see anything I shouldn't say. Thanks.

Speech on Fraud intimidation Sept 29 06 Salt Lake City.doc

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

To Margaret Sims/EAC/GOV
cc
Subject Speech

To Bryan Whitener/EAC/GOV@EAC
cc Jeannie Layson/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC, Karen Lynn-Dyson/EAC/GOV@EAC, Juliet E. Hodgkins/EAC/GOV@EAC
Subject Re: request for reports - Wendy Weiser, Brennan Center
Both of these reports are draft reports to the EAC and are currently being reviewed by staff. While we have released some of the data tables that Eagleton neither of these reports can be released.

Sent from my BlackBerry Wireless Handheld
Bryan Whitener
----- Original Message ----- 

From: Bryan Whitener
Sent: 10/11/2006 11:34 AM
To: Thomas Wilkey
Cc: Jeannie Layson; Margaret Sims; Karen Lynn-Dyson; Juliet Hodgkins
Subject: Fw: request for reports - Wendy Weiser, Brennan Center

Tom,

Do we have a policy on distributing the items she is requesting?

----- Forwarded by Bryan Whitener/EAC/GOV on 10/11/2006 11:33 AM -----

"Wendy Weiser"
To bwhitener@eac.gov
10/11/2006 10:57 AM
cc
Subject request for reports

Mr. Whitener,

I write to request a copy of the following two reports submitted to the Election Assistance Commission:

(1) a report on voter fraud and voter intimidation, outlining a future research agenda, prepared by Tova Wang and Job Serebrov, and discussed in this morning's USA TODAY;

(2) a report on provisional ballots and voter ID, prepared by the Moritz School of Law at Ohio State University in collaboration with others.

It is my understanding that these reports were commissioned by and submitted to the EAC several months ago. It is in the public interest to release these reports since they will advance the public discussion and understanding of important election administration issues.

Thank you very much for your attention to this request. Please let me know when I can expect to receive a copy of these reports. If this request is denied, please provide an explanation as to why.

Sincerely,
Tom,

Thanks but Wendy Weiser seems to be under the assumption that we provided all of this material to USA Today. As agreed to by the commissioners, counsel and staff, we only provided USA Today with the public documents that were presented to the advisory boards at the May meetings. Should we not clarify this to Wendy and provide her or anyone else with the same. I also just received the same request from election officials in Cook County, IL and King County, WA. Reporters are pestering them for information based on the USA Today article so election officials now want it from EAC. Looks like this is only the start so we need to get ahead of the curve.

Thomas R. Wilkey/EAC/GOV

Both of these reports are draft reports to the EAC and are currently being reviewed by staff. While we have released some of the data tables that Eagleton neither of these reports can be released.

Sent from my BlackBerry Wireless Handheld

Bryan Whitener

----- Original Message -----
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Wendy R. Weiser
Deputy Director, Democracy Program
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161 Avenue of the Americas, 12th Floor
New York, NY 10013
(212) 998-6130 (direct)
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We don't have a summary in numbers. We just have a summary of cases, some of which do not appear to reach the level of election fraud, and the charts of newspaper articles, some of which only contain allegations and some of which report convictions. These charts were on the CD I sent you before the Working Group meeting. Unfortunately, we have a long way to go before we have what I would classify as statistics.

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
e-mail: psims@eac.gov

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

"Donsanto, Craig"
To psims@eac.gov
cc
Subject RE: Does EAC have access to stats on --

Peggy - - I can take whatever you got!!! What does the data you got show?

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, August 22, 2006 1:53 PM
To: Donsanto, Craig
Subject: Re: Does EAC have access to stats on --

No reliable, comprehensive data --- just the preliminary research results from case law, literature review, and interviews. --- Peggy
Does EAC have access to stats on -- State and local level prosecutions dealing with electoral fraud?

This message was brought to you by Dr. D's fabulous Blackberry!

The answer is tricky. The working group met after the written report was submitted for the board meetings, but before the status report was formally presented (orally) at the board meetings. --- Peggy

So the answer is yes, they did meet after the status report was presented?
The status report was written on May 17, 2006 (the last day it could be submitted for the upcoming board meetings). The first and only meeting of the working group was May 18, 2006. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ----

Peggy,
Could you give Jeannie a call she needs some help fashioning a statment regarding the USA Today article since Tova and Job are hoping mad
Thanks
--------------------
Sent from my BlackBerry Wireless Handheld
FYI.

--- Forwarded by Margaret Sims/EAC/GOV on 10/13/2006 01:22 PM ---

"Carrera, James A.

10/10/2006 12:35 PM

To psims@eac.gov
cc
Subject Funding

Peggy,

As noted in our recent status report, 75 percent of contract funding has been reached. The attached is submitted in accordance with the contract requirements.

If you have any questions please contact me.

Regards,
Jim

James Carrera / KPMG LLP / 703 286-8106 (office) 703 995-0325 (fax) /

The information in this email is confidential and may be legally privileged. It is intended solely for the addressee. Access to this email by anyone else is unauthorized.
If you are not the intended recipient, any disclosure, copying, distribution or any action taken or omitted to be taken in reliance on it, is prohibited and may be unlawful. When addressed to our clients any opinions or advice contained in this email are subject to the terms and conditions expressed in the governing KPMG client engagement letter.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

Margaret Sims/EAC/GOV
09/27/2006 12:51 PM
To Bryan Whitener
cc Juliet E. Hodgkins/EAC/GOV@EAC, Karen
Bryan:

An electronic copy of the status report is attached, as requested for the USA Today inquiry. The status report includes the attachment listing the Working Group members. I suggest that you check to ensure that I have protected the copy against any manipulation, and protect it yourself if I have not, before sending it out to anyone. --- Peggy

Who is signing the letter?

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

I will IF they sign off on it
Who is signing the letter?

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

See questions below. I can answer the first two, but see if this language is acceptable for questions 3 and 4.

Can I get full report submitted by Tova Wang? If not, why not? EAC staff is currently reviewing the data, and we have not compiled a final report. I will make sure you receive the final report when it is issued.

This answer will probably not make him happy, but it's the best I can come up with. Suggestions?

----- Forwarded by Jeannie Layson/EAC/GOV on 10/12/2006 04:14 PM -----

Bryan Whitener/EAC/GOV
Art Levine
Salon.com
202.248.9320
deadline today or tomorrow

What exactly is the document USA Today refers to?
Is it a report or just a staff document?
Can I get full report submitted by Tova Wang?
If not, why not?

FYI
Google search shows this on the DLC website
http://www.dlc.org/ndol_ci.cfm?kaid=139&subid=275&contentid=253439

Art Levine
Senior Fellow
Progressive Policy Institute
3003 Van Ness St. NW, Apt. W-516
Washington, D.C. 20008
(202) 248-9320

Also,

Salon's shameful six

There was Florida in 2000 and Ohio in 2004. Here are the six states where vote suppression could cost voters their voice -- and Democrats the election -- in 2006.

Salon News
By Art Levine

Eva Steele has a son in the military who is supposed to be fighting for freedom in Iraq, but sitting in a wheelchair in her room in a Mesa, Ariz., assisted-living facility, she wonders why it's so hard for her to realize a basic freedom back here in America: the right to vote.
Arriving in Arizona in January from Kansas City, weakened by four heart attacks and degenerative disk disease, Steele, 57, discovered that without a birth certificate she can't register to vote. Under a draconian new Arizona law that supposedly targets illegal immigrants, she needs proof of citizenship and a state-issued driver's license or photo I.D. to register. But her van and purse were stolen in the first few weeks after she moved to Mesa, and with her disability checks going to rent and medicine, she can't afford the $15 needed to get her birth certificate from Missouri. Her wheelchair makes it hard for her to navigate the bus routes or the bureaucratic maze required to argue with state bureaucrats. She's unable to overcome the hurdles thrown in her way -- and in the way of as many as 500,000 other Arizona residents -- by the state's Republican politicians.

###

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

Jeanie Layson/EAC/GOV
10/12/2006 10:59 AM
To: Thomas.Hicks@mail.house.gov
cc:
Subject: Research update

Tom,
Per our conversation, attached is the update the Standards Bd. and Bd. of Adv. received at their May meeting. That's all it was -- a status report. And we clearly stated in our Fed. Register notice that we would deliver an update on our research projects. And this meeting was open to the public.

Take care, and let's get together soon. Let me know if you need anything else.

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

www.eac.gov VF-VI Study Status 5-17-06.pdf
--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

Jeanie Layson/EAC/GOV
10/12/2006 05:26 PM
To: ghillman@eac.gov, pdegregorio@eac.gov, dddavidson@eac.gov
cc: twilkey@eac.gov, jthompson@eac.gov, ggilmour@eac.gov, psims@eac.gov, klynndyson@eac.gov, bwhitener@eac.gov
Subject: FOR YOUR APPROVAL

Commissioners,
Wendy Weiser of the Brennan Center has requested some of the information that was distributed to the Bd. of Adv. and the Standards Bd. at the May meeting. Her request is below. Attached is a draft letter that I
suggest accompany the information we provide. Also enclosed would be the resolutions passed by both entities. Please let me know if the letter meets your approval. (The letter would be from Tom.)

I write to request a copy of the following two reports submitted to the Election Assistance Commission:

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

www.eac.gov brennan center letter.doc

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

"Donsanto, Craig"  
<Craig.Donsanto@usdoj.gov>  
08/22/2006 02:44 PM  
To "Campbell, Benton" <Benton.Campbell@usdoj.gov>,  
"Simmons, Nancy" <Nancy.Simmons@usdoj.gov>  
cc psims@eac.gov

Subject FW: Does EAC have access to stats on —

Ben - -

This forwards a short e-mail chain between me and Peg Sims at the EAC. Peg is an institution where this sort of thing is concerned and if there were national stats available she would be the first place I would go - - which come to think of it is why I did!

Her remarks bring-up another issue: apples and oranges.

There are a lot of categories of crime that could arguably fit under the umbrella of "election crime" but which would not be the sort of thing we would find useful for present purposes. Examples would be theft of election materials unrelated to an intent to corrupt the election, campaigning or assaults in or near polls, "campaign slander" (i.e., lying about one's opponent) which is not a federal crime but is potentially a crime in 20 or so states, corruption in the procurement of election equipment (i.e., Louisiana had a recent high
profile case against its secretary of state who took bribes from voting equipment vendors in exchange for buying their machines). This stuff is criminal, but it does not involve corruption of the electoral process itself.

Also, some local prosecutors who do enforce the laws dealing with particularly vote buying - - for various reasons - - chose to prosecute the voters for selling their votes rather than the corrupt political operatives who buy the votes. Many times this is simply because slamming the voter rather than the corrupt pols is easier, quicker and does not entangle the prosecutor in the caldron of local politics. In other instances it is more sinister: I am aware of several instances where local prosecutors tried to charge voters whose names surfaced as people whose votes locally prominent pols had been bought in order to silence them in the federal case. Federally, we usually treat the voters as victims and go after those who tried to purchase their birthright. In one case in Western North Carolina, the target of our case was a local DA. When our indictment against him was returned it named the voters whose votes he was being charged with having bought (we try to avoid this now!). His first act of defense was to charge all these voters with selling their votes under N.C. law. We had to intercede for him - - through the U.S. Attorney at that time - - with the N.C. Governor to pardon these voters so that they could testify concerning the material facts without incriminating themselves.

My point here is this:

Even if we can get some State stats, since the State concept of "election crime" and ours is usually different, and since state prosecutors often approach this type of case from an entirely different perspective than we do at the federal level, State stats will likely have minimal value to substantiating the thesis we are trying to advance: that local law enforcement in the election crime area is not adequate.

----- Message from psims@eac.gov on Tue, 22 Aug 2006 14:09:06 -0400 -----

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

Subject: RE: Does EAC have access to stats on --

We don't have a summary in numbers. We just have a summary of cases, some of which do not appear to reach the level of election fraud, and the charts of newspaper articles, some of which only contain allegations and some of which report convictions. These charts were on the CD I sent you before the Working Group meeting. Unfortunately, we have a long way to go before we have what I would classify as statistics.

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

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

08/22/2006 01:54 PM

To psims@eac.gov

Subject RE: Does EAC have access to stats on --
Peggy - - I can take whatever you got!!! What does the data you got show?

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, August 22, 2006 1:53 PM
To: Donsanto, Craig
Subject: Re: Does EAC have access to stats on --

No reliable, comprehensive data --- just the preliminary research results from case law, literature review, and interviews. --- Peggy

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
08/22/2006 12:50 PM

-- State and local level prosecutions dealing with electoral fraud?

This message was brought to you by Dr. D's fabulous Blackberry!

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
"Tova Wang"
<wang@tcf.org>
10/03/2006 10:41 AM

To: "Ambrogi, Adam (Rules)"
<Adam_Ambrogi@rules.senate.gov>, psims@eac.gov
cc
Subject: RE: Chapin Survey

00354
Thanks Adam. As the current project moves forward and then proceeds to phase 2, this will be a great resource I’m sure. Tova

Tova Andrea Wang, Democracy Fellow
The Century Foundation
1333 H Street, NW, Washington, D.C. 20005

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

From: Ambrogi, Adam (Rules) [mailto:Adam_Ambrogi@rules.senate.gov]
Sent: Monday, October 02, 2006 11:39 AM
To: psims@eac.gov; wang@tcf.org
Subject: Chapin Survey

Peggy and Tova:

I know that we had been looking for a state survey of election fraud and intimidation statutes—as you may have seen, doug chapin recently released a report on this info-attached here. I hope all is well with the both of you.

Best regards,
Adam

-----------------------------
Adam D. Ambrogi
Democratic Professional Staff Member
Senate Committee on Rules and Administration
Russell Senate Office Building, Room 479
Washington, D.C. 20510
202-224-0279

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ----
Margaret Sims/EAC/GOV
10/13/2006 04:40 PM
To Jeannie Layson/EAC/GOV
cc twilkey@eac.gov
Subject Fw: Don't Believe Everything You Read

Jeannie:

Attached is the email I sent to Tova and Job, and Job's response. (I have not yet heard back from Tova.)
Peg:

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

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

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

Regards,

Job

psims@eac.gov wrote:

Tova and Job:

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

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

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Jeannie Layson/EAC/GOV
10/13/2006 04:11 PM
To psims@eac.gov
cc
Subject job and tova

Please forward me the email you sent Tova and Job, as he is calling me and I want to make sure I understand what is being communicated to them. Thank you.

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Jeannie Layson/EAC/GOV
10/11/2006 08:22 AM
To pdegregorio@eac.gov, ghillman@eac.gov, ddaivison@eac.gov
cc twilkey@eac.gov, jthompson@eac.gov, psims@eac.gov, bwhitener@eac.gov
Subject USA Today

See story below that ran in today's USA Today. This reporter requested the info a few weeks ago, and we had to release it b/c it was distributed at a Standards Bd. meeting, which is considered a public venue.

00355C
Also, the document was not labeled draft.

I anticipate that we may get questions about why we haven't released it. I propose the following response. Please let me know if you approve. The story follows.

"This was a preliminary report presented to our oversight committees. The EAC is waiting on a final report, which we will release upon its completion."

Report refutes fraud at poll sites

Updated 10/11/2006 8:05 AM ET
By Richard Wolf, USA TODAY
WASHINGTON — At a time when many states are instituting new requirements for voter registration and identification, a preliminary report to the U.S. Election Assistance Commission has found little evidence of the type of polling-place fraud those measures seek to stop.
USA TODAY obtained the report from the commission four months after it was delivered by two consultants hired to write it. The commission has not distributed it publicly.

NEW LAWS: Thousands of voters shut out
At least 11 states have approved new rules for independent voter-registration drives or requirements that voters produce specific forms of photo ID at polling places. Several of those laws have been blocked in court, most recently in Arizona last week. The House of Representatives last month approved a photo-ID law, now pending in the Senate.
The bipartisan report by two consultants to the election commission casts doubt on the problem those laws are intended to address. "There is widespread but not unanimous agreement that there is little polling-place fraud, or at least much less than is claimed, including voter impersonation, 'dead' voters, non-citizen voting and felon voters," the report says.
The report, prepared by Tova Wang, an elections expert at the Century Foundation think tank, and Job Serebrov, an Arkansas attorney, says most fraud occurs in the absentee ballot process, such as through coercion or forgery. Wang declined to comment on the report, and Serebrov could not be reached for comment.
Others who reviewed the report for the election commission differ on its findings. Jon Greenbaum of the liberal Lawyers' Committee for Civil Rights Under Law says it was convincing. The committee wrote to the commission Friday seeking its release.
Conservatives dispute the research and conclusions. Thor Hearne, counsel to the American Center for Voting Rights, notes that the Justice Department has sued Missouri for having ineligible voters registered, while dead people have turned up on the registration rolls in Michigan. "It is just wrong to say that this isn't a problem," he says.
That's one reason the commission decided not to officially release the report. "There was a division of opinion here," Chairman Paul DeGregorio says. "We've seen places where fraud does occur."
The consultants found little evidence of that. Barry Weinberg, former deputy chief of the voting section in the Justice Department's civil rights division, reviewed their work. "Fraud at the polling place is generally difficult to pull off," he says. "It takes a lot of planning and a lot of coordination."
The proposed response sounds okay but the story is out. Other media may want the information. That the material given USA Today wasn't identified as draft or preliminary findings is now our problem.

I hope we are working post haste to have the report ready to release less we be seen as trying to bury this. It seems to me that other articles will be written, if not from the document that we sent to USA Today, then certainly from the USA Today article as the source document.

My initial reaction is that both reports are currently under review by EAC staff. I will entertain other thoughts but that is pretty much the what is the situation right now. Both research projects were designed to give the EAC issues and recommendations in both of these areas and are currently being reviewed.

As a matter of fact the report from our consultants on Voter fraud and intimidation has not been forwarded by staff to the Commissioners but Peg will need to weigh in on that.

----- Original Message ----- 
From: Bryan Whitener
Sent: 09/22/2006 05:10 PM
To: Margaret Sims; Karen Lynn-Dyson; Thomas Wilkey; Juliet Hodgkins; Gavin Gilmour
Cc: Jeannie Layson
Subject: Media request - USA Today
Richard Wolf of USA Today called and asked for the following. Jeannie and I ask that you consider this carefully and let us know ASAP what to provide.

(1) The status report on voter fraud and consultant update that was presented to the advisory boards in May, 2006.

(2) The status of the required guidance document on provisional voting and voter ID that is referenced in the following passage in today's Electionline Weekly by Doug Chapin.

In addition to the EAC's considerable election management responsibilities (especially in the area of voting equipment certification and testing), the agency has key policy issues to resolve in the immediate to near-term future, including a required guidance document on provisional voting and voter ID (now nearly two years overdue) and continued regulatory oversight over state implementation of "motor voter". This latter issue will almost certainly involve questions about the intersection of state and federal laws on voter registration - questions which divided the Commission when applied to Arizona, and could divide it again as Republicans and Democrats continue their traditional struggle to balance access to the franchise with concerns about the potential for fraud at the polls.

Thanks,
Bryan

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Thomas R. Wilkey/EAC/GOV
10/12/2006 04:19 PM
To: Jeannie Layson/EAC/GOV@EAC
cc: ggilmour@eac.gov, jthompson@eac.gov, klynndyson@eac.gov, psims@eac.gov
Subject: Re: Brennan Center letter

I like this..it needs to go to the 3 C's for review and approval.
We also need to be prepared as to what happens when they receive it.
Thanks for your help.
Tom
To twikey@eac.gov
cc jthompson@eac.gov, ggilmour@eac.gov, klynndyson@eac.gov, psims@eac.gov
Subject Brennan Center letter

Tom,

A draft letter is attached. I've incorporated comments from Gavin and Julie.

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

www.eac.gov brennan center letter.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Margaret Sims/EAC/GOV
09/25/2006 12:36 PM
To Juliet E. Hodgkins/EAC/GOV@EAC, twikey@eac.gov
cc Karen Lynn-Dyson/EAC/GOV@EAC
Subject Preparation for Vote Fraud Conference in Utah

Matt (and Amy) are working on a speech for the Chairman to deliver at the Vote Fraud conference in Utah at the end of the week. Matt has asked for the consultants' definition of vote fraud/voter intimidation and the draft recommendations. As neither have been through full Commission review, I would like to speak with one or both of you before I drop this information in any one Commissioner's lap. Matt is looking for this information today. FYI, attached are copies of the consultants' definition and the draft recommendations from the consultants and others from the working group. Also attached is a summary of concerns expressed by the working group. --- Peggy

FRAUD PROJECT Definition-rev 6-27.doc  RECOMMENDATIONS - final2.doc  Working Group Recommendations final.doc

Key Working Group Comments and Observations AND concerns final.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Bryan Whitener/EAC/GOV
10/11/2006 05:29 PM
To Paul DeGregorio/EAC/GOV@EAC, Donetta L. Davidson/EAC/GOV@EAC, Gracia Hillman/EAC/GOV@EAC
cc Thomas R. Wilkey/EAC/GOV@EAC, Juliet E.
WASHINGTON (AP) -- The most common form of voter fraud involves absentee ballots, including forgery and coercion in getting older or ailing voters to fill them out, according to a preliminary report to the U.S. Election Assistance Commission.

But the report, delivered in May, suggested that reports of polling place fraud involving "dead" voters and voting by felons and non-citizens might be overstated. The researchers said there is far more anecdotal evidence about voter fraud than specific verifiable claims.

"On balance, more researchers find it to be less of a problem than is commonly described in political debate," the report said.

"Many times people put their own partisan spin on voter fraud and voter intimidation," EAC Chairman Paul DeGregorio said Wednesday.

DeGregorio said the report was only preliminary and cautioned that more investigation is needed to understand the amount of voter fraud in this country.

"Many times you see people attempting to commit fraud, but it never gets to the level of being reported," said DeGregorio, a former elections official in St. Louis. He noted a case of more than 1,400 suspect voter registration cards being investigated in St. Louis.

The preliminary report was prepared by Tova Wang, an elections expert at the Century Foundation think tank and Job Serebrov, an Arkansas attorney.

Conservatives have argued the problem of voter fraud is severe in some states, while liberals generally argue that voters face too many restrictions.

New state laws requiring voters to present identification at polling places have faced legal challenges in states such as Arizona and Georgia.

"It's absolutely a serious problem," said Thor Hearne, counsel to the American Center for Voting Rights. "It's an unfortunate reality, particularly in battleground states."

Those problems include voter fraud and voter intimidation, he said.

The final voter fraud report is expected after the Nov. 7 midterm elections, DeGregorio said.

###
Are you available any days in the third week of May?
Peggy

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Donsanto, Craig" [Craig.Donsanto@usdoj.gov]
Sent: 04/03/2006 03:16 PM
To: Margaret Sims
Subject: RE: Voting Fraud-Voter Intimidation Project

Hello Peg!

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

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

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

Craig:

I have 2 issues for you today.

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

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

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----
Margaret Sims/EAC/GOV
04/27/2006 09:13 AM
To: "Donsanto, Craig"
     <Craig.Donsanto@usdoj.gov>@GSAEXTERNAL
     cc
Subject: Re: Voting Fraud-Voter Intimidation Project

Unfortunately, I have to get the Working Group together before then, so that my consultants can prepare
the final report before June. (In June, I lose one of them to State employment.) I understand about the
crammed schedule. This month and next are chock full.

Peggy

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

"Donsanto, Craig"
     <Craig.Donsanto@usdoj.gov>
04/26/2006 09:19 PM
To: psims@eac.gov
     cc
Subject: Re: Voting Fraud-Voter Intimidation Project

How about we meld this with the EAC Board of Advisors meeting? I just got
tagged to be parliamentarian —

We could attend to your folks while I arbitrate a food fight!!!!
-----------------------------
Sent from Dr. D’s Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed Apr 26 20:30:24 2006
Subject: Re: Voting Fraud-Voter Intimidation Project

Craig:
Are you available any days in the third week of May?
Hello Peg!

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

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

Craig:

I have 2 issues for you today.

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

Second, is it OK for our consultants to refer in their report to guidance provided in the DOJ training materials? I ask this because I understood that some materials in the materials are considered confidential and we do not want to violate your confidentiality provisions. If there is a compromis position, such as having you review that portion of the consultants' report, then let me know.
Donsanto lists four types of election fraud: schemes to purposely and corruptly register voters who either do not exist, or who are known by the putative defendant to be ineligible to vote under applicable state law; schemes to cast, record or fraudulently tabulate votes for voters who do not participate in the voting act at all; schemes to corrupt the voting act of voters who do participate in the voting act to a limited extent; and, schemes to knowingly prevent voters qualified voters from voting.

--- psims@eac.gov wrote:

> When I opened the attachment, I still had problems with the 4th paragraph.
> Would you please just send me that paragraph within the text of your email so that I can paste it into the document? ---
> Peggy

> "Job Serebrov"
> 05/11/2006 03:49 PM
>
> To
> psims@eac.gov
> cc
>
> Subject Re: Literature Summary

>
I resent the review as you see at the bottom. When I opened it and sent it there was no corrupted text.

--- psims@eac.gov wrote:

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

> "Job Serebrov" 05/11/2006 03:17 PM

> To psims@eac.gov

> Subject Re: Literature Summary

> --- psims@eac.gov wrote:

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

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ---

Donetta L. Davidson/EAC/GOV 05/04/2006 03:57 PM
To Margaret Sims/EAC/GOV@EAC
cc
Peggy sorry but I am out of town on the 18th of May. Good luck

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----

"Job Serebrov"
05/09/2006 03:09 PM

Peggy:

I would like to get this travel issue sorted out between us before the call at 4pm. While the hotel problem is applicable to both Tova and me, the ground travel is not. In any case, I will want to read the federal regulation on this before we speak. Please either send me the regulation that states I must travel by the least expensive means and that all alternative travel cost can not exceed this or give me the site.

Thanks,

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

Margaret Sims/EAC/GOV
05/09/2006 03:34 PM

Job:

I'm afraid I don't have time to look up the Federal travel regulation. I can refer to GSA Form 87, which is the Federal travel authorization form that is based on the travel regulations. There are two questions on this form that would apply to your situation:

- Question 14 asks, "Is the employee making any deviations from the authorized itinerary for personal convenience, taking any annual leave or using a different mode of transportation for personal convenience?"
• Question 17A asks, "Will POV be used for any travel between itinerary points? (If "Yes", check one box below and complete item 17B.)" This is followed by one check box with a statement, "Use of POV is advantageous to the government" and another check box that states, "Use of POV is not advantageous to the government. Use of POV has been determined to be for personal convenience and reimbursement limited to constructive cost of common carrier."

Line 17 B is used to note mileage rate. These provisions apply to our Commissioners, our staff, and our consultants. I understand that everyone has to make allowances for emergencies, but your emergency has not yet arrived, and may well arrive after the May 18 meeting. Furthermore, personal emergencies are considered personal matters. The government does not reimburse us for additional travel costs resulting from our need to address personal matters.

Because you are not a Federal employee and we recognize that airlines do not and hotels may not offer you government rate, we can reimburse the higher hotel rate so long as your total travel costs under the current contract do not exceed the total amount budgeted for travel reimbursement for this contract ($3,500).

Regarding the Working Group meeting, I am pleased that you recognize that convening the Working Group is a deliverable. You also should recall that the only reason Commission staff is involved in helping to set up this meeting is that you and Tova told me that the two of you did not have the resources to do it and that it would be better to have one central coordinator (i.e.; EAC). We have repeatedly talked about holding the meeting in DC because so many of our working group members are here and because we can support the meeting at EAC offices and stay within the EAC budget.

The date for the original Working Group meeting was presented by you and Tova to me in your work plan. As you know, many of the dates in the plan had to slide because the two of you indicated that you needed more time to complete the preliminary research to be presented at the meeting. Beginning in April, our teleconferences honed in on possible weeks for the meeting. May 18 is the only day all but Norcross could attend. Norcross was available only 2 days out of the three weeks we were considering. We are attempting to fill his slot with the person you recommended, Pat Rogers.

We can discuss any remaining concerns you have regarding the participation of Perez and of Pat Rogers during this afternoon's teleconference. --- Peggy

"Job Serebrov" <serebrov@sbcglobal.net>

05/09/2006 03:09 PM
To psims@eac.gov
cc
Subject Conference Call

Peggy:

I would like to get this travel issue sorted out between us before the call at 4pm. While the hotel problem is applicable to both Tova and me, the ground travel is not. In any case, I will want to read the federal regulation on this before we speak. Please either send me the regulation that states I must travel by the least expensive means and that all
alternative travel cost can not exceed this or give me the site.

Thanks,

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----  
"Job Serebrov" 
To: psims@eac.gov, wang@tcf.org 
cc: dromig@eac.gov 
Subject: Re: Working Group Meeting

Peggy:

I expect that since Norcross can't make it either you will try to get Rogers or cut one of Tova's folks.

Job

--- psims@eac.gov wrote:

> Job and Tova:
> > As of now, the afternoon of Thursday, May 18 appears to be the best 
> > possible date for the meeting. Norcross is not available to attend in 
> > person that day (he is available only 2 days during the first three weeks 
> > of May). We won't have confirmation of the availability of Secretary 
> > Rokita until tomorrow --- but I am hopeful.
> > > I'll give you an update tomorrow. Maybe we can 
> > schedule a teleconference 
> > on Monday afternoon. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----  
"Donsanto, Craig" <Craig.Donsanto@usdoj.gov> 
To: psims@eac.gov 
cc: 
Subject: Re: Voting Fraud-Voter Intimidation Project
Peg -- I'll have check. I am pretty well clogged next month.

What do you need Peg?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed Apr 26 20:30:24 2006
Subject: Re: Voting Fraud-Voter Intimidation Project

Craig:
Are yu available any days in the third week of May?
Peggy

Sent from my BlackBerry Wireless Handheld

Hello Peg!

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

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

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

I have 2 issues for you today.

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

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

Thanks!

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

Margaret Sims/EAC/GOV
05/09/2006 11:25 AM
To Gavin Gilmour
cc jthompson@eac.gov
Subject Fw: Working Group-Travel Costs

Can you help me respond to this ... and soon? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/09/2006 11:25 AM -----

"Job Serebrov"
05/09/2006 09:58 PM
To psims@eac.gov
cc
Subject Re: Working Group-Travel Costs

Peggy:

Please tell the folks there that I am not worried about a perceived breach of contract. This is a completely ridiculous statement considering the contractual requirement that the consultants convene
the Working Group and not the Commission and it never specifies where or when this is to take place. All this to say that while the contract does specify a Working Group meeting it does not specify that it must take place on any particular date or in a particular city. With that said, I have never heard of any federal travel requirements that would result in a loss of money because I decided to drive and not fly. In fact, that is why there is a an amount paid per mile. So I would like to see the federal regulation that forces me to take the least expensive transport and restricts all other ground transport costs to that figure.

As to hotels, based on Tova's research there are no rooms for under the $350 range per night. If you can find hotels that are less expensive but still carry the kind of bed I need for my back (either pillow top or a number bed) please do.

The issue of my uncle---today I have not had an update on his condition. But, as I previously stated, if he were to die or have an event while I was in DC, I would have to go to NYC meeting or no meeting.

Finally, neither Tova nor I have been satisfied about Mr. Perez and I have not been told whether Pat Rogers will be coming or one of Tova's people will not be.

In the end, I need to see the travel regulation that I requested above, I would like you to look into hotels for Tova and me that have the kind of bed I need and I would like to know about Perez and Rogers. In the mean time, I should have an update on my uncle by morning. I would also be happy to talk to Julie about the issues involved. I will take you up on your offer to process my travel expenses faster and I do not and never did expect you to get me a travel advance. I worked in international development and know what a headache those are to apply for on the state level.

Job

--- psims@eac.gov wrote:

> Job:
> > Folks here are concerned that your failure to show up in person to help conduct the meeting would be a breach of contract.
> > I also am concerned about the impression that your absence will leave with the Commissioners and with the VIPs coming to this meeting.
> > If you are concerned about delays in reimbursement caused by including the travel expenses in the personal services voucher, I can always process your request (with receipts) separately and earlier.
I can have staff here check to see if we can find hotel rooms at a more reasonable rate for you and Tova. (We recognize that you may not be able to obtain Federal government rate.) What I cannot do is offer a travel advance, which is not permitted for nonfederal employees, or offer to pay the difference between normal travel expenses and those incurred for personal convenience, when the latter is the higher amount.

I urge you to make your travel arrangements ASAP.

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

"Job Serebrov"
05/08/2006 01:41 PM

To
psims@eac.gov
cc

Subject
Re: Working Group

Given the information I have Peggy, that is not going to be financially possible. First, given Tova's info about the hotels, it is too much for me to front. Two to three days in DC would run around $1000 for the hotel alone. That does not count the two days on the road to get there and two days back. Second, if I can't charge the federal per mile allowance for the entire trip to DC and back and can only get the equivalent of plane fare, I will actually loose money.

I simply do not see how we can do this in person given the financial restrictions.
I don't think we can put you on teleconference for 41/2 hours. We really need to have you here in person if you are to help conduct the Working Group meeting. You should make your travel arrangements ASAP. --- Peggy

---

"Job Serebrov"
05/08/2006 10:14 AM

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

Subject
Re: Working Group

Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person.

It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

---

Hi, Folks:
Teleconference

Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members

We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have placed calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements

You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher).

Meals & Incidentals = $64 per day (except that is $48 on the first and last day of travel)

Mileage forPersonally Owned Vehicle = $.445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground
> > > transportation receipts and a
> > > copy of any printed itineraries. Calculate the
> > > total travel expenses due
> >
> === message truncated ===

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ----

"Tova Wang"
<wang@tcf.org>  
04/26/2006 05:46 PM

To psims@eac.gov

cc

Subject wg

Do you want me to call both Bob too?

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

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---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ----

"Tova Wang"
<wang@tcf.org>  
05/11/2006 02:10 PM

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

cc

Subject RE: Literature Summary

We accidentally left it out when we emailed all the summaries

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 1:09 PM
To:  
Cc: wang@tcf.org
Subject: Literature Summary

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

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ----

"Tova Wang"
He is representing Barbara Arnwine, and we have already established we are not disinviting anyone. We still don't know about Ginsburg yet anyway, right?

-----Original Message-----
From: Job Serebrov [mailto:serebrov@sbcglobal.net]
Sent: Thursday, May 11, 2006 2:36 PM
To: Tova Wang; psims@eac.gov
Cc:  
Subject: Re: new working group representative

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

> is Jon Greenbaum
>
> Here's his info in full:
>
> http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm
>
> He is the Director of the Voting Rights Project for
> the Lawyers Committee
> for Civil Rights. He will be representing Barbara
> Arnwine, the Executive
> Director of the Lawyers Committee.
>
> His contact and mailing info is:
>
> jgreenbaum@lawyerscommittee.org
> 202-662-8315
> 1401 New York Avenue, NW
> Suite 400
> Washington, DC 20005
>
>
> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
> 41 East 70th Street - New York, NY 10021
> phone: 212-452-7704 fax: 212-535-7534
>
> www.tcf.org, for the latest news,
> analysis, opinions, and events.
I resent the review as you see at the bottom. When I opened it and sent it there was no corrupted text.

--- psims@eac.gov wrote:

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

--- psims@eac.gov wrote:

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

------ Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ------

Margaret Sims/EAC/GOV
05/05/2006 01:59 PM
to "J. R. Perez" <jrperez50@sbcglobal.net> @GSAEXTERNAL
cce
subject Re: Bio for Perez

Thanks, J.R. Great to have you on board! We will get back to you shortly regarding travel arrangements. The meeting materials will be sent by Federal Express next week.

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
e-mail: psims@eac.gov

"J. R. Perez" <jrperez50@sbcglobal.net>
"J. R. Perez" <jrperez50@sbcglobal.net>
05/05/2006 01:23 PM
to psims@eac.gov
cce
subject Bio for Perez

Hi Peggy, it was nice talking with you today and I would be glad to try and add to the discussion. I am attaching a brief bio and will await your instructions for the travel arrangements. I look forward to receiving the current information on panel issues.

J.R. Perez
Elections Administrator
Guadalupe County

------ Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ------

003112
----- Original Message ----- 
From: psims@eac.gov
To: weinutr@verizon.net
Sent: Friday, May 05, 2006 10:56 AM
Subject: Re: Voting Fraud-Voter Intimidation

Barry:

Would you please provide an address to which we can Federal Express materials before the meeting? --- Peg

that would be fine

----- Original Message ----- 
From: psims@eac.gov
To: weinutr@verizon.net
Sent: Thursday, May 04, 2006 1:08 PM
Subject: Voting Fraud-Voter Intimidation

Barry:

It appears that the afternoon of Thursday, May 18 is best for a meeting of the working group. I know you
said you would not be available in the morning that day. If we started at 1 PM, would that be too soon for you?

Peggy Sims  
Election Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave, NW - Ste 1100  
Washington, DC 20005  
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)  
Fax: 202-566-3127  
email: psims@eac.gov  
--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ---

"Job Serebrov" <serebrov@sbcglobal.net>  
To psims@eac.gov  
05/12/2006 02:52 PM  
Subject Re: Working Group List

List a vacancy---to be filled. If we don't hear from Ginsberg by late afternoon please call Braden.

Job  
--- psims@eac.gov wrote:  

> Job:  
> > What do you suggest I do with the list of Working Group members. I need  
> > to get the Fed Ex packages out by the end of the day, and have not heard  
> > back from Ginsberg. Do you want me to list a vacancy, or list Norcross  
> > with a note that he cannot attend? If we find a substitute, we can always  
> > provide an updated list next Thursday. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ---

Devon E. Romig/EAC/GOV  
05/09/2006 04:43 PM  
To Margaret Sims/EAC/GOV@EAC  
cc Margaret Sims/EAC/GOV@EAC  
Subject Hotel for Job

Peggy,  

A possible hotel suggestion for Job might be the Sheraton College Park in Beltsville, MD. They have room availability for the nights of the 17th and the 18th for $159.00 a night.
They have what is called the Sheraton Sweet Sleeper Bed. More information at:


This hotel is a little out of the way but the members of the Asian Language Working Group and others have stayed there. The hotel does offer a shuttle to and from Reagan airport and the metro.

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 04:23 PM -----  
Margaret Sims/EAC/GOV  
05/12/2006 01:51 PM  
To: Devon Romig  
cc  
Subject: Wang & Serebov Fed Ex Info

Devon:

Here is the information you need for the Fed Ex forms for Job and Tova.

Tova Wang  
(Note that the package may be left with the doorman.)

Job Serebrov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----  
"Tova Wang"  
<wang@tcf.org>  
05/02/2006 05:52 PM  
To: psims@eac.gov  
cc  
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

OK. I'll be out of the office for the next three days, and mostly unavailable on Thursday and Friday as you know already. Tomorrow you can try me on my cell phone 917-656-7905. I'll try to check email when I can. Thanks Peg. Tova

-----Original Message-----  
From: psims@eac.gov [mailto:psims@eac.gov]  
Sent: Tuesday, May 02, 2006 4:41 PM  
To: wang@tcf.org
**Subject:** RE: Voting Fraud/Voter Intimidation Project Working Group

I hope to have a better idea tomorrow, if Rokita's office responds. If not, we'd better have a teleconference to discuss our options. --- Peggy

"Tova Wang" <wang@tcf.org>

05/02/2006 05:06 PM

To dromig@eac.gov

cc psims@eac.gov

Subject RE: Voting Fraud/Voter Intimidation Project Working Group

Can you please give me an idea where we are at with all this? I'd like to be able to figure out my schedule. Thanks -- and thanks for all your assistance on this. Tova

-----Original Message-----
From dromig@eac.gov [mailto: dromig@eac.gov]
Sent: Tuesday, May 02, 2006 3:54 PM
To: wang@tcf.org
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

Yes, I have spoken to her assistant several times but today has been the first time that I have ever spoken to her assistant. We did get the information that we needed. Thanks for your help!

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ------

"Tova Wang" <wang@tcf.org>

04/26/2006 04:39 PM

To psims@eac.gov

cc

Subject RE: interview analysis

I think I can help you at least with respect to Barbara. I'll be speaking to her today!

-----Original Message-----
From psims@eac.gov [mailto:psims@eac.gov]
Thanks. We are still trying to get through to Bauer and Arnwine. They have not responded, so their availability is not yet reflected on our spreadsheet. --- Peggy

Hi Peg,

Attached, to add to the collection, is a summary overview of the interviews. Do you have that spreadsheet you were telling me about reflecting the times WG participants are available? If so, maybe we can talk soon? 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.
Here is the last summary of existing research. Please let us know how to proceed from here. 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.

Response to the CB Report FINAL.doc
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----
Margaret Sims/EAC/GOV
05/04/2006 05:47 PM To wang@tcf.org@GSAEXTERNAL
cc Subject Re: wg

Tova:

Rokita is available --- so the afternoon of May 18 it is. I will not disinvite anyone. I am trying to get Job's next choice (Pat Rogers) as a replacement for Norcross.

Monday appears to be out for a teleconference because Job will be unavailable that afternoon and I am scheduled for something else that morning. I'll check my schedule tomorrow and send a message to you and Job regarding other possible days and times. --- Peggy

wang@tcf.org

Hi Peg,

Just wondering if you had any word from Rokita. Also, I wanted to let you know that I think disinviting members of the working group would be a very unwise and frankly embarrassing way of dealing with the problem of getting 100% attendance. I'm sure we'll talk before any decisions are made. As I said, I'm free on Monday. Thanks. Tova

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----
I would give him until Monday morning but I would also call Braden today and tell him there may be an opening for him on the WG and find out whether he is free.

--- psims@eac.gov wrote:

> I have placed another call to his office (after one previous call to his assistant and an email to him). I, too, am concerned about our dwindling chances. --- Peggy

> "Job Serebrov"
> 05/12/2006 03:06 PM

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

> Given the short time period, you may want to give Ginsberg a deadline. The longer we wait, the poorer our chances are of getting Braden.

> --- psims@eac.gov wrote:

> > I am reluctant to invite Braden until after I have received a "No" from Ginsberg. --- Peg

> "Job Serebrov"
> 05/12/2006 02:33 PM

> > To
> > psims@eac.gov
> > cc
> >
> > Subject
> > Re: Fraud Definition
Sounds good to me. If not Ginsburg try Braden.

--- psims@eac.gov wrote:

I will add "DRAFT" to the definition and, yes, the WG will have suggestions. I do plan to send packets to you and same materials being provided to the WG. I haven't sent anything yet because I was hoping to finalize the WG list for inclusion. (Still waiting for a response from Ginsberg.)

Regarding Tova's response, we may want to have a very short meeting after the WG disperses, followed by a teleconference the following Monday afternoon. Tuesday is bad for me because I'll be out of the office attending a series of EAC meetings that begin that day. --- Peggy

"Job Serebrov" 05/12/2006 12:52 PM

To psims@eac.gov, wang@tcf.org cc Subject Re: Fraud Definition

This is okay, given the fact that the WG may have suggestions. Will you be sending us the same packets that you are sending the WG? Also, I figure with Tova's response we will need to have a teleconference on the report once I return to Little Rock. We
I will need to do it that following Monday or Tuesday.

--- psims@eac.gov wrote:

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 04:23 PM ---

"Job Serebroy" 05/08/2006 09:30 AM

To psims@eac.gov

cc

Subject Case Summaries
Case Summaries.doc

Peggy:

Please add this to the packet.

Job

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ---

"Job Serebrov"

05/10/2006 11:51 AM

To psims@eac.gov

cc

Subject Re: Update

The bed is not what I need and Beltsville is a bit far out.

--- psims@eac.gov wrote:

> Why is the hotel suggestion not workable? (I need to know as we continue our search.) -- Peg

> "Job Serebrov"
> 05/10/2006 10:29 AM

> To
> psims@eac.gov
> cc

> Subject
> Update

> Peggy:

> Pat just e-mailed me. He has something he can't move on the 18th. So I am now down one person and still no good hotel situation. Devon's suggestion is not workable.

> Job

>
According to the Commissioners, you and Tova each got to pick three members of the Working Group. The Commission guidance regarding this particular member follows:

4 people from the Academic, Legal and Advocacy sectors - 2 to be chosen by Tova and 2 to be chosen by Job.

This issue of allowing a designee relates to Tova's pick.

As I understand it, we are working on a replacement for Norcross. If Ginsberg is not viable, how about Mark Braden, who includes public integrity in his areas of specialization. I would not try and stir up other members of the Working Group, if I were you. The effort is likely to come back and bite you.

I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

---

"Job Serebrov"
Subject
Re: new working group representative

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

> is Jon Greenbaum

> Here's his info in full:

http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

1

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

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

www.tcf.org, for the latest news, analysis, opinions, and events.

__________
<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.
Yes, please let Joyce know and she will get someone
Tom

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ---
Thomas R. Wilkey/EAC/GOV
05/10/2006 10:29 AM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Fw: Court Reporter for Working Group Meeting

Yes, please let Joyce know and she will get someone
Tom

--- Forwarded by Margaret Sims/EAC/GOV on 05/10/2006 10:18 AM ---
Devon E. Romig/EAC/GOV
05/10/2006 09:54 AM
To twilkey@eac.gov
cc DScott@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC
Subject Fw: Court Reporter for Working Group Meeting

Tom:
I understand that EAC hired a court reporter for the Asian Language Working Group meeting. I would like to do the same for the May 18 Voting Fraud-Voter Intimidation Working Group meeting, but I did not include funds in my budget for this service. Do we have funds that could be used for this purpose? (See Devon's cost estimate below.) --- Peggy
Peggy,

I spoke to the people who usually handle the EAC court reporting. They charge $9.00 per page with an average of 40 pages per hour. This service would cost about $1800.00.

The turn around time for the transcript is 10 to 15 days. The transcripts comes in a bound paper copy and an electronic copy.

I can also check around for different prices.

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

FYI

--- "Patrick J. Rogers" wrote:
> Subject: RE: Working Group meeting
> Date: Tue, 9 May 2006 07:42:44 -0600
> From: "Patrick J. Rogers"
> To: "Job Serebrov"
> Job---maybe. I will call you and/or Ms. Sims tomorrow. Depositions all
day today. Thanks, Pat
> What's the best number to call you tomorrow?
> Patrick J. Rogers
> Modrall, Sperling, Roehl, Harris & Sisk, P.A.
P.O. Box 2168  
Albuquerque, NM  87103-2168  
Tel:      505-848-1849  
Fax:      505-848-1891

-----Original Message-----
From: Job Serebrov [mailto.
Sent: Monday, May 08, 2006 9:41 PM
To: Patrick J. Rogers
Subject: Working Group meeting

Pat:

The working group meeting for the voter fraud project is scheduled for May 18th in DC but David Norcross can't attend. Could you come? If so, we need to arrange travel and a hotel for you.

Regards,

Job

-------------------------------------------------
Modrall, Sperling, Roehl, Harris & Sisk, P.A.

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. If the reader of this message is not the intended recipient or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination or copying of this communication is strictly prohibited. If you have received this electronic transmission in error, please delete it from your system without copying it, and notify the sender by reply e-mail or by calling 505.848.1800, so that our address record can be corrected. Thank you.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ----
Margaret Sims/EAC/GOV
05/09/2006 11:40 AM  
To Serebrov
cc
As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State. Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted at that organization's conferences. His peers in IACREOT and The Election Center have selected his submissions on web presentations (IACREOT) and his professional practices papers (Election Center) for awards. Mr. Perez also has access to information from other States through his membership in IACREOT and The Election Center. He also has a sense of humor, which you will note if you access the staff web page on the Guadalupe County Elections web site and hear the Mission Impossible theme .. something that might be useful in the upcoming meeting.

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

--- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 05/09/2006 11:39 AM ---
Margaret Sims/EAC/GOV
05/09/2006 11:13 AM
To: "Job Serebrov"@GSAEXTERNAL
cc: wang@lcf.org
Subject: Re: Working Group-Perez

As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State. Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted at that organization's conferences. His peers in IACREOT and The Election Center have selected his submissions on web presentations (IACREOT) and his professional practices papers (Election Center) for awards. Mr. Perez also has access to information from other States through his membership in IACREOT and The Election Center. He also has a sense of humor, which you will note if you access the staff web page on the Guadalupe County Elections web site and hear the Mission Impossible theme .. something that might be useful in the upcoming meeting.

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--- Peggy
Peggy:

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

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

Job

Had you seen this? --- Peggy

Peggy:

Please add this to the packet.

Job
The teleconference is on. However, I am still one person down for the meeting and I am not comfortable. This will have to be discussed since from the start it was agreed that the WG would be equal and if I lost a person Tova would have to loose one. Further and most importantly, I don't yet have a hotel so my attendance is still up in the air. Finally, the agenda is not what we discussed and gives far too much time for areas that can be covered in a short time. Not listed are all of the questions that Tova's proposed agenda had. All in all, it needs to be redone.

--- psims@eac.gov wrote:

> I assume that we are still on for today's teleconference at 11 AM EST. I will call you. I have attached a draft agenda for your review and comment. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ---

Diana Scott/EAC/GOV
05/08/2006 01:52 PM

To Margaret Sims/EAC/GOV@EAC
cc dromig@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC, Edgardo Cortes/EAC/GOV@EAC
Subject Re: Working Group Travel

I have given Adventure Travel the necessary credit card authorization on this. Devon please follow-up with the reservations etc.

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

Margaret Sims/EAC/GOV
Diana:

The following members of the Working Group for our Voting Fraud/Voter Intimidation research project will need to make travel arrangements in order to attend an afternoon meeting of the group on May 18 in Washington, DC:

Mark "Thor" Hearne - St Louis, MO
J.R. Perez - Seguin, TX
The Honorable Todd Rokita - Indianapolis, IN
Kathy Rogers - Atlanta, GA

I may have one additional member from Albuquerque, NM confirmed early next week.

May these people use Adventure Travel to make these arrangements in the same manner as the Asian Language Working Group? I understand the members of that group made hotel and flight arrangements through Adventure Travel and that these costs were billed directly to EAC. We did plan for EAC to pay for the travel of the Voting Fraud/Voter Intimidation Working Group (budgeted under Research). Devon will prepare their travel authorizations.

Peggy Sims
Election Research Specialist

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

"Tova Wang" <wang@tcf.org> To psims@eac.gov
05/08/2006 10:18 AM cc
Subject RE: Working Group

I am more than happy to attend in person

-----Original Message-----
From: Job Serebrov [mailto]
Sent: Monday, May 08, 2006 9:15 AM
To: psims@eac.gov; wang@tcf.org
Subject: Re: Working Group
Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

--- psims@eac.gov wrote:

> Hi, Folks:
> Teleconference
> Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.
>
> Working Group Members
> We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have placed 2 calls to Pat Rogers' office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.
>
> Travel Arrangements
> You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:
>
> Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
> Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
> Mileage for Personally Owned Vehicle = $ .445 per mile
>
> Under the new contract, I do not have to fill out a
> travel authorization
> for you. I can approve your trip via email.
> Afterwords, when you turn in
> your next pay voucher, you can attach the airline
> receipt (or mileage
> documentation), hotel receipt(s), and ground
> transportation receipts and a
> copy of any printed itineraries. Calculate the
> total travel expenses due
> you, including applicable per diem. I do not need
> meal receipts.
> 
> Job, under Federal travel regulations, deviations
> for personal reasons are
> not normally accommodated. What you can do,
> however, is to give me a
> comparison of the cost of roundtrip mileage, hotel,
> and per diem of doing
> it your way against the cost of a roundtrip flight,
> ground transportation,
> hotel, and per diem. If your way costs less, it
> should be no problem to
> cover the full cost. If your way is more expensive,
> we may only pay up to
> the amount of traditional travel. (The same rules
> apply to me when I
> travel.) If you can tell me where, other than DC,
> you will spend the
> night, I can check on applicable per diem rates.
> 
> Peggy
> 
> 
> ---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM ----

"Job Serebrov"

To psims@eac.gov
cc
Subject Option

Peggy:

I may have the only option left but it is a risk time
wise. I could stay at the Baymont in Salem by Roanoke
and then leave early that morning and drive into DC or
to a park and ride (Metro). I would make it before
12:00 barring any unforeseen road issues. However, I
would have to leave to go home right after the
meeting. That would cancel the next day's meeting.

Job
I need to run to West Little Rock so you can get me on my cell if you want to talk.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
Margaret Sims/EAC/GOV
05/12/2006 02:46 PM
To Job Serebrov
cc
Subject Working Group List

Job:

What do you suggest I do with the list of Working Group members. I need to get the Fed Ex packages out by the end of the day, and have not heard back from Ginsberg. Do you want me to list a vacancy, or list Norcross with a note that he cannot attend? If we find a substitute, we can always provide an updated list next Thursday. --- Peggy

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

"Tova Wang" <wang@tcf.org>
05/11/2006 04:25 PM
To psims@eac.gov
cc
Subject RE: Material I may not have included

news article review
-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 3:23 PM
To: wang@tcf.org
Subject: Re: Material I may not have included

Would these go under literature review or news article review? --- Peggy

"Tova Wang" <wang@tcf.org>
05/10/2006 11:45 AM
To psims@eac.gov
cc
Subject Material I may not have included

003135
Peg,

Correct me if I'm wrong, but I think I omitted sending you these specific summaries that are based on complex cases that could not be adequately described within the confines of the nexis article excel spreadsheets. If we can, these should be included, probably on the disc. Sorry.

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

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Click here to receive our weekly e-mail updates.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM ---
Margaret Sims/EAC/GOV
05/11/2006 11:45 AM  To Job Serebrov
cc
Subject Court Case Charts

Job
In preparing the CDs, we have run across the following files that appear to be duplicates. Which ones should go on the CD? --- Peggy

Chart Election Accessible.doc  Chart Vote Inaccessible.doc
Chart Denial Voter Registrat.doc  Chart Denial Voter Registrat2.doc
Chart Provisional Ballot Den.doc  Chart Provisional Ballot Den2.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
"Job Serebrov"
05/09/2006 12:03 PM  To psims@eac.gov
cc
Subject Re: Working Group-Perez

Here is the issue---four of the five people who
selected Perez are Republicans. If the shoe were on
the other foot I would be uncomfortable. This one is
up to Tova to call but I am not sure that he can be
neutral.

--- psims@eac.gov wrote:

> OK, I get it. The text in the attachment follows:
>
> EXCERPTS FROM TEXAS ELECTION CODE
>
> SUBCHAPTER B. COUNTY ELECTIONS ADMINISTRATOR
>
> ***

> § 31.032. APPOINTMENT OF ADMINISTRATOR; COUNTY
> ELECTION COMMISSION.
> (a) The position of county elections
> administrator is filled by
> appointment of the county election commission, which
> consists of:
> (1) the county judge, as chair;
> (2) the county clerk, as vice
> chair;
> (3) the county tax
> assessor-collector, as secretary; and
> (4) the county chair of each
> political party that made
> nominations by primary election for the last general
> election for state
> and county officers preceding the date of the
> meeting at which the
> appointment is made.

> (b) The affirmative vote of a majority of
> the commission's
> membership is necessary for the appointment of an
> administrator.

> (c) Each appointment must be evidenced by a
> written resolution or
> order signed by the number of commission members
> necessary to make the
> appointment. Not later than the third day after the
> date an administrator
> is appointed, the officer who presided at the
> meeting shall file a signed
> copy of the resolution or order with the county
> clerk. Not later than the
> third day after the date the copy is filed, the
> county clerk shall deliver
> a certified copy of the resolution or order to the
> secretary of state.

> (d) The initial appointment may be made at
> any time after the
> adoption of the order creating the position.

> ***

> § 31.035. RESTRICTIONS ON POLITICAL ACTIVITIES.
> (a) A county elections administrator may
> not be a candidate for a
> public office or an office of a political party,
hold a public office, or
hold an office of or position in a political party.
At the time an
administrator becomes a candidate or accepts an
office or position in
violation of this subsection, the administrator
vacates the position of
administrator.

(b) A county elections administrator
commits an offense if the
administrator makes a political contribution or
political expenditure, as
defined by the law regulating political funds and
campaigns, or publicly
supports or opposes a candidate for public office or
a measure to be voted
on at an election. An offense under this subsection
is a Class A
misdemeanor. On a final conviction, the
administrator's employment is
terminated, and the person convicted is ineligible
for future appointment
as county elections administrator.

"Job Serebrov"
05/09/2006 11:38 AM

To
psims@eac.gov
cc

Subject
Re: Working Group-Perez


The code attachment did not work that is what I
meant
by it did not come through.

--- psims@eac.gov wrote:

> Did you look at the attached excerpts from Texas
> Code? --- Peggy

> "Job Serebrov"
> 05/09/2006 11:23 AM
>
> To
> psims@eac.gov
> cc
Subject: Re: Working Group-Perez

We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

--- psims@eac.gov wrote:

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

Mr. Perez has over 13
years experience as a county Election
Administrator
in Texas. You won't
find many news articles mentioning him because
he
has kept his nose clean.
(The Texas press, as in many other parts of the
country, prefers to
report bad news.) Mr. Perez is plugged into the
association of Texas
election officials and the two largest
organizations
of
election officials
in this country: the International Association
of
Clerks, Recorders,
Electors and Treasurers (IACREOT); and

=== message truncated ===

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

"Tova Wang"
<wang@tcf.org> To psims@eac.gov
05/11/2006 01:59 PM cc
Subject RE: research summaries

Job did this one

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 12:56 PM
To: wang@tcf.org
Subject: Re: research summaries

Something is wrong in the fourth paragraph of the Federal Election Crime summary. Do you know
what it is supposed to say there?

"Tova Wang" <wang@tcf.org>
05/11/2006 01:30 PM To psims@eac.gov, dromig@eac.gov

I have the feeling we didn't include these in the original batch I sent you. Could you double check and if not, would you please include them in the existing research materials? Sorry and thanks. I'm kind of doing all of this on my own in case you couldn't tell. List is coming...

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

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---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM ----
Margaret Sims/EAC/GOV  
05/11/2006 11:16 AM  
To Job Serebrov, Tova Andrea Wang  
cc  
Subject Rev Agenda for Working Group Meeting

Adam:
J.R. Perez's resume is attached, and I have forwarded my last explanatory email to Job in answer to his concerns. I will tell Tova not to contact Ray, but that she may talk with you about this issue. Thanks! --- Peggy

Perez bio 5_5_06.doc
As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on
the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find
someone from Texas because of that State's colorful history of voting fraud and their innovative
approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather
than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the
Election Administrator is hired by the County Election Commission and is supposed to perform his or her
duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election
administrator hiring and restrictions on partisan activity.)
Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes
used in that State. Mr. Perez has over 13 years experience as a county Election Administrator in Texas.
You won't find many news articles mentioning him because he has kept his nose clean. (The Texas
press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the
association of Texas election officials and the two largest organizations of election officials in this country:
the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The
Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas
Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee,
which plans the educational sessions for election officials that are conducted at that organization's
conferences. His peers in IACREOT and The Election Center have selected his submissions on web
presentations (IACREOT) and his professional practices papers (Election Center) for awards. Mr. Perez
also has access to information from other States through his membership in IACREOT and The Election
Center. He also has a sense of humor, which you will note if you access the staff web page on the
Guadalupe County Elections web site and hear the Mission Impossible theme... something that might be
useful in the upcoming meeting.

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

--- Peggy
Peggy:

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

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

Job

-----

"Job Serebrov"  To psims@eac.gov
05/11/2006 04:35 PM  cc

Subject: Re: new working group representative

Peggy:

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

Job

--- psims@eac.gov wrote:

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

"Job Serebrov" 05/11/2006 03:53 PM

To
psims@eac.gov
cc

Subject
Re: new working group representative

I really don't care if he represents the
organization
or not. What mixed race? The entire discussion was
because Arnwine was African-American. If you are
going
to invite him without first having a replacement for
my side, I may have to call Thor and Todd and
discuss
all of this.

--- psims@eac.gov wrote:

  > Greenbaum is representing Arnwine, not replacing
  > her. He works for her
  > organization and is of mixed race. --- Peggy

"Job Serebrov" 05/11/2006 03:36 PM

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

Subject
Re: new working group representative

I have an objection to Greenbaum. While I realize
he
comes from an advocacy group, he is not a minority
attorney and we already have a rep who worked with
DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

is Jon Greenbaum

Here's his info in full:

http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

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

www.tcf.org, for the latest news, analysis, opinions, and events.

<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.
When I opened the attachment, I still had problems with the 4th paragraph. Would you please just send me that paragraph within the text of your email so that I can paste it into the document? --- Peggy

I resent the review as you see at the bottom. When I opened it and sent it there was no corrupted text.

--- psims@eac.gov wrote:

> Do you have text to replace the corrupted text in paragraph 4? --- Peggy
> 
> "Job Serebrov"
> 05/11/2006 03:17 PM
> 
> To psims@eac.gov
> cc
> Subject Re: Literature Summary
> 
> --- psims@eac.gov wrote:
>> Tova just sent me the summary you prepared of The
>> Federal Crime of
>> Election Fraud by Craig Donsanto. There is
>> something wrong in the fourth
>> paragraph (odd characters and missing text). Can
>> you please send a
>> replacement fourth paragraph? You can send it in
>> an email and I will
>> place it in the document. --- Peggy
>

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

"Job Serebrov"
To psims@eac.gov
04/24/2006 12:41 PM
cc
Subject Re: Voucher

Ok. Thanks

--- psims@eac.gov wrote:

> Job:
> I've signed and submitted your voucher. I had to
> correct the contract
> date. (It is 2/26/06, not 4/22/06.) Everything
> else looked great. ---
> Peggy

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

Margaret Sims/EAC/GOV To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
05/09/2006 02:51 PM cc Adam Ambrogi/EAC/GOV@EAC
Subject RE: Working Group-Perez

We are still on for 4 PM. Ray is out of the office due to a family emergency, so I suggest you NOT contact him. You may contact his Special Assistant, Adam Ambrogi (aambrogi@eac.gov or 202-566-3105), who also hails from Texas. --- Peggy

"Tova Wang" <wang@tcf.org>
We are still doing the 4 pm call, right? We can discuss it more then. Would it be OK if I see if Ray knows this person? Thanks. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 09, 2006 10:14 AM
To: [REDACTED]
Cc: wang@tcf.org
Subject: Re: Working Group-Perez

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

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

--- Peggy
Peggy:

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

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

Job

Dear Mr. Ginsberg:

This is to confirm my call to your office this morning inviting you to be a member of and attend the upcoming meeting of the U.S. Election Assistance Commission's (EAC) Working Group on Voting Fraud-Voter Intimidation. The meeting is scheduled to take place from 1:00 PM to 5:30 PM on Thursday, May 18th, 2006 at the offices of the U.S. Election Assistance Commission (EAC), 1225 New York Avenue, NW, 11th Floor, Washington, DC.

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

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

EAC's Board of Advisors recommended that the agency make research on these matters a high priority. Subsequently, the Commission contracted with two consultants (Job Serebrov and Tova Wang) to:
• develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
• perform background research (including Federal and State administrative and case law review), identify current activities of key government agencies, civic and advocacy organizations regarding these topics, and deliver a summary of this research and all source documentation;
• establish a project working group, in consultation with EAC, composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation;
• provide the description of what constitutes voting fraud and voter intimidation, and the results of the preliminary research to the working group, and convene the working group to discuss potential avenues for future EAC research on this topic; and
• produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future research, if any;

We strive to include bipartisan representation on the Working Group associated with this project. You were recommended for this project by our Republican consultant, Job Serebrov. Your ideas for possible EAC activities related to this topic will help the agency as it plans future actions to meet its HAVA responsibilities.

If you can find the time in your busy schedule to participate, I will have an information packet delivered to your office by COB, Monday, May 15. Please let me know if you are available. Thank 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 04:22 PM ---

Margaret Sims/EAC/GOV
05/10/2006 09:25 AM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject Re: arnwine

I'm checking on this. Will get back to you as soon as I have more info. --- Peggy

"Tova Wang" <wang@tcf.org>

"Tova Wang" <wang@tcf.org>
05/09/2006 05:28 PM
To psims@eac.gov
cc
Subject arnwine
She definitely cannot do it. Would you please find out if Wade Henderson would be possible? Now it's my turn to be upset!!! 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.
Here is the second batch of my archived email related to the vote fraud study.

Peg Sims

Good afternoon:

I like to introduce myself, I am Aletha Barrington, the new Contract Assistant, I will be replacing Nicole Mortellito. You may address any questions regarding the Voting Fraud/Voter Intimidation Contract to me as well as cc all monthly reports. Thank you and I look forward to working with you!

Aletha Barrington

Hi, Sarah:

Thank you for agreeing to be interviewed on Wednesday, April 19, by the consultants for EAC's initial research on voting fraud and voter intimidation, Job Serebrov and Tova Wang. Our consultants are conducting interviews as part of preliminary research to determine how EAC may best meet the requirements of Section 241(b)6 and 7 of the Help America Vote Act of 2002. As you may recall, Section 241 requires EAC to conduct research on election administration issues, including the development of:

- nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office; and
- methods of identifying, deterring, and investigating methods of voter intimidation.

This is what I need you (and the Secretary, if he is available) to do:

- At approximately 11 AM EST on April 19, call 1-866-222-9044.
- At the prompt for the pass code, enter 62209.

00315
Tova and Job will join you on the line. We have arranged for the line to be open for an hour, with 10 minutes extra on the front end (for folks who have not synchronized their watches).

You mentioned that Secretary Grayson may be using a cell phone. Our teleconference provider has given us the following information regarding the use of cell phones during the teleconference:

- Signals are often in and out and the audio bridging equipment cannot compensate fast enough by adjusting the signal. This affects all participants connected. If participants must use a cell phone – they should be stationary in a location where they can pick up the other participants, moving while using a cell phone causes the signal to go in and out and often will pick up extraneous electrical signals that will cause heavy static on the call.
- The cell phone should be well charged and muted, if possible, until the individual is ready to speak.
- If there is a problem, anybody who dials into a conference can contact the operator/technicians by simply pressing *0 (star zero). This information is part of the recording when individuals are dialing in.

If you have any problems accessing the teleconference, please call Edgardo Cortés. You can reach him at 1-866-747-1471 (toll-free) or 202-566-3126. He can contact our service provider to correct any problems. (I will be on my way to Seattle and unable to help.)

Thanks, again!

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
e-mail: psims@eac.gov

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ----

"Tova Wang"
<wang@tcf.org> To psims@eac.gov
04/17/2006 01:34 PM cc eac.gov
Subject RE: Interviews

Actually, 11 EST would be better. Thanks.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 17, 2006 10:49 AM
To: wang@tcf.org
Subject: Interviews

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/17/2006 11:45 AM -----
I can't do it Friday but Wednesday is ok.

--- psims@eac.gov wrote:

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

My name is Devon Romig and I am writing to you on behalf of the Election Assistance Commission. I believe that you have been contacted previously by our consultant Job Serebrov about the Voting Fraud/Voter Intimidation Project Working Group that we are organizing.

We are in the process of setting a date for this event and we would appreciate any suggestions that you may contribute based upon Mr. Norcross's availability in the month of May. The proposed dates are May 1, 2, 3, 8, 9, 10, 11, 12, 15, 16, 17, 18, 19. The meeting will only last for one day. Please let me know any and all of the listed dates that will work with Mr. Norcross's schedule.

Also, I tried to contact you by phone but I received a disconnected notification. Could you please provide me with you most current contact information?

Feel free to call or email me with any questions.

Thanks!

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

Hi Peg,

I think I might have told you only that I am unavailable on the 5th. I'm actually unavailable on the 4th as well. Any news on this front? We should also arrange a conference call next week about preparing for the meeting, don't you think? Thanks Tova

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
Peg, I hope we will be able to review the binders you put together before they get sent out. Thanks. Just one more research summary to come Monday. 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

I will now begin sending several emails with material for the working group meeting. Peg, we still have not heard back from you on whether you like the agenda. I have attached it again. With respect to the interview and research summaries, would you both please review them to make sure there are no glaring mistakes?

Are we going on a hiatus next week? I'm a little confused about what happens from here. Tova
Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

Please also double check that I have not left any out. 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.

Peggy,
I am attaching a link to a recent book published by a Kentucky History Professor, Tracy Campbell, which details voter fraud on state and national level. It is very interesting reading.

http://www.amazon.com/gp/product/078671591X/sr=8-1/qid=1145390029/ref=pd_bbs_1/103-8923253-6647806?%5Fencoding=UTF8

Sarah Ball Johnson
Executive Director
Hi, Sarah:

Thank you for agreeing to be interviewed on Wednesday, April 19, by the consultants for EAC's initial research on voting fraud and voter intimidation, Job Serebrov and Tova Wang. Our consultants are conducting interviews as part of preliminary research to determine how EAC may best meet the requirements of Section 241(b)6 and 7 of the Help America Vote Act of 2002. As you may recall, Section 241 requires EAC to conduct research on election administration issues, including the development of:

- nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office; and
- methods of identifying, deterring, and investigating methods of voter intimidation.

This is what I need you (and the Secretary, if he is available) to do:

- At approximately 11 AM EST on April 19, call 1-866-222-9044.
- At the prompt for the pass code, enter 62209.

Tova and Job will join you on the line. We have arranged for the line to be open for an hour, with 10 minutes extra on the front end (for folks who have not synchronized their watches).

You mentioned that Secretary Grayson may be using a cell phone. Our teleconference provider has given us the following information regarding the use of cell phones during the teleconference:

- Signals are often in and out and the audio bridging equipment cannot compensate fast enough by adjusting the signal. This affects all participants connected. If participants must use a cell phone — they should be stationary in a location where they can pick up the other participants, moving while using a cell phone causes the signal to go in and out and often will pick up extraneous electrical signals that will cause heavy static on the call.
- The cell phone should be well charged and muted, if possible, until the individual is ready to speak.
- If there is a problem, anybody who dials into a conference can contact the operator/technicians by simply pressing "0 (star zero)." This information is part of the recording when individuals are dialing in.
If you have any problems accessing the teleconference, please call Edgardo Cortés. You can reach him at 1-866-747-1471 (toll-free) or 202-566-3126. He can contact our service provider to correct any problems. (I will be on my way to Seattle and unable to help.)

Thanks, again!

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 04:28 PM ---

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

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Click here to receive our weekly e-mail updates.

Summary of DOJ activities 0405.doc

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ---

Margaret Sims/EAC/GOV
04/18/2006 05:36 PM

To "Johnson, Sarah Ball (SBE)"
<SarahBall.Johnson@ky.gov>@GSAEXTERNAL

cc

Subject RE: Voting Fraud-Voter Intimidation Teleconference 4-19-06

Sarah:

Thank you. I have not reviewed this myself, so I really appreciate the link. Professor Campbell was among the people interviewed by our consultants.
Peggy,  
I am attaching a link to a recent book published by a Kentucky History Professor, Tracy Campbell, which details voter fraud on state and national level. It is very interesting reading.  
http://www.amazon.com/gp/product/078671591X/sr=8-1/qid=1145390029/ref=pd_bbs_1/103-8923253-6647806?%5Fencoding=UTF8
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Thanks, again!

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
e-mail: psims@eac.gov
Are you two still available for the conference call we had scheduled for this afternoon at 4 PM EST/3 PM CST? --- Peg

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ---

"Tova Wang"<wang@tcf.org>
04/21/2006 11:09 AM
To psims@eac.gov, "Job Serebrov" <serebrov@sbcglobal.net>
cc
Subject interview summaries 3

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

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Interview with Lori Minnite.doc Interview with Neil Bradley final.doc Interview with Nina Perales final.doc
Interview with Pat Rogers.doc Interview with Rebecca Vigil-Giron.doc Interview with Sarah Ball Johnson.doc
Interview with Steve Ansolobehere and Chandler Davidson.doc Interview with Tracy Campbell.doc

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ---

Margaret Sims/EAC/GOV
04/19/2006 03:31 PM
To "Job Serebrov" <serebrov@sbcglobal.net>, "Tova Andrea Wang" <wang@tcf.org>
cc
Subject Recent email from Aletha Barrington

Please ignore the message sent to you today by Aletha Barrington. It was sent in error. As COR for this project, I remain your primary contact. Thanks.

Peggy

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

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indiana litigation - official.doc  Section 5 Recommendation Memorandum summary.doc  Securing the Vote.doc  Shattering the Myth.doc
Steal this Vote Review final.doc  stealing elections review.doc

I have just forwarded to you the Feb 3 email I sent to EAC Staff.

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

Edgardo Cortes/EAC/GOV

Edgardo Cortes/EAC/GOV
What is the contact info for our conference call provider in case we run into trouble at the start of the call? Nicole used to handle conference calls and I am not sure who I would speak to in that instance. Please let me know. Thanks.

Edgardo Cortés
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave. NW, Ste. 1100
Washington, DC 20005
866-747-1471 toll free
202-566-3126 direct
202-566-3127 fax
e cortes@eac.gov
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
04/17/2006 04:33 PM
To sarahball.johnson@ky.gov
cc wang@tcf.org, ecortes@eac.gov
Subject Voting Fraud-Voter Intimidation Teleconference 4-19-06

Hi, Sarah:

Thank you for agreeing to be interviewed on Wednesday, April 19, by the consultants for EAC's initial research on voting fraud and voter intimidation, Job Serebrov and Tova Wang. Our consultants are conducting interviews as part of preliminary research to determine how EAC may best meet the requirements of Section 241(b)6 and 7 of the Help America Vote Act of 2002. As you may recall, Section 241 requires EAC to conduct research on election administration issues, including the development of:

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- methods of identifying, deterring, and investigating methods of voter intimidation.

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Thanks, again!

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

Part 1. I'm going to try not to overload

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

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Interview with Commissioner Harry Van Sickle and Deputy Chief Counsel to the Secretary of State Larry Boyle.doc

Interview with Craig Donsanto FINAL.doc  Interview with Doug Webber.doc  Interview with former Secretary of State Sharon Priest.doc

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ----

"Job Serebray"

To psims@eac.gov
cc
Subject Re: Conference Call This Afternoon

Yes but it needs to go no longer then 30 mins

--- psims@eac.gov wrote:

> Are you two still available for the conference call
> we had scheduled for
> this afternoon at 4 PM EST/3 PM CST? --- Peg

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ----

Devon E. Romig/EAC/GOV

To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Voting Fraud/Voter Intimidation Project Working Group

Yes, she is the assistant to David A. Norcross and she is unavailable until Monday. I spoke with the woman who is filling in for her this week and she does not have access to Mr. Norcross’s schedule.

Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV

To Devon E. Romig/EAC/GOV@EAC
cc
Subject Re: Voting Fraud/Voter Intimidation Project Working Group

Was this message sent to someone’s assistant? We have noone named Rivers on our working group.

Peggy

---------------------------

00316€
Ms. Rivers,

My name is Devon Romig and I am writing to you on behalf of the Election Assistance Commission. I believe that you have been contacted previously by our consultant Job Serebrov about the Voting Fraud/Voter Intimidation Project Working Group that we are organizing.

We are in the process of setting a date for this event and we would appreciate any suggestions that you may contribute based upon Mr. Norcross's availability in the month of May. The proposed dates are May 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, 15, 16, 17, 18, 19. The meeting will only last for one day. Please let me know any and all of the listed dates that will work with Mr. Norcross's schedule.

Also, I tried to contact you by phone but I received a disconnected notification. Could you please provide me with your most current contact information?

Feel free to call or email me with any questions.

Thanks!

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

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ---

"Tova Wang"
<wang@tcf.org>  To psims@eac.gov
04/17/2006 12:55 PM  cc
Subject RE: Conference Call This Afternoon

yes

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 17, 2006 11:38 AM
To: serebrov@sbcglobal.net; wang@tcf.org
Subject: Conference Call This Afternoon

Are you two still available for the conference call we had scheduled for this afternoon at 4 PM EST/3 PM CST? --- Peg

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ---
To psims@eac.gov, "Job Serebrov" 
cc
Subject case charts 2

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

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absentee nexis chart 2.xls 'dead' voters and multiple voting nexis chart.xls deceptive practices nexis chart.xls

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ---

"Tova Wang"  
To psims@eac.gov  
cc "Job Serebrov"  
Subject nexis article charts and overview/analysis

Tova Andrea Wang  
Democracy Fellow  
The Century Foundation  
41 East 70th Street - New York, NY 10021  
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methodology -- official.doc  
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM -----  

"Tova Wang" <wang@tcf.org>  
04/21/2006 11:22 AM  
To psims@eac.gov, "Job Serebrov"  
cc  
Subject methodology review  

I sent the wrong version! Please use this one.  

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.  

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And there will be one more forthcoming next week.

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.
Was this message sent to someone's assistant? We have no one named Rivers on our working group.

Peggy

Sent from my BlackBerry Wireless Handheld
Devon E. Romig

From: Devon E. Romig  
Sent: 04/19/2006 12:24 PM  
To:  
Cc: Margaret Sims  
Subject: Voting Fraud/Voter Intimidation Project Working Group

Ms. Rivers,

My name is Devon Romig and I am writing to you on behalf of the Election Assistance Commission. I believe that you have been contacted previously by our consultant Job Serebrov about the Voting Fraud/Voter Intimidation Project Working Group that we are organizing.

We are in the process of setting a date for this event and we would appreciate any suggestions that you may contribute based upon Mr. Norcross's availability in the month of May. The proposed dates are May 1,2,3,8,9,10,11,12,15,16,17,18,19. The meeting will only last for one day. Please let me know any and all of the listed dates that will work with Mr. Norcross's schedule.

Also, I tried to contact you by phone but I received a disconnected notification. Could you please provide me with your most current contact information?

Feel free to call or email me with any questions.

Thanks!

Devon Romig  
U.S. Election Assistance Commission  
1225 New York Ave. NW - Suite #1100  
Washington, D.C. 20005  
(202)566-2377
Tova Andrea Wang  
Democracy Fellow  
The Century Foundation  
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Interview with Heather Dawn Thompson.doc  
Interview with Jason Torchinsky final.doc  
Interview with Joe Rich.doc  
Interview with Joe SandlerFINAL.doc  
Interview with John Ravitz.doc  
Interview with John Tanner.doc  
Interview with Kevin Kennedy.doc

Diana:

This is just to let you know that I have requested a teleconference on Wednesday, April 19, from 11 AM to Noon EST. I asked for 6 lines to accommodate our research consultants and the folks that they will be interviewing for our Voting Fraud/Voter Intimidation project.

Peggy Sims  
Election Research Specialist  
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
I know you preferred Friday, but Job is not available then. He also said he is not available next week. Do you have any time available this Wednesday? --- Peggy

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

--- psims@eac.gov wrote:

> Tova and Job:
> > I've passed Tova's request on to Craig.
> > Also, Sarah Ball Johnson, KY, finally called back to say she would be available Wednesday through Friday this week and next week for the interview. Which day and time is best for you and Job?
> > --- Peggy
> >
Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks.

http://www.fbi.gov/page2/april06/electioncrime041406.htm

---

Hi Peg. I am sitting here with Cameron Quinn putting together this year's
ballt conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

--------------------
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 03 11:39:50 2006
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
Devon E. Romig/EAC/GOV
05/10/2006 09:54 AM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Court reporter

Peggy,

I spoke to the people who usually handle the EAC court reporting. They charge $9.00 per page with an average of 40 pages per hour. This service would cost about $1800.00.

The turn around time for the transcript is 10 to 15 days. The transcripts comes in a bound paper copy and an electronic copy.

I can also check around for different prices.

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 04:27 PM -----
Subject: hotels

Literally, there is not a hotel room to be found in the district on these dates. The only thing I could find was a room for $379 a night. I have booked it and will assume that since we are so under-budget on travel that this will be OK.

----- Original Message ----- 
From: psims@eac.gov
To: wang@tcf.org
Cc: dromig@eac.gov
Sent: Friday, May 05, 2006 2:32 PM
Subject: Working Group

Hi, Folks:

Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
Mileage for Personally Owned Vehicle = $.445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.
OK, I will include all on the CD. Thanks. ---- Peggy

"Job Serebrov" 

All. They are not duplicates. There are some cases 
repeated and some not. It is a slight varient of the 
word search.

--- psims@eac.gov wrote:

> Job
> In preparing the CDs, we have run across the 
> following files that appear 
> to be duplicates. Which ones should go on the CD? 
> --- Peggy
> 
> --- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---

"Tova Wang"
<wang@tcf.org>
05/11/2006 12:06 PM

list of interviewees
Thank you, Peg - - see you then.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, May 05, 2006 12:53 PM
To: Donsanto, Craig
Subject: RE: Please remind me of time and place for Voter Intimidation project meeting

The meeting is scheduled for Thursday, May 18, 1-5:30 PM (though we may finish earlier). It will be held in EAC's large conference room (the one we use for public meetings, located off our lobby). --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
If you tell me now I will put it into my calendar here, which in turn will remind me!

---

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, May 05, 2006 12:42 PM
To: Donsanto, Craig
Subject: Re: Please remind me of time and place for Voter Intimidation project meeting

How many days in advance do you need the reminder? --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---

Dear Commissioners:

This is to let you know that the Working Group for our Voting Fraud and Voter Intimidation preliminary research project is scheduled to meet in EAC's large conference room the afternoon of Thursday, May 18. I will provide more information about this meeting to you later.

Peggy Sims
Election Research Specialist

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---

Did Barbara Arnwine's office indicate who they propose to send in her place? --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---

"Job Serebrov"

05/10/2006 02:35 PM
To: psims@eac.gov
cc
Subject: Latham
The Latham is booked solid. I called. I am checking out some possibilities but this is not looking good.

One source suggests the Georgetown Inn has vacancies and pillow top beds. Try 1-800-424-2979 or 202-353-8900.

I assume that we are still on for today's teleconference at 11 AM EST. I will call you. I have attached a draft agenda for your review and comment. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---

Margaret Sims/EAC/GOV
05/10/2006 03:20 PM
To "Job Serebrov"
cc psims@eac.gov
Subject Latham

Margaret Sims/EAC/GOV
05/11/2006 10:06 AM
To Tova Andrea Wang, Job Serebrov
cc
Subject Today's Teleconference

Agenda 5-18-06 Mtg-draft.doc
This is ok, given the fact that the WG may have suggestions. Will you be sending us the same packets that you are sending the WG? Also, I figure with Tova's response we will need to have a teleconference on the report once I return to Little Rock. We will need to do it that following Monday or Tuesday.

--- psims@eac.gov wrote:

> 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
> >

Yes. My wife is a vegetarian and I can't eat wheat products and don't eat pork. Non-toxic Oriental seems to always work. I did not cc Tova on this until I received your reaction. You probably want to include
Hi Devon:
We have heard from Mark Hearne and Todd Rokita. They are both flying in and out on the 18th and will not need hotel rooms. We're kind of waiting to see if Perez and Rogers need rooms before booking any hotel. As soon as we get approval of Hearne and Rokita air schedules and get them booked, we'll forward their itineraries to you.

Kind Regards,
Marvin

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 09, 2006 8:31 AM
To: 
Cc: psims@eac.gov
Subject: May 18th Meeting at EAC

Hello Marvin,

I just wanted to follow up with the voicemail message that I left for you yesterday. We will be holding a meeting at our offices in Washington DC on May 18, 2006. I have informed the out of state attendees to contact you for their travel arrangements.

We have been authorized to pay for the attendees airfare and hotel arrangements. Please note
that all of the participants are authorized for a two night hotel room stay, as long as the dates are May 17th and 18th.

I attached the list of the meeting participants that will be contacting you about their travel arrangements for the May 18th meeting in Washington DC. Let me know if you have any questions for me or if you need any more information from me.

Thanks for your help!

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 04:27 PM ----
Devon E. Romig/EAC/GOV
05/03/2006 03:23 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject David Norcross

Peggy,

I just spoke to Mr. Norcross's assistant, he cannot attend the meeting on the 18th, he will be out of town at another event.

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377
---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ----
"Donsanto, Craig" <Craig.Donsanto@usdoj.gov> To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation

Peggy -- they don't have anything to do with the Leadership Conference on Civil Rights do they?

I ask only because the Justice Department is currently engaged in a very acrimonious FOIA litigation with LCCR that focuses precisely on our efforts to combat voter "intimidation"
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: Thu May 04 17:20:39 2006
Subject: RE: Voting Fraud-Voter Intimidation

It is just the Working Group for the Voting Fraud-Voter Intimidation Project. I am asking you to attend as Technical Advisor for the project. --- Peggy

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

05/04/2006 03:26 PM
To
   psims@eac.gov
cc
Subject
   RE: Voting Fraud-Voter Intimidation

Peg -- what is the name of the group?

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 3:13 PM
To: Donsanto, Craig
Subject: RE: Voting Fraud-Voter Intimidation

Craig:

This meeting is being held to obtain input from our eight-member Working Group for the project. The group is composed of election lawyers, election officials, and a representative of an advocacy group, all of whom have an interest and some expertise in the identification and/or prosecution of voting fraud and voter intimidation. The group was chosen so that we would have an equal number of folks on each side of the political spectrum, plus some nonpartisan members.

After our consultants review the results of their preliminary research (interviews, literature review, case law), we will ask the Working Group to brainstorm possible next steps for EAC. Our consultants will write a report summarizing the proposals that come out of this meeting. The report will go to the Commissioners, who will decide what they want to do, funds available, and what priority to assigned to the effort(s).
Your participation in this part of the process is extremely important, so I am very happy that you can find time for us that afternoon. I'll get an agenda and other information to you next week. --- Peggy

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

05/04/2006 02:32 PM

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

Okay, Peg -- I will mark off the entire afternoon and try to be there. What is the agenda? I was not aware that this was anything beyond having your contractors spend another session with me. Also, if they will be needing stats and stuff like that I need to know as I will bring my state-people with me.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 2:28 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation

Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy

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

05/03/2006 05:59 PM

To: psims@eac.gov
cc
Afternoon of May 18 -- 2:30 okay? How long will they need??

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 03 16:59:09 2006
Subject: Re: Voting Fraud-Voter Intimidation

I am looking at the afternoon of 5/18 for the meeting, due to scheduling conflicts of Working Group members. There remain two members from whom we have not yet received confirmations of their schedule (with some, it is like pulling teeth), but right now 5/18 still looks like the best day. We may have to hold the meeting over here to make it easier for Commissioners to drop in.
--- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/03/2006 12:53 PM
To
cc
Subject

Okay -- you are on for May 18th! Can we do it over here at 10?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld
My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

Say "Hi" to Cameron for me.

Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballot conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
On another note entirely, since traffic will be bad going to Roanoke, do you want to have a dinner meeting with Tova and me after the group meeting to discuss the final report? As long as we are out by 7 or so I am ok with it. Also, my wife would have to be there as she will be meeting me after the WG.

--- psims@eac.gov wrote:

> According to the Commissioners, you and Tova each got to pick three members of the Working Group. The Commission guidance regarding this particular member follows:

> 4 people from the Academic, Legal and Advocacy sectors - 2 to be chosen by Tova and 2 to be chosen by Job.

> This issue of allowing a designee relates to Tova's pick.

> As I understand it, we are working on a replacement for Norcross. If Ginsberg is not viable, how about Mark Braden, who includes public integrity in his areas of specialization. I would not try and stir up other members of the Working Group, if I were you.

> The effort is likely to come back and bite you.

> "Job Serebrov" 05/11/2006 03:53 PM
To psims@eac.gov
cc

Subject
Re: new working group representative

I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

>> Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

"Job Serebrov" 05/11/2006 03:36 PM

To "Tova Wang" <wang@tcf.org>, psims@eac.gov cc serebrov@sbcglobal.net
Subject Re: new working group representative

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

> is Jon Greenbaum

> Here's his info in full:
He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

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

www.tcf.org, for the latest news, analysis, opinions, and events.

<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.
Dinner sounds like a great idea. Do either of you have any dietary restrictions or preferences? (I seem to recall that Tova would prefer a place that has vegetarian options). I'll try to locate a nearby place that won't bust the budget. --- Peggy

On another note entirely, since traffic will be bad going to Roanoke, do you want to have a dinner meeting with Tova and me after the group meeting to discuss the final report? As long as we are out by 7 or so I am ok with it. Also, my wife would have to be there as she will be meeting me after the WG.

--- psims@eac.gov wrote:

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> 05/11/2006 03:36 PM

> To
> "Tova Wang" <wang@tcf.org>, psims@eac.gov
> cc
> serebrov@sbcglobal.net
> Subject
> Re: new working group representative

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His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534
www.tcf.org, for the latest news, analysis, opinions, and events.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
"Tova Wang"
<wang@tcf.org> To psims@eac.gov
05/09/2006 11:45 AM cc
Subject RE: Case Summaries

yes

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 09, 2006 10:38 AM
To: wang@tcf.org
Subject: Fw: Case Summaries

Had you seen this? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/09/2006 11:38 AM -----
"Job Serebrov"

05/08/2006 09:30 AM

To psims@eac.gov
cc
Subject Case Summaries

Peggy:

Please add this to the packet.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
"Job Serebrov"

05/12/2006 03:45 PM

To psims@eac.gov
cc
Subject Re: Good News

I'm thankful it all worked out.

--- psims@eac.gov wrote:

> Ginsberg has accepted our invitation! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----

Devon E. Romig/EAC/GOV
Peggy,

I just spoke to Valerie Johnson, Ms. Arnwine's assistant. The following are a list of dates that are possible for her attendance;

8th - PM (2pm to 6pm)
9th - Possible PM
16th - PM (1:30pm - 5:30pm)
17th - All day*
18th - All day*
19th - All day*

*All day availability does not begin until after 9:30 or 10:00 AM

I will update this information on the shared drive.

Thanks,

Devon

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ----- 
"Job Serebrov"

Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

--- psims@eac.gov wrote:

> Hi, Folks:
>
Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have placed 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

Maximum Lodging = $180 per day - does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
Mileage for Personally Owned Vehicle = $.445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing
it your way against the cost of a roundtrip flight, 
ground transportation, 
hotel, and per diem. If your way costs less, it 
should be no problem to 
cover the full cost. If your way is more expensive, 
we may only pay up to 
the amount of traditional travel. (The same rules 
apply to me when I 
travel.) If you can tell me where, other than DC, 
you will spend the 
night, I can check on applicable per diem rates.

Peggy

Craig:

I think we have resolved the issue of Barbara Arnwine's absence from the upcoming meeting by having 
one of her staff represent her (and her organization). Please review the attached rough summary of DOJ 
Cases ASAP and let me know if I need to delete reference to the open investigations. Hopefully, we won't 
have to remove this information as it does not specify the defendants or States involved. --- Peg

Rough Summary of Department of Justice, Public Integrity Section Activities, October 
2002-January 2006

Prosecutions and Convictions-- Individuals
Noncitizen voting: 20
Vote buying: 49
Double voting: 12
Registration fraud: 13
Civil Rights: 4
Voter Intimidation: 2
Unclear: 1

Open Investigations (note: a few cases overlap with prosecutions and convictions)
Noncitizen voting: 3
Vote buying: 25
Double voting: 15
Registration fraud: 29
Absentee ballot fraud: 9
Official: 8
Ineligibles: 4
Deceptive Practices: 1
Civil Rights: 14
Intimidation: 6
Other: 2

Cases and Investigations Closed for Lack of Evidence

Civil Rights: 8
Official: 12
Registration Fraud: 12
Absentee Ballot Fraud: 14
Ineligible Voting: 3
Intimidation: 8
Double Voting: 5
Ballot Box Stuffing: 1
Vote Buying: 14
Ballot/machine tampering: 2
Other: 8
Unclear: 3

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---

"Donsanto, Craig"
To: psims@eac.gov
cc:
Subject: RE: Voting Fraud-Voter Intimidation

Peg - - what is the name of the group?

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 3:13 PM
To: Donsanto, Craig
Subject: RE: Voting Fraud-Voter Intimidation

Craig:

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Okay, Peg - - I will mark off the entire afternoon and try to be there. What is the agenda? I was not aware that this was anything beyond having your contractors spend another session with me. Also, if they will be needing stats and stuff like that I need to know as I will bring my state-people with me.

Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy
Afternoon of May 18 -- 2:30 okay? How long will they need??
--------------------------
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 03 16:59:09 2006
Subject: Re: Voting Fraud-Voter Intimidation

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

05/03/2006 12:53 PM
To
psims@eac.gov
cc
Subject
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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 03 12:40:19 2006
Subject: Re: Voting Fraud-Voter Intimidation

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Say "Hi" to Cameron for me.

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

05/03/2006 11:56 AM
To
psims@eac.gov
cc
Subject
Re: Voting Fraud-Voter Intimidation

Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballt conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

--------------------------
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 03 11:39:50 2006
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

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

My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
Margaret Sims/EAC/GOV
05/11/2006 02:08 PM
To: Job Serebrov
cc: wang@tcf.org
Subject: Literature Summary

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
Margaret Sims/EAC/GOV
05/10/2006 10:32 AM
To: Devon Romig
cc:
Subject: Fw: Court Reporter for Working Group Meeting

Devon:
We have the OK from Tom to obtain a court reporter. Per his response (attached), please coordinate with Joyce. Also, I understand the reporter for the Asian Language Working Group arrived late. Please find out how we can ensure the one for our meeting arrives on time. Thanks! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/10/2006 10:31 AM -----
Thomas R. Wilkey/EAC/GOV
Yes. please let Joyce know and she will get someone
Tom

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

Margaret Sims/EAC/GOV
05/10/2006 10:26 AM
To twilkey@eac.gov
cc DScott@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC
Subject Fw: Court Reporter for Working Group Meeting

Tom:
I understand that EAC hired a court reporter for the Asian Language Working Group meeting. I would like to do the same for the May 18 Voting Fraud-Voter Intimidation Working Group meeting, but I did not include funds in my budget for this service. Do we have funds that could be used for this purpose? (See Devon's cost estimate below.) --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/10/2006 10:18 AM -----
Devon E. Romig/EAC/GOV

05/10/2006 09:54 AM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Court reporter

Peggy,
I spoke to the people who usually handle the EAC court reporting. They charge $9.00 per page with an average of 40 pages per hour. This service would cost about $1800.00.

The turn around time for the transcript is 10 to 15 days. The transcripts comes in a bound paper copy and an electronic copy.

I can also check around for different prices.

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 04:26 PM -----
Devon E. Romig/EAC/GOV
05/03/2006 10:50 AM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Secretary Rokita's schedule

Peggy,

I just spoke to Nathan Cane (Secretary Rokita's assistant). He did not have any new information but they are going to have a scheduling meeting tomorrow morning and he will ask specifically about the afternoon of May 18th. I also reminded him to find out any of the days that he was not available or any of the days that he had could attend the meeting in the morning or the afternoon.

Thanks,

Devon

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
Margaret Sims/EAC/GOV
05/04/2006 01:05 PM
To Devon E. Romig/EAC/GOV
cc
Subject Re: VFVI Working Group

Devon:
I forgot to tell you that Thor Hearne's assistant is named Bethany. She can be reached at 314/613-2510.
--- Peggy

Devon E. Romig/EAC/GOV
Peggy,

I have called each of the participants. So far I have a definite confirmation from Kathy Rogers.

Here is the list of the out of town participants for the Voter Fraud/Voter Intimidation Project Working Group:

Mark Hearne II - St. Louis, MO
Todd Rokita - Indianapolis, IN
Kathy Rogers - Atlanta, GA

Possible Participant.

Patrick Rogers - New Mexico

Thanks,

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
Tova:

I understood Job to say that he could only find a hotel room with the right bed in Roanoke (hours away). He will drive in Thursday morning for the meeting and return to that hotel Thursday night. He won't drive back into DC for a Friday morning meeting.

We don't have to do dinner. I recognize that you have spent a lot of time and energy to make this project work, and I don't want to put you out. (You have done a lot under difficult circumstances.) Though we will be bushed, we may want to have a short meeting right after the Working Group disperses --- or we could do a teleconference the following Monday afternoon (before I head into three more days of meetings). --- Peggy

"Tova Wang" <wang@tcf.org>

05/11/2006 04:54 PM
To psims@eac.gov, serebrov@sbcglobal.net
cc
Subject RE: new working group representative

It would not be my first preference to do this right after the meeting, and I sort of had tentative plans. They can be changed if necessary of course, but what happened to meeting on Friday morning?

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 3:47 PM
To: wang@tcf.org
Subject: Re: new working group representative

Dinner sounds like a great idea. Do either of you have any dietary restrictions of preferences? (I seem to recall that Tova would prefer a place that has vegetarian options). I'll try to locate a nearby place that won't bust the budget. --- Peggy

"Job Serebrov"*

05/11/2006 04:39 PM
To psims@eac.gov
cc
Subject Re: new working group representative
On another note entirely, since traffic will be bad going to Roanoke, do you want to have a dinner meeting with Tova and me after the group meeting to discuss the final report? As long as we are out by 7 or so I am ok with it. Also, my wife would have to be there as she will be meeting me after the WG.

--- psims@eac.gov wrote:

> According to the Commissioners, you and Tova each
got to pick three
> members of the Working Group. The Commission
guidance regarding this
> particular member follows:
>
> 4 people from the Academic, Legal and Advocacy
> sectors - 2 to be chosen by
> Tova and 2 to be chosen by Job.
>
> This issue of allowing a designee relates to Tova's
> pick.
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> As I understand it, we are working on a replacement
> for Norcross. If
> Ginsberg is not viable, how about Mark Braden, who
> includes public
> integrity in his areas of specialization. I would
> not try and stir up
> other members of the Working Group, if I were you.
The effort is likely
> to come back and bite you.
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> "Job Serebrov"
> 05/11/2006 03:53 PM
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> To
> psims@eac.gov
> cc
>
> Subject
> Re: new working group representative
I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

"Job Serebrov" 05/11/2006 03:36 PM

To "Tova Wang" <wang@tcf.org>, psims@eac.gov
cc serebrov@sbcglobal.net
Subject Re: new working group representative

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

is Jon Greenbaum

Here's his info in full:

http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing
Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

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

www.tcf.org, for the latest news,
analysis, opinions, and events.

<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
Devon E. Romig/EAC/GOV
05/09/2006 09:32 AM

Dear Meeting Participants,

Thank you for confirming your participation in the upcoming Voter Fraud/Voter Intimidation Working Group Meeting in Washington, D.C.. This meeting will take place at our office from 1:00 PM to 5:30 PM on Thursday May 18th, 2006.
The Election Assistance Commission (EAC) will cover the cost of your flight, the cost of your hotel room and provide you with a daily per diem. The cost of the airfare and the hotel stay will be paid directly by the EAC, as long as you book your travel through Adventure Travel.

To coordinate your flight and hotel stay, please contact Marvin Brokaw of Adventure Travel at (205) 444-4800, ext. 3501. Please note that the eligible dates of the hotel accommodation include the evenings on May 17th and May 18th. Once you have contacted him and you have received the itinerary via e-mail you must forward me a copy immediately so that I can complete a travel authorization form.

I have included two attachments with this email; the first attachment is a letter that contains important information that you will need to know before calling the travel agent and the second attachment provides some general information that should help you get around the city during your trip.

In addition to your travel itinerary, I will also need the following information by the close of business this Friday May 12, 2006 in order to complete your travel authorization:

Full Name:
Title:
Entity for whom you work:
Address to Which the Reimbursement Check Will Be Mailed:
Work Telephone:
Fax Number:
Social Security #: (if uncomfortable e-mailing this, feel free to call me):

Feel free to contact me with any questions.

Sincerely,
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

Per Diem Letter VFVI.doc Logistics Sheet VFVI.doc
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM ------

I have the feeling we didn't include these in the original batch I sent you. Could you double check and if not, would you please include them in the existing research materials? Sorry and thanks. I'm kind of doing all of this on my own in case you couldn't tell. List is coming...

Tova Andrea Wang
Given the information I have Peggy, that is not going to be financially possible. First, given Tova's info about the hotels, it is too much for me to front. Two to three days in DC would run around $1000 for the hotel alone. That does not count the two days on the road to get there and two days back. Second, if I can't charge the federal per mile allowance for the entire trip to DC and back and can only get the equivalent of plane fare, I will actually lose money.

I simply do not see how we can do this in person given the financial restrictions.

--- psims@eac.gov wrote:

> Job:
> I don't think we can put you on teleconference for 41/2 hours. We really need to have you here in person if you are to help conduct the Working Group meeting. You should make your travel arrangements ASAP. --- Peggy
Subject
Re: Working Group

Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually lose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

--- psims@eac.gov wrote:

Hi, Folks:

Teleconference

Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members

We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.
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You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
Mileage for Personally Owned Vehicle = $ .445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwards, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy

003214
Let me check with Devon early tomorrow. If she did not hear from him this afternoon, I'll have her contact you. Perhaps you will have more success than we have.

Peggy

--------------------
Sent from my BlackBerry Wireless Handheld

Do you want me to call both Bob too?

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.

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
That was not the only reason -- it was to have someone from the civil rights community. I hardly think you can have a discussion about voter intimidation and suppression without someone with that background at the table. I know you agree with this given what you've said to me in the past.

-----Original Message-----
From: Job Serebrov [mailto:serebrov@sbcglobal.net]
Sent: Thursday, May 11, 2006 2:48 PM
To: Tova Wang; psims@eac.gov
Subject: RE: new working group representative

We don't know about Ginsburg but it was only stated, over my objection, that no current invitee was being disinvited. This does not apply to representatives of those people in my mind, especially when the main specific reason for inviting the person was her race.

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

> He is representing Barbara Arnwine, and we have
> already established we are
> not disinviting anyone. We still don't know about
> Ginsburg yet anyway,
> right?
> 
> -----Original Message-----
> From: Job Serebrov [mailto:serebrov@sbcglobal.net]
> Sent: Thursday, May 11, 2006 2:36 PM
> To: Tova Wang; psims@eac.gov
> Cc: serebrov@sbcglobal.net
> Subject: Re: new working group representative
> 
> I have an objection to Greenbaum. While I realize he
> comes from an advocacy group, he is not a minority
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> --- Tova Wang <wang@tcf.org> wrote:
> 
> > is Jon Greenbaum
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> > Here's his info in full:
> >
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> http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm
He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee. His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW, Suite 400
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To: psims@eac.gov
cc
Subject: Re: Working Group-Perez

The code attachment did not work that is what I meant by it did not come through.
--- psims@eac.gov wrote:

> Did you look at the attached excerpts from Texas Code? --- Peggy

> "Job Serebrov" 05/09/2006 11:23 AM

> To
> psims@eac.gov
> cc
> wang@tcf.org
> Subject
> Re: Working Group-Perez

> We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

> --- psims@eac.gov wrote:

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

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

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

--- Peggy

"Job Serebrov"
05/08/2006 11:30 PM

To psims@eac.gov

Subject Re: Working Group

Peggy:

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

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

Job
Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

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

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Tova Andrea Wang
Democracy Fellow
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Existing Literature Reviewed.doc
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cc  
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http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
For purposes of travel arrangements, Job do you want to plan to meet the day before and/or the day after the meeting?

----- Original Message ----- 
From: psims@eac.gov
To: wang@tcf.org ; serebrov@sbcglobal.net
Cc: dromig@eac.gov
Sent: Friday, May 05, 2006 2:32 PM
Subject: Working Group

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Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

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- **Mileage for Personally Owned Vehicle** = $ .445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM ---
I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

> "Job Serebrov" 05/11/2006 03:36 PM

> To
> "Tova Wang" <wang@tcf.org>, psims@eac.gov
> cc
> serebrov@sbcglobal.net
> Subject
> Re: new working group representative

> I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

> > is Jon Greenbaum
> >
> > Here's his info in full:
> >
> http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm
>
> > 1
> >
> > He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.
> >
> > His contact and mailing info is:
> >
> > jgreenbaum@lawyerscommittee.org
Plus, I found a few typos on the nexis analysis. Sorry about this.

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.
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;
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 04:26 PM -----
Margaret Sims/EAC/GOV  
05/04/2006 10:52 AM  
To: Joyce Wilson 
cc 
Subject: Large Conference Room Needed

This is just to confirm my request to reserve the large conference room on Thursday, May 18, from Noon-6 PM. We will be using it for a meeting of the Voting Fraud/Voter Intimidation Working Group. Thanks! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
Devon E. Romig/EAC/GOV  
05/08/2006 02:56 PM  
To: vjohnson@lawyerscommittee.org, barnwine@lawyerscommittee.org, 
cc: Margaret Sims/EAC/GOV@EAC 
Subject: Voter Fraud/Voter Intimidation Working Group, May 18th

Dear Meeting Participants,

Thank you for confirming your participation in the upcoming Voter Fraud/Voter Intimidation Working Group Meeting in Washington, D.C. This meeting will take place at our office from 1:00 PM to 5:30 PM...
Thursday May 18th, 2006.

The office of the Election Assistance Commission is located at:
1225 New York Avenue NW, Suite 1100
Washington, D.C. 20005

We will send more information about this meeting via Federal Express. If you would like this information to be sent to an address other than your office please reply with the preferred address.

Feel free to contact me with any questions.

Sincerely,

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 04:26 PM ---

"Tova Wang"
<wang@tcf.org>
05/10/2006 11:45 AM

To psims@eac.gov
cc iromig@eac.gov
Subject Material I may not have included

Peg,

Correct me if I'm wrong, but I think I omitted sending you these specific summaries that are based on complex cases that could not be adequately described within the confines of the nexis article excel spreadsheets. If we can, these should be included, probably on the disc. Sorry.

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 04:26 PM ---

"Job Sterebryov"
05/09/2006 11:24 AM

To psims@eac.gov
cc
Subject Re: Fwd: RE: Working Group meeting
I will hear from him tomorrow but that still does not solve all of my issues---see my longer e-mail.

--- psims@eac.gov wrote:

> I had a voice mail message from him on Monday. I called him back but had to leave a voice mail message (telephone tag). If you hear from him and he is willing and able to come, I need to know this. We need to have him call our travel service to make travel arrangements ASAP. Thanks. ---

> Peggy

> "Job Serebrov"

> 05/09/2006 10:46 AM

> To

> psims@eac.gov

> cc

> Subject

> Fwd: RE: Working Group meeting

> FYI

> --- "Patrick J. Rogers"

> wrote:

> > Subject: RE: Working Group meeting

> > Date: Tue, 9 May 2006 07:42:44 -0600

> > From: "Patrick J. Rogers"

> > To: "Job Serebrov"

> > Job---maybe. I will call you and/or Ms. Sims tomorrow. Depositions all day today. Thanks, Pat

> > What's the best number to call you tomorrow?

> >

> > Patrick J. Rogers

> > Modrall, Sperling, Roehl, Harris & Sisk, P.A.

> > P.O. Box 2168

> > Albuquerque, NM 87103-2168

> > Tel: 505-848-1849

> > Fax: 505-848-1891
Pat:

The working group meeting for the voter fraud project is scheduled for May 18th in DC but David Norcross can't attend. Could you come? If so, we need to arrange travel and a hotel for you.

Regards,

Job

Modrall, Sperling, Roehl, Harris & Sisk, P.A.

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. If the reader of this message is not the intended recipient or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination or copying of this communication is strictly prohibited. If you have received this electronic transmission in error, please delete it from your system without copying it, and notify the sender by reply e-mail or by calling 505.848.1800, so that our address record can be corrected. Thank you.

-----Original Message-----
From: Job Serebrov
Sent: Monday, May 08, 2006 9:41 PM
To: Patrick J. Rogers
Subject: Working Group meeting

Pat:

The working group meeting for the voter fraud project is scheduled for May 18th in DC but David Norcross can't attend. Could you come? If so, we need to arrange travel and a hotel for you.

Regards,

Job

Modrall, Sperling, Roehl, Harris & Sisk, P.A.

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. If the reader of this message is not the intended recipient or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination or copying of this communication is strictly prohibited. If you have received this electronic transmission in error, please delete it from your system without copying it, and notify the sender by reply e-mail or by calling 505.848.1800, so that our address record can be corrected. Thank you.
Barbara says that you have been working it out with her assistant Valerie, that they have spoken to you several times.

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 02, 2006 8:46 AM
To: wang@tcf.org
Cc: psims@eac.gov
Subject: Voting Fraud/Voter Intimidation Project Working Group

Dear Tova,

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

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

Sincerely,

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
"Weinberg and Utrecht"
To: psims@eac.gov
cc
Subject: Re: Voting Fraud-Voter Intimidation

that would be fine

----- Original Message -----
Barry:

It appears that the afternoon of Thursday, May 18 is best for a meeting of the working group. I know you said you would not be available in the morning that day. If we started at 1 PM, would that be too soon for you?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----

Margaret Sims/EAC/GOV
05/04/2006 02:08 PM
To: "Weinberg and Utrecht" @GSAEXTERNAL
cc
Subject: Re: Voting Fraud-Voter Intimidation

OK, thanks. I'll get back to you with more information. --- Peggy

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

that would be fine
----- Original Message ----- 
From: psims@eac.gov
To:
Sent: Thursday, May 04, 2006 1:08 PM
Subject: Voting Fraud-Voter Intimidation

Barry:

It appears that the afternoon of Thursday, May 18 is best for a meeting of the working group. I know you said you would not be available in the morning that day. If we started at 1 PM, would that be too soon for you?
Sounds good to me. If not Ginsburg try Braden.

--- psims@eac.gov wrote:

> I will add "DRAFT" to the definition and, yes, the
> WG will have
> suggestions. I do plan to send packets to you and
> Tova containing the
> same materials being provided to the WG. I haven't
> sent anything yet
> because I was hoping to finalize the WG list for
> inclusion. (Still
> waiting for a response from Ginsberg.)
> > Regarding Tova's response, we may want to have a
> > very short meeting after
> > the WG disperses, followed by a teleconference the
> > following Monday
> > afternoon. Tuesday is bad for me because I'll be
> > out of the office
> > attending a series of EAC meetings that begin that
> > day. --- Peggy
> >
> > "Job Serebrov"
> > 05/12/2006 12:52 PM
> >
> > To
> > psims@eac.gov, wang@tcf.org
> > cc
> >
> > Subject
> > Re: Fraud Definition
> >
This is ok, given the fact that the WG may have suggestions. Will you be sending us the same packets that you are sending the WG? Also, I figure with Tova's response we will need to have a teleconference on the report once I return to Little Rock. We will need to do it that following Monday or Tuesday.

--- psims@eac.gov wrote:

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

I am reluctant to invite Braden until after I have received a "No" from Ginsberg. --- Peg
Sounds good to me. If not Ginsburg try Braden.

--- psims@eac.gov wrote:

> I will add "DRAFT" to the definition and, yes, the
> WG will have
> suggestions. I do plan to send packets to you and
> Tova containing the
> same materials being provided to the WG. I haven't
> sent anything yet
> because I was hoping to finalize the WG list for
> inclusion. (Still
> waiting for a response from Ginsberg.)
> Regarding Tova's response, we may want to have a
> very short meeting after
> the WG disperses, followed by a teleconference the
> following Monday
> afternoon. Tuesday is bad for me because I'll be
> out of the office
> attending a series of EAC meetings that begin that
> day. --- Peggy

> "Job Serebrov"
> 05/12/2006 12:58 PM
>
> To
> psims@eac.gov, wang@tcf.org
> cc
>
> Subject
> Re: Fraud Definition
>
> This is ok, given the fact that the WG may have
> suggestions. Will you be sending us the same packets
> that you are sending the WG? Also, I figure with
> Tova's response we will need to have a
> teleconference
> on the report once I return to Little Rock. We will
> need to do it that following Monday or Tuesday.
--- psims@eac.gov wrote:

> 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 04:26 PM ---

"Job Serebrov" To psims@eac.gov

05/09/2006 11:35 AM cc

Subject Re: Working Group-Perez

---

I did not get any attachments.

--- psims@eac.gov wrote:

> Did you look at the attached excerpts from Texas Code? --- Peggy

> "Job Serebrov" 05/09/2006 11:23 AM
We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

--- psims@eac.gov wrote:

> As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State’s colorful history of voting fraud and their innovative approaches to combat it.
> In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud.
> > and voter intimidation schemes used in that State.
> >
> > Mr. Perez has over 13 years experience as a county Election Administrator.
> > in Texas. You won't find many news articles mentioning him because he has kept his nose clean.
> > (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted at that organization's conferences. His peers in IACREOT and The Election Center have selected his submissions on web presentations (IACREOT) and his professional practices papers (Election Center) for awards.
> >
> > Mr. Perez also has access to information from other States through his membership in IACREOT and The Election Center. He also has a sense of humor, which you will note if you access the staff web page on the Guadalupe County Elections web site and hear the Mission Impossible theme .. something that might be useful in the upcoming meeting.
> >
> > Guadalupe County is small but growing. In 2004, the county had over 65 thousand registered voters (a number more than doubled the number of registered voters in 1988). A third of the county's population claims Hispanic or Latino origin, according to the U.S. Census Bureau. The county is in south central Texas and is bordered by Comal, Hays, Cladwell,
Gonzales, Wilson, and Bexar counties. In the 1980s, the county was predominately a farming community; but in recent years, many people have moved from San Antonio (Bexar County) to Guadalupe County, preferring to live in Guadalupe County and work in Bexar County.

--- Peggy

"Job Serebrov" 05/08/2006 11:30 PM

To psims@eac.gov
cc

Subject Re: Working Group

--- Peggy:

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

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

Job

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM ---
Subject  Re: Good News

I will have a better idea about my uncle's condition today after surgery.

See:
500 Fourth Street NW
P.O. Box 2168
Albuquerque, NM 87103-2168
(505) 848-1800
Fax: (505) 848-1891
Asst: Carol Casstevens
patrogers@modrall.com

--- psims@eac.gov wrote:

> Job:
> Secretary Rokita is available May 18. I'm going to
talk with the Chairman
today about substituting Rogers for Norcross. Do
you have contact
information for Rogers? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM ---

"Job Serebroy" To psims@eac.gov
05/03/2006 01:46 PM cc
Subject Re: Working Group Meeting

Monday afternoon I have a commission meeting.

--- psims@eac.gov wrote:

> Job and Tova:
>
> As of now, the afternoon of Thursday, May 18 appears
to be the best
> possible date for the meeting. Norcross is not
> available to attend in
> person that day (he is available only 2 days during
> the first three weeks
> of May). We won't have confirmation of the
> availability of Secretary
> Rokita until tomorrow --- but I am hopeful.
>
> I'll give you an update tomorrow. Maybe we can
> schedule a teleconference
> on Monday afternoon. --- Peggy
I did send you the Brennan piece, but not the other one.

-----Original Message-----
From: Tova Wang
Sent: Thursday, May 11, 2006 12:31 PM
To: psims@eac.gov; dromig@eac.gov
Subject: research summaries

I have the feeling we didn't include these in the original batch I sent you. Could you double check and if not, would you please include them in the existing research materials? Sorry and thanks. I'm kind of doing all of this on my own in case you couldn't tell. List is coming...

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

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Click here to receive our weekly e-mail updates.

Devon:

Send an email to Perez to remind him to contact Adventure Travel ASAP. We don't have confirmation of Rogers participation yet, though we have had a number of voice mails flying back and forth, so we cannot yet notify him to make travel arrangements immediately. --- Peggy

Devon E. Romig/EAC/GOV
Hi Devon:
We have heard from Mark Hearne and Todd Rokita. They are both flying in and out on the 18th and will not need hotel rooms. We're kind of waiting to see if Perez and Rogers need rooms before booking any hotel. As soon as we get approval of Hearne and Rokita air schedules and get them booked, we'll forward their itineraries to you.

Kind Regards,
Marvin

-----Original Message-----
From: dromig@eac.gov
Sent: Tuesday, May 09, 2006 8:31 AM
To:
Cc: psims@eac.gov
Subject: May 18th Meeting at EAC

Hello Marvin,

I just wanted to follow up with the voicemail message that I left for you yesterday. We will be holding a meeting at our offices in Washington DC on May 18, 2006. I have informed the out of state attendees to contact you for their travel arrangements.

We have been authorized to pay for the attendees airfare and hotel arrangements. Please note that all of the participants are authorized for a two night hotel room stay, as long as the dates are May 17th and 18th.

I attached the list of the meeting participants that will be contacting you about their travel arrangements for the May 18th meeting in Washington DC.
Let me know if you have any questions for me or if you need any more information from me.

Thanks for your help!

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 04:25 PM -----

"Tova Wang" <wang@tcf.org>
05/02/2006 05:06 PM
To dromig@eac.gov
cc psims@eac.gov
Subject RE: Voting Fraud/Voter Intimidation Project Working Group

Can you please give me an idea where we are at with all this? I'd like to be able to figure out my schedule. Thanks -- and thanks for all your assistance on this. Tova

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 02, 2006 3:54 PM
To: wang@tcf.org
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

Yes, I have spoken to her assistant several times but today has been the first time that I have ever spoken to her assistant. We did get the information that we needed. Thanks for your help!

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
Margaret Sims/EAC/GOV
05/02/2006 05:41 PM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject RE: Voting Fraud/Voter Intimidation Project Working Group

I hope to have a better idea tomorrow, if Rokita's office responds. If not, we'd better have a teleconference to discuss our options. --- Peggy
Can you please give me an idea where we are at with all this? I'd like to be able to figure out my schedule. Thanks -- and thanks for all your assistance on this. Tova

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 02, 2006 3:54 PM
To: wang@tcf.org
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

Yes, I have spoken to her assistant several times but today has been the first time that I have ever spoken to her assistant. We did get the information that we needed. Thanks for your help!

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

Sounds good. I'm available any time on Monday. Tova

----- Original Message -----
From: psims@eac.gov
To: serebrov@sbcglobal.net ; wang@tcf.org
Cc: dromig@eac.gov
Sent: Wednesday, May 03, 2006 1:44 PM
Subject: Working Group Meeting

Job and Tova:
As of now, the afternoon of Thursday, May 18 appears to be the best possible date for the meeting. Norcross is not available to attend in person that day (he is available only 2 days during the first three weeks of May). We won't have confirmation of the availability of Secretary Rokita until tomorrow --- but I am hopeful.

I'll give you an update tomorrow. Maybe we can schedule a teleconference on Monday afternoon. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
To psims@eac.gov
cc "Mitchell, Cynthia" <Cynthia.Mitchell@usdoj.gov>
Subject RE: Voting Fraud-Voter Intimidation Working Group

Peg - -

I plan to be here tomorrow, although I may have to go to the main building during the day. If you are here and I am out, just leave the packet with the receptionist. Thank you.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 3:34 PM
To: Donsanto, Craig
Subject: RE: Voting Fraud-Voter Intimidation Working Group

Craig:

I would love to have an updated list for our research files. For purposes of getting this information out to our participants, I will note that the consultants’ summary is based upon information provided as of January 2006. Thanks.

Do you expect to be at your office tomorrow afternoon? I can walk over with the information packet we will have put together for the Working Group. --- Peggy
Peggy --

I have Cynthia Mitchell in here with me now.

She says that the figures you listed in your attachment are your analysis of our product, and that therefore we cannot re-evaluate them.

I do not see anything in these raw numbers that impacts adversely any privacy or privilege issues.

We can update the public list and send that to you, if you’d prefer. That would allow you to represent that the numbers are current up through now. But if you would prefer, you can use what you have as long as it is represented as complete only through January, 2006.

Let us know your desires - - -

--- Peg

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 2:35 PM
To: Donsanto, Craig
Subject: Voting Fraud-Voter Intimidation Working Group
Importance: High

Craig:

I think we have resolved the issue of Barbara Arnwine’s absence from the upcoming meeting by having one of her staff represent her (and her organization). Please review the attached rough summary of DOJ Cases ASAP and let me know if I need to delete reference to the open investigations. Hopefully, we won’t have to remove this information as it does not specify the defendants or States involved. --- Peg

Rough Summary of Department of Justice, Public Integrity Section Activities, October 2002-January 2006

Prosecutions and Convictions-- Individuals
Noncitizen voting: 20
Vote buying: 49
Double voting: 12
Registration fraud: 13
Civil Rights: 4
Voter Intimidation: 2
Unclear: 1
Open Investigations (note: a few cases overlap with prosecutions and convictions)
Noncitizen voting: 3
Vote buying: 25
Double voting: 15
Registration fraud: 29
Absentee ballot fraud: 9
Official: 8
Ineligibles: 4
Deceptive Practices: 1
Civil Rights: 14
Intimidation: 6
Other: 2

Cases and Investigations Closed for Lack of Evidence

Civil Rights: 8
Official: 12
Registration Fraud: 12
Absentee Ballot Fraud: 14
Ineligible Voting: 3
Intimidation: 8
Double Voting: 5
Ballot Box Stuffing: 1
Vote Buying: 14
Ballot/machine tampering: 2
Other: 8
Unclear: 3

Hi Peg,

Can you please check this before I fax it? Thanks! And can we talk sometime today?

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 04:25 PM ---
Margaret Sims/EAC/GOV
05/04/2006 02:23 PM
To Jeannie Layson/EAC/GOV
cc bwhitener@eac.gov
Subject Fw: Voting Fraud-Voter Intimidation Working Group Meeting

Oops! I forgot to cc. you on this. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 05/04/2006 02:23 PM ---
Margaret Sims/EAC/GOV
05/04/2006 02:07 PM
To Paul DeGregorio, Ray Martinez, Donetta Davidson, Gracia Hillman
twilkey@eac.gov, jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC, Amie J. Sherrill/EAC/GOV@EAC,
cce Adam Ambrogi/EAC/GOV@EAC, Eileen L. Collier/EAC/GOV@EAC, Sheila A. Banks/EAC/GOV@EAC, bbenavides@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC
Subject Voting Fraud-Voter Intimidation Working Group Meeting

Dear Commissioners:

This is to let you know that the Working Group for our Voting Fraud and Voter Intimidation preliminary research project is scheduled to meet in EAC's large conference room the afternoon of Thursday, May 18. I will provide more information about this meeting to you later.

Peggy Sims
Election Research Specialist

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ---
wang@tcf.org
05/13/2006 10:54 AM
To psims@eac.gov
cc "Job Serebrov"
Subject Fw: research summary

Existing research thoughts.doc Job found it. I'm assuming its too late to include so as I said I'll just present it if thats OK. Thanks again Job. T
> T-
> Are you talking about this?
> J-
> --- wang@tcf.org wrote:
> 
> >> In the middle of the night I got the feeling that
> >> you may be right, that I did do a summary of the
> >> existing literature review (that Job, you approved)
> >> . I'll have to look for it on Monday (unless I go
> >> into the office over the weekend, which is
> >> possible). I may be hallucinating, but if not, I'll
> >> just present it at the meeting rather than try to
> >> get it to them ahead of time. Tova
>
> Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM --

"Donsanto, Craig"
Craig.Donsanto@usdoj.gov
05/11/2006 02:55 PM

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ---

Peggy --
I have Cynthia Mitchell in here with me now.

She says that the figures you listed in your attachment are your analysis of our product, and that
therefore we cannot re-evaluate them.

I do not see anything in these raw numbers that impacts adversely any privacy or privilege issues.

We can update the public list and send that to you, if you'd prefer. That would allow you to represent that
the numbers are current up through now. But if you would prefer, you can use what you have as long as it
is represented as complete only through January, 2006.

Let us know your desires - - -
Craig:

I think we have resolved the issue of Barbara Arnwine's absence from the upcoming meeting by having one of her staff represent her (and her organization). Please review the attached rough summary of DOJ Cases ASAP and let me know if I need to delete reference to the open investigations. Hopefully, we won't have to remove this information as it does not specify the defendants or States involved. --- Peg

**Rough Summary of Department of Justice, Public Integrity Section Activities, October 2002-January 2006**

**Prosecutions and Convictions -- Individuals**
Noncitizen voting: 20
Vote buying: 49
Double voting: 12
Registration fraud: 13
Civil Rights: 4
Voter Intimidation: 2
Unclear: 1

**Open Investigations** (note: a few cases overlap with prosecutions and convictions)
Noncitizen voting: 3
Vote buying: 25
Double voting: 15
Registration fraud: 29
Absentee ballot fraud: 9
Official: 8
Ineligibles: 4
Deceptive Practices: 1
Civil Rights: 14
Intimidation: 6
Other: 2

**Cases and Investigations Closed for Lack of Evidence**
Civil Rights: 8
Official: 12
Registration Fraud: 12
Absentee Ballot Fraud: 14
Ineligible Voting: 3
Intimidation: 8
Double Voting: 5
Ballot Box Stuffing: 1
Vote Buying: 14
Ballot/machine tampering: 2
Craig:

I would love to have an updated list for our research files. For purposes of getting this information out to our participants, I will note that the consultants' summary is based upon information provided as of January 2006. Thanks.

Do you expect to be at your office tomorrow afternoon? I can walk over with the information packet we will have put together for the Working Group. --- Peggy

Peggy - -

I have Cynthia Mitchell in here with me now.

She says that the figures you listed in your attachment are your analysis of our product, and that therefore we cannot re-evaluate them.

I do not see anything in these raw numbers that impacts adversely any privacy or privilege issues.

We can update the public list and send that to you, if you'd prefer. That would allow you to represent that the numbers are current up through now. But if you would prefer, you can use what you have as long as it is represented as complete only through January, 2006.

Let us know your desires - - -

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 2:35 PM
To: Donsanto, Craig
Subject: Voting Fraud-Voter Intimidation Working Group
Importance: High
Craig:

I think we have resolved the issue of Barbara Arnwine’s absence from the upcoming meeting by having one of her staff represent her (and her organization). Please review the attached rough summary of DOJ Cases ASAP and let me know if I need to delete reference to the open investigations. Hopefully, we won’t have to remove this information as it does not specify the defendants or States involved. --- Peg

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Ballot/machine tampering: 2
Other: 8
Unclear: 3

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
"Tova Wang"
<wang@tcf.org>
05/11/2006 01:10 PM
To psims@eac.gov
cc
Subject new working group representative

is Jon Greenbaum

Here’s his info in full:
http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.html

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

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

Visit our Web site, 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 04:25 PM -----
Devon E. Romig/EAC/GOV
05/09/2006 09:31 AM
To
cc Margaret Sims/EAC/GOV@EAC
Subject May 18th Meeting at EAC
Hello Marvin,

I just wanted to follow up with the voicemail message that I left for you yesterday. We will be holding a meeting at our offices in Washington DC on May 18, 2006. I have informed the out of state attendees to contact you for their travel arrangements.

We have been authorized to pay for the attendees airfare and hotel arrangements. Please note that all of the participants are authorized for a two night hotel room stay, as long as the dates are May 17th and 18th.

I attached the list of the meeting participants that will be contacting you about their travel arrangements for the May 18th meeting in Washington DC. Let me know if you have any questions for me or if you need any more information from me.

Thanks for your help!

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

OUT OF STATE PARTICIPANTS VFVI Meeting.doc
--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ---
Margaret Sims/EAC/GOV
05/08/2006 01:05 PM
To "Job Serebrov" @GSAEXTERNAL
cc
Subject Re: Working Group

Job:

I don't think we can put you on teleconference for 4 1/2 hours. We really need to have you here in person if you are to help conduct the Working Group meeting. You should make your travel arrangements ASAP. --- Peggy

"Job Serebrov" <serebrov@sbcglobal.net>

"Job Serebrov" 05/08/2006 10:14 AM
To psims@eac.gov, wang@tcf.org
cc
Subject Re: Working Group
Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

--- psims@eac.gov wrote:

> Hi, Folks:
> 
> > Teleconference
> > Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.
> 
> > Working Group Members
> > We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.
> 
> > Travel Arrangements
> > You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:
> 
> > Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
> > Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
> > Mileage for Personally Owned Vehicle = $ .445 per mile
Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy

Do you have any other suggestions?

--- psims@eac.gov wrote:

> One source suggests the Georgetown Inn has vacancies and pillow top beds. 
> Try 1-800-424-2979 or 202-333-8900.
The Latham is booked solid. I called. I am checking out some possibilities but this is not looking good.

Why is the hotel suggestion not workable? (I need to know as we continue our search.) -- Peg

Peggy:

Pat just e-mailed me. He has something he can't move on the 18th. So I am now down one person and still no good hotel situation. Devon's suggestion is not workable.

Job
Here is the first batch of my archived email related to the vote fraud study.

Peg Sims

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

"Job Serebrov"

To psims@eac.gov
cc
Subject Project

Peg:

Where are we on things?

Job

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

Margaret Sims/EAC/GOV

To Juliet E. Hodgkins/EAC/GOV
cc
Subject Fw: Definition of Voting Fraud and Voter Intimidation

I think this is the communication to which you referred this afternoon. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 09/25/2006 03:39 PM ---

Gavin S. Gilmour/EAC/GOV

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

Peggy,

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

1. Fraud is a legal term of art. Fraud is an intentional act or omission (i.e. actual fraud or constructive
fraud) of misrepresentation or deceit. There is no such thing as defacto fraud or quasi fraud. Fraud must be intentional.... negligence alone is not fraud.

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

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

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

These are just my initial thoughts.

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

Margaret Sims/EAC/GOV
11/30/2005 09:28 AM
To jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC
cc
Subject Definition of Voting Fraud and Voter Intimidation

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

combined defining Fraud 11-18-05.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
"Tova Wang"
<wang@tcf.org>
08/08/2006 12:05 PM
To psims@eac.gov
cc
Subject FW: bibliographic form
Hi Peg, Here is the list of literature reviewed in bibliographic form. Please let us know if you have been able to look over any of the materials. Starting this afternoon, I will be pretty unavailable for the next two weeks.

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.

I'm assuming we will get the extension for the revision period. Thanks.

----- Original Message -----
From: <psims@eac.gov>
To: <wang@tcf.org>
Sent: Friday, August 11, 2006 2:39 PM
Subject: Re: direct deposit

> Tova:
> 
> I show only 2 hours left on your contract as of 7/15/06 -- but here is the form you requested. --- Peggy
> 
> (See attached file: EFT Form.rtf)
Hey Peg,

Hope you are well. Whenever you have a chance, I need the form to change the direct deposit to my new bank account. Thanks so much.

Tova

PS -- Keep me posted on what's going on with the report.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Margaret Sims/EAC/GOV
08/11/2006 02:39 PM
To wang@tcf.org@GSAEXTERNAL
cc
Subject Re: direct deposit

Tova:

I show only 2 hours left on your contract as of 7/15/06 -- but here is the form you requested. --- Peggy

EFT Form.rtf

wang@tcf.org
Hey Peg,

Hope you are well. Whenever you have a chance, I need the form to change the direct deposit to my new bank account. Thanks so much.

Tova

PS -- Keep me posted on what's going on with the report
Tom,

A draft letter is attached. I've incorporated comments from Gavin and Julie.

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

Any chance you could send a pdf version of the letter to me? --Peggy

The letter was addressed to the commissioners. I will ask Sheila to give a copy to you.

Per our normal procedures, I would guess a reply should be drafted for the Chairman's signature (especially as he is the DFO for the Board of Advisors) but you should check that with Tom.

Thanks.

---
I would hope that we can refer to it as a status report on the research project (prepared by EAC staff based upon information available at the time from our consultants, Tova and Job). Calling it a preliminary report has given rise to some confusion. That confusion has led to complaints from project working group members and requests from outsiders, who mistakenly think that EAC has released the document written by our consultant that fully reports on the preliminary research into voting fraud and voter intimidation and makes recommendations for future EAC action. --- Peggy

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV  
10/11/2006 12:33 PM  
To Margaret Sims/EAC/GOV@EAC  
cc  
Subject Re: Voting Fraud-Voter Intimidation Report

Thanks for the update. Per legal, the preliminary report is absolutely public information which is why we had to give it to the reporter when he asked for it.

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----

Margaret Sims/EAC/GOV  
10/13/2006 02:49 PM  
To Tova Andrea Wang, Job Serebrov  
cc  
Subject Don't Believe Everything You Read

Tova and Job:

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

Due to internal resource allocation problems, your final report has not yet been reviewed by the Commissioners. It is considered a working document (not subject to public release) until it has completed the review process and the Commissioners have agreed to release it. There has been no attempt by the Commission to hold up the report. I bear responsibility for any delays in moving it along. Please be
Mr. Levine,

Per your inquiry from yesterday, the status report on the EAC’s voter fraud and intimidation research project is attached. It was prepared by EAC staff and presented to our Standards Board and Board of Advisors at a meeting that was open to the public in May of this year. EAC staff is currently working on a final report.

Please let me know if I can be of further assistance, and I’d be glad to add you to our distribution list so you’ll get updates on this and other EAC projects.

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
Find a time that works. There's a story in today's St Louis PD that points to over 1000 suspect voter registrations.

Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: Jeannie Layson 
Sent: 10/11/2006 10:15 AM 
To: Paul DeGregorio 
Cc: Amie Sherrill; Margaret Sims 
Subject: Interview Request

Mr. Chairman,
Will Lester of the Associated Press wants to interview you briefly via phone about the preliminary fraud report. I recommend you accomodate him, as he has dutifully covered EAC, and plans to include us in a story next week about the election landscape. He has requested a copy of the preliminary report, which I am sending to him. He only needs a few minutes, and as we discussed, i think the message is that these are preliminary findings that we presented to our advisory boards to get their input. When the final report is complete, we will release it. You can also use some of the talking pts from your speech, such as the challenge related to the very definition of the term "fraud," as people define it differently. How about I set it up for noon?

The only question he asked that I don't know the answer to is when we expect the final report. Peg... please weigh in on this.

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ----- 
Bryan Whitener/EAC/GOV
10/11/2006 11:34 AM 
To Thomas R. Wilkey/EAC/GOV@EAC
cc Jeannie Layson/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC, Karen Lynn-Dyson/EAC/GOV@EAC, Juliet E. Hodgkins/EAC/GOV@EAC
Subject Fw: request for reports - Wendy Weiser, Brennan Center

Tom,

Do we have a policy on distributing the items she is requesting?

----- Forwarded by Bryan Whitener/EAC/GOV on 10/11/2006 11:33 AM ----- 
"Wendy Weiser"
Mr. Whitener,

I write to request a copy of the following two reports submitted to the Election Assistance Commission:

(1) a report on voter fraud and voter intimidation, outlining a future research agenda, prepared by Tova Wang and Job Serebrov, and discussed in this morning's USA TODAY;

(2) a report on provisional ballots and voter ID, prepared by the Moritz School of Law at Ohio State University in collaboration with others.

It is my understanding that these reports were commissioned by and submitted to the EAC several months ago. It is in the public interest to release these reports since they will advance the public discussion and understanding of important election administration issues.

Thank you very much for your attention to this request. Please let me know when I can expect to receive a copy of these reports. If this request is denied, please provide an explanation as to why.

Sincerely,

Wendy R. Weiser
Deputy Director, Democracy Program
Brennan Center for Justice at NYU School of Law
161 Avenue of the Americas, 12th Floor
New York, NY 10013
(212) 998-6130 (direct)
(212) 995-4550 (fax)
wendy.weiser@nyu.edu
Just a note to clarify that we are not releasing the preliminary report on voting fraud and voter intimidation (Tova & Job’s report) because the draft report is going through EAC review. The only document we can offer at this time is the status report on the research project, which was delivered to our boards and which apparently is considered public information. The status report does not address any recommendations for future EAC action.

I am using some of my work at home time on the draft report. Hopefully, I can meet with Julie and Tamar next week. After that, we will have a better idea of when it will be ready for a Commissioner briefing. --- Peggy

Find a time that works. There’s a story in today’s St Louis PD that points to over 1000 suspect voter registrations.

Mr. Chairman,
Will Lester of the Associated Press wants to interview you briefly via phone about the preliminary fraud report. I recommend you accommodate him, as he has dutifully covered EAC, and plans to include us in a story next week about the election landscape. He has requested a copy of the preliminary report, which I
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Jeannie Layson  
U.S. Election Assistance Commission  
1225 New York Ave., NW  
Suite 1100  
Washington, DC 20005  
Phone: 202-566-3100  
www.eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----  
Margaret Sims/EAC/GOV  
10/11/2006 01:57 PM  
To: Jeannie Layson/EAC/GOV  
cc: twilkey@eac.gov, Juliet E. Hodgkins/EAC/GOV@EAC, bwhitener@eac.gov  
Subject: Re: Voting Fraud-Voter Intimidation Report

The working group met prior to the meeting of the EAC boards, but too late for its deliberations to be summarized in the written status report on the project that was delivered to the boards. The status report notes that a meeting of the working group was about to be held to review the research so far and make recommendations. ---- Peggy

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV  
10/11/2006 01:03 PM  
To: Margaret Sims/EAC/GOV@EAC  
cc:  
Subject: Re: Voting Fraud-Voter Intimidation Report

Has the working group met since the preliminary report was given to the Standards Bd?

Sent from my BlackBerry Wireless Handheld  
Margaret Sims  
----- Original Message -----  
From: Margaret Sims  
Sent: 10/11/2006 12:34 PM  
To: Paul DeGregorio; Jeannie Layson; Thomas Wilkey
Just a note to clarify that we are not releasing the preliminary report on voting fraud and voter intimidation (Tova & Job's report) because the draft report is going through EAC review. The only document we can offer at this time is the status report on the research project, which was delivered to our boards and which apparently is considered public information. The status report does not address any recommendations for future EAC action.

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Peggy

Paul DeGregorio/EAC/GOV

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Sent from my BlackBerry Wireless Handheld

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Sent: 10/11/2006 10:15 AM  
To: Paul DeGregorio  
Cc: Amie J. Sherrill, Margaret Sims  
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Jeannie Layson  
U.S. Election Assistance Commission  
1225 New York Ave., NW  
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Washington, DC 20005  
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www.eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----

Paul DeGregorio/EAC/GOV  
09/28/2006 11:27 PM  
To Margaret Sims/EAC/GOV  
cc  
Subject Speech

Peg,

I thought I would share with you the speech I am going to given on Fraud and Intimidation in Salt Lake City at noon on Friday. If you have time, please read it over and let me know if you see anything I shouldn't say. Thanks.

Speech on Fraud intimidation Sept 29 06 Salt Lake City.doc

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Both of these reports are draft reports to the EAC and are currently being reviewed by staff. While we have released some of the data tables that Eagleton neither of these reports can be released.

Sent from my BlackBerry Wireless Handheld
Bryan Whitener
----- Original Message ----- 

From: Bryan Whitener
Sent: 10/11/2006 11:34 AM
To: Thomas Wilkey
Cc: Jeannie Layson; Margaret Sims; Karen Lynn-Dyson; Juliet Hodgkins
Subject: Fw: request for reports - Wendy Weiser, Brennan Center

Tom,

Do we have a policy on distributing the items she is requesting?

----- Forwarded by Bryan Whitener/EAC/GOV on 10/11/2006 11:33 AM ----- 

"Wendy Weiser"
<wendy.weiser@nyu.edu> To bwhitener@eac.gov
10/11/2006 10:57 AM cc
Subject request for reports

Mr. Whitener,

I write to request a copy of the following two reports submitted to the Election Assistance Commission:

(1) a report on voter fraud and voter intimidation, outlining a future research agenda, prepared by Tova Wang and Job Serebrov, and discussed in this morning's USA TODAY;

(2) a report on provisional ballots and voter ID, prepared by the Moritz School of Law at Ohio State University in collaboration with others.

It is my understanding that these reports were commissioned by and submitted to the EAC several months ago. It is in the public interest to release these reports since they will advance the public discussion and understanding of important election administration issues.

Thank you very much for your attention to this request. Please let me know when I can expect to receive a copy of these reports. If this request is denied, please provide an explanation as to why.

Sincerely,
Thanks but Wendy Weiser seems to be under the assumption that we provided all of this material to USA Today. As agreed to by the commissioners, counsel and staff, we only provided USA Today with the public documents that were presented to the advisory boards at the May meetings. Should we not clarify this to Wendy and provide her or anyone else with the same. I also just received the same request from election officials in Cook County, IL and King County, WA. Reporters are pestering them for information based on the USA Today article so election officials now want it from EAC. Looks like this is only the start so we need to get ahead of the curve.

Both of these reports are draft reports to the EAC and are currently being reviewed by staff. While we have released some of the data tables that Eagleton neither of these reports can be released.

Sent from my BlackBerry Wireless Handheld

----- Original Message -----
To: Thomas Wilkey  
Cc: Jeannie Layson; Margaret Sims; Karen Lynn-Dyson; Juliet Hodgkins  
Subject: Fw: request for reports - Wendy Weiser, Brennan Center

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----- Forwarded by Bryan Whitener/EAC/GOV on 10/11/2006 11:33 AM -----  
"Wendy Weiser"  
10/11/2006 10:57 AM  

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It is my understanding that these reports were commissioned by and submitted to the EAC several months ago. It is in the public interest to release these reports since they will advance the public discussion and understanding of important election administration issues.

Thank you very much for your attention to this request. Please let me know when I can expect to receive a copy of these reports. If this request is denied, please provide an explanation as to why.

Sincerely,

Wendy R. Weiser  
Deputy Director, Democracy Program  
Brennan Center for Justice at NYU School of Law  
161 Avenue of the Americas, 12th Floor  
New York, NY 10013  
(212) 998-6130 (direct)  
(212) 995-4550 (fax)  
wendy.weiser@nyu.edu
We don’t have a summary in numbers. We just have a summary of cases, some of which do not appear to reach the level of election fraud, and the charts of newspaper articles, some of which only contain allegations and some of which report convictions. These charts were on the CD I sent you before the Working Group meeting. Unfortunately, we have a long way to go before we have what I would classify as statistics.

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

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

Peggy - - I can take whatever you got!!! What does the data you got show?

No reliable, comprehensive data --- just the preliminary research results from case law, literature review, and interviews. --- Peggy
Does EAC have access to stats on state and local level prosecutions dealing with electoral fraud?

This message was brought to you by Dr. D's fabulous Blackberry!

The answer is tricky. The working group met after the written report was submitted for the board meetings, but before the status report was formally presented (orally) at the board meetings. --- Peggy

So the answer is yes, they did meet after the status report was presented?
The status report was written on May 17, 2006 (the last day it could be submitted for the upcoming board meetings). The first and only meeting of the working group was May 18, 2006. --- Peggy

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

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

Peggy,
Could you give Jeannie a call she needs some help fashioning a statement regarding the USA Today article since Tova and Job are hoping mad
Thanks
------------------------
Sent from my BlackBerry Wireless Handheld
FYI.

Peggy,

As noted in our recent status report, 75 percent of contract funding has been reached. The attached is submitted in accordance with the contract requirements.

If you have any questions pleased contact me.

Regards,

Jim

James Carrera / KPMG LLP / [redacted] / 703 286-8106 (office) [redacted] 703 995-0325 (fax) /

The information in this email is confidential and may be legally privileged. It is intended solely for the addressee. Access to this email by anyone else is unauthorized. If you are not the intended recipient, any disclosure, copying, distribution or any action taken or omitted to be taken in reliance on it, is prohibited and may be unlawful. When addressed to our clients any opinions or advice contained in this email are subject to the terms and conditions expressed in the governing KPMG client engagement letter.
Lynn-Dyson/EAC/GOV@EAC
Subject Status Report on Voting Fraud-Voter Intimidation Study

Bryan:

An electronic copy of the status report is attached, as requested for the USA Today inquiry. The status report includes the attachment listing the Working Group members. I suggest that you check to ensure that I have protected the copy against any manipulation, and protect it yourself if I have not, before sending it out to anyone. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

Jeannie Layson/EAC/GOV
10/12/2006 04:20 PM

To Thomas R. Wilkey/EAC/GOV@EAC
cc ggilmour@eac.gov, jthompson@eac.gov, klynndyson@eac.gov, psims@eac.gov
Subject Re: Brennan Center letter

Who is signing the letter?

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

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

Thomas R. Wilkey/EAC/GOV
10/12/2006 04:27 PM

To Jeannie Layson/EAC/GOV@EAC
cc ggilmour@eac.gov, jthompson@eac.gov, klynndyson@eac.gov, psims@eac.gov
Subject Re: Brennan Center letter

I will IF they sign off on it
See questions below. I can answer the first two, but see if this language is acceptable for questions 3 and 4.

Can I get full report submitted by Tova Wang? If not, why not? EAC staff is currently reviewing the data, and we have not compiled a final report. I will make sure you receive the final report when it is issued.

This answer will probably not make him happy, but it’s the best I can come up with. Suggestions?

----- Forwarded by Jeannie Layson/EAC/GOV on 10/12/2006 04:06 PM -----  
Bryan Whitener/EAC/GOV
What exactly is the document USA Today refers to?
Is it a report or just a staff document?
Can I get full report submitted by Tova Wang?
If not, why not?

FYI
Google search shows this on the DLC website
http://www.dlc.org/ndol_ci.cfm?kaid=139&subid=275&contentid=253439

Also,

Salon’s shameful six

There was Florida in 2000 and Ohio in 2004. Here are the six states where vote suppression could cost voters their voice -- and Democrats the election -- in 2006.

Salon News
By Art Levine

Eva Steele has a son in the military who is supposed to be fighting for freedom in Iraq, but sitting in a wheelchair in her room in a Mesa, Ariz., assisted-living facility, she wonders why it's so hard for her to realize a basic freedom back here in America: the right to vote.
Arriving in Arizona in January from Kansas City, weakened by four heart attacks and degenerative disk
disease, Steele, 57, discovered that without a birth certificate she can't register to vote. Under a draconian
new Arizona law that supposedly targets illegal immigrants, she needs proof of citizenship and a
state-issued driver's license or photo I.D. to register. But her van and purse were stolen in the first few
weeks after she moved to Mesa, and with her disability checks going to rent and medicine, she can't afford
the $15 needed to get her birth certificate from Missouri. Her wheelchair makes it hard for her to navigate
the bus routes or the bureaucratic maze required to argue with state bureaucrats. She's unable to
overcome the hurdles thrown in her way -- and in the way of as many as 500,000 other Arizona residents
-- by the state's Republican politicians.

###
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
  Jeannie Layson/EAC/GOV 10/12/2006 10:59 AM
  To Thomas.Hicks@mail.house.gov
  cc
  Subject Research update

Tom,
Per our conversation, attached is the update the Standards Bd. and Bd. of Adv. received at their May
meeting. That's all it was -- a status report. And we clearly stated in our Fed. Register notice that we
would deliver an update on our research projects. And this meeting was open to the public.

Take care, and let's get together soon. Let me know if you need anything else.

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov VF-VI Study Status 5-17-06.pdf
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
  Jeannie Layson/EAC/GOV 10/12/2006 05:26 PM
  To ghillman@eac.gov, pdegregorio@eac.gov, ddavidson@eac.gov
  cc twilkey@eac.gov, jthompson@eac.gov, ggilmour@eac.gov, psims@eac.gov, klynndyson@eac.gov, bwhitener@eac.gov
  Subject FOR YOUR APPROVAL

Commissioners,
Wendy Weiser of the Brennan Center has requested some of the information that was distributed to the
Bd. of Adv. and the Standards Bd. at the May meeting. Her request is below. Attached is a draft letter that I
suggest accompany the information we provide. Also enclosed would be the resolutions passed by both entities. Please let me know if the letter meets your approval. (The letter would be from Tom.)

I write to request a copy of the following two reports submitted to the Election Assistance Commission:

(1) a report on voter fraud and voter intimidation, outlining a future research agenda, prepared by Tova Wang and Job Serebrov, and discussed in this morning's USA TODAY;

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Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
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Washington, DC 20005
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Ben - -

This forwards a short e-mail chain between me and Peg Sims at the EAC. Peg is an institution where this sort of thing is concerned and if there were national stats available she would be the first place I would go --- which come to think of it is why I did!

Her remarks bring-up another issue: apples and oranges.

There are a lot of categories of crime that could arguably fit under the umbrella of "election crime" but which would not be the sort of thing we would find useful for present purposes. Examples would be theft of election materials unrelated to an intent to corrupt the election, campaigning or assaults in or near polls, "campaign slander" (i.e., lying about one's opponent) which is not a federal crime but is potentially a crime in 20 or so states, corruption in the procurement of election equipment (i.e., Louisiana had a recent high
profile case against its secretary of state who took bribes from voting equipment vendors in exchange for buying their machines). This stuff is criminal, but it does not involve corruption of the electoral process itself.

Also, some local prosecutors who do enforce the laws dealing with particularly vote buying - - for various reasons - - chose to prosecute the voters for selling their votes rather than the corrupt political operatives who buy the votes. Many times this is simply because slamming the voter rather than the corrupt pols is easier, quicker and does not entangle the prosecutor in the caldron of local politics. In other instances it is more sinister: I am aware of several instances where local prosecutors tried to charge voters whose names surfaced as people whose votes locally prominent pols had been bought in order to silence them in the federal case. Federally, we usually treat the voters as victims and go after those who tried to purchase their birthright. In one case in Western North Carolina, the target of our case was a local DA. When our indictment against him was returned it named the voters whose votes he was being charged with having bought (we try to avoid this now!). His first act of defense was to charge all these voters with selling their votes under N.C. law. We had to intercede for him - - through the U.S. Attorney at that time - - with the N.C. Governor to pardon these voters so that they could testify concerning the material facts without incriminating themselves.

My point here is this:

Even if we can get some State stats, since the State concept of "election crime" and ours is usually different, and since state prosecutors often approach this type of case from an entirely different perspective than we do at the federal level, State stats will likely have minimal value to substantiating the thesis we are trying to advance: that local law enforcement in the election crime area is not adequate.

----- Message from psims@eac.gov on Tue, 22 Aug 2006 14:09:06 -0400 -----

To: "Donsanto, Craig" <Craig.Donsanto@crm.usdoj.gov>
Subject: RE: Does EAC have access to stats on --

We don't have a summary in numbers. We just have a summary of cases, some of which do not appear to reach the level of election fraud, and the charts of newspaper articles, some of which only contain allegations and some of which report convictions. These charts were on the CD I sent you before the Working Group meeting. Unfortunately, we have a long way to go before we have what I would classify as statistics.

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

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

08/22/2006 01:54 PM
Peggy - - I can take whatever you got!! What does the data you got show?

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, August 22, 2006 1:53 PM
To: Donsanto, Craig
Subject: Re: Does EAC have access to stats on --

No reliable, comprehensive data --- just the preliminary research results from case law, literature review, and interviews. --- Peggy

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

08/22/2006 12:50 PM

-- State and local level prosecutions dealing with electoral fraud?

This message was brought to you by Dr. D's fabulous Blackberry!

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ------

"Tova Wang"
<wang@tcf.org>
10/03/2006 10:41 AM

To "Ambrogi, Adam (Rules)"
<Adam_Ambrogi@rules.senate.gov>, psims@eac.gov
cc

Subject RE: Chapin Survey
Thanks Adam. As the current project moves forward and then proceeds to phase 2, this will be a great resource I'm sure.

Tova

Tova Andrea Wang, Democracy Fellow
The Century Foundation
1333 H Street, NW, Washington, D.C. 20005

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

---

From: Ambrogi, Adam (Rules) [mailto:Adam_Ambrogi@rules.senate.gov]
Sent: Monday, October 02, 2006 11:39 AM
To: psims@eac.gov; wang@tcf.org
Subject: Chapin Survey

Peggy and Tova:

I know that we had been looking for a state survey of election fraud and intimidation statutes—as you may have seen, doug chapin recently released a report on this info-attached here. I hope all is well with the both of you.

Best regards,
Adam

Adam D. Ambrogi
Democratic Professional Staff Member
Senate Committee on Rules and Administration
Russell Senate Office Building, Room 479
Washington, D.C. 20510
202-224-0279

Fd:

Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ----

Jeannie Layson/EAC/GOV
10/13/2006 04:40 PM
To Jeannie Layson/EAC/GOV
cc twilkey@eac.gov
Subject Fw: Don't Believe Everything You Read

Jeannie:

Attached is the email I sent to Tova and Job, and Job's response. (I have not yet heard back from Tova.)
Peg:

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

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

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

Regards,

Job

__psims@eac.gov__ wrote:

Tova and Job:

I am home recuperating, but see that in my absence, a USA Today article has gotten everyone stirred up. The report to which the article refers is only the status report on the voting fraud-voter intimidation research project that was delivered to our Standards Board and Board of Advisors last spring. I provided a copy of this document to both of you, but have attached another copy for your information. This
Due to internal resource allocation problems, your final report has not yet been reviewed by the Commissioners. It is considered a working document (not subject to public release) until it has completed the review process and the Commissioners have agreed to release it. There has been no attempt by the Commission to hold up the report. I bear responsibility for any delays in moving it along. Please be reassured that we would not release your report without letting you know.

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

Please forward me the email you sent Tova and Job, as he is calling me and I want to make sure I understand what is being communicated to them. Thank you.

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

See story below that ran in today's USA Today. This reporter requested the info a few weeks ago, and we had to release it b/c it was distributed at a Standards Bd. meeting, which is considered a public venue.
Also, the document was not labeled draft.

I anticipate that we may get questions about why we haven’t released it. I propose the following response. Please let me know if you approve. The story follows.

"This was a preliminary report presented to our oversight committees. The EAC is waiting on a final report, which we will release upon its completion."

**Report refutes fraud at poll sites**

Updated 10/11/2006 8:05 AM ET
By Richard Wolf, USA TODAY

WASHINGTON — At a time when many states are instituting new requirements for voter registration and identification, a preliminary report to the U.S. Election Assistance Commission has found little evidence of the type of polling-place fraud those measures seek to stop.

USA TODAY obtained the report from the commission four months after it was delivered by two consultants hired to write it. The commission has not distributed it publicly.

NEW LAWS: Thousands of voters shut out
At least 11 states have approved new rules for independent voter-registration drives or requirements that voters produce specific forms of photo ID at polling places. Several of those laws have been blocked in court, most recently in Arizona last week. The House of Representatives last month approved a photo-ID law, now pending in the Senate.

The bipartisan report by two consultants to the election commission casts doubt on the problem those laws are intended to address. "There is widespread but not unanimous agreement that there is little polling-place fraud, or at least much less than is claimed, including voter impersonation, ‘dead’ voters, non-citizen voting and felon voters,” the report says.

The report, prepared by Tova Wang, an elections expert at the Century Foundation think tank, and Job Serebrov, an Arkansas attorney, says most fraud occurs in the absentee ballot process, such as through coercion or forgery. Wang declined to comment on the report, and Serebrov could not be reached for comment.

Others who reviewed the report for the election commission differ on its findings. Jon Greenbaum of the liberal Lawyers’ Committee for Civil Rights Under Law says it was convincing. The committee wrote to the commission Friday seeking its release.

Conservatives dispute the research and conclusions. Thor Hearne, counsel to the American Center for Voting Rights, notes that the Justice Department has sued Missouri for having ineligible voters registered, while dead people have turned up on the registration rolls in Michigan. "It is just wrong to say that this isn't a problem," he says.

That's one reason the commission decided not to officially release the report. "There was a division of opinion here," Chairman Paul DeGregorio says. "We've seen places where fraud does occur."

The consultants found little evidence of that. Barry Weinberg, former deputy chief of the voting section in the Justice Department's civil rights division, reviewed their work. "Fraud at the polling place is generally difficult to pull off," he says. "It takes a lot of planning and a lot of coordination."

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
The proposed response sounds okay but the story is out. Other media may want the information. That the material given USA Today wasn't identified as draft or preliminary findings is now our problem.

I hope we are working post haste to have the report ready to release less we be seen as trying to bury this. It seems to me that other articles will be written, if not from the document that we sent to USA Today, then certainly from the USA Today article as the source document.

My initial reaction is that both reports are currently under review by EAC staff. I will entertain other thoughts but that is pretty much the what is the situation right now. Both research projects were designed to give the EAC issues and recommendations in both of these areas and are currently being reviewed. As a matter of fact the report from our consultants on Voter fraud and Intimation has not been forwarded by staff to the Commissioners but Peg will need to weigh in on that.

Sent from my BlackBerry Wireless Handheld
Bryan Whitener
----- Original Message -----

From: Bryan Whitener
Sent: 09/22/2006 05:10 PM
To: Margaret Sims; Karen Lynn-Dyson; Thomas Wilkey; Juliet Hodgkins; Gavin Gilmour
Cc: Jeannie Layson
Subject: Media request - USA Today
Richard Wolf of USA Today called and asked for the following. Jeannie and I ask that you consider this carefully and let us know ASAP what to provide.

(1) The status report on voter fraud and consultant update that was presented to the advisory boards in May, 2006.

(2) The status of the required guidance document on provisional voting and voter ID that is referenced in the following passage in today's Electionline Weekly by Doug Chapin.

In addition to the EAC's considerable election management responsibilities (especially in the area of voting equipment certification and testing), the agency has key policy issues to resolve in the immediate to near-term future, including a required guidance document on provisional voting and voter ID (now nearly two years overdue) and continued regulatory oversight over state implementation of "motor voter". This latter issue will almost certainly involve questions about the intersection of state and federal laws on voter registration - questions which divided the Commission when applied to Arizona, and could divide it again as Republicans and Democrats continue their traditional struggle to balance access to the franchise with concerns about the potential for fraud at the polls.

Thanks,
Bryan

I like this...it needs to go to the 3 C's for review and approval.
We also need to be prepared as to what happens when they receive it.
Thanks for your help.
Tom
Tom,

A draft letter is attached. I've incorporated comments from Gavin and Julie.

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

Matt (and Amy) are working on a speech for the Chairman to deliver at the Vote Fraud conference in Utah at the end of the week. Matt has asked for the consultants' definition of vote fraud/voter intimidation and the draft recommendations. As neither have been through full Commission review, I would like to speak with one or both of you before I drop this information in any one Commissioner's lap. Matt is looking for this information today. FYI, attached are copies of the consultants' definition and the draft recommendations from the consultants and others from the working group. Also attached is a summary of concerns expressed by the working group. --- Peggy
WASHINGTON (AP) -- The most common form of voter fraud involves absentee ballots, including forgery and coercion in getting older or ailing voters to fill them out, according to a preliminary report to the U.S. Election Assistance Commission.

But the report, delivered in May, suggested that reports of polling place fraud involving "dead" voters and voting by felons and non-citizens might be overstated. The researchers said there is far more anecdotal evidence about voter fraud than specific verifiable claims.

"On balance, more researchers find it to be less of a problem than is commonly described in political debate," the report said.

"Many times people put their own partisan spin on voter fraud and voter intimidation," EAC Chairman Paul DeGregorio said Wednesday.

DeGregorio said the report was only preliminary and cautioned that more investigation is needed to understand the amount of voter fraud in this country.

"Many times you see people attempting to commit fraud, but it never gets to the level of being reported," said DeGregorio, a former elections official in St. Louis. He noted a case of more than 1,400 suspect voter registration cards being investigated in St. Louis.

The preliminary report was prepared by Tova Wang, an elections expert at the Century Foundation think tank and Job Serebrov, an Arkansas attorney.

Conservatives have argued the problem of voter fraud is severe in some states, while liberals generally argue that voters face too many restrictions.

New state laws requiring voters to present identification at polling places have faced legal challenges in states such as Arizona and Georgia.

"It's absolutely a serious problem," said Thor Hearne, counsel to the American Center for Voting Rights. "It's an unfortunate reality, particularly in battleground states."

Those problems include voter fraud and voter intimidation, he said.

The final voter fraud report is expected after the Nov. 7 midterm elections, DeGregorio said.

###

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

Jeannie Layson/EAC/GOV
10/12/2006 10:32 AM
Dan,

Just wanted to let you know that the USAT article is not about a research report but a "status" report, which was presented to the Standards Bd. and the Bd. of Advisors at a meeting held in May. During this meeting, these entities received updates on many EAC activities, and the aforementioned status report was just one of those updates. And by the way, the meeting was open to the public, and posted on our website and in the Fed. Register. In the Fed. Register notice you'll see that the agenda included an update on our research projects.

Please let me know if you have any questions. Thank you for your consideration in this matter.

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

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ----

Thomas R. Wilkey/EAC/GOV
10/12/2006 04:26 PM

To Jeannie Layson/EAC/GOV@EAC
cc ggilmour@eac.gov, jthompson@eac.gov, psims@eac.gov

Subject Re: Fw: reporter - Art Levine, Salon.com

A.) The "report" they refer to was a status report written by staff
B.) The full report is currently being reviewed by staff and the report was intended to give recommendations to the EAC on how and what to do additional studies or guidance on.
C.) the report will be available at some future time after staff has had an opportunity to review and evaluate it's contents.

Thomas R. Wilkey
Executive Director
US Election Assistance Commission
1225 New York Ave., NW - Suite 1100
Washington, DC 20005
See questions below. I can answer the first two, but see if this language is acceptable for questions 3 and 4.

Can I get full report submitted by Tova Wang? If not, why not? EAC staff is currently reviewing the data, and we have not compiled a final report. I will make sure you receive the final report when it is issued.

This answer will probably not make him happy, but it's the best I can come up with. Suggestions?

----- Forwarded by Jeannie Layson/EAC/GOV on 10/12/2006 04:06 PM ----
Bryan Whitener/EAC/GOV

Art Levine
Salon.com

202.248.9320
deadline today or tomorrow

What exactly is the document USA Today refers to?
Is it a report or just a staff document?
Can I get full report submitted by Tova Wang?
If not, why not?
FYI
Google search shows this on the DLC website
http://www.dlc.org/ndol_ci.cfm?kaid=139&subid=275&contentid=253439

Art Levine
Senior Fellow
Progressive Policy Institute
3003 Van Ness St. NW, Apt. W-516
Washington, D.C. 20008
(202) 248-9320
artslevine@yahoo.com

Also,

Salon's shameful six

There was Florida in 2000 and Ohio in 2004. Here are the six states where vote suppression could cost voters their voice -- and Democrats the election -- in 2006.

Salon News
By Art Levine

Eva Steele has a son in the military who is supposed to be fighting for freedom in Iraq, but sitting in a wheelchair in her room in a Mesa, Ariz., assisted-living facility, she wonders why it's so hard for her to realize a basic freedom back here in America: the right to vote.

Arriving in Arizona in January from Kansas City, weakened by four heart attacks and degenerative disk disease, Steele, 57, discovered that without a birth certificate she can't register to vote. Under a draconian new Arizona law that supposedly targets illegal immigrants, she needs proof of citizenship and a state-issued driver's license or photo I.D. to register. But her van and purse were stolen in the first few weeks after she moved to Mesa, and with her disability checks going to rent and medicine, she can't afford the $15 needed to get her birth certificate from Missouri. Her wheelchair makes it hard for her to navigate the bus routes or the bureaucratic maze required to argue with state bureaucrats. She's unable to overcome the hurdles thrown in her way -- and in the way of as many as 500,000 other Arizona residents -- by the state's Republican politicians.

No big deal--and no big delay. Don't worry about it.

Paul DeGregorio
Chairman
US Election Assistance Commission
Dear Mr. Chairman:

The last submission from the Vote Fraud-Voter Intimidation Study consultants is dated August 8. At this time, EAC staff are reviewing all items submitted for the report to the Commission with an eye toward the best way of presenting the information to the Commissioners for their consideration. There has been some delay in this staff review process, for which I take full responsibility.

Peggy Sims
Election Research Specialist

Attached is a proposed draft. I have to get this resolved ASAP as she is demanding a delivery time from me. I literally cannot answer my phone. Unfortunately, the Brennan Center can and will make a big stink if we don’t respond. We don’t need more accusations about us sitting on research.

The letter would be accompanied by the resolutions passed at the May meetings.
And, I need to know who is supposed to sign this letter.

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

Please note that Wendy Weiser has asked me to provide a time frame for when I will provide the following documents. Tom, per our conversation, I can write a letter, but how do we address her request for the voter ID info? Also, is this something Karen should handle as these are for research docs? I need an answer soon...

Mr. Whitener,

I write to request a copy of the following two reports submitted to the Election Assistance Commission:

(1) a report on voter fraud and voter intimidation, outlining a future research agenda, prepared by Tova Wang and Job Serebrov, and discussed in this morning's USA TODAY;

(2) a report on provisional ballots and voter ID, prepared by the Moritz School of Law at Ohio State University in collaboration with others.

It is my understanding that these reports were commissioned by and submitted to the EAC several months ago. It is in the public interest to release these reports since they will advance the public discussion and understanding of important election administration issues.

Thank you very much for your attention to this request. Please let me know when I can expect to receive a copy of these reports. If this request is denied, please provide an explanation as to why.

Sincerely,

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

Jeannie:

Here are the changes I suggested for the Vote Count-Recount and the Voting Fraud-Voter Intimidation research projects. I don't think they will help the current situation much, as the original VF-VI description already stated that it is preliminary research. As it is preliminary research, we did not expect that it would provide a total picture of voting fraud and voter intimidation in this country. We just wanted to get some sense of what is going on, and a better idea of the direction future EAC research on the subject should take. To ensure that the research would be balanced, we had consultants and project working group members from opposing sides of the political spectrum.

According to folks intimately familiar with the development of HAVA, disputes over the extent to which voting fraud and voter intimidation existed caused Congress to add the study of these subjects to EAC's list of research projects. Given the nature of the subject (most offenders try to hide their activities, sufficient evidence is hard come by with some types of activity, and prosecution of offenses may not occur for political or budgetary reasons), it is doubtful that we will ever have completely reliable statistics on occurrences of voting fraud and voter intimidation, but we may be able to obtain better statistics than anyone else has. And we should be able to identify where in the voting process most offenses tend to occur and to explore alternatives for addressing vulnerabilities that leave the process open to corruption. --- Peggy

Rev Descriptions for Web Site Descriptions of Vote Counts- Recounts and Voting Fraud Research 9-6-06.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Subject Re: Don't Believe Everything You Read

Peg:

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

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

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

Regards,

R. J. M. K.
psims@eac.gov

Tova and Job:

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

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

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

Here are the documents I sent you yesterday. Also attached is a copy of the status report on this research that was provided to the Standards Board and Board of Advisors earlier this year. --- Peggy

EAC Boards VF-VI Status Report.doc

Matt (and Amy) are working on a speech for the Chairman to deliver at the Vote Fraud conference in Utah at the end of the week. Matt has asked for the consultants' definition of vote fraud/voter intimidation and the draft recommendations. As neither have been through full Commission review, I would like to speak with one or both of you before I drop this information in any one Commissioner's lap. Matt is looking for this information today. FYI, attached are copies of the consultants' definition and the draft recommendations from the consultants and others from the working group. Also attached is a summary of concerns expressed by the working group. --- Peggy
Many, many thanks for keeping me in the loop on this
(I think)

:-)

Karen Lynn-Dyson
Research Director
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3123
It would be great if someone there could work on cleaning it up. Let us know. Thanks.

----- Original Message ----- 
From: psims@eac.gov 
To: wan@tcf.org 
Cc:  
Sent: Friday, June 30, 2006 5:25 PM 
Subject: Re: FW: methodology 

The attached is the text extracted from pages 8-19 and the Attachment C referenced within the text. The formatting is still a little weird. Can you work with this, or do I need to play with it some more? --- Peggy 

"Tova Wang" <wang@tcf.org>

06/29/2006 12:07 PM 
To psims@eac.gov 
cc 
Subject FW: methodology 

Will it be possible for you to extract the excerpt for inclusion in the report? Thanks.

-----Original Message----- 
From: Job Serebrov [mailto:  
Sent: Wednesday, June 28, 2006 5:40 PM 
To: Tova Wang; psims@eac.gov 
Subject: Re: methodology 

Agreed

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

> As you may recall, the working group expressed
> interest in the risk analysis
> method. The recent report by the Brennan Center on
> voting machines employs

003306
this methodology. If you look at pp. 8-19 of the attached, it provides a potential model. I think it might be worth including this as an appendix or footnote in the methodology section. Please let me know what you think.

Tova

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

www.tcf.org, for the latest news, analysis, opinions, and events.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM -----

"Tova Wang"
<wang@tcf.org>
07/17/2006 10:29 AM
To: psims@eac.gov
cc: "Job Serebrov" wang@tcf.org
Subject: RE: final report

appendices attached, except Peg I think you put together the list of the working group members? In any case, I can't find one at the moment, but it would be easy enough to put together. Perhaps even Devon or someone could do that, especially since I don't think I have any hours left, and probably shouldn't even be writing this email. I don't remember the conversation about adding to the list of interviewees, but we can talk about that later.

----- Original Message ----- 
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 17, 2006 9:13 AM
To: wang@tcf.org
Cc: 'Job Serebrov'; wang@tcf.org
Subject: Re: final report

Thanks. I probably won't be able to start getting into this until tomorrow AM. I noticed that the appendices weren't attached. I think we discussed earlier that the list of interviewees needed to
Hi Peg,

Attached please find drafts of the sections for the final report. Job, please double check I’m not missing anything or sent the wrong version of anything. I’m very concerned I may have. Is there a summary of the case review that I should have? Also, as we discussed, the attached does not include all of the individual summaries and charts which we already gave you for the working group and which have not changed. Peg, we’ll want to see the complete set of the materials you plan to give to the commissioners, et al., before you do so. If you could both let me know if all the formatting is OK, that would be great too. Thanks so much and look forward to talking to you at 7 EST.

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.

APPENDIX C -- BRENNAH EXCERPT.doc  Existing Literature Reviewed.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM -----
Subject: Voucher

I received your faxed voucher today, signed it, and gave it to Finance. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ---

Margaret Sims/EAC/GOV
07/17/2006 12:25 PM

To: "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc: "Job Serebrov" wang@tcf.org
Subject: RE: final report

Yes, I have the list of Working Group members. --- Peggy

"Tova Wang" <wang@tcf.org>
07/17/2006 10:29 AM

To: psims@eac.gov
cc: "Job Serebrov" wang@tcf.org
Subject: RE: final report

appendices attached, except Peg I think you put together the list of the working group members? In any case, I can't find one at the moment, but it would be easy enough to put together. Perhaps even Devon or someone could do that, especially since I don't think I have any hours left, and probably shouldn't even be writing this email. I don't remember the conversation about adding to the list of interviewees, but we can talk about that later.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 17, 2006 9:13 AM
To: wang@tcf.org
Cc: 'Job Serebrov'; wang@tcf.org
Subject: Re: final report

Thanks. I probably won't be able to start getting into this until tomorrow AM. I noticed that the appendices weren't attached. I think we discussed earlier that the list of interviewees needed to have more information for the final report, and the list of books and documents should be presented in the same manner as a bibliography for the final report. We can talk more about this tonight during our teleconference at 7 PM EST. --- Peggy

003309
at that organization's
careers. His peers in IACREOT and The Election
Center have selected
his submissions on web presentations (IACREOT) and
his professional
practices papers (Election Center) for awards. Mr.
Perez also has access
to information from other States through his
membership in IACREOT and The
Election Center. He also has a sense of humor,
which you will note if you
access the staff web page on the Guadalupe County
Elections web site and
hear the Mission Impossible theme ... something that
might be useful in the
upcoming meeting.

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

--- Peggy

"Job Serebrov"
05/08/2006 11:30 PM

To
psims@eac.gov
cc

Subject
Re: Working Group

Peggy:

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

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

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

Margaret Sims/EAC/GOV
05/05/2006 05:34 PM
To Diana Scott
cc Karen Lynn-Dyson/EAC/GOV@EAC, dromig@eac.gov
Subject Working Group Travel

Diana:

The following members of the Working Group for our Voting Fraud/Voter Intimidation research project will need to make travel arrangements in order to attend an afternoon meeting of the group on May 18 in Washington, DC:

Mark "Thor" Hearne - St Louis, MO
J.R. Perez - Seguin, TX
The Honorable Todd Rokita - Indianapolis, IN
Kathy Rogers - Atlanta, GA

I may have one additional member from Albuquerque, NM confirmed early next week.

May these people use Adventure Travel to make these arrangements in the same manner as the Asian Language Working Group? I understand the members of that group made hotel and flight arrangements through Adventure Travel and that these costs were billed directly to EAC. We did plan for EAC to pay for the travel of the Voting Fraud/Voter Intimidation Working Group (budgeted under Research). Devon will prepare their travel authorizations.

Peggy Sims
Election Research Specialist
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

"Tova Wang"
<wang@tcf.org>
05/11/2006 10:12 AM
To psims@eac.gov
cc
Subject RE: Today's Teleconference

This seems OK, I guess it's a less detailed version of what I sent you. I hope you will advise us as to what
we are supposed to talk about/go over since we have provided the group with everything we've done ahead of time. I also hope that you will have an answer for me on Wade. It utterly essential that we have a leader from the civil rights community at the table.

-----Original Message-----
From: psims@eac.gov
Sent: Thursday, May 11, 2006 9:07 AM
To: wang@tcf.org;
Subject: Today's Teleconference

I assume that we are still on for today's teleconference at 11 AM EST. I will call you. I have attached a draft agenda for your review and comment. --- Peggy

-------- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM --------
"Job Serebrow"
05/11/2006 03:36 PM
To: "Tova Wang"<wang@tcf.org>, psims@eac.gov
cc Tova Wang <wang@tcf.org> wrote:

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

> is Jon Greenbaum
> 
> Here's his info in full:
> 
> http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm
> 
> He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.
> 
> His contact and mailing info is:
> 
> jgreenbaum@lawyerscommittee.org
> 202-662-8315
> 1401 New York Avenue, NW Suite 400
> Washington, DC 20005
> 
> 
> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
It might be an Apple issue

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 1:09 PM
To: [REDACTED]
Cc: wang@tcf.org
Subject: Literature Summary

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
suspect as the cause of the sudden problems. If it is a , the working group session could get complicated.

Job

--- psims@eac.gov wrote:

> Job:
> > Hope your 's surgery goes well.
> > I have the Chairman's OK to follow your recommendation and replace Norcross with Rogers. Do you have contact information for Rogers? --- Peggy

> "Job Serebrov"
> 05/04/2006 11:17 AM
> 
> To
> psims@eac.gov
> cc
> 
> Subject
> Re: Good News
> 
>
>
> I will have a better idea about my 's condition today after surgery.
> 
> See:
> 500 Fourth Street NW
> P.O. Box 2168
> Albuquerque, NM 87103-2168
> (505) 848-1800
> Fax: (505) 848-1891
> Asst: Carol Casstevens
> patrogers@modrall.com
> 
> --- psims@eac.gov wrote:
> 
> > Job:
> > > Secretary Rokita is available May 18. I'm going to talk with the Chairman today about substituting Rogers for Norcross. Do you have contact information for Rogers? --- Peggy
Okay, Peg - thank you. I will be there.

From: psims@eac.gov
Sent: Friday, May 05, 2006 9:16 AM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation

The non-election officials on the Working Group currently include:
- Barry Weinberg, whom you know
- Barbara Arnwine, Lawyers Committee for Civil Rights Under Law (organization associated with the Voting Rights Project and Election Protection)
- Bob Bauer, Perkins Coie, DC (Democrat attorney)
- Mark "Thor" Hearne, Lathrop & Gage, St Louis, MO (Republican attorney)

I am trying to recruit one other Republican attorney, Patrick Rogers, Modrall, Sperling, Roehl, Harris and Sisk, NM, who was recommended by our Republican consultant. He would replace an original member who is no longer available.

I know that Barbara has associated at conferences and in legislative efforts with Wade Henderson, Leadership Conference on Civil Rights. Also, the Lawyers Committee for Civil Rights is listed as one of many members of the Executive Committee for the Leadership Conference on Civil Rights (see http://www.civilrights.org/about/lccr/executive_committee.html).

Does this information help? --- Peggy
Peggy -- they don't have anything to do with the Leadership Conference on Civil Rights do they?

I ask only because the Justice Department is currently engaged in a very acrimonious FOIA litigation with LCCR that focuses precisely on our efforts to combat voter "intimidationm"

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: Thu May 04 17:20:39 2006
Subject: RE: Voting Fraud-Voter Intimidation

It is just the Working Group for the Voting Fraud-Voter Intimidation Project. I am asking you to attend as Technical Advisor for the project. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/04/2006 03:26 PM
To
    psims@eac.gov
cc
Subject
    RE: Voting Fraud-Voter Intimidation

Peg -- what is the name of the group?
Craig:

This meeting is being held to obtain input from our eight-member Working Group for the project. The group is composed of election lawyers, election officials, and a representative of an advocacy group, all of whom have an interest and some expertise in the identification and/or prosecution of voting fraud and voter intimidation. The group was chosen so that we would have an equal number of folks on each side of the political spectrum, plus some nonpartisan members.

After our consultants review the results of their preliminary research (interviews, literature review, case law), we will ask the Working Group to brainstorm possible next steps for EAC. Our consultants will write a report summarizing the proposals that come out of this meeting. The report will go to the Commissioners, who will decide what they want to do, funds available, and what priority to assigned to the effort(s).

Your participation in this part of the process is extremely important, so I am very happy that you can find time for us that afternoon. I'll get an agenda and other information to you next week. --- Peggy

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

05/04/2006 02:32 PM

To

psims@eac.gov

cc

Subject

RE: Voting Fraud-Voter Intimidation

Okay, Peg -- I will mark off the entire afternoon and try to be there. What is the agenda? I was not aware that this was anything beyond having your contractors spend another session with me. Also, if they will be needing stats and stuff like that I need to know as I will bring my state-people with me.

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

Sent: Thursday, May 04, 2006 2:28 PM

To: Donsanto, Craig

00331
Subject: Re: Voting Fraud-Voter Intimidation

Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy

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

05/03/2006 05:59 PM

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

Afternoon of May 18 -- 2:30 okay? How long will they need??
--------------------------
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 03 16:59:09 2006
Subject: Re: Voting Fraud-Voter Intimidation

I am looking at the afternoon of 5/18 for the meeting, due to scheduling conflicts of Working Group members. There remain two members from whom we have not yet received confirmations of their schedule (with some, it is like pulling teeth), but right now 5/18 still looks like the best day. We may have to hold the meeting over here to make it easier for Commissioners to drop in. --- Peg

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

05/03/2006 12:53 PM
Okay -- you are on for May 18th! Can we do it over here at 10?

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 03 12:40:19 2006
Subject: Re: Voting Fraud-Voter Intimidation

My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

Say "Hi" to Cameron for me.

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

05/03/2006 11:56 AM
To
psims@eac.gov
cc
Subject
Re: Voting Fraud-Voter Intimidation

Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballt conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld
Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

No, but I have left a message for her assistant and I am waiting for her to return my call. I will let you know as soon as I hear anything.

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
Margaret Sims/EAC/GOV
Did Barbara Arnwine's office indicate who they propose to send in her place? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

"Job Serebrov"

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

Peggy:

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

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

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

Diana Scott/EAC/GOV

To Margaret Sims/EAC/GOV@EAC
cc dromig@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC
Subject Re: Working Group Travel

Peggy,

I will send these names to Adventure Travel (AT) authorizing AT to place the airfare and hotel charges on our credit card. That is all I do on my end. BUT Devon has to follow up to make all the arrangements with Marvin Brokaw at AT and whatever else is required as far as support servs. for the meeting is concerned.

I assume this is a separate meeting from the 2 Karen & Brian are having?

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

Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
Diana:

The following members of the Working Group for our Voting Fraud/Voter Intimidation research project will need to make travel arrangements in order to attend an afternoon meeting of the group on May 18 in Washington, DC:

Mark "Thor" Hearne - St Louis, MO
J.R. Perez - Seguin, TX
The Honorable Todd Rokita - Indianapolis, IN
Kathy Rogers - Atlanta, GA

I may have one additional member from Albuquerque, NM confirmed early next week.

May these people use Adventure Travel to make these arrangements in the same manner as the Asian Language Working Group? I understand the members of that group made hotel and flight arrangements through Adventure Travel and that these costs were billed directly to EAC. We did plan for EAC to pay for the travel of the Voting Fraud/Voter Intimidation Working Group (budgeted under Research). Devon will prepare their travel authorizations.

Peggy Sims
Election Research Specialist

Peggy:

Please tell the folks there that I am not worried about a perceived breach of contract. This is a completely ridiculous statement considering the contractual requirement that the consultants convene the Working Group and not the Commission and it never specifies where or when this is to take place. All this to say that while the contract does specify a Working Group meeting it does not specify that it must
take place on any particular date or in a particular city. With that said, I have never heard of any federal travel requirements that would result in a loss of money because I decided to drive and not fly. In fact, that is why there is an amount paid per mile. So I would like to see the federal regulation that forces me to take the least expensive transport and restricts all other ground transport costs to that figure.

As to hotels, based on Tova's research there are no rooms for under the $350 range per night. If you can find hotels that are less expensive but still carry the kind of bed I need for my back (either pillow top or a number bed) please do.

The issue of my—today I have not had an update on his condition. But, as I previously stated, if he were to die or have an event while I was in DC, I would have to go to NYC meeting or no meeting.

Finally, neither Tova nor I have been satisfied about Mr. Perez and I have not been told whether Pat Rogers will be coming or one of Tova's people will not be.

In the end, I need to see the travel regulation that I requested above, I would like you to look into hotels for Tova and me that have the kind of bed I need and I would like to know about Perez and Rogers. In the mean time, I should have an update on my by morning. I would also be happy to talk to Julie about the issues involved. I will take you up on your offer to process my travel expenses faster and I do not and never did expect you to get me a travel advance. I worked in international development and know what a headache those are to apply for on the state level.

Job

--- psims@eac.gov wrote:

> Job:
> > Folks here are concerned that your failure to show up in person to help conduct the meeting would be a breach of contract. > I also am concerned about the impression that your absence will leave with the Commissioners > and with the VIPs coming to this meeting. > > If you are concerned about delays in reimbursement caused by including the travel expenses in the personal services voucher, I can always process your request (with receipts) separately and earlier. > I can have staff here check to see if we can find hotel rooms at a more reasonable rate for you and Tova. (We recognize that you may not be
able to obtain Federal government rate.) What I cannot do is offer a travel advance, which is not permitted for nonfederal employees, or offer to pay the difference between normal travel expenses and those incurred for personal convenience, when the latter is the higher amount.

I urge you to make your travel arrangements ASAP.

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

"Job Serebrov"
05/08/2006 01:41 PM

To
psims@eac.gov
cc

Subject
Re: Working Group


Given the information I have Peggy, that is not going to be financially possible. First, given Tova's info about the hotels, it is too much for me to front. Two to three days in DC would run around $1000 for the hotel alone. That does not count the two days on the road to get there and two days back. Second, if I can't charge the federal per mile allowance for the entire trip to DC and back and can only get the equivalent of plane fare, I will actually loose money.

I simply do not see how we can do this in person given the financial restrictions.

--- psims@eac.gov wrote:
I don't think we can put you on teleconference for 41/2 hours. We really need to have you here in person if you are to help conduct the Working Group meeting. You should make your travel arrangements ASAP. --- Peggy

"Job Serebrov"
05/08/2006 10:14 AM

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

Subject
Re: Working Group

Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually lose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

--- psims@eac.gov wrote:

Hi, Folks:

Teleconference

Are both of you available for a teleconference next Tuesday afternoon at
about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members

We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have placed 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements

You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
Mileage for Personally Owned Vehicle = $.445 per mile

Under the new contract, I do not have to fill a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due.
Peggy:

At this point and unless my uncle before May 18, the only way I will go to DC is to drive my car. I will need it in case my dies while I am there. You will need to get approval for the use of my car and the two days it will take me to get there and two days back.

Job

The Commissioners made this an equal bi-partisan issue. I am seen as representing the Republican Party. I now have a responsibility to assure that this ends up bi-partisan. I have been placed in a position of dual obligations—both to the contract and to the Party. I in fact see myself as carrying out what the Commission wanted to the letter—equal bi-partisan representation.

--- psims@eac.gov wrote:

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

--- 
Subject
Re: new working group representative

Peggy:

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

Job

--- psims@eac.gov wrote:

According to the Commissioners, you and Tova each got to pick three members of the Working Group. The Commission guidance regarding this particular member follows:

4 people from the Academic, Legal and Advocacy sectors - 2 to be chosen by Tova and 2 to be chosen by Job.

This issue of allowing a designee relates to Tova's pick.

As I understand it, we are working on a replacement for Norcross. If Ginsberg is not viable, how about Mark Braden, who includes public integrity in his areas of specialization. I would not try and stir up other members of the Working Group, if I were you.

The effort is likely to come back and bite you.
Subject
Re: new working group representative

I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

Job Serebrov
05/11/2006 03:36 PM

To: "Tova Wang" <wang@tcf.org>, psims@eac.gov
cc: serebrov@sbcglobal.net
Subject: Re: new working group representative

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

is Jon Greenbaum

Here' s his info in full:
He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee. His contact and mailing info is:
jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

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

www.tcf.org, for the latest news, analysis, opinions, and events.

Click here to receive our weekly e-mail updates.

<mailto:join-tcfmain@mailhost.groundspring.org>
Dan,

Just wanted to let you know that the USAT article is not about a research report but a "status" report, which was presented to the Standards Bd. and the Bd. of Advisors at a meeting held in May. During this meeting, these entities received updates on many EAC activities, and the aforementioned status report was just one of those updates. And by the way, the meeting was open to the public, and posted on our website and in the Fed. Register. In the Fed. Register notice you’ll see that the agenda included an update on our research projects.

Please let me know if you have any questions. Thank you for your consideration in this matter.

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

A.) The "report" they refer to was a status report written by staff
B.) The full report is currently being reviewed by staff and the report was intended to give recommendations to the EAC on how and what to do additional studies or guidance on.
C.) The report will be available at some future time after staff has had an opportunity to review and evaluate it's contents.

Thomas R. Wilkey
Executive Director
US Election Assistance Commission
1225 New York Ave, NW - Suite 1100
Washington, DC 20005
See questions below. I can answer the first two, but see if this language is acceptable for questions 3 and 4.

Can I get full report submitted by Tova Wang? If not, why not? EAC staff is currently reviewing the data, and we have not compiled a final report. I will make sure you receive the final report when it is issued.

This answer will probably not make him happy, but it's the best I can come up with. Suggestions?

—— Forwarded by Jeannie Layson/EAC/GOV on 10/12/2006 04:06 PM ——
Bryan Whitener/EAC/GOV

Art Levine
Salon.com
202.248.9320
deadline today or tomorrow

What exactly is the document USA Today refers to?
Is it a report or just a staff document?
Can I get full report submitted by Tova Wang?
If not, why not?
FYI
Google search shows this on the DLC website
http://www.dlc.org/ndol_ci.cfm?kaid=139&subid=275&contentid=253439

Art Levine
Senior Fellow
Progressive Policy Institute
3003 Van Ness St. NW, Apt. W-516
Washington, D.C. 20008
(202) 248-9320

Also,

Salon's shameful six

There was Florida in 2000 and Ohio in 2004. Here are the six states where vote suppression could cost voters their voice -- and Democrats the election -- in 2006.

Salon News
By Art Levine

Eva Steele has a son in the military who is supposed to be fighting for freedom in Iraq, but sitting in a wheelchair in her room in a Mesa, Ariz., assisted-living facility, she wonders why it's so hard for her to realize a basic freedom back here in America: the right to vote.

Arriving in Arizona in January from Kansas City, weakened by four heart attacks and degenerative disk disease, Steele, 57, discovered that without a birth certificate she can't register to vote. Under a draconian new Arizona law that supposedly targets illegal immigrants, she needs proof of citizenship and a state-issued driver's license or photo I.D. to register. But her van and purse were stolen in the first few weeks after she moved to Mesa, and with her disability checks going to rent and medicine, she can't afford the $15 needed to get her birth certificate from Missouri. Her wheelchair makes it hard for her to navigate the bus routes or the bureaucratic maze required to argue with state bureaucrats. She's unable to overcome the hurdles thrown in her way -- and in the way of as many as 500,000 other Arizona residents -- by the state's Republican politicians.

###

Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM

—— Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ——

Paul DeGregorio/EAC/GOV
09/27/2006 12:36 PM
To: Margaret Sims/EAC/GOV@EAC
cc
Subject: Re: Last Submission from Vote Fraud-Voter Intimidation Consultants

No big deal--and no big delay. Don't worry about it.

Paul DeGregorio
Chairman
US Election Assistance Commission
Dear Mr. Chairman:

The last submission from the Vote Fraud-Voter Intimidation Study consultants is dated August 8. At this time, EAC staff are reviewing all items submitted for the report to the Commission with an eye toward the best way of presenting the information to the Commissioners for their consideration. There has been some delay in this staff review process, for which I take full responsibility.

Peggy Sims
Election Research Specialist

Attached is a proposed draft. I have to get this resolved ASAP as she is demanding a delivery time from me. I literally cannot answer my phone. Unfortunately, the Brennan Center can and will make a big stink if we don't respond. We don't need more accusations about us sitting on research.

The letter would be accompanied by the resolutions passed at the May meetings.
And, I need to know who is supposed to sign this letter.

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

www.eac.gov  

— Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ——

Jeannie Layson/EAC/GOV  
10/12/2006 01:18 PM  

To: twilkey@eac.gov  
cc: klynndyson@eac.gov, jthompsen@eac.gov, ggilmour@eac.gov, psims@eac.gov  

Subject: Brennan Center

Please note that Wendy Weiser has asked me to provide a time frame for when I will provide the following documents. Tom, per our conversation, I can write a letter, but how do we address her request for the voter ID info? Also, is this something Karen should handle as these are for research docs? I need an answer soon...

Mr. Whitener,

I write to request a copy of the following two reports submitted to the Election Assistance Commission:

(1) a report on voter fraud and voter intimidation, outlining a future research agenda, prepared by Tova Wang and Job Serebrov, and discussed in this morning's USA TODAY;

(2) a report on provisional ballots and voter ID, prepared by the Moritz School of Law at Ohio State University in collaboration with others.

It is my understanding that these reports were commissioned by and submitted to the EAC several months ago. It is in the public interest to release these reports since they will advance the public discussion and understanding of important election administration issues.

Thank you very much for your attention to this request. Please let me know when I can expect to receive a copy of these reports. If this request is denied, please provide an explanation as to why.

Sincerely,

Wendy R. Weiser
Jeannie:

Here are the changes I suggested for the Vote Count-Recount and the Voting Fraud-Voter Intimidation research projects. I don't think they will help the current situation much, as the original VF-VI description already stated that it is preliminary research. As it is preliminary research, we did not expect that it would provide a total picture of voting fraud and voter intimidation in this country. We just wanted to get some sense of what is going on, and a better idea of the direction future EAC research on the subject should take. To ensure that the research would be balanced, we had consultants and project working group members from opposing sides of the political spectrum.

According to folks intimately familiar with the development of HAVA, disputes over the extent to which voting fraud and voter intimidation existed caused Congress to add the study of these subjects to EAC's list of research projects. Given the nature of the subject (most offenders try to hide their activities, sufficient evidence is hard come by with some types of activity, and prosecution of offenses may not occur for political or budgetary reasons), it is doubtful that we will ever have completely reliable statistics on occurrences of voting fraud and voter intimidation, but we may be able to obtain better statistics than anyone else has. And we should be able to identify where in the voting process most offenses tend to occur and to explore alternatives for addressing vulnerabilities that leave the process open to corruption. --- Peggy
Peg:

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

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

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

Regards,

Job

---

psims@eac.gov wrote:

Tova and Job:

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

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

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Margaret Sims/EAC/GOV
09/26/2006 12:50 PM- To Thomas Wilkey
cc Subject Fw: Preparation for Vote Fraud Conference in Utah

Here are the documents I sent you yesterday. Also attached is a copy of the status report on this research that was provided to the Standards Board and Board of Advisors earlier this year. --- Peggy

EAC Boards VF-VI Status Report.doc

----- Forwarded by Margaret Sims/EAC/GOV on 09/26/2006 12:48 PM -----
Margaret Sims/EAC/GOV
09/25/2006 12:36 PM - To Juliet E. Hodgkins/EAC/GOV@EAC, twilkey@eac.gov
cc Karen Lynn-Dyson/EAC/GOV@EAC
Subject Preparation for Vote Fraud Conference in Utah

Matt (and Amy) are working on a speech for the Chairman to deliver at the Vote Fraud conference in Utah at the end of the week. Matt has asked for the consultants' definition of vote fraud/voter intimidation and the draft recommendations. As neither have been through full Commission review, I would like to speak with one or both of you before I drop this information in any one Commissioner's lap. Matt is looking for this information today. FYI, attached are copies of the consultants' definition and the draft recommendations from the consultants and others from the working group. Also attached is a summary of concerns expressed by the working group. --- Peggy

Fraud Project Definition rev 6-27.doc  RECOMMENDATIONS final2.doc  Working Group Recommendations final.doc

Key Working Group Comments and Observations AND concerns final.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Many, many thanks for keeping me in the loop on this
(I think)

:-)

Karen Lynn-Dyson
Research Director
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3123
A new email you may want to add to the collection.

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

Do we know who received her letter? I haven't seen it. --- Peggy

Jeannie Layson/EAC/GOV

See her press release (third item).

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

Please see Dan Seligson’s questions and request. Exactly what are we going to provide to the House subcommittee and when? Once they receive it, can the subcommittee or its members then release it to anyone they choose? Do we plan to release it to everyone once we’ve provided it to the subcommittee?

----- Forwarded by Bryan Whitener/EAC/GOV on 03/09/2007 02:29 PM -----

"Dan Seligson"  
03/09/2007 02:26 PM  
To "Bryan Whitener" <bwhitener@eac.gov>  
cc  
Subject info request re: House Appropriations subcommittee hearing

Bryan -  
As I mentioned on the phone, I am seeking information as a follow up to the House Appropriations Subcommittee on Financial Services. At the hearing, Rep. Maurice Hinchey, D-N.Y., requested that the EAC submit the original version of a report written by Tova Wang and Job Serebrov. Chairwoman Davidson said she would provide the original report (I believe) within three days. Is that still the case? Will the subcommittee have the original report, as submitted by the consultants, on Monday? And if so, may we have a copy as well?

Thanks,  
Dan

Daniel Seligson  
editor  
electionline.org  
1025 F St. NW Suite 900  
Washington, DC 20004  
202-552-2039

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 04:22 PM -----  
Margaret Sims/EAC/GOV  
03/13/2007 02:31 PM  
To Jeannie Layson/EAC/GOV
The info that is on the website should be everything that you and she need. If you have trouble locating that info, Jeannie can probably direct you to where you can find it.

Sent from my BlackBerry Wireless Handheld
Karen Lynn-Dyson

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

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

Peg-

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

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

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

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

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

Thanks

Karen Lynn-Dyson
Research Director
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3123
Julie has already raised the point that most concerned me: I don't think it is accurate to say the consultant's recommendations were their findings. The recommendations were a combination of consultant recommendations and working group recommendations for future EAC action. We did not ask the consultants to provide "findings" because this research was never supposed to be the definitive study on the subject. Instead, it was supposed to be an initial effort to see what relevant information is available, to define voting fraud and voter intimidation, and to make recommendations to EAC regarding how to pursue the subject (next steps). --- Peggy

Jeannie Layson/EAC/GOV

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

Thanks.

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

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

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

4) If I'm correct on questions 2 and 3, would it be accurate to say that
readers of the December report cannot tell how much of that report does and
does not reflect the original Wang/Serebrov findings? The consultants'
recommendations are their findings. All of the recommendations are included in
the final report, so readers can make the determination regarding the
recommendations.

5) I called earlier today requesting the Wang/Serebrov report, and you sent me
the December EAC report. I am concerned that if I had not already been
researching this closely, I would have thought that you'd sent me the
Wang/Serebrov report and would have reported incorrectly that you had. Does
the EAC have any comment on this manner of responding to press inquiries? (I
contacted you to request the report after I read in the Statesman Journal of
Salem, Oregon, an article by Marie Cocco that says: "The bipartisan commission
didn't widely release the consultants' review, but makes it available on
request." Did the EAC indeed give Ms. Cocco a copy of the "consultants'
review"? Or has she misunderstood you in the way I'm concerned about?) I sent
you a link to the "EAC report" because it is what was adopted
by

the
commission based
$\text{upon the research conducted by the consultants.}$ The final
report clearly states how it was compiled and includes bios for both of the
consultants. Regarding Ms. Cocco, I explained the entire process to her. I
provided the staff update on the project which was presented at a public
meeting in May 2006 and the final report, which is posted on the EAC website.
Regarding "this manner of responding to press inquiries," I have forwarded
your comments to my supervisor so he can review my performance regarding the
handling of your inquiry.

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

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov
Most of the working files for this project are in a red folder sitting on my window sill; but I have some individual files in manila folders for Job and Tova propped upright on my desk next to the computer. Isn’t this something that can wait until Monday? --- Peggy

Where are your working files maintained?
Margaret Sims

----- Original Message ----- 
From: Margaret Sims 
Sent: 04/13/2007 04:27 PM EDT 
To: Edgardo Cortes 
Subject: Re: Working group meeting transcript 

I don't maintain "official" contract files, just working copies (and I am missing a copy of one of Tova's contracts). The official files should be with the other official EAC contract files. There were 4 personal services contracts between Tova and Job. --- Peggy

Peggy,
They are also requesting copies of the signed contracts. Where are your official contract files for that contract? Let me know where they are and I will pull them to give Gavin the copies so he can review for releasability. Thanks!

Edgardo Cortés
Election Research Specialist
There is only one transcript. In addition to the electronic copy, I have a hard copy in the file. Job Serebrov submitted one correction related to the information reported on his background, not the study. Otherwise, the transcript has NOT been reviewed for accuracy and we have not released copies to anyone but our consultants. --- Peggy

Edgardo Cortes/EAC/GOV

04/13/2007 12:25 PM

Subject: Working group meeting transcript

Peggy,

Is the transcript contained in T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION\Working Group the only transcript that exists for that working group? Did you ever review it for accuracy? Has it been released to anyone previously? We've had a request from Todd Rokita's office for a copy and I want to be sure we are sending the correct file. Please let us know as soon as possible. Thanks!

Edgardo Cortés
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave. NW, Ste. 1100
Washington, DC 20005
866-747-1471 toll free
202-566-3126 direct
202-566-3127 fax
ecortes@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 04:21 PM -----
believe you can find it at the following link:

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

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

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

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 04:21 PM -----
Margaret Sims/EAC/GOV  
04/17/2007 01:27 PM  
To: Jeannie Layson/EAC/GOV  
cc: Juliet E. Hodgkins/EAC/GOV@EAC  
Subject: Re: Vote fraud report

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

Jeannie Layson/EAC/GOV  
04/17/2007 01:16 PM  
To: psims@eac.gov, Thomas R. Wilkey/EAC/GOV@EAC, jthompson@eac.gov  
cc:  
Subject: Vote fraud report

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

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

Peg:

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

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

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

Regards,

Job

psims@eac.gov wrote:

Tova and Job:

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

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

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

Juliet E. Hodgkins/EAC/GOV

Peggy,

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

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

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

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

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

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

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

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

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

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

2. Exactly what did we change and why?

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

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

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

Peggy Sims
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Fax: 202-566-3127
e-mail: psims@eac.gov

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

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

Jeannie Layson
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Washington, DC 20005
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FYI - I noticed that some newsclips are saying we spent $100,000 on the Voting Fraud-Voter Intimidation project. Each of the consultants had two contracts totaling almost $75,000 (not including funds set aside for related travel), so the total between them would have been closer to $150,000. If anyone needs to know the added travel costs, Wang spent about $4,500 and Serebrov $1,200 over the course of the 2 contracts.

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

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

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

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

I spoke to Job about the documents that I need. He will send me his summary of the articles/books that he read. However, he said that Tova also summarized some of those articles/books. I don't have a contact number/email for Tova. Could you contact her and ask her to provide us with any summary of the articles/books that she read as they are listed in Appendix 2?
Juliet Thompson Hodgkins  
General Counsel  
United States Election Assistance Commission  
1225 New York Ave., NW, Ste 1100  
Washington, DC 20005  
(202) 566-3100  

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

Margaret Sims/EAC/GOV  
11/03/2006 07:11 PM  
To: Juliet E. Hodgkins/EAC/GOV@EAC  
cc  
Subject: Re: Job and Tova  

Juliet:  

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

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

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

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1225 New York Ave., NW, Ste 1100  
Washington, DC 20005  
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----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----  

Juliet E. Hodgkins/EAC/GOV  
11/03/2006 07:14 PM  
To: Margaret Sims/EAC/GOV@EAC  
cc  
Subject: Re: Job and Tova
I think we should use the content of those articles or some summary of them as a background of what we know about VF and VI. I just didn't want to have to read all of those articles to be able to make some generalized statements about their contents.

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

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

Julie:

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(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----
I appreciate it. I will send you a copy of the outline that I am working from. It is somewhat subject to change as I am still trying to gel in my mind what goes first, second ....

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

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

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

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11/03/2006 05:42 PM
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United States Election Assistance Commission
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Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----
Margaret Sims/EAC/GOV
11/06/2006 11:07 AM To: Juliet E. Hodgkins/EAC/GOV@EAC
cc
Subject: Re: VF_VI Literature Review

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

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

Juliet E. Hodgkins/EAC/GOV

11/03/2006 06:41 PM To: Margaret Sims/EAC/GOV@EAC
cc
Subject: Re: Job and Tova

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11/03/2006 05:42 PM
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I. BACKGROUND/INTRODUCTION

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

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

III. RECOMMENDATIONS ON HOW TO STUDY ELECTION CRIMES
A. ACCEPTED RECOMMENDATIONS
   i. SURVEY LAW ENFORCEMENT, INVESTIGATORY AGENCIES, AND PROSECUTORS
   ii. REVIEW ADMINISTRATIVE COMPLAINTS FILED WITH STATES
   iii. REVIEW DOJ/USA ACTIONS
B. REJECTED RECOMMENDATIONS
   i. REASONS WHY REJECTED
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Juliet E. Hodgkins/EAC/GOV

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

Margaret Sims/EAC/GOV
11/06/2006 12:21 PM

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Is this an outline of an EAC staff report to accompany the consultants' report, or has there been a decision not to publish the consultants' report at all? (Just curious, as I have been a little out of the loop.) --- Peg

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----
Juliet E. Hodgkins/EAC/GOV
11/06/2006 12:30 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: VF_VI Literature Review

The consultant's report is a draft of an EAC report. We will take the consultant's report and finalize it into our report.
Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
11/06/2006 12:21 PM
To Juliet E. Hodgkins/EAC/GOV@EAC
cc
Subject Re: VF_VI Literature Review

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----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----
Juliet E. Hodgkins/EAC/GOV
11/06/2006 05:18 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: VF_VI Literature Review

Peggy,

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

Juliet Thompson Hodgkins
Margaret Sims/EAC/GOV
11/06/2006 11:07 AM

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

---

Juliet E. Hodgkins/EAC/GOV

11/03/2006 06:41 PM

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

--------------
Sent from my BlackBerry Wireless Handheld
Margaret Sims
----- Original Message -----
From: Margaret Sims
Sent: 11/03/2006 06:38 PM
To: Juliet Hodgkins
Subject: Re: Job and Tova

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

--------------
Sent from my BlackBerry Wireless Handheld
Juliet E. Hodgkins
----- Original Message -----
I think we should use the content of those articles or some summary of them as a background of what we know about VF and VI. I just didn't want to have to read all of those articles to be able to make some generalized statements about their contents.

Sent from my BlackBerry Wireless Handheld
Margaret Sims

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

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

Julie:

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

Juliet E. Hodgkins/EAC/GOV

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

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

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

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

--- Peggy

Juliet E. Hodgkins/EAC/GOV

Peggy,

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

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

--- Original Message ---
From: Margaret Sims
Sent: 11/03/2006 06:11 PM
To: Juliet Hodgkins
Subject: Re: Job and Tova
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--- Original Message ---
From: Juliet E. Hodgkins
Sent: 11/03/2006 06:14 PM
To: Margaret Sims
Subject: Re: Job and Tova
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Juliet Thompson Hodgkins
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1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----
Karen Lynn-Dyson/EAC/GOV
11/07/2006 07:05 AM
To: Juliet E. Hodgkins/EAC/GOV@EAC
cc Margaret Sims/EAC/GOV@EAC
Subject: Fw: please investigate

Hi- 

Is this the kind of thing I should be passing on to you or Gavin?
Please investigate this incident or pass it on to the proper authority.

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

Since I received another call about the same time, I'll give you information on both numbers.

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

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

Thank you for your time and attention to this matter.
Did Tova and Job provide us with summaries or notes of their interviews?

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

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

Margaret Sims/EAC/GOV
11/07/2006 09:45 AM

To Juliet E. Hodgkins/EAC/GOV

cc

Subject Re: VF and VI study

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

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

To Margaret Sims/EAC/GOV@EAC

cc

Subject VF and VI study

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

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

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

Juliet E. Hodgkins/EAC/GOV
11/07/2006 09:47 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: VF and VI study

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

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

--- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM ---
Margaret Sims/EAC/GOV
11/07/2006 11:29 AM
To: Juliet E. Hodgkins/EAC/GOV@EAC
cc: Juliet E. Hodgkins/EAC/GOV@EAC
Subject: Re: VF and VI study

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

DOJ (Donsanto and Tanner) raised objections to the consultants' description of their interviews, which
state that DOJ officials agreed they were bringing fewer intimidation and suppression cases. An advocacy group is going after DOJ, accusing the agency of doing just that for political reasons, so this is something DOJ wants corrected.

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

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

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

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

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

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

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

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

Juliet Thompson Hodgkins
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Washington, DC 20005
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Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
11/07/2006 09:45 AM
To Juliet E. Hodgkins/EAC/GOV@EAC
cc
Subject Re: VF and VI study

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

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
I am getting close to having a first cut at a report, minus a few key sections. Just wondering how those summaries are coming along.

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

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

Juliet E. Hodgkins/EAC/GOV
Thanks. Currently, on the phone with Job. Ugh!!!!

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

Margaret Sims/EAC/GOV
11/09/2006 12:04 PM
To Juliet E. Hodgkins/EAC/GOV@EAC
cc
Subject Re: How are the summaries of the interviews coming?

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

Juliet E. Hodgkins/EAC/GOV

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11/09/2006 11:41 AM
To Margaret Sims/EAC/GOV@EAC
cc
Subject How are the summaries of the interviews coming?

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Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Sorry this is later than expected. I was missing the notes of one interview and had several computer crashes when I tried to retrieve archived email to determine if I had failed to file it after one of the consultants sent it. I finally gave up looking for it in favor of summarizing what I had.

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

Julie:

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

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

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

EAC REPORT ON VOTER FRAUD AND VOTER INTIMIDATION STUDY.doc

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

Do you have contact information for this guy?

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

Mark (Thor) Heane II
Partner-Member
Do you have contact information for this guy?

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

--- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM ---
Margaret Sims/EAC/GOV
11/15/2006 04:02 PM
To Juliet E. Hodgkins/EAC/GOV
cc
Subject Re: Draft Voter Fraud/Voter Intimidation

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

--- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM ---
Juliet E. Hodgkins/EAC/GOV
11/15/2006 04:10 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Draft Voter Fraud/Voter Intimidation

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

Juliet:

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

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

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

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

Juliet Thompson Hodgkins  
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United States Election Assistance Commission  
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(202) 566-3100

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

Margaret Sims/EAC/GOV  
11/17/2006 02:54 PM  
To Juliet E. Hodgkins/EAC/GOV  
cc  
Subject Re: Draft Voter Fraud/Voter Intimidation Report

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

Juliet E. Hodgkins/EAC/GOV  
11/17/2006 09:44 AM  
To Margaret Sims/EAC/GOV@EAC  
cc  
Subject Re: Draft Voter Fraud/Voter Intimidation Report

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

Sent from my BlackBerry Wireless Handheld
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From: Margaret Sims
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To: Juliet Hodgkins
Subject: Re: Draft Voter Fraud/Voter Intimidation Report

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Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Juliet:
I reviewed our materials and refreshed my memory. The DOJ issues appear to be the only potential pitfalls in the consultants' interview summaries. The only other issue that arose during the course of the work was Secretary Rokita's objection to EAC doing the research. I think you have taken care of that in your paper. --- Peggy

Juliet E. Hodgkins/EAC/GOV

11/26/2006 09:39 PM

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

---

Juliet E. Hodgkins/EAC/GOV

11/17/2006 04:05 PM

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

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11/17/2006 09:44 AM

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

Gavin S. Gilmour/EAC/GOV
11/27/2006 10:58 AM

To Margaret Sims/EAC/GOV@EAC
cc Juliet E. Hodgkins/EAC/GOV@EAC, Jeannie Layson/EAC/GOV@EAC
Subject Re: My Thoughts —PRIVILEGED COMMUNICATION

Peggy,

Just to clarify... you only attended (by teleconference or otherwise) one of the interviews? I thought it was more than that?

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

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

Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
11/17/2006 02:48 PM

To Gavin S. Gilmour/EAC/GOV@EAC
cc Juliet E. Hodgkins/EAC/GOV@EAC, Jeannie Layson/EAC/GOV@EAC
Subject Re: My Thoughts –PRIVILEGED COMMUNICATION

Gavin:

This looks good to me. I just have a few questions/clarifications, both involving the second paragraph:

1. First sentence - Do you mean "intra-agency", rather than interagency?
2. Second sentence - If we plan to release an EAC report based on the material provided by the consultants, then can we avoid implying that we are ever going to release a report written by the consultants?
3. Sixth sentence - I was present at only one interview, not all of them; but I did facilitate and help schedule the interviews.

--- Peggy

Gavin S. Gilmour/EAC/GOV

Gavin S. Gilmour/EAC/GOV

To Juliet E. Hodgkins/EAC/GOV@EAC, Jeannie Layson/EAC/GOV, Margaret Sims/EAC/GOV@EAC

cc

Subject My Thoughts --PRIVILEGED COMMUNICATION

Do Not Release

People for the American Way.doc

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

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

Margaret Sims/EAC/GOV

11/27/2006 11:30 AM

To Gavin S. Gilmour/EAC/GOV

cc

Subject Re: My Thoughts --PRIVILEGED COMMUNICATION

I attended only the interview with Craig Donsanto. --- Peggy

Gavin S. Gilmour/EAC/GOV

Gavin S. Gilmour/EAC/GOV

11/27/2006 10:58 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: My Thoughts --PRIVILEGED COMMUNICATION

003608
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Margaret Sims/EAC/GOV

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11/17/2006 02:48 PM
To Gavin S. Gilmour/EAC/GOV@EAC
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3. Sixth sentence - I was present at only one interview, not all of them; but I did facilitate and help schedule the interviews.

--- Peggy

Gavin S. Gilmour/EAC/GOV

Gavin S. Gilmour/EAC/GOV
11/17/2006 01:39 PM
To Juliet E. Hodgkins/EAC/GOV@EAC, Jeannie Layson/EAC/GOV, Margaret Sims/EAC/GOV@EAC
cc
Subject My Thoughts --PRIVILEGED COMMUNICATION

Do Not Release
Attached is a revised version of the Voting Fraud/Voter Intimidation Draft Report. The changes that Commissioner Hillman suggested have been made and highlighted in yellow. See pages 10-11.

Peggy and I are working on the revision of the Donsanto and Tanner interview summaries and will forward that to you under a separate email.
Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

Julie:

I made some suggested edits in the attached excerpts of the Donsanto and Tanner interview summaries. You may be able to better phrase them. The most important edits are:

- I noticed that the consultants had listed Donsanto's and Tanner's titles incorrectly (which we may also need to correct in our report where we list the interviewees). Donsanto and Tanner might be amused that our consultants "promoted" them, but their bosses may not.
- I redacted two sentences that I thought we should not publicize and one that I thought was in error from the Donsanto description. I also tried to correct the paragraph that discusses DOJ's pursuit of individual offenders.
- I moved the note about Tanner's failure to provide data and information to the end of the description (the highlighted paragraph) so that it isn't so "in your face". I also tried to edit it, but am still a bit concerned about including it at all.

If you have any questions, or want to talk about this, give me a call (703-323-9277). Also, I may be in the office tomorrow, if my insides cooperate. --- Peggy

I made the correction on the titles in the report. There was one that was not correct.

There are a couple of things I may suggest that we leave in, as I don't think that DOJ would have a problem with it, (e.g. the fact that they won't release information on pending cases).

I will forward to the Cs for their review.
Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
11/30/2006 04:37 PM
To Juliet E. Hodgkins/EAC/GOV@EAC
cc
Subject Donsanto-Tanner Interviews

Julie:

I made some suggested edits in the attached excerpts of the Donsanto and Tanner interview summaries. You may be able to better phrase them. The most important edits are:

- I noticed that the consultants had listed Donsanto's and Tanner's titles incorrectly (which we may also need to correct in our report where we list the interviewees). Donsanto and Tanner might be amused that our consultants "promoted" them, but their bosses may not.
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Summaries of Interviews with Donsanto-Tanner redacted-revised.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----
Margaret Sims/EAC/GOV
12/01/2006 03:52 PM
To Juliet E. Hodgkins/EAC/GOV
cc
Subject Re: Donsanto-Tanner Interviews

Julie:
I assume you mean the note associated with the Tanner interview when you mentioned the pending cases. That's fine by me. I was just a little concerned that the note as a whole was a little adversarial and whiny. If any questions arise as to why certain items should be deleted from the Donsanto interview summary, I have answers. --- Peggy

003612
I made the correction on the titles in the report. There was one that was not correct.

There are a couple of things I may suggest that we leave in, as I don't think that DOJ would have a problem with it, (e.g. the fact that they won't release information on pending cases).

I will forward to the Cs for their review.

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

Margaret Sims/EAC/GOV
11/30/2006 04:37 PM
To Juliet E. Hodgkins/EAC/GOV@EAC
cc
Subject Donsanto-Tanner Interviews

Julie:

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- I moved the note about Tanner's failure to provide data and information to the end of the description (the highlighted paragraph) so that its isn't so "in your face". I also tried to edit it, but am still a bit concerned about including it at all.

If you have any questions, or want to talk about this, give me a call (703-323-9277). Also, I may be in the office tomorrow, if my insides cooperate. --- Peggy
Dear Peter:

I apologize for the delayed response. The paper that the media touted as an EAC statement on vote fraud was actually just a report on the status of preliminary research into voting fraud and voter intimidation conducted by EAC consultants. The document does not represent a consensus statement on the subject by EAC. The status report was presented to the EAC Board of Advisors and the EAC Standards Board last spring. As these meetings were open to the public, the status report is available to the public. (See attached.)

EAC plans to consider a draft of its own report, which is based on the preliminary research of our consultants, at this Thursday’s public meeting. (See agenda published at http://www.eac.gov/docs/Public%20Meeting%2012-07-06%20Wash.%20Revised%20Final%20Agenda.pdf.) If the report is approved, EAC will publish it on our web page.

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

Then I need to get commishes to okay.
Brian,

Please find attached the draft fraud report press release for review. The other documents will follow in a separate email.

Jennifer

We've Moved!

Please visit us at our new location:

Burson-Marsteller
1110 Vermont Avenue, NW, Suite 1100
Washington, DC 20005

The two consultants were:

- Tova Wang (wang@tcf.org)
- Job Serebro
The contact information for the Project Working Group, including technical advisor, Craig Donsanto, is in the attached spreadsheet.

You should also send notice to John Tanner, Chief, Voting Section, Civil Rights Division, DOJ (john.k.tanner@usdoj.gov). --- Peggy

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

For Immediate Release
December 7, 2006

Contact:
Jeannie Layson
Bryan Whitener
(202) 566-3100

EAC Releases Findings of Voting Fraud and Voter Intimidation Study

No consensus on the regularity of voting fraud and voting intimidation found
Agency accepts recommendations to conduct a comprehensive study on elections crimes

WASHINGTON - The United States Election Assistance Commission (EAC) today voted on the findings of the "Voting Fraud and Voter Intimidation Study" and accepted recommendations to conduct
a comprehensive assessment of all claims, charges and prosecutions of voting crimes.

The study represents the first phase of the information gathering process and includes a working definition of election crimes. EAC will now proceed with the second phase, a more comprehensive data-driven survey and study of elections crimes and voter intimidation. The new phase will offer consistency to the study and will identify a common definition of the issue for dialogue among elections officials, civil rights and voter advocacy groups, law enforcement officials, attorneys and the public.

The recommendations accepted by EAC today include:

Survey Chief Elections Officers to Review and Assess Administrative Complaints: EAC will survey the states' chief election officers regarding complaints that have been filed, investigated and resolved since January 1, 2004.

Survey State Election Crime Investigation Units Regarding Complaints Filed and Referred: EAC will gather information on the numbers and types of complaints that have been received by, investigated, and ultimately referred to local or state law enforcement by election crime investigation units since January 1, 2004.

Survey Law Enforcement and Prosecutorial Agencies Regarding Complaints and Charge of Voting Crimes: EAC will survey law enforcement and prosecutorial agencies at the local, state and federal level to determine the number and types of complaints, charges, or indictments, and pleas or convictions of election crimes since January 1, 2004.

Analyze Survey Data in Light of State Laws and Procedures: EAC will use the reliable data gathered from each survey group to analyze the effectiveness of fraud prevention and reporting measures.

In order to arrive at the findings, EAC consultants reviewed existing studies, articles, reports and case law on voting fraud and intimidation and conducted interviews with experts in the field regarding their experiences and research. According to the findings, while there is currently no consensus on the frequency of voting fraud and voter intimidation, most participants agreed that absentee balloting is subject to the greatest proportion of fraudulent acts, followed by vote buying and voter registration fraud.

Following today's vote to approve the survey recommendations, EAC will begin a comprehensive survey and subsequent study on voting fraud and voter intimidation based on hard data. Section 241 of the Help America Vote Act of 2002 (HAVA) mandates that EAC research and study various issues related to the administration of elections. During Fiscal Year 2006, EAC in consultation with the Standards Board and Board of Advisors selected voting fraud and voter intimidation from a list of potential research topics that serve to improve the administration of elections for federal office.

For the EAC's full report on the Voting Fraud and Voter Intimidation Study or to view testimony from today's hearing, visit www.eac.gov.
EAC is an independent bipartisan commission created by HAVA. It is charged with administering payments to states and developing guidance to meet HAVA requirements, implementing election administration improvements, adopting voluntary voting system guidelines, accrediting voting system test laboratories and certifying voting equipment and serving as a national clearinghouse and resource of information regarding election administration. The three EAC commissioners are Paul DeGregorio, chairman; Donetta Davidson and Gracia Hillman. One vacancy currently exists.

###

Commissioners,

I want to respond to Rick Hasen's post regarding EAC and the fraud report. My suggested response is below, and his original post follows. Please let me know if you agree that I should attempt to correct the misinformation he posted. If so, please let me know if you approve of my suggested response. Thank you.

Mr. Hason,

I write to point out incorrect information you posted on your website on December 11, 2006. You wrote: "Note what's missing compared to the earlier version leaked to the USA Today Newspaper." No one at the EAC leaked anything to USA Today. The reporter asked for a copy of the staff report about the fraud research that was presented at a public meeting in May to our Board of Advisors and the Standards Board, and the EAC provided it to him. This information was presented and discussed at a meeting that was open to the public, so we provided materials distributed at the meeting to anyone who requested it. The staff report about the fraud project was also distributed to every member of both advisory boards. Go here to view the Federal Register notice about the public meeting at which this project and many others were discussed.

The statement you attribute to one of the consultants is absolutely correct. As stated by their contract, these consultants were hired so that the EAC could "...obtain consulting services from an individual who can provide advice drawn from broad professional and technical experience in the area of voter fraud and intimidation."

As for your reference to what's "missing compared to the earlier version," the report contains the complete summaries of every interview conducted by the consultants as well as every book, article, report or case that was reviewed. It does not contain the synopsis of those interviews, which were written by the consultants. EAC provided the individual summaries so readers could reach their own conclusions about the substance of the interviews.

003618
EAC's interpretation of HAVA and its determination of what it will study and how it will use its resources to study it are matters of agency policy and decision. These are not, nor should they be, determinations or decisions made by consultants. The EAC has the ultimate responsibility for the reports it issues, and it is incumbent upon the agency to conduct due diligence to ensure reports, data or any other information is complete and accurate before it is adopted by the Commission.

As someone with a public platform who informs the public about matters regarding election administration, I would appreciate it if you would extend the same professional courtesy most journalists do and contact the agency in the future if you have questions or concerns about EAC policy or actions. You may reach me directly at 202-566-3103. I appreciate your consideration in this matter.

Sincerely,
Jeannie Layson
Director of Communications
US Election Assistance Commission

More on FL-13, and a Role for the EAC?
When I saw this headline on the Sarasota Herald Tribune web page, I thought it must have been about the FL-13 race. Over on the election law listserv, Doug Johnson, responding to my commentary calling for the House to investigate the problems and declare a revote in the FL-13 race, suggested that perhaps the EAC is better situated to conduct an investigation than the House of the problems in the FL-13.
I'm afraid we might not be able to count on the EAC to conduct an investigation that is well-funded, tough, and fair. Politics appears to be creeping in to decisions of the EAC's advisory board, and there's real concern about the EAC's vote fraud report. Note what's missing compared to the earlier version leaked to the USA Today newspaper. Tova Wang, who authored the draft report for the EAC, issued the following statement to me: "My co-consultant and I provided the EAC with a tremendous amount of research and analysis for this project. The EAC released what is their report yesterday."
The EAC has also lost two commissioners, one Republican and one Democrat, who appeared to be tough-minded and fair. I am very worried about the fairness and non-partisanship of the new rumored nominees.
In short, the EAC has to prove it is up to the task of fair and serious inquiry before it could be trusted with something like an investigation of the FL-13.
I agree that Jeannie should send the response.

Sent from my BlackBerry Wireless Handheld

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

Margaret Sims/EAC/GOV

To Gracia Hillman/EAC/GOV

cc "Donetta Davidson" <ddavidson@eac.gov>, "Jeannie Layson" <jlayson@eac.gov>, Juliet E. Thompson/EAC/GOV@EAC, "Karen Lynn-Dyson" <klynn-dyson@eac.gov>, "Paul DeGregorio" <pdegregorio@eac.gov>, "Sheila Banks" <sbanks@eac.gov>, Thomas R. Wilkey/EAC/GOV@EAC

Subject Re: People For

I know that People For the American Way delivered petitions to EAC about release of the Fraud report but I need to know what other communications EAC has had with People For about the study.

Was it represented on the study's working group? If so, by whom? Did they write to us and did we answer? Did anybody from there talk with anybody at EAC about the study and our work? Thanks.

Sent from my BlackBerry Wireless Handheld

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

Gracia Hillman/EAC/GOV

To "Paul DeGregorio" <pdegregorio@eac.gov>, "Donetta Davidson" <ddavidson@eac.gov>, Thomas R. Wilkey/EAC/GOV@EAC, Juliet E. Thompson/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC, "Jeannie Layson" <jlayson@eac.gov>, "Karen Lynn-Dyson" <klynn-dyson@eac.gov>

Subject Re: Rick Hasen response-need your approval

I agree that Jeannie should send the response.

Sent from my BlackBerry Wireless Handheld

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

Margaret Sims/EAC/GOV

To Gracia Hillman/EAC/GOV

cc "Donetta Davidson" <ddavidson@eac.gov>, "Jeannie Layson" <jlayson@eac.gov>, Juliet E. Thompson/EAC/GOV@EAC, "Karen Lynn-Dyson" <klynn-dyson@eac.gov>, "Paul DeGregorio" <pdegregorio@eac.gov>, "Sheila Banks" <sbanks@eac.gov>, Thomas R. Wilkey/EAC/GOV@EAC

Subject Re: People For

Commissioner Hillman:

PFAW was not represented on the Working Group for the Voting Fraud-Voter Intimidation research project. Also, I have had no communications with the organization about the study. I did work with
I know that People For the American Way delivered petitions to EAC about release of the Fraud report but I need to know what other communications EAC has had with People For about the study.

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Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----
Margaret Sims/EAC/GOV
12/14/2006 12:55 PM
To Juliet E. Hodgkins/EAC/GOV, Jeannie Layson/EAC/GOV
cc PFAW Response to EAC Vote Fraud Report

Are there any plans to rebut the PFAW response? If so, may I help? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----
Jeannie Layson/EAC/GOV
12/14/2006 01:08 PM
To Margaret Sims/EAC/GOV@EAC
cc Juliet E. Hodgkins/EAC/GOV@EAC
Subject Re: PFAW Response to EAC Vote Fraud Report

I didn't get any comments from you regarding yesterday's response to Rick Hasen. Any thoughts on that?

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Are there any plans to rebut the PFAW response? If so, may I help? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----
Margaret Sims/EAC/GOV
12/14/2006 12:55 PM
To Juliet E. Hodgkins@EAC, Jeannie Layson@EAC
cc
Subject PFAW Response to EAC Vote Fraud Report

Sorry. I saw a message addressed to the Commissioners. I did not realize the fact that I was cc'd meant that you wanted my comments as well. Will do better next time. In the case of PFAW, I think we may need to address other points, as well. I can put some comments in bullet form, and you can take them or leave them. --- Peggy

Jeannie Layson/EAC/GOV
12/14/2006 01:19 PM
To Jeannie Layson@EAC
cc
Subject Re: PFAW Response to EAC Vote Fraud Report

I didn't get any comments from you regarding yesterday's response to Rick Hasen. Any thoughts on that?
12/14/2006 12:55 PM
To Juliet E. Hodgkins/EAC/GOV@EAC, Jeannie Layson/EAC/GOV@EAC
cc
Subject PFAW Response to EAC Vote Fraud Report

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----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----
Karen Lynn-Dyson/EAC/GOV
12/14/2006 01:36 PM
To Margaret Sims/EAC/GOV@EAC
cc "Donetta Davidson" <ddavidson@eac.gov>, Gracia Hillman/EAC/GOV@EAC, "Jeannie Layson" <jlayson@eac.gov>, Juliet E. Thompson/EAC/GOV@EAC, "Karen Lynn-Dyson" <klynn-dyson@eac.gov>, "Paul DeGregorio" <pdeggregorio@eac.gov>, "Sheila Banks" <sbanks@eac.gov>, Thomas R. Wilkey/EAC/GOV@EAC
Subject Re: People For

Peg, et.al-

I did not have any interaction with this group.

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

Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
12/14/2006 12:40 PM
To Gracia Hillman/EAC/GOV@EAC
cc "Donetta Davidson" <ddavidson@eac.gov>, "Jeannie Layson" <jlayson@eac.gov>, Juliet E. Thompson/EAC/GOV@EAC, "Karen Lynn-Dyson" <klynn-dyson@eac.gov>, "Paul DeGregorio" <pdeggregorio@eac.gov>, "Sheila Banks" <sbanks@eac.gov>, Thomas R. Wilkey/EAC/GOV@EAC
Subject Re: People For

Commissioner Hillman:

003625
PFAW was not represented on the Working Group for the Voting Fraud-Voter Intimidation research project. Also, I have had no communications with the organization about the study. I did work with Jeannie and Gavin on a response to PFAW's FOIA request for the study. Jeannie should have the final copy of that reply.

Peggy Sims
Election Research Specialist

I know that People For the American Way delivered petitions to EAC about release of the Fraud report but I need to know what other communications EAC has had with People For about the study.

Was it represented on the study's working group? If so, by whom? Did they write to us and did we answer? Did anybody from there talk with anybody at EAC about the study and our work? Thanks.

Sent from my BlackBerry Wireless Handheld

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

Gracia Hillman/EAC/GOV
12/18/2006 12:44 PM
To pdegregorio@eac.gov, Ddavidson@eac.gov, Margaret Sims/EAC/GOV@EAC
Subject Suggested Timeline for Election Crimes Study

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

Attached is the suggested timeline that I offered for the Election Crimes Study.

It is an excel spreadsheet, which, if printed, should be done with Landscape layout. If printed on 8 1/2 x 11 paper, it will print as two pages.

Election Crimes, Proj 2007 Timeline.xls
Was the report that was drafted after the working group meeting or the interviews done with eac participant reviewed after the draft was completed.
Need this right away

Sent from my BlackBerry Wireless Handheld

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

Karen Lynn-Dyson/EAC/GOV
01/26/2007 11:49 AM
To Elileen L. Kuala/EAC/GOV@EAC
cc Margaret Sims/EAC/GOV@EAC
Subject Re:

Peg-

Could you get Elle and answer on this, if she hasn't already gotten one?

Thanks

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

Elileen L. Kuala/EAC/GOV

Elileen L. Kuala/EAC/GOV
01/23/2007 02:14 PM
To "Karen Lynn-Dyson" <klynndyson@eac.gov>
cc
Subject

Hey Karen,

Did Barbara Arnwine ever attend ANY of the voter fraud working group meetings?

Thanks,
I already got one, thanks!

Elle L.K. Kuala
Special Assistant to the Chair
U.S. Election Assistance Commission
office: (202) 566-2256
blackberry: (202) 294-9251

Karen Lynn-Dyson/EAC/GOV

Peg-
Could you get Elle and answer on this, if she hasn't already gotten one?

Thanks

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

Did Barbara Arnwine ever attend ANY of the voter fraud working group meetings?

Thanks,
Elle
Elle Collier
U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, D.C. 20005
(202) 566-2256
www.eac.gov

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

Juliet E. Hodgkins/EAC/GOV
02/09/2007 05:45 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Fw: 1099

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
--- Forwarded by Juliet E. Hodgkins/EAC/GOV on 02/09/2007 05:44 PM ----

"Job Serebrov"
02/09/2007 05:33 PM
To "Julie Thompson-Hodgkins" <jhodgkins@eac.gov>
cc
Subject 1099
Curtis:

I believe that the only items I have in hard copy, and not in electronic format, are my working copies of the contracts (official copies would be in the agency contract files), the monthly pay invoices and travel reimbursement requests submitted by the consultants, and some DOJ training documentation that was given to us on condition that we keep it confidential.

Other than emails, the documentation that is in electronic form is housed in EAC's shared drawer at T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION. Do you have read access to that?

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
e-mail: psims@eac.gov

Curtis Crider/EAC/GOV

All:

The Office of Inspector General has initiated an evaluation of the contracting process used by the EAC for the voter fraud and voter intimidation projects. In order for us to complete our evaluation, we need copies of all e-mails or other documents that you have regarding either project. Electronic documents can be sent to an e-mail account that we have set up - eaccon@eac.gov.

If you have any hard copy documents, please let me know.

If you do not have any documents or e-mails, please send me an e-mail to that effect.

Thank you,

Curtis Crider
Office of Inspector General, Election Assistance Commission
Phone - (202) 566-3125
Fax - (202) 566-0957

Important: This electronic transmission is intended for the use of the individual or entity to which it is
addressed. It may contain information that is privileged, confidential, or otherwise protected from disclosure under applicable law.
Margaret Sims/EAC/GOV
05/01/2007 08:58 PM
To eaccon@eac.gov
cc
Subject Vote Fraud Study-Archived Email Part 5

Fifth batch attached. More to come. --- Peggy Sims

Please do ask him. Thanks
-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 03; 2006 4:14 PM
To: wane@tcf.org;
Subject: Fw; DOJ Training Materials

Devon's response is attached. Guess I'll add this to the list of questions going to Donsanto.
---Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/03/2006 05:12 PM -----
Devon E. Romig/EAC/GOV
04/03/2006 04:21 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: DOJ Training Materials

Peggy,

The sections that you listed below are also empty in our copy. I have attached a copy of the complete table of contents with all of the section that are empty in our copy of the 2004 DOJ training binder.

Thanks,

Devon
To dromig@eac.gov
cc
Subject DOJ Training Materials

Devon:
One of our consultants noted that there are several sections appear to be missing from the 2004 DOJ training binder. She wasn't sure if it is because of what DOJ sent over to EAC or a problem in the photocopying. From what she can see, some of the table of contents is missing and tabs 14, 15, 16, 17, 21, 23 and 26 are all empty. I think we must have provided the T of C because I don't see one in the binder. Can you please retrieve the binder and check this out for me?
Thanks! --- Peggy

Hi Peg,

I will call J.R. on Thursday to run it by him and let you know what he says. As for my availability on Wednesday, April 12, the answer is "yes". Morning is best for me, although I could be available in the afternoon. You choose a time and I will be here.

Thanks,

Tony

----- Original Message -----  
From: psims@eac.gov
To: 
Sent: Wednesday, April 05, 2006 12:32 PM
Subject: Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group
Intimidation Working Group

Tony:

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

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

Thanks!

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

Good Afternoon Peg,

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

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

Helen, Javier,

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

Thanks,

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

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

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

Preliminary EAC Research

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

1. develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
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3. convene a meeting of a project working group composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation, provide the results of the preliminary research to the working group, and record the working group's deliberations; and
4. produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future EAC action, if any.

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

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

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
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email: psims@eac.gov

"Tony J. Sirvello III"

04/04/2006 02:17 PM
To "Peggy Sims" <psims@eac.gov>
c
Subje Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group
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How about J. R. Perez, Elections Administrator, Guadalupe County or Patricia Benavides, Voting Registration Supervisor, Tarrant County, Texas?

Tony

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

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

Helen, Javier,

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

Thanks,

Tony

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

Tony:

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

Background

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

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

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

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

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

Sent from my BlackBerry Wireless Handheld
That's fine, just asking

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

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

Tova, Peggy is out of the office this week.

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

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

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

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

If you have trouble connecting, contact Nicole.

Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

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

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

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

Subject RE: Kennedy Interview

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

Regards,

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

"Tova Wang" <wang@tcf.org>

04/11/2006 11:42 AM
As I have alerted Nicole, the call is not working. Someone ought to get in touch with Kevin -- I do not have his contact information.

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

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
Nicole:
Could you please help me set up a teleconference for Wednesday, April 12 at 11 AM EST (for 1 hour)?
Please send me confirmation.
Peg

Sent from my BlackBerry Wireless Handheld

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

"Weinberg and Utrecht!"

04/04/2006 08:14 AM

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

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

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

From: psims@eac.gov
To: 
Sent: Monday, April 03, 2006 3:15 PM
Subject: Voting Fraud-Voter Intimidation Project

Hi, Barry:

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

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov
I didn’t have anything specific in mind yet, especially as I have not finished going through the voluminous documentation, but I will let you know.

Tova and Job:

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

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

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

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

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

--------------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
Margaret Sims/EAC/GOV
04/03/2006 05:11 PM
To: "Job Serebrov" @GSAEXTERNAL
cc
Subject: Re: Working Group Contact Info

Thanks, Job! --- Peggy

"Job Serebrov"

"Job Serebrov"
04/03/2006 04:57 PM
To: psims@eac.gov
cc
Subject: Re: Working Group Contact Info

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

Rokita's assistant is:

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

--- psims@eac.gov wrote:
> Please review the attached and let me know of any corrections that should be made. Thanks! --- Peggy
> 
>
Lets discuss this in 10 minutes.

--- psims@eac.gov wrote:

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

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---
"Tova Wang" <wang@tcf.org>
04/04/2006 01:30 PM
To: psims@eac.gov, wang@tcf.org
cc: "Job Serebrov" <wang@tcf.org>
Subject: working group agenda

"Tova Wang"
Hi Peg,

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

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

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

Peggy:

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

Job

--- psims@eac.gov wrote:

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

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

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

It appears that the teleconference with Kevin Kennedy is set for tomorrow, April 11, at 10:30 AM CST/11:30 AM EST. Use the usual phone number.

If you have trouble connecting, contact Nicole.

Peg

---------------------------------------------
Sent from my BlackBerry Wireless Handheld

Kevin:

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

EAC is conducting this preliminary research to determine how best to meet HAVA requirements. Section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are the development of:
• nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
• methods of identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

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

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

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---
Margaret Sims/EAC/GOV
04/03/2006 04:33 PM
To Tova Andrea Wang, Job Serebrov
cc
Subject Working Group Contact Info

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

Work Group Contact Info.xls
--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---
Margaret Sims/EAC/GOV
04/03/2006 03:41 PM
To "Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL
cc
Subject RE: Voting Fraud-Voter Intimidation Project

Thanks, Craig! --- Peggy

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

04/03/2006 03:16 PM
To psims@eac.gov
cc
Subject RE: Voting Fraud-Voter Intimidation Project

Hello Peg!

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

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

Craig:

I have 2 issues for you today.

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

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

Thanks!

Peggy Sims
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"Tova Wang"
<wang@tcf.org>  To psims@eac.gov
04/10/2006 11:04 AM  cc "Job Serebrov"
Subject small question for Donsanto

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

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

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

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

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

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---
That gives us no time between interviews though, right? We've never been able to really limit it to 30 minutes.

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Sent: Monday, April 10, 2006 8:45 PM
To: Tova Andrea Wang; Job Serebrov
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If you have trouble connecting, contact Nicole.

Peg

Sent from my BlackBerry Wireless Handheld

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

-Peggy:
The interviews are ok with me.

Tova:

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

Job

--- psims@eac.gov wrote:

> Hi, Job and Tova:
Hi Peg,

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

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

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

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

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

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

Thanks!

Peggy Sims
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----- Original Message -----

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

Helen, Javier,

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

Thanks,

Tony

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

Tony:

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

Background

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

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

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

Preliminary EAC Research

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

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

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

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

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
Margaret Sims/EAC/GOV
04/05/2006 05:45 PM
To "Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL
cc
Subject Re: Voting Fraud-Voter Intimidation Project

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

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

04/05/2006 05:32 PM
To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation Project

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

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed Apr 05 17:26:12 2006
Subject: Re: Voting Fraud-Voter Intimidation Project

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

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

04/05/2006 04:14 PM
To
psims@eac.gov

cc

Subject
Re: Voting Fraud-Voter Intimidation Project

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

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

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

Craig:

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

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

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

Sorry to bug you. Hope all is going well.

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

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

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

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

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

Thanks! --- Peggy
Hi, Job and Tova:

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

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

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

"Kennedy, Kevin"
<Kevin.Kennedy@seb.state.wi.us>  To "psims@eac.gov" <psims@eac.gov>
04/10/2006 02:35 PM  cc Subject RE: Interview

Thank you.

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

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

--------------------------
Sent from my BlackBerry Wireless Handheld

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

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

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

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

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
Nicole Mortellito/CONTRACTOR/EA
C/GOV
04/11/2006 11:45 AM
To “Tova Wang” <wang@tcf.org>@GSAEXTERNAL
cc psims@eac.gov
Subject conf call is up and running

all dial in info is the same!

Regards,

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

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
Margaret Sims/EAC/GOV
04/03/2006 03:18 PM
To wang@tcf.org@GSAEXTERNAL
cc [Redacted]
Subject Re: doj training materials

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

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

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

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

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

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

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

Subject Travel voucher

Ms. Wang,

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

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

Let me know if you have any other questions.

Sincerely,

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

--- psims@eac.gov wrote:

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

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

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

--- psims@eac.gov wrote:

> Tova and Job:
I've passed Tova's request on to Craig.

Also, Sarah Ball Johnson, KY, finally called back to say she would be available Wednesday through Friday this week and next week for the interview. Which day and time is best for you and Job?

--- Peggy

---

wang@tcf.org
04/16/2006 11:39 AM

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

Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm

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

Margaret Sims/EAC/GOV
04/17/2006 10:48 AM

To Job Serebrov, Tova Andrea Wang
cc

Subject Invoice Schedule

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

FY06 Contracts Invoice Schedule.xls
That's what I am concerned about. I think we need to end all interviews with Sarah Ball Johnson. With the literature reviews I am finishing, the case write up and the Tova's Nexis research that I need to read, I will have about 45 hours left for the Working Group meeting and final write up.

--- psims@eac.gov wrote:

> I have to check with Conny McCormack to see if things have settled down for her enough so that she would be available. I have had no response to my overtures to Colleen McAndrews' office. I can try again, but I have to be out of town again, from Wednesday through Friday this week, on another research contract and for EAC's public meeting in Seattle. Were you able to get through to Mike McCarthy?
> 
> Please remember to watch your time. We'll need to reserve some of your time for the working group meeting and the subsequent reports. --- Peggy

> "Job Serebrov"
> 04/17/2006 10:17 AM

> To psims@eac.gov, wang@tcf.org
> cc
> 
> Subject Re: Follow up Donsanto and KY Interviews

> Next week is out for me. I need to check my schedule this week. Is this the last interview that you were able to arrange?
--- psims@eac.gov wrote:

Tova and Job:

I've passed Tova's request on to Craig.

Also, Sarah Ball Johnson, KY, finally called back to say she would be available Wednesday through Friday this week and next week for the interview. Which day and time is best for you and Job?

--- Peggy

---

wang@tcf.org
04/16/2006 11:39 AM

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

Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm

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

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

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

Subject RE: Announcement of FBI Election Crimes Initiative
We could skim it

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

Tova-Do we have time to review this?

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

> Is it possible to get the materials they are using
> for the trainings?
> Thanks Peg.
> 
> -----Original Message-----
> From: psims@eac.gov [mailto:psims@eac.gov]
> Sent: Monday, April 17, 2006 9:08 AM
> To: wang@tcf.org; serebrov@sbcglobal.net
> Subject: Fw: Announcement of FBI Election Crimes Initiative
> 
> See Donsanto response below.--- Peggy
> 
> ----- Forwarded by Margaret Sims/EAC/GOV on
> 04/17/2006 10:07 AM ----- 
> 
> "Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
> 
> 04/17/2006 09:56 AM
> 
> To
> psims@eac.gov
> 
> cc
> 
> Subject
> RE: Announcement of FBI Election Crimes Initiative
> 
> Peg --
> 
> This is essentially FBI's equivalent of the
> Department's Ballot Access and
> Integrity Initiative. The news conference on
> Thursday announced that FBI
> was enhancing its prioritization of campaign
> financing offenses. The main
feature of this initiative, aside from enhancing the
priority these cases
will get in the Bureau, is that each of the Bureau's
57 Field Divisions will
have at least one "Election Coordinator Agent" who
will be the equivalent of
the District Election Officer AUSAs. We have been
training these new
FBI-types: the week before last we had roughly 75 of
them in Denver in a
very well received two-day session in election law enforcement at
which several FEC people spoke. On Wednesday, I head out
to Portland, Oregon for
more of the same.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 17, 2006 9:00 AM
To: Donsanto, Craig
Subject: Fw: Announcement of FBI Election Crimes
Initiative

Hi, Craig:

Tova noticed an article about an FBI initiative
against election crimes (see
attached email). Is this something new, or is it
more of the same
initiative that you addressed in your interview? If
it is new, would you
have time for a teleconference with Job and Tova to
answer any questions
they may have on the initiative?

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
04/17/2006 08:56 AM -----
Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

<http://www.fbi.gov/page2/april06/electioncrime041406.htm>

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

"Job Serebrov"

To psims@eac.gov
cc

Peggy:

This is incorrect. Our project ends May 31. This month's invoice is due on April 21 and is invoice number 3. Invoice number 4 is due at the end of May.

--- psims@eac.gov wrote:
> Attached is an updated invoice schedule for the FY 06 contracts for the Voting Fraud/Voter Intimidation project. --- Peggy >

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

"Tova Wang"
<wang@tcf.org>
04/17/2006 09:20 AM

To: psims@eac.gov, serebrov@sbcglobal.net
cc
Subject: RE: Follow up Donsanto and KY Interviews

Any time Friday is fine for me. Thanks

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 17, 2006 8:05 AM
To: wang@tcf.org;
Subject: Re: Follow up Donsanto and KY Interviews

Tova and Job:

I've passed Tova's request on to Craig.

Also, Sarah Ball Johnson, KY, finally called back to say she would be available Wednesday through Friday this week and next week for the interview. Which day and time is best for you and Job?

--- Peggy

wang@tcf.org
04/16/2006 11:39 AM
To: psims@eac.gov
cc
Subject: "Tova Wang" <wang@tcf.org>
Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm

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

"Job Serebrov"

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

cc

Subject: Re: Follow up Donsanto and KY Interviews

Next week is out for me. I need to check my schedule this week. Is this the last interview that you were able to arrange?

--- psims@eac.gov wrote:

> Tova and Job:
> 
> I've passed Tova's request on to Craig.
> 
> Also, Sarah Ball Johnson, KY, finally called back to say she would be available Wednesday through Friday this week and next week for the interview. Which day and time is best for you and Job?
> 
> --- Peggy
> 
> wang@tcf.org
> 04/16/2006 11:39 AM
> 
> To
> psims@eac.gov
> cc
> "Tova Wang" <wang@tcf.org>
> Subject
> donsanto again
> 
>
Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm

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

"Tony J. Sirvello III"

To psims@eac.gov
cc
Subject Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Good Morning Peg,

That works for me....I will stay off the phone and wait on the call.

Have A Great Weekend,

Tony

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

From: psims@eac.gov
To: 
Sent: Thursday, April 2006 2:27 PM
Subject: Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:

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

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

Margaret Sims/EAC/GOV
04/17/2006 08:59 AM
To Craig Donsanto
cc
Subject Fw: Announcement of FBI Election Crimes Initiative
Hi, Craig:

Tova noticed an article about an FBI initiative against election crimes (see attached email). Is this something new, or is it more of the same initiative that you addressed in your interview? If it is new, would you have time for a teleconference with Job and Tova to answer any questions they may have on the initiative?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1474 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm

Good Afternoon Peg,

I will make the call as scheduled. I am still in shock about Ray.

Tony
----- Original Message -----  
From: psims@eac.gov  
To: Tony Sirvello  
Sent: Monday, April 10, 2006 6:04 PM  
Subject: Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group  

Tony:  
We have set up your telephone interview with our 2 consultants (Job Serebrov and Tova Wang) as a teleconference. Please call 1-866-222-9044 (toll free) at around 10 AM CST on Wed 4/12. At the prompt for the passcode, enter 62209. Tova and Job will join you on the line. This works best if you use a land line, rather than a cell phone.  

If you have trouble connecting, please call Nicole Mortlito at our office (866-747-7421. Thanks!  
Peggy  

--------------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message -----  
From: "Tony J. Sirvello III" [tjsthree@msn.com]  
Sent: 04/07/2006 08:52 AM  
To: Margaret Sims  
Subject: Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group  

Good Morning Peg,  

That works for me....I will stay off the phone and wait on the call.  

Have A Great Weekend,  

Tony  

----- Original Message -----  
From: psims@eac.gov  
To:  
Sent: Thursday, April 06, 2006 2:27 PM  
Subject: Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group  

Tony:  

How about scheduling the teleconference with our consultants for 10 AM CST/11 AM EST on Wednesday, April 12? --- Peggy
The 4th batch. More to come tomorrow.
Peg Sims

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

OK, I get it. The text in the attachment follows:

EXCERPTS FROM TEXAS ELECTION CODE

SUBCHAPTER B. COUNTY ELECTIONS ADMINISTRATOR

***

§ 31.032. APPOINTMENT OF ADMINISTRATOR; COUNTY ELECTION COMMISSION.

(a) The position of county elections administrator is filled by appointment of the county election commission, which consists of:
   (1) the county judge, as chair;
   (2) the county clerk, as vice chair;
   (3) the county tax assessor-collector, as secretary; and
   (4) the county chair of each political party that made nominations by primary election for the last general election for state and county officers preceding the date of the meeting at which the appointment is made.

(b) The affirmative vote of a majority of the commission's membership is necessary for the appointment of an administrator.

(c) Each appointment must be evidenced by a written resolution or order signed by the number of commission members necessary to make the appointment. Not later than the third day after the date an administrator is appointed, the officer who presided at the meeting shall file a signed copy of the resolution or order with the county clerk. Not later than the third day after the date the copy is filed, the county clerk shall deliver a certified copy of the resolution or order to the secretary of state.

(d) The initial appointment may be made at any time after the adoption of the order creating the position.
§ 31.035. RESTRICTIONS ON POLITICAL ACTIVITIES.

(a) A county elections administrator may not be a candidate for a public office or an office of a political party, hold a public office, or hold an office of or position in a political party. At the time an administrator becomes a candidate or accepts an office or position in violation of this subsection, the administrator vacates the position of administrator.

(b) A county elections administrator commits an offense if the administrator makes a political contribution or political expenditure, as defined by the law regulating political funds and campaigns, or publicly supports or opposes a candidate for public office or a measure to be voted on at an election. An offense under this subsection is a Class A misdemeanor. On a final conviction, the administrator's employment is terminated, and the person convicted is ineligible for future appointment as county elections administrator.

"Job Serebrov" <serebrov@sbcglobal.net>

05/09/2006 11:38 AM  To psims@eac.gov
cc
Subject  Re: Working Group-Perez

The code attachment did not work that is what I meant by it did not come through.

--- psims@eac.gov wrote:

> Did you look at the attached excerpts from Texas Code? --- Peggy
> >
> >
> >
> > "Job Serebrov" 05/09/2006 11:23 AM
> >
> > To psims@eac.gov
> > cc
> > Subject  Re: Working Group-Perez
> >
> >
> >
We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

--- psims@eac.gov wrote:

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

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

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

--- Peggy
Peggy:

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

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

Job
--- psims@eac.gov wrote:

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

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 ---

Margaret Sims/EAC/GOV
05/12/2006 10:19 AM
To Tova Andrea Wang, Job Serebrov
cc
Subject Fraud Definition

Fraud Project Definition-rev 5-12-06.doc
--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM ---

Margaret Sims/EAC/GOV
04/27/2006 09:24 AM
To "Weinberg and Utrecht"
cc @GSAEXTERNAL
Subject Re: Voting Fraud-Voter Intimidation Project

Thanks! I'll get back to you. --- Peggy

"Weinberg and Utrecht"
04/27/2006 07:56 AM
To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation Project
Peggy:
You've hit the jackpot! I'm available, with 2 exceptions, every hour of every day from May 15 through May 19. I am not available Thursday morning, May 18, or Friday afternoon, May 19.

Barry

----- Original Message -----
From: psims@eac.gov
To: Barry Weinberg
Sent: Wednesday, April 26, 2006 8:28 PM
Subject: Re: Voting Fraud-Voter Intimidation Project

Barry:
Are you available any days in the third week of May?
Peggy:

-------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message -----
From: "Weinberg and Utrecht"
Sent: 04/04/2006 08:14 AM
To: Margaret Sims
Subject: Re: Voting Fraud-Voter Intimidation Project

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

Barry

----- Original Message -----
From: psims@eac.gov
To: [redacted]
Sent: Monday, April 03, 2006 3:15 PM
Subject: Voting Fraud-Voter Intimidation Project

Hi, Barry:

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

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov
Your response suggests that you do not care what the Commissioners may think about the effort. ---

Peggy

"Job Serebrov" 

Peggy:

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

Job

--- psims@eac.gov wrote:

> According to the Commissioners, you and Tova each got to pick three members of the Working Group. The Commission guidance regarding this particular member follows:
> > 4 people from the Academic, Legal and Advocacy sectors - 2 to be chosen by Tova and 2 to be chosen by Job.
> > This issue of allowing a designee relates to Tova's pick.
> > As I understand it, we are working on a replacement forNorcross. If Ginsberg is not viable, how about Mark Braden, who includes public integrity in his areas of specialization. I would not try and stir up other members of the Working Group, if I were you. The effort is likely to come back and bite you.
I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.
--- Tova Wang <wang@tcf.org> wrote:

is Jon Greenbaum

Here's his info in full:

---

http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

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

www.tcf.org, for the latest news, analysis, opinions, and events.

<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.
Dear Tova,

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

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

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

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

Margaret Sims/EAC/GOV  
05/09/2006 11:13 AM

To: Job Serebrov@GSAEXTERNAL

cc: wang@tcf.org

Subject: Re: Working Group-Perez

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

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--- Peggy

--- Peggy

bx elec admin-appt-partisan restrictions.doc
Peggy:

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

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

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----  
Devon E. Romig/EAC/GOV  
04/24/2006 04:41 PM  To Margaret Sims/EAC/GOV@EAC  
cc  
Subject Updated scheduling list and Contact info

Peggy,

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

\[Work Group Contact:Availability Info.xls\]

Thanks,

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----  
"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>  
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
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>
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 ----

"Job Serebrov"

To psims@eac.gov
cc
Subject Re: research summary

Peggy:
What about my question on gas receipts?

Job

--- psims@eac.gov wrote:

> I can email this out to our participants after I get
> back to the office, and we can have copies available
> at the meeting.
> Peggy
> --------------------------
> Sent from my BlackBerry Wireless Handheld
> 
> ----- Original Message ----- 
> From: wang
> Sent: 05/13/2006 10:54 AM
> To: psims@eac.gov
> Cc: "Job Serebrov"
> Subject: Fw: research summary
> 
> Job found it. I'm assuming it's too late to include
> so as I said I'll just
> present it if that's OK. Thanks again Job. T
> 
> ----- Original Message ----- 
> From: "Job Serebrov"
> To: <wang@tcf.org>
> Sent: Saturday, May 13, 2006 10:12 AM
> Subject: Re: research summary
> 
> 
> > T~
> >
> > Are you talking about this?
> >
> > J~
> >
> > -- wang@tcf.org wrote:
> >
> >> In the middle of the night I got the feeling that
> >> you may be right, that I did do a summary of the
> >> existing literature review (that Job, you
> >> approved)
> >> . I'll have to look for it on Monday (unless I go
> >> into the office over the weekend, which is
> >> possible). I may be hallucinating, but if not,
> >> I'll
> >> just present it at the meeting rather than try to
> >> get it to them ahead of time. Tova
> >
> 
> ----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM ----- 
> 
> "Tova Wang" 
> <wang@tcf.org> 
> 05/22/2006 06:07 PM
I don't know if it's too late, but in the interview summary we actually said 'There is widespread but not unanimous agreement that there is little polling place fraud.' That's quite different than saying, as you do here, that there is disagreement.

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

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

Margaret Sims/EAC/GOV
05/16/2006 02:47 PM
To "Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL
cc
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

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

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
Thank you, Peg. This stuff is very interesting.

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

Peg - -

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

I have only one correction:

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

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

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;
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 people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real 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
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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
Subject: RE: YFVr Materials

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

---

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

Craig:

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

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

05/16/2006 12:06 PM

Topsims@eac.gov
cc
Subject: RE: Your Materials
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
Peg - -

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

I have only one correction:

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

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

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

Eileen L. Collver/EAC/GOV

Eileen 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
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: pims@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 04:21 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,
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.

---

**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 a problem than is commonly described in the political debate, but some reports say it is a major problem, albeit hard to identify.

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

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

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

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

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

05/15/2006 04:53 PM Topsims@eac.gov

cc Peggy --

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

Can you paste it to an e-mail perhaps?

--------------------------
Sent from Dr. D's Fabulous BlackBerry Wireless Handheld
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
e-mail: psims@eac.gov

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 ---

Margaret Sims/EAC/GOV
05/17/2006 03:03 PM
To Craig Donsanto
cc
Subject Status Report on Voting Fraud-Voter Intimidation Project
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 ----

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"
> Sent: 05/12/2006 09:05 PM 
> To: psims@eac.gov 
> Subject: Question
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.

---

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>

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

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
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 Colver
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

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.
Peggy,

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

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----- 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: Eileen 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
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

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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
Peggy,

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Thanks!

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM -----
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 election 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 focusing 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, g vogel@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 Coliver
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office: (202) 566-2256
blackberry: (202) 294-9251
www.eac.gov
Devon E. Romig/EAC/GOV

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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
Eileen L. Collver/EAC/GOV

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: 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

Peggy,

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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 04:21 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 igreenbaum@lawyerscommittee.org, vjohnson@lawyerscommittee.org, 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
I haven't really looked into it. I know that contractors and grantees 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

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

To: Eileen 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
Eileen L. Collver/EAC/GOV

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

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

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Elle:
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Elle L.K Collver
U.S. Election Assistance Commission
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
05/15/2006 03:52 PM
To Gaylin Vogel/EAC/GOV
cc Devon E. Romig/EAC/GOV@EAC, Eileen L. Colver/EAC/GOV@EAC
Subject Re: working group

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

- Research 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"
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" @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"

"Job Serebrov"
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?

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----- 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
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Elle

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office: (202) 566-2256
blackberry: (202) 294-9251
www.eac.gov

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

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

Elle:
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Elieen L. Collver/EAC/GOV
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---- 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 transit back from a day in Newark. I tried to recover your attachment on Blackberry but got a message telling me the "file is empty."

Can you paste it to an e-mail perhaps?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: barnwine@lawyerscommittee.org <barnwine@lawyerscommittee.org>;
krogers@sos.state.ga.us <krogers@sos.state.ga.us>; assist@sos.in.gov <assist@sos.in.gov>;
CC: jgreenbaum@lawyerscommittee.org <jgreenbaum@lawyerscommittee.org>;
vjohnson@lawyerscommittee.org <vjohnson@lawyerscommittee.org>;

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 -----
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

--- 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"
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 attend 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
----- 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 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 my 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
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

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

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.

Craig:

This is what I was working on for the upcoming meetings of the EAC Board of Advisors and EAC
Peggy -- can you call me about this in about an hour?

202-514-1421.

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>
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 -----
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

Subject: Mileage Rate for POV

Job:
The federal mileage rate for POVs is $.445 per mile (see
http://www.gsa.gov/Portal/gsa/ep/contentWiev.do?programld=9299&channelld=-13224&ooid=10359&cont entld=9646&pageTypeld=8203&contentType=GSA_BASIC&programPage=%2Fep%2Fprogram%2FgsaB asic.jsp&P=MTT). Write down the number on your 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

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>

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

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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).

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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.

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

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--- 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  

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

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>  
To psims@eac.gov  
cc  
Subject RE: Your Materials  

05/16/2006 12:06 PM  

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

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>  
To psims@eac.gov  
cc  
Subject RE: Your Materials  

05/16/2006 10:46 AM  

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

I have only one correction:

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

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

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:
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" <^>

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" 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" <^>

"Job Serebrov" <^>

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.
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"

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"  
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>  
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  

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Click here to receive our weekly e-mail updates.
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

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

"Job Serebrov"
05/15/2006 09:28 AM
To psims@eac.gov
cc
Subject Re: Fw: New Working Group Member

Excellent!

--- psims@eac.gov wrote:

> Just thought 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

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 at (610) 780-8551 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

-----Eileen L. Collver/EAC/GOV wrote: -----
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 Colver
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, assistant@sos.in.gov, krogers@sos.state.ga.us,
barnwine@lawyerscommittee.org, 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]
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, serebrov@sbcglobal.net
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

Research 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 ---
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>

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"
<br>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

00374
Peg -

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

I have only one correction:

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

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

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:
> 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"

05/15/2006 09:55 AM

c

To psims@eac.gov

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

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

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

That's 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.
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

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.

Peggy --

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

Can you paste it to an e-mail perhaps?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----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>; 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>; dlivecchio@perkinscoie.com <dlivecchio@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

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

Subject Re: Voting Fraud-Voter Intimidation Working Group

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---
Margaret Sims/EAC/GOV
05/16/2006 08:43 AM

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 a problem than is commonly described in the political debate, but some reports say it is a major problem, albeit hard to identify.

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

• Federal law governing election fraud and intimidation is varied and complex and yet may nonetheless be insufficient or subject to too many limitations to be as effective as it might be.
- Deceptive practices, e.g. targeted flyers and phone calls providing misinformation, were a major problem in 2004.

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

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

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

Peggy --

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

Can you paste it to an e-mail perhaps?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----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>; mhearnem@lathropgage.com <mhearnem@lathropgage.com>; krogers@sos.state.ga.us <krogers@sos.state.ga.us>; assistant@sos.in.gov <assistant@sos.in.gov>; weinut@verizon.net <weinut@verizon.net>
CC: jggreenbaum@lawyerscommittee.org <jggreenbaum@lawyerscommittee.org>; vjohnson@lawyerscommittee.org <vjohnson@lawyerscommittee.org>; dlovechio@perkinscoie.com <dlovechio@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,
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
Vote 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

00375
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

OK. --- Peg

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

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
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 people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real 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
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
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
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
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
Peg - -

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

I have only one correction:

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

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

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

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.

See corrections from Donsanto at DOJ. We should probably provide corrected versions to the Working Group. --- Peggy
I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

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

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--- 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@civ.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.

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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
Vote and racial and challenge
Vote and racial and challenge
Vote and racial and challenge
Vote and racial and challenge
Voter and black and challenge
Vote and black and challenge
Vote and black and challenge
Voter and deny and racial
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Voter and deny and Indian
Voter and deny and Indian
Vote 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
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Vote and suppression
Minority and vote and suppression
Black and vote and suppression
African American and vote and suppression
Latino and vote and suppression
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Vote and suppress
Minority and vote and suppress
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Vote and depress
Jim Crow
Literacy test
Voter and harass
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Poll and guards
Election and consent decree
Vote and barrier
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Voter and barrier
Election and long line
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Poll worker and challenge
Poll worker and intimidate
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Election official and challenge
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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> To psims@eac.gov
05/15/2006 05:05 PM 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
Election and crime
Election and criminal
Vote and crime
Vote and criminal
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Multiple voting
Dead and voting
Election and counting and violation
Election and counting and error
Vote and counting and violation
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Voter and intimidating
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Denial and voter and registration
Voter identification
Vote and identification
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Voter and racial and challenge
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Election monitor and threatening
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Election observer and intimidate
Election observer and intimidating
Election observer and intimidation
Election observer and abusive
Election observer and threatening

OK. --- Peg

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

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!
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

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 people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real 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.

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

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

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
Thank you, Peg. This stuff is very interesting.

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

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

I have only one correction:

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

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

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;
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>
Peg —

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

I have only one correction:

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

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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.

-----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
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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
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Voter and intimidation
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Vote and intimidation
Denial and voter and registration
Voter identification
Vote and identification
Voter and racial profiling
Vote and racial profiling
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Voter and racial and challenge
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Vote and Indian and challenge
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Poll tax
Voting and test
Absentee ballot and deny
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Absentee ballot and challenge
Vote and challenge
Voter and challenge
Election and challenge
Vote and police
Voter and police
Poll and police
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Vote and deceptive practices
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--- 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

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

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"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/16/2006 02:55 PM
Topsims@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 people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real 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.
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

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

---

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
Peg - -

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

I have only one correction:

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

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

---

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

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

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
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 -----
Peg --

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

I have only one correction:

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

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jami0-out-the-vote phone bank lines attest.

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

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

psims@eac.gov, To
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;
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
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 04:19 PM -----

Margaret Sims/EAC/GOV
05/15/2006 01:09 PM
To "Tova Wang"<wang@tcf.org>@GSAEXTERNAL
cc
Subject Re: Thursday

No problem. I've got the conference room reserved from Noon to 6 PM, so you can come earlier. --- Peggy

"Tova Wang"<wang@tcf.org>

05/15/2006 11:36 AM
To psims@eac.gov
cc
Subject thursday

Is it OK if I come around 12:30 or so to make sure I have all my materials arranged properly for presentation? 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.
I did not realize that I had to itemize the per diem, so yes, that was an oversight. There was a $5 service charge. I will forward you the documentation on that. Thanks so much. Tova

Tova:
In reviewing your travel reimbursement request that arrived in my In box this week, I noticed that you did not include per diem in your request for payment. Was that an oversight? I calculate that you would be eligible for a total of $160 in per diem for the trip ($48 for Wednesday 5/17, $64 for Thursday 5/18, and $48 for Friday 5/19). Also, the airfare receipt shows a total charge of $288.60, but the amount you requested for airfare was $293.60. Perhaps there was a service fee that does not show on the receipt. Can you clarify? --- Peggy

--- "Craig C. Donsanto" <cdonsanto@yahoo.com> wrote:

> Date: Tue, 30 May 2006 19:57:36 -0700 (PDT)
> From: "Craig C. Donsanto"
> Subject: Re: Article to your secondary e-mail address
> address
> To: "Elliott, Michael (LA) (IC)"
> <Michael.Elliott@ic.fbi.gov>
> 
> --
> As we say back where I come from: this article is
> "wicked pissah"!
> 
> The woman mentioned in this piece towards the end
> has
been contracted with the Election Assistance Commission to do a study of electoral fraud in the US.

She is my problem, and she doesn't have a clue -- despite the fact that she has had the rare opportunity to interview me and get stats from me and my colleagues on our electoral fraud cases.

You should be most proud of this article as it accurately captures the soul of what you and I are trying to do in this very important area of federal law enforcement.

And greetings from Hilton Head, South Carolina --

--- "Elliot, Michael (LA) (IC)"

<Michael.Elliot@ic.fbi.gov> wrote:

> Craig,
>
> As requested, please find below The Hill article on the CF&BF Initiative:
>
>
> Michael
>
> SSA Michael B. Elliott
>
> Public Corruption/Governmental Fraud Unit
>
> FBIHQ, Room 3975
>
> 202-324-4687 (Office)
>
> Craig C. Donsanto
> cdonsanto@yahoo.com
Thanks. Tova

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
"Tova Wang"
<wang@tcf.org>
05/31/2006 01:50 PM
To psims@eac.gov
cc [redacted]
Subject RE: Working Group Notes

Peg, I'm sorry, but this is really not helpful. Its another outline. I guess we have to wait for the transcript. I wish now I had taken notes myself! Thanks anyway. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Wednesday, May 31, 2006 12:31 PM
To: wang@tcf.org
Cc: [redacted]
Subject: Re: Working Group Notes

Sorry. We have had so much going on, I did not have time to send the attached to you last week. This is Devon’s compilation of notes taken by EAC staff at the working group meeting. --- Peggy

"Tova Wang" <wang@tcf.org>

05/31/2006 11:26 AM
To psims@eac.gov
cc [redacted]
Subject notes
Hi Peg,

How are you? I was wondering, whatever happened to getting the collective notes of the EAC staff? 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

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

Margaret Sims/EAC/GOV  
06/01/2006 02:50 PM  
To Tova Andrea Wang  
cc

Subject  Travel Reimbursement

Tova:  
In reviewing your travel reimbursement request that arrived in my In box this week, I noticed that you did not include per diem in your request for payment. Was that an oversight? I calculate that you would be eligible for a total of $160 in per diem for the trip ($48 for Wednesday 5/17, $64 for Thursday 5/18, and $48 for Friday 5/19). Also, the airfare receipt shows a total charge of $288.60, but the amount you requested for airfare was $293.60. Perhaps there was a service fee that does not show on the receipt. Can you clarify? --- Peggy

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

Margaret Sims/EAC/GOV  
05/31/2006 01:30 PM  
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL  
cc

Subject  Re: Working Group Notes

Sorry. We have had so much going on, I did not have time to send the attached to you last week. This is Devon's compilation of notes taken by EAC staff at the working group meeting. --- Peggy

VFVI Meeting Summary.doc

"Tova Wang" <wang@tcf.org>

"Tova Wang" <wang@tcf.org>  
05/31/2006 11:26 AM  
To psims@eac.gov  
cc
Hi Peg,

How are you? I was wondering, whatever happened to getting the collective notes of the EAC staff? Thanks. Tova

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

"Tova Wang"
<wang@tcf.org>
06/02/2006 04:50 PM
To psims@eac.gov
cc
Subject transcript

Hi Peg,

Do you have an ETA for the transcript? Seems like it should be around now. Thanks and have a great weekend. 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

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

wang@tcf.org
06/08/2006 09:15 AM
To psims@eac.gov
cc “Job Serebrov”
Subject
Hi, What's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks.

Tova

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Margaret Sims/EAC/GOV
06/08/2006 09:35 AM
To wang@tcf.org@GSAEXTERNAL
cc
Subject Re:

Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today. --- Peggy

wang@tcf.org

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Devon E. Romig/EAC/GOV
06/07/2006 10:08 AM
To Margaret Sims/EAC/GOV@EAC
cc jwilson@eac.gov
Subject Re: Transcript of 5-18-06 Working Group Meeting

Tim at Carol reporting said the transcript will be here today or tomorrow.

Devon Romig
United States Election Assistance Commission
1225 New York Ave. NW, Suite 1100
Washington, DC 20005
Have we had any word about the transcript for the 5-18-06 Voting Fraud-Voter Intimidation Working Group meeting? Our consultants each need a copy so that they can draft the final report? If we have it in electronic form, so much the better. --- Peggy

Hi Peg,

How do you recommend dealing with this? I have this feeling like he's trying to create a situation where I will have to write it myself. Thanks. Tova

-----Original Message-----
From: Job Serebrov [mailto:serebrov@sbcglobal.net]
Sent: Thursday, June 08, 2006 9:42 PM
To: psims@eac.gov; wang@tcf.org
Subject: Re: Transcript & Teleconference

Peggy:

I can't predict when I get home but it is between 5:30 and 6:30 my time. I know that is generally too late to have a teleconference.

I plan to review Tova's recommendations this weekend and work on my own as well as expanding the explanation of the case section.

Please see what your financial officer did with regards to my travel.
Thank you,

Job

--- psims@eac.gov wrote:

> What time do you arrive home from work? Perhaps we could talk then?
> 
> Re your question on the mileage, I have approached our Financial Officer with a request that you receive full reimbursement on the grounds that your actual total travel costs are less than the estimated total travel costs if you had flown to DC, stayed in our more expensive hotels, and received the higher per diem for 3 days (instead of 1). I have not yet received a response from her and she has been out of the office much of this week, so I don't know what she decided to do.
> --- Peggy

---

"Job Serebrov" <serebrov@sbcglobal.net> 06/08/2006 01:10 PM

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

Subject Re: Transcript & Teleconference

> Peg:

> I just arrived home for lunch. I can no longer take time during the work day for telephone conferences.
> As I told you I will need to finish this project after daily working hours. I am still getting things done from being out for ten days. I will review Tova's recommendations and expand on mine this weekend.
> 
> Also, I sent you an e-mail asking how you handled the mileage portion of my travel voucher?
> 
> Job

--- psims@eac.gov wrote:
4 PM EST is fine with me, if it works for Job.
---
Peggy

wang@tcf.org
06/08/2006 10:10 AM
To
psims@eac.gov
cc
Subject
Re: Transcript & Teleconference

Can we make it 4 EST? I have another meeting at 3.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:55 AM
Subject: Re: Transcript & Teleconference

I'll see how it comes in. I hope we receive an electronic copy. If we only receive a hard copy, we can pdf it and email it to the two of you. How about Monday afternoon at 3 PM EST for a brief teleconference? I really can't do it before them because of other commitments. --- Peggy

wang@tcf.org

06/08/2006 09:42 To AM
psims@eac.gov
cc
Subject
Re: Re:

00380
How will you be getting it to us? Will it be something you can email?
And can we set up a call for some time in the next few days? Thanks.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re:

Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.
--- Peggy

Hi, Whats going on? I have not received
I'll fax it to you if that works. The total is $124.44. Thank you. Have a nice weekend. Tova

Send it now. Let me know how much it is, so that I can include it in the total for reimbursement. ---

Peggy

--- Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, June 09, 2006 3:03 PM
To: wang@tcf.org
Subject: Re: travel

"Tova Wang" <wang@tcf.org>
06/09/2006 01:56 PM

To psims@eac.gov
cc
Subject travel
Hi again,

I just got the bill from our car service from the trip last month. Can I still send it to you? Do I need a cover note? 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

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---
"Tova Wang" <wang@tcf.org> To psims@eac.gov, "Job Serebrov" cc Subject more gao

Sorry, its 500 pages -- it also includes data on absentee fraud and voter intimidation

Tova Andrea Wang
Democracy Fellow
The Century Foundation
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phone: 212-452-7704 fax: 212-535-7534

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---
Margaret Sims/EAC/GOV 06/12/2006 05:09 PM To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL cc Subject RE: Will Call Later
How about 9:30 AM EST, Wednesday morning (6/14/06)?

"Tova Wang" <wang@tcf.org>

"Tova Wang" <wang@tcf.org> To psims@eac.gov
06/12/2006 04:46 PM cc
Subject RE: Will Call Later

Either between 9 and 10 or between 12 and 1:30 would be ideal, but I should be around most of the afternoon. Thanks Peg. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, June 12, 2006 2:39 PM
To: wang@tcf.org
Subject: Will Call Later

I'll try to call you Wednesday. Is there a time that is best for you? Today has been too hectic. Tomorrow is primary election day in VA. Still no transcript. I have taken a look at the recommendations that you sent me, but have not yet heard from Job. --- Peg

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Devon E. Romig/EAC/GOV To Margaret Sims/EAC/GOV@EAC
06/07/2006 10:01 AM cc jwilson@eac.gov
Subject Re: Transcript of 5-18-06 Working Group Meeting

I will call the transcript company and ask them about it.

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
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV To dromig@eac.gov, jwilson@eac.gov
06/07/2006 09:47 AM cc
Subject Transcript of 5-18-06 Working Group Meeting

00381
Have we had any word about the transcript for the 5-18-06 Voting Fraud-Voter Intimidation Working Group meeting? Our consultants each need a copy so that they can draft the final report? If we have it in electronic form, so much the better. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Diana Scott/EAC/GOV
06/09/2006 01:02 PM
To Margaret Sims/EAC/GOV
cc
Subject Travel Reimbursement for Job Sebrebrov

Peggy,

Regarding his travel for the EAC's May 18 meeting, I would concur with you that we should reimburse Mr. Serebrow in the amount of $1200.03 for travel related expenses (hotel/mileage/per diem). Since there is a $577.95 dollar difference in cost (travel via air vs travel via POV), I believe the $1200.03 is more economically advantageous to the Agency. Attached is your drafted memo.

JobSerebrov$1200.03reimbursement.pdf

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Margaret Sims/EAC/GOV
06/09/2006 04:45 PM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject RE: travel

Got it! You should receive a total travel reimbursement of $1,533.02 for that trip. (I could not include the internet service fee the hotel charged, but everything else counted.) --- Peggy

"Tova Wang" <wang@tcf.org>

"Tova Wang"
I'll fax it to you if that works. The total is $124.44. Thank you. Have a nice weekend. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, June 09, 2006 3:03 PM
To: wang@tcf.org
Subject: Re: travel

Send it now. Let me know how much it is, so that I can include it in the total for reimbursement. ---
Peggy

Hi again,

I just got the bill from our car service from the trip last month. Can I still send it to you? Do I need a cover note? 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

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Click here to receive our weekly e-mail updates.
"Tova Wang" <wang@tcf.org> 06/12/2006 05:11 PM
To psims@eac.gov
cc
Subject RE: Will Call Later

Perfect. Thanks.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, June 12, 2006 4:09 PM
To: wang@tcf.org
Subject: RE: Will Call Later

How about 9:30 AM EST, Wednesday morning (6/14/06)?

"Tova Wang" <wang@tcf.org>

06/12/2006 04:46 PM
To psims@eac.gov
cc
Subject RE: Will Call Later

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-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, June 12, 2006 2:39 PM
To: wang@tcf.org
Subject: Will Call Later

I'll try to call you Wednesday. Is there a time that is best for you? Today has been too hectic. Tomorrow is primary election day in VA. Still no transcript. I have taken a look at the recommendations that you sent me, but have not yet heard from Job. --- Peg

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
"Tova Wang" <wang@tcf.org> 06/05/2006 04:30 PM
To psims@eac.gov, serebrov@sbcglobal.net
cc
Subject
recommendations

Here are my recommendations with the last one now included. Please let me know about the transcript and when you all want to talk about getting the final report done. 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.

---

future suggestions.doc

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

"Job Serebrov"
06/13/2006 09:10 AM
To  psims@eac.gov, wang@tcf.org
cc
Subject  Transcripts, Etc.

Peggy:

Any sign of the transcript? Will the other members of the working group get a copy? I have had questions from several about it.

If you want to talk I can do so this Friday at 6 pm your time.

Job

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---

Margaret Sims/EAC/GOV
06/08/2006 11:07 AM
To  wang@tcf.org@GSAEXTERNAL
cc
Subject  Re: Transcript & Teleconference

4 PM EST is fine with me, if it works for Job.  --- Peggy

wang@tcf.org

003815
Can we make it 4 EST? I have another meeting at 3.

----- Original Message -----
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:55 AM
Subject: Re: Transcript & Teleconference

> I'll see how it comes in. I hope we receive an electronic copy. If we
> only receive a hard copy, we can pdf it and email it to the two of you.
> How about Monday afternoon at 3 PM EST for a brief teleconference? I
> really can't do it before them because of other commitments. --- Peggy
>
>

> How will you be getting it to us? Will it be something you can email?
> And
> can we set up a call for some time in the next few days? Thanks.

----- Original Message -----
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re:
Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today. --- Peggy

wang@tcf.org

06/08/2006 09:15 AM
psims@eac.gov
cc
"Job Serebrov"
Subject

Hi, What's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks.

Tova

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----
"Tova Wang"
<wang@tcf.org>
06/13/2006 10:07 AM
psims@eac.gov
cc
Subject RE: Transcripts, Etc.

I can't do that time, I'll be at an event in DC.

----- Original Message ----- 
From: Job Serebrov [mailto:serebrov@sbcglobal.net] 
Sent: Tuesday, June 13, 2006 8:10 AM
To: psims@eac.gov; wang@tcf.org
Subject: Transcripts, Etc.

Peggy:

Any sign of the transcript? Will the other members of the working group get a copy? I have had questions from several about it.

If you want to talk I can do so this Friday at 6 pm your time.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----
"Tova Wang"
<wang@tcf.org> 06/09/2006 12:09 PM
To psims@eac.gov, "Job Serebrov"
cc
Subject gao report

This has information on many of our topics, but they also surveyed jurisdictions on voter reg fraud coming up with a rate of 5%

http://www.gao.gov/cgi-bin/getrpt?GAO-06-450

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 04:18 PM -----
Joyce Wilson/EAC/GOV
06/07/2006 09:58 AM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Transcript of 5-18-06 Working Group Meeting
Not that I know of. Would it have gone to Bryan possibly? Our public meeting transcripts go to him.

Joyce H. Wilson  
Staff Assistant  
US Election Assistance Commission  
202-566-3100 (office)  
202-566-3128 (fax)

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---

Margaret Sims/EAC/GOV  
06/09/2006 04:50 PM  
To "Job Serebrov"  
GSAEXTERNAL

Subject Re: Travel & Transcripts

--- psims@eac.gov wrote:

> What time do you arrive home from work? Perhaps we

Our Financial Officer accepted my arguments. You should receive a travel reimbursement totalling $1,200.03. GSA will reimburse through electronic funds transfer. I don't usually receive notification when our consultants are reimbursed.

I still have no transcripts. --- Peggy

"Job Serebrov"  
06/08/2006 10:42 PM  
To psims@eac.gov, wang@tcf.org  
GSAEXTERNAL

Subject Re: Transcript & Teleconference

Peggy:

I can't predict when I get home but it is between 5:30 and 6:30 my time. I know that is generally too late to have a teleconference.

I plan to review Tova's recommendations this weekend and work on my own as well as expanding the explanation of the case section.

Please see what your financial officer did with regards to my travel.

Thank you,

Job
could talk then?

Re your question on the mileage, I have approached our Financial Officer with a request that you receive full reimbursement on the grounds that your actual total travel costs are less than the estimated total travel costs if you had flown to DC, stayed in our more expensive hotels, and received the higher per diem for 3 days (instead of 1). I have not yet received a response from her and she has been out of the office much of this week, so I don't know what she decided to do.

--- Peggy

---

"Job Serebrov"
06/08/2006 01:10 PM

To psims@eac.gov, wang@tcf.org
cc serebrov@sbcglobal.net
Subject Re: Transcript & Teleconference

Peg:

I just arrived home for lunch. I can no longer take time during the work day for telephone conferences. As I told you I will need to finish this project after daily working hours. I am still getting things done from being out for ten days. I will review Tova's recommendations and expand on mine this weekend.

Also, I sent you an e-mail asking how you handled the mileage portion of my travel voucher?

Job

--- psims@eac.gov wrote:

> 4 PM EST is fine with me, if it works for Job.
> ---
> Peggy
> >
> >
Can we make it 4 est? I have another meeting at 3.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:55 AM 
Subject: Re: Transcript & Teleconference 

I'll see how it comes in. I hope we receive an electronic copy. If we only receive a hard copy, we can pdf it and email it to the two of you.

How about Monday afternoon at 3 PM EST for a brief teleconference? I really can't do it before them because of other commitments. --- Peggy
How will you be getting it to us? Will it be something you can email? And can we set up a call for some time in the next few days? Thanks.

----- Original Message ----- 
From: <psims@eac.gov> 
To: <wang@tcf.org> 
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM 
Subject: Re:

Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.

--- Peggy

Hi, What's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can.

Did you get my recommendations? Thanks.
Could you do Friday in the morning?

Original Message

From: "Job Serebrov"
To: <wang@tcf.org>; <psims@eac.gov>
Sent: Wednesday, June 14, 2006 10:17 PM
Subject: Re: teleconference

> Tova:
> 
> 5 pm EST is 4 pm Central. Peg would have to call at 7 pm EST to be 6 pm Central.
> 
> Job
> 
> --- wang@tcf.org wrote:
> 
> Let's try to do that. Peg, you will call us 5 pm EST?

Original Message

From: "Job Serebrov"
To: "Tova Wang" <wang@tcf.org>
Sent: Wednesday, June 14, 2006 6:29 PM
Subject: Re: teleconference

> Wednesday next week? It would have to be 6 pm.
>
> --- Tova Wang <wang@tcf.org> wrote:
> 
> Hi Job,
> 
> Peg tells me that we should now be getting the
transcript early next week.
Regardless, we should talk about the organization and distribution of work on the final report and try to finally get it done.
Would it be possible for you to do a call before you leave for work in the morning, say 8 am your time, on Wednesday? If not, could you do 6 pm your time on Wednesday?
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
www.tcf.org, for the latest news, analysis, opinions, and events.
__________________________________________
<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---

"Job Serebryov"
06/08/2006 01:10 PM
To psims@eac.gov, wang@tcf.org
cc
Subject Re: Transcript & Teleconference

Peg:
I just arrived home for lunch. I can no longer take time during the work day for telephone conferences. As I told you I will need to finish this project after daily working hours. I am still getting things done from being out for ten days. I will review Tova's
recommendations and expand on mine this weekend.

Also, I sent you an e-mail asking how you handled the mileage portion of my travel voucher?

Job

--- psims@eac.gov wrote:

> 4 PM EST is fine with me, if it works for Job. ---
> Peggy

----- Original Message -----  
From: <psims@eac.gov>  
To: <wang@tcf.org>  
Cc:  
Sent: Thursday, June 08, 2006 9:55 AM  
Subject: Re: Transcript & Teleconference  

> I'll see how it comes in. I hope we receive an electronic copy. If we only receive a hard copy, we can pdf it and email it to the two of you.
> How about Monday afternoon at 3 PM EST for a brief teleconference? I really can't do it before them because of other commitments. --- Peggy

----- Original Message -----  
From: <psims@eac.gov>  
To: <wang@tcf.org>  
Cc:  
Sent: Thursday, June 08, 2006 9:42 AM  
Subject: Re: Transcript & Teleconference  

> Can we make it 4 est? I have another meeting at 3.
How will you be getting it to us? Will it be something you can email?

And can we set up a call for some time in the next few days? Thanks.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re:

>> Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.
--- Peggy

wang@tcf.org

06/08/2006 09:15 To AM
psims@eac.gov
cc
"Job Serebrov"

Subject
Hi, What's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks. Tova

--
Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM --

"Tova Wang"
<wang@tcf.org>
06/09/2006 01:56 PM

To psims@eac.gov
cc
Subject travel

Hi again,

I just got the bill from our car service from the trip last month. Can I still send it to you? Do I need a cover note? 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

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Click here to receive our weekly e-mail updates.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---

Margaret Sims/EAC/GOV
06/08/2006 05:09 PM

To "Job Serebrov"
cc @GSAEXTERNAL
Subject Re: Transcript & Teleconference
What time do you arrive home from work? Perhaps we could talk then?

Re your question on the mileage, I have approached our Financial Officer with a request that you receive full reimbursement on the grounds that your actual total travel costs are less than the estimated total travel costs if you had flown to DC, stayed in our more expensive hotels, and received the higher per diem for 3 days (instead of 1). I have not yet received a response from her and she has been out of the office much of this week, so I don't know what she decided to do. --- Peggy

"Job Serebrov"

Peg:

I just arrived home for lunch. I can no longer take time during the work day for telephone conferences. As I told you I will need to finish this project after daily working hours. I am still getting things done from being out for ten days. I will review Tova's recommendations and expand on mine this weekend.

Also, I sent you an e-mail asking how you handled the mileage portion of my travel voucher?

Job

--- psims@eac.gov wrote:

> 4 PM EST is fine with me, if it works for Job. ---
> Peggy
> }
> }
> }
> }
> wang@tcf.org
> 06/08/2006 10:10 AM
> }
> }
> }
> }
> To
> psims@eac.gov
> cc
> Subject
> Re: Transcript & Teleconference
> }
> }
> 00382
Can we make it 4 EST? I have another meeting at 3.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2009 9:55 AM
Subject: Re: Transcript & Teleconference

I'll see how it comes in. I hope we receive an electronic copy. If we only receive a hard copy, we can pdf it and email it to the two of you. How about Monday afternoon at 3 PM EST for a brief teleconference? I really can't do it before them because of other commitments. --- Peggy

w@ng@tcf.org

06/08/2006 09:42 To
psims@eac.gov
cc

Subject Re: Re:

How will you be getting it to us? Will it be something you can email? And can we set up a call for some time in the next few days? Thanks.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re:
Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.
--- Peggy

wang@tcf.org

06/08/2006 09:15 To AM
psims@eac.gov
c.
cc: "Job Serebrov"
Subject

Hi, Whats going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks.

Tova

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---
-----Original Message-----
From: Job Serebrov [mailto:
Sent: Friday, June 09, 2006 8:17 AM
To: Tova Wang
Subject: RE: Transcript & Teleconference

Normally I am not home for lunch.

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

> What about during a lunch hour?
> 
> -----Original Message-----
> From: Job Serebrov [mailto:
> Sent: Thursday, June 08, 2006 9:42 PM
> To: psims@eac.gov; wang@tcf.org
> Subject: Re: Transcript & Teleconference
> 
> Peggy:
> 
> I can't predict when I get home but it is between
> 5:30
> and 6:30 my time. I know that is generally too late
> to
> have a teleconference.
> 
> I plan to review Tova's recommendations this weekend
> and work on my own as well as expanding the
> explanation of the case section.
> 
> Please see what your financial officer did with
> regards to my travel.
> 
> Thank you,
> 
> Job
> 
> --- psims@eac.gov wrote:
> 
> > What time do you arrive home from work? Perhaps
> > we
> > could talk then?
> > >
> > > Re your question on the mileage, I have approached
> > our Financial Officer
> > with a request that you receive full reimbursement
> > on the grounds that
> > your actual total travel costs are less than the
> > estimated total travel
> > costs if you had flown to DC, stayed in our more
> > expensive hotels, and
> > received the higher per diem for 3 days (instead
> > of
> > > 1). I have not yet
> > > received a response from her and she has been out
> > of
> > > the office much of
> > > this week, so I don't know what she decided to do.
> > > --- Peggy
> > >
> > > "Job Serebrov"
> > > 06/08/2006 01:10 PM
> > >
> > > To
> > > psims@eac.gov, wang@tcf.org
> > > cc
> > > serebrov@sbcglobal.net
> > > Subject
> > > Re: Transcript & Teleconference
> > >
> > >
> > > Peg:
> > >
> > > I just arrived home for lunch. I can no longer
> > take
> > > time during the work day for telephone
> > > conferences.
> > > As
> > > I told you I will need to finish this project
> > after
> > > daily working hours. I am still getting things
> > done
> > > from being out for ten days. I will review Tova's
> > recommendations and
> > > expand on mine this weekend.
> > > Also, I sent you an e-mail asking how you handled
> > the
> > > mileage portion of my travel voucher?
> > >
> > > --- psims@eac.gov wrote:
> > >
> > > > 4 PM EST is fine with me, if it works for Job.
> > > > ---
> > > > Peggy
> > > >
> > > >
Can we make it 4 EST? I have another meeting at 3.

----- Original Message -----
From: psims@eac.gov
To: wang@tcf.org
Cc: 
Sent: Thursday, June 08, 2006 9:55 AM
Subject: Re: Transcript & Teleconference

I'll see how it comes in. I hope we receive an electronic copy. If we only receive a hard copy, we can pdf it and email it to the two of you.

How about Monday afternoon at 3 PM EST for a brief teleconference? I really can't do it before then because of other commitments. --- Peggy

wang@tcf.org

06/08/2006 09:42 To
psims@eac.gov
> cc
Subject

Re: Re:
How will you be getting it to us? Will it be something you can email? And can we set up a call for some time in the next few days? Thanks.

----- Original Message ------
From: psims@eac.gov
To: wang@tcf.org
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re:

Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.

--- Peggy

wang@tcf.org

06/08/2006 09:15 To
AM

== message truncated ==
absentee nexis chart 2 FORMAT.xls 'dead' voters and multiple voting nexis chart FORMAT.xls intimidation and suppression FORMAT.xls

to voter registration fraud nexis chart FORMAT.xls I don't know how we might be able to use these but here, finally, are the super-refined versions of the nexis charts. Can we include them? Thanks. Tova

----- Original Message ----- 
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, June 19, 2006 12:24 PM
To: wang@tcf.org
Subject: Re: voucher

Looks good to me! --- Peggy

----Original Message----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, June 19, 2006 12:24 PM
To: wang@tcf.org
Subject: Re: voucher

Thats a first! Thanks -- I'll fax and send. Tova

Hi Peg,

Attached is my voucher for the last month -- can you check it quickly before I send it? Also, are we good for Wednesday at 7? 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
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---

Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM

wang@tcf.org

06/15/2006 03:30 PM

To "Job Serebrov" psims@eac.gov

cc

Subject Re: teleconference

--- Original Message -----

From: "Job Serebrov"

To: <wang@tcf.org>; <psims@eac.gov>

Sent: Wednesday, June 14, 2006 10:17 PM

Subject: Re: teleconference


> Tova:
> 
> 5 pm EST is 4 pm Central. Peg would have to call at 7
> pm EST to be 6 pm Central.
> 
> Job
> 
> --- wang@tcf.org wrote:
> 
> Let's try to do that. Peg, you will call us 5 pm
> EST?
> 
> ----- Original Message ----- 
> From: "Job Serebrov"
> To: "Tova Wang" <wang@tcf.org>
> Sent: Wednesday, June 14, 2006 6:29 PM
> Subject: Re: teleconference
> 
> 
> 
> Wednesday next week? It would have to be 6 pm.
> 
> --- Tova Wang <wang@tcf.org> wrote:
> 
> Hi Job,
> 
> Peg tells me that we should now be getting the
> transcript early next week.
> 
> Regardless, we should talk about the organization
> and distribution of work
> 
> on the final report and try to finally get it
> done.
> 
> Would it be possible
> 
> for you to do a call before you leave for work in
> 
> the morning, say 8 am your
> 
> time, on Wednesday? If not, could you do 6 pm
> 
> your
> 
> time on Wednesday?
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

www.tcf.org, for the latest news, analysis, opinions, and events.

—

<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----
Margaret Sims/EAC/GOV
06/19/2006 01:24 PM To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
Subject Re: voucher

"Tova Wang" <wang@tcf.org>

06/19/2006 08:40 AM To psims@eac.gov
Subject voucher

Hi Peg,

Attached is my voucher for the last month -- can you check it quickly before I send it? Also, are we good for Wednesday at 7? Thanks. Tova
Good news!!! The transcript is finally here.

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

Dear EAC,

Attached please note the ASCII file for the Voting Fraud-Voter Intimidation Meeting taken on Wednesday, May 18, 2006. Your transcript has been shipped to you.

ASCII file name: 051806.txt

Please let us know if you have any questions.

051806.TXT  Timothy Brischler, Office Manager, 703.273.9221
I have been told that GSA expects to make the disbursement next week, probably on or around June 28.
--- Peggy

Here's an update from Craig on his Election Crimes book. The last was published in 1995.

It is written and currently in the Deputy AG's office for policy review.

I have published the two most substantive chapters of the new book as private, personal papers under the aegis of the International Foundation for Electoral Systems (IFES), for which I have done a lot of work around the world. I recommend that you access IFES' website and go to the "Money and Politics" part of their extensive site. I should have two papers available there, one addressing Abuse of the Franchise (published in connection with work I did last year in Liberia) and the other involving Federal Campaign Finance Crime done in connection with work in Bosnia.

If you can't find them this way, please call me: 202-514-1421.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---
Margaret Sims/EAC/GOV
06/19/2006 04:28 PM
To Job Serebrov
cc
Subject Travel Reimbursement

--- Forwarded by Bryan Whitener/EAC/GOV on 06/15/2006 08:38 AM ---
"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
06/13/2006 08:04 PM
To bwhitener@eac.gov
cc
Subject The 7th Edition!

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---
"Job Serebrov"
06/21/2006 06:21 PM
To psims@eac.gov, "Tova Andrea Wang" <wang@tcf.org>
cc
Subject Re: Teleconference

It will need to be early next week. What news of the transcript?

--- psims@eac.gov wrote:

> I am sorry, but I have to postpone the
teleconference originally scheduled
for this evening. Is another day this week or early
next week good for you?
> two?
> Peggy
> ------------------------------------------
> Sent from my BlackBerry Wireless Handheld
>

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ----

wang@tcf.org
06/22/2006 10:29 AM

To psims@eac.gov
cc

Subject

Can I also get an answer on whether we can speak about the project publicly?

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ----

Margaret Sims/EAC/GOV
06/19/2006 12:19 PM

To wang@tcf.org@GSAEXTERNAL
cc "Job Serebrov"

Subject Re: teleconference

OK. I have marked my calendar for a 7 PM EST/6 PM CST teleconference for this Wednesday. Still no transcript. --- Peggy

wang@tcf.org

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---
----- Original Message ----- 
From: "Job Serebrov" 
To: <wang@tcf.org>; <psims@eac.gov> 
Sent: Wednesday, June 14, 2006 6:29 PM 
Subject: Re: teleconference

> Tova:
> 5 pm EST is 4 pm Central. Peg would have to call at 7 pm EST to be 6 pm Central.
> Job
> --- wang@tcf.org wrote:
> 
> Let's try to do that. Peg, you will call us 5 pm EST?

----- Original Message ----- 
From: "Job Serebrov" 
To: "Tova Wang" <wang@tcf.org> 
Sent: Wednesday, June 14, 2006 10:17 PM 
Subject: Re: teleconference

> Wednesday next week? It would have to be 6 pm.
> 
> --- Tova Wang <wang@tcf.org> wrote: 
> 
> Hi Job,
> 
> Peg tells me that we should now be getting the transcript early next week.
> Regardless, we should talk about the organization and distribution of work on the final report and try to finally get it done.
> Would it be possible for you to do a call before you leave for work in the morning, say 8 am your time, on Wednesday? If not, could you do 6 pm your time on Wednesday?
> Thanks.
>
> Tova
> 
> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
> 41 East 70th Street - New York, NY 10021
Would it be possible to find out how fast GSA will be able to process the travel reimbursement for Job Serebrov? — Peggy

Peggy:

I need you to check on Monday to see when I will get my last invoice paid as well as my travel which was going to be expedited.

Are we still talking on Wednesday at 7 EST?

Thanks,

Job
Monday at 7 EST is ok with me. What about you Peg?

Job

--- wang@tcf.org wrote:

> How about Monday at 6:30 or 7 est?
> ----- Original Message ----- 
> From: "Job Serebrov"
> To: <psims@eac.gov>; "Tova Andrea Wang"
> <wang@tcf.org>
> Sent: Wednesday, June 21, 2006 6:21 PM 
> Subject: Re: Teleconference
>

> It will need to be early next week. What news of 
> the 
> transcript?

--- psims@eac.gov wrote:

> >> I am sorry, but I have to postpone the 
> >> teleconference originally scheduled 
> >> for this evening. Is another day this week or 
> >> early 
> >> next week good for you 
> >> two? 
> >> Peggy 
> >>
> >> _____________________________
> >> Sent from my BlackBerry Wireless Handheld 
> >>

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---

Margaret Sims/EAC/GOV
06/19/2006 12:30 PM

To Bryan Whitener/EAC/GOV
cc Gavin S. Gilmour/EAC/GOV@EAC, Juliet E. Thompson-Hodgkins/EAC/GOV@EAC
Subject Re: Fw: The 7th Edition

I have a copy of Donsanto's IFES paper, if you need it. We used it as one of the resources for the vote fraud-voter intimidation research. --- Peggy
Here's an update from Craig on his Election Crimes book. The last was published in 1995.

It is written and currently in the Deputy AG's office for policy review.

I have published the two most substantive chapters of the new book as private, personal papers under the aegis of the International Foundation for Electoral Systems (IFES), for which I have done a lot of work around the world. I recommend that you access IFES' website and go to the "Money and Politics" part of their extensive site. I should have two papers available there, one addressing Abuse of the Franchise (published in connection with work I did last year in Liberia) and the other involving Federal Campaign Finance Xrime" done in connection with work in Bosnia.

If you can't find them this way, please call me: 202-514-1421.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

Anyday anytime except tomorrow is OK by me. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Wednesday, June 21, 2006 11:15 AM  
To: Tova Andrea Wang; Job Serebrov  
Subject: Teleconference

I am sorry, but I have to postpone the teleconference originally scheduled for this evening. Is another day this week or early next week good for you two? Peggy

Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM --

"Job Serebrov"  
06/22/2006 09:27 PM  
To psims@eac.gov  
cc  
Subject Suggestions

RECOMMENDATIONS.doc Peggy:  
When Tova sent me her suggestions I made some changes and additions. Tova later wrote to me and said she expected me to come up with my own list. Due to time constraints and at risk of duplication I rather go with the corrected suggestions.

Job  
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM --

"Job Serebrov"  
06/21/2006 06:25 PM  
To "Tova Wang" <wang@tcf.org>, psims@eac.gov  
cc  
Subject Re: nexis

I have no objection to amending the official findings/CD to add these.

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

> Hi Peg and Job,
> 
> I don't know how we might be able to use these but
> here, finally, are the
Hi Peg and Job,

I don't know how we might be able to use these but here, finally, are the super-refined versions of the nxis charts. Can we include them? Thanks.

Tova

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---

Margaret Sims/EAC/GOV
06/22/2006 10:31 AM
To "Job Serebrov" Wang <wang@tcf.org>
cc "Tova Andrea Wang" <wang@tcf.org>
Subject Re: nxis

Fine by me.
Peggy

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Job Serebrov"
Sent: 06/21/2006 06:25 PM
To: "Tova Wang" <wang@tcf.org>; psims@eac.gov
Subject: Re: nxis

I have no objection to amending the official findings/CD to add these.

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

> Hi Peg and Job,
> > I don't know how we might be able to use these but here, finally, are the super-refined versions of the nxis charts. Can we include them? Thanks.
> > Tova
> >
> ----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----

"Tova Wang" <wang@tcf.org>
06/20/2006 11:10 AM
To psims@eac.gov
cc 
Subject question
Am I correct in assuming that I still cannot discuss the findings of our report? 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

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

"Job Serebrov"

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

For Donsanto to be able to do this, we would need enough time and money to contact all interviewees and also permit comment from them. However, in this matter I am 100% in agreement with Tova.

--- wang@tcf.org wrote:

> Also, I maintain that a reasonable solution to this
> is to allow Donsanto
> and/or any of the commissioners who desire to do so
> to provide a statement
> that would be included in the report and in the
> record.
> ----- Original Message ------
> From: <wang@tcf.org>
> To: <psims@eac.gov>; "Job Serebrov"
> Cc: "Tova Wang" <wang@tcf.org>
> Sent: Friday, June 30, 2006 9:42 PM
> Subject: Re: Various
>
> > That would be great on the contract.
> >
> > That would be great on the contract.
> >
> > If the interview is "edited" as you put it, I will
> be very, very
> > uncomfortable, as I believe Job would be as well.
> > I know you don't want
> > to spend anymore time on this, but I consider it a
> > rather important issue,
> > and I think Job does too. I would be happy to
> > talk to you and Tom and any
> > of the commissioners about this further if that
> > would be helpful. I am
> > available by cell over the next four days and in
the office all next week.

Thanks for the updated invoice stuff. Happy 4th.

Tova

----- Original Message ------
From: <psims@eac.gov>
To: "Job Serebrov"
Cc: "Tova Andrea Wang" <wang@tcf.org>
Sent: Friday, June 30, 2006 6:41 PM
Subject: Re: Various

Actually, the Donsanto interview was the only one I did attend, but I agree the issue is taking up too much of your time. I just wanted you to be forewarned that the paragraph has already raised red flags in DC of and is likely to result in an edit. Enough said about that.

I am concerned about the number of hours left for this project. If you and Tova both agree, I'll see if our Contracting Officer will approve a contract mod to provide for some additional hours and money to incorporate comments received on the report and other efforts that fall within the tasks specified in the current contract. We won't get 60 thou, but there might be a little year end money we can use to finish this off properly.

Peg

Sent from my BlackBerry Wireless Handheld

----- Original Message ------
From: "Job Serebrov"
Sent: 06/30/2006 05:58 PM
To: psims@eac.gov; wang@tcf.org
Subject: Various

Peg:

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

I spoke to Tova about the Donsanto issue. We both agree about what we heard during the interview. We also agree that this is taking up too much time (of which we have so little left) and is a minor part...
of

>> one interview which makes up one of thirty
 interviews.

>> I feel the same as Tova, the Commission was not
 in on

>> the interview and thus do not know what was said
 and

>> we are not giving those interviewed the
 opportunity,

>> especially given how long ago the interviews
 were, to

>> object. Frankly, if the Commission wants to give
 us

>> another sixty hours each we can call all of our
 >> interviewees, give them the review and ask for

>> comments. In any case, we can't include comments
 from

>> other interviews with, or lectures by person

>> interviewed, outside of our interview with that

>> person. We simply can't afford to single out one

>> statement in one interview that there is a

>> disagreement on. Finally, I don't read the

>> paragraph

>> as you do---I remember what was said---the

>> paragraph

>> clearly does not imply an abandonment of other

DOJ

>> electoral investigations.

>

>


Here it is. --- Peg

EAC Boards VF-VI Status Report.doc

Jeannie Layson/EAC/GOV
Peg,
Would you please send me the document regarding this project that was submitted to the Standards Bd?

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----  
"Tova Wang"  
<wang@tcf.org>  
06/28/2006 04:37 PM  
To: psims@eac.gov, "Job Serebrov"  
cc  
Subject: methodology

As you may recall, the working group expressed interest in the risk analysis method. The recent report by the Brennan Center on voting machines employs this methodology. If you look at pp. 8-19 of the attached, it provides a potential model. I think it might be worth including this as an appendix or footnote in the methodology section. Please let me know what you think. 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

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brennan machine report.pdf
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----  
Margaret Sims/EAC/GOV  
06/30/2006 05:31 PM  
To: Job Serebrov  
cc  
Subject: Contract Hours & Payments for Services
Hi Peg,

What is the current invoice schedule? 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

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Will it be possible for you to extract the excerpt for inclusion in the report? Thanks.

-----Original Message-----
From: Job Serebrov [mailto: ]
Sent: Wednesday, June 28, 2005 5:40 PM
To: Tova Wang; psims@eac.gov
Subject: Re: methodology

Agreed

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

> As you may recall, the working group expressed
interest in the risk analysis method. The recent report by the Brennan Center on voting machines employs this methodology. If you look at pp. 8-19 of the attached, it provides a potential model. I think it might be worth including this as an appendix or footnote in the methodology section. Please let me know what you think.

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

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<mailto:join-tcfmain@mailhost.groundspring.org>
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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----

"Job Serebrov"

To psims@eac.gov

07/02/2006 10:28 AM
cc
Subject Please Change This

Peggy:

In the transcript, there is one serious mistake that must be changed immediately. On page 5 it indicates that I helped review and draft changes to the election code of Libya. It should be Namibia not Libya. The reason this is so serious if it stands is that at the time I reviewed Namibia’s Code it was illegal for Americans to deal with Libya. I need to know that this has been corrected any ALL parties who have seen the transcript notified.

Job
Jeannie

We suspect that someone from the Voting Fraud-Voter Intimidation Project Working Group has been talking to reporters, tipping them off about what we are finding in our preliminary study, and referring them to our consultants (although the information could have come from anyone on the EAC boards, too). Apparently, the U.S. News & World Report reporter who contacted me also contacted both consultants working on the project.

Based on my recommendation, Tova Wang and, possibly, Job Serebrov, who are on EAC personal services contracts for our voting fraud and voter intimidation research, will seek further clarification from you about what they can and cannot say to reporters and in public fora about vote fraud and voter intimidation and about EAC's research. I have previously advised Tova and Job not to discuss the work they are doing for us as this is EAC research, the Commissioners have not yet received and accepted the final report, and the Commission has not approved their speaking about the EAC research.

Tova plans to call you tomorrow (Tuesday, June 27) about the issue. In addition to the reporter's inquiry, she has been invited to speak on the subject at the summer conference of the National Association of State Legislatures. She has plenty of knowledge of the subject in her own right (apart from our study), but is having trouble differentiating between her own work and the work she is doing for us. Please, just let me know what you advise her to do.

--- Peggy

Does this work for you?

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

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Click here to receive our weekly e-mail updates.
Attached is an updated schedule showing 2 more invoice periods. I'll send separate spreadsheets to you and Job showing what funds and hours have been used and what are available. --- Peggy

FY06 Contracts Invoice Schedule.xls

Hi Peg,

What is the current invoice schedule? 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

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I would make time to discuss this. I feel that any edit would be wrong while a comment at the end of the interview by the Commission would not be. But in this case, two of us remember it one way and one the other way.

--- wang@tcf.org wrote:

> That would be great on the contract.
> 
> If the interview is "edited" as you put it, I will be very, very uncomfortable, as I believe Job would be as well. I know you don't want to spend anymore time on this, but I consider it a rather important issue, and I think Job does too. I would be happy to talk to you and Tom and any of the commissioners about this further if that would be helpful. I am available by cell over the next four days and in the office all next week.
> 
> Thanks for the updated invoice stuff. Happy 4th.
> 
> Tova
> 
> ----- Original Message ----- 
> From: <psims@eac.gov>
> To: "Job Serebrov" <>
> Cc: "Tova Andrea Wang" <wang@tcf.org>
> Sent: Friday, June 30, 2006 6:41 PM
> Subject: Re: Various
> 
> 
> > Actually, the Donsanto interview was the only one I did attend, but I agree the issue is taking up too much of your time. I just wanted you to be forewarned that the paragraph has already raised red flags in DC of and is likely to result in an edit. Enough said about that.
> >
> > I am concerned about the number of hours left for this project. If you and Tova both agree, I'll see if our Contracting Officer will approve a contract mod to provide for some additional hours and money to incorporate comments received on the report and other efforts that fall within the tasks specified in the current contract. We won't get 60 thou, but there might be a little year end money we can use to finish this off properly.
> > Peg
> >
> > --------------------------
Peg:

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

I spoke to Tova about the Donsanto issue. We both agree about what we heard during the interview. We also agree that this is taking up too much time (of which we have so little left) and is a minor part of one interview which makes up one of thirty interviews.

I feel the same as Tova, the Commission was not on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph as you do---I remember what was said---the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

Job

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

Correct me if I'm wrong, but I think I omitted sending you these specific summaries that are based on complex cases that could not be adequately described within the confines of the nexis article excel spreadsheets. If we can, these should be included, probably on the disc. Sorry.

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

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
Margaret Sims/EAC/GOV
05/11/2006 11:45 AM  To Job Serebrov
cc
Subject Court Case Charts

Job
In preparing the CDs, we have run across the following files that appear to be duplicates. Which ones should go on the CD? --- Peggy

Chart Election Accessible.doc Chart Vote Inaccessible.doc
ChartDenialVoterRegistrat.doc ChartDenialVoterRegistrat2.doc
Chart Provisional Ballot Den.doc Chart Provisional Ballot Den2.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
"Job Serebrov"
To psims@eac.gov
cc
Subject Re: Working Group-Perez

Here is the issue---four of the five people who
selected Perez are Republicans. If the shoe were on the other foot I would be uncomfortable. This one is up to Tova to call but I am not sure that he can be neutral.

--- psims@eac.gov wrote:

> OK, I get it. The text in the attachment follows:
> 
> EXCERPTS FROM TEXAS ELECTION CODE
> 
> SUBCHAPTER B. COUNTY ELECTIONS ADMINISTRATOR
> 
> ***
> 
> $31.032. APPOINTMENT OF ADMINISTRATOR; COUNTY ELECTION COMMISSION.
> 
> (a) The position of county elections administrator is filled by appointment of the county election commission, which consists of:
> 
> (1) the county judge, as chair;
> (2) the county clerk, as vice chair;
> (3) the county tax assessor-collector, as secretary; and
> (4) the county chair of each political party that made nominations by primary election for the last general election for state and county officers preceding the date of the meeting at which the appointment is made.
> 
> (b) The affirmative vote of a majority of the commission's membership is necessary for the appointment of an administrator.
> 
> (c) Each appointment must be evidenced by a written resolution or order signed by the number of commission members necessary to make the appointment. Not later than the third day after the date an administrator is appointed, the officer who presided at the meeting shall file a signed copy of the resolution or order with the county clerk. Not later than the third day after the date the copy is filed, the county clerk shall deliver a certified copy of the resolution or order to the secretary of state.
> 
> (d) The initial appointment may be made at any time after the adoption of the order creating the position.
> 
> ***
> 
> $31.035. RESTRICTIONS ON POLITICAL ACTIVITIES.
> 
> (a) A county elections administrator may not be a candidate for a public office or an office of a political party,
hold a public office, or
hold an office of or position in a political party.
At the time an administrator becomes a candidate or accepts an
office or position in violation of this subsection, the administrator
vacates the position of administrator.

(b) A county elections administrator commits an offense if the administrator makes a political contribution or political expenditure, as defined by the law regulating political funds and campaigns, or publicly supports or opposes a candidate for public office or a measure to be voted on at an election. An offense under this subsection is a Class A misdemeanor. On a final conviction, the administrator's employment is terminated, and the person convicted is ineligible for future appointment as county elections administrator.

"Job Serebrov"
05/09/2006 11:38 AM

To
psims@eac.gov
cc

Subject
Re: Working Group-Perez

The code attachment did not work that is what I meant by it did not come through.

--- psims@eac.gov wrote:

> Did you look at the attached excerpts from Texas Code? --- Peggy

> "Job Serebrov"
05/09/2006 11:23 AM

To
psims@eac.gov
cc
We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

--- psims@eac.gov wrote:

As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic.

I proposed that I find someone from Texas because of that State's colorful history of voting and their innovative approaches to combat it.

In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code)

regarding election administrator hiring and
restrictions on partisan activity.)

Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State.

Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and

--- message truncated ---

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

"Tova Wang" <wang@tcf.org> To psims@eac.gov
05/11/2006 01:59 PM cc Subject RE: research summaries

Job did this one

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 12:56 PM
To: wang@tcf.org
Subject: Re: research summaries

Something is wrong in the fourth paragraph of the Federal Election Crime summary. Do you know what it is supposed to say there?

"Tova Wang" <wang@tcf.org>
I have the feeling we didn't include these in the original batch I sent you. Could you double check and if not, would you please include them in the existing research materials? Sorry and thanks. I'm kind of doing all of this on my own in case you couldn't tell. List is coming...

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

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----  
Margaret Sims/EAC/GOV  
05/11/2006 11:16 AM  
To: Job Serebrov, Tova Andrea Wang  
cc
Subject: Rev Agenda for Working Group Meeting

Adam:

J.R. Perez's resume is attached, and I have forwarded my last explanatory email to Job in answer to his concerns. I will tell Tova not to contact Ray, but that she may talk with you about this issue. Thanks! --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----  
Margaret Sims/EAC/GOV  
05/09/2006 02:48 PM  
To: Adam Ambrogi/EAC/GOV  
cc
Subject: Fw: Working Group-Perez
As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State. Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted at that organization's conferences. His peers in IACREOT and The Election Center have selected his submissions on web presentations (IACREOT) and his professional practices papers (Election Center) for awards. Mr. Perez also has access to information from other States through his membership in IACREOT and The Election Center. He also has a sense of humor, which you will note if you access the staff web page on the Guadalupe County Elections web site and hear the Mission Impossible theme .. something that might be useful in the upcoming meeting.

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

--- Peggy

"Job Serebrov"
Peggy:

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

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

Job

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

"Job Serebrov"

To psims@eac.gov

cc

Subject Re: new working group representative

Peggy:

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

Job

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

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

"Job Serebrov" 05/11/2006 03:53 PM

To
psims@eac.gov
cc

Subject
Re: new working group representative

I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

--- Job Serebrov 05/11/2006 03:36 PM

To
"Tova Wang" <wang@tcf.org>, psims@eac.gov
cc
serebrov@sbcglobal.net
Subject
Re: new working group representative

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with
DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

is Jon Greenbaum

Here's his info in full:

http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

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

www.tcf.org, for the latest news, analysis, opinions, and events.

<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.
When I opened the attachment, I still had problems with the 4th paragraph. Would you please just send me that paragraph within the text of your email so that I can paste it into the document? --- Peggy

I resent the review as you see at the bottom. When I opened it and sent it there was no corrupted text.

--- psims@eac.gov wrote:

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

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

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

"Job Serebrov"  
To psims@eac.gov
04/24/2006 12:41 PM
cc
Subject Re: Voucher

Ok. Thanks

--- psims@eac.gov wrote:

> Job:
> I've signed and submitted your voucher. I had to correct the contract date. (It is 2/26/06, not 4/22/06.) Everything else looked great. ---
> Peggy

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

Margaret Sims/EAC/GOV  
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
05/09/2006 02:51 PM
cc Adam Ambrogi/EAC/GOV@EAC
Subject RE: Working Group-Perez

We are still on for 4 PM. Ray is out of the office due to a family emergency, so I suggest you NOT contact him. You may contact his Special Assistant, Adam Ambrogi (aambrogi@eac.gov or 202-566-3105), who also hails from Texas. --- Peggy

"Tova Wang" <wang@tcf.org>

"Tova Wang" <wang@tcf.org>  
To psims@eac.gov,
05/09/2006 12:08 PM
cc
We are still doing the 4 pm call, right? We can discuss it more then. Would it be OK if I see if Ray knows this person? Thanks. Tova

-----Original Message-----
From: psims@eac.gov
Sent: Tuesday, May 09, 2006 10:14 AM
To: wang@tcf.org
Cc: psims@eac.gov
Subject: Re: Working Group-Perez

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

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

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

--- Peggy
Job Serebrov

05/08/2006 11:30 PM

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

Peggy:

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

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

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
Margaret Sims/EAC/GOV
05/12/2006 10:10 AM
To
cc
Subject Voting Fraud-Voter Intimidation Working Group

Dear Mr. Ginsberg:

This is to confirm my call to your office this morning inviting you to be a member of and attend the upcoming meeting of the U.S. Election Assistance Commission's (EAC) Working Group on Voting Fraud-Voter Intimidation. The meeting is scheduled to take place from 1:00 PM to 5:30 PM on Thursday, May 18th, 2006 at the offices of the U.S. Election Assistance Commission (EAC), 1225 New York Avenue, NW, 11th Floor, Washington, DC.

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

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

EAC's Board of Advisors recommended that the agency make research on these matters a high priority. Subsequently, the Commission contracted with two consultants (Job Serebrov and Tova Wang) to:
• develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
• perform background research (including Federal and State administrative and case law review), identify current activities of key government agencies, civic and advocacy organizations regarding these topics, and deliver a summary of this research and all source documentation;
• establish a project working group, in consultation with EAC, composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation;
• provide the description of what constitutes voting fraud and voter intimidation, and the results of the preliminary research to the working group, and convene the working group to discuss potential avenues for future EAC research on this topic; and
• produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future research, if any;

We strive to include bipartisan representation on the Working Group associated with this project. You were recommended for this project by our Republican consultant, Job Serebrov. Your ideas for possible EAC activities related to this topic will help the agency as it plans future actions to meet its HAVA responsibilities.

If you can find the time in your busy schedule to participate, I will have an information packet delivered to your office by COB, Monday, May 15. Please let me know if you are available. Thank 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

I'm checking on this. Will get back to you as soon as I have more info. --- Peggy

"Tova Wang" <wang@tcf.org>
She definitely cannot do it. Would you please find out if Wade Henderson would be possible? Now its my turn to be upset!!! 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.
Here is the second batch of my archived email related to the vote fraud study.

Peg Sims

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM -----

Aletha Barrington/CONTRACTOR/EAC/GOV
04/19/2006 01:09 PM

To wang@tcf.org,
cc Margaret Sims/EAC/GOV@EAC
Subject Voting fraud/Voter intimidation

Good afternoon:

I like to introduce myself, I am Aletha Barrington, the new Contract Assistant, I will be replacing Nicole Mortellito. You may address any questions regarding the Voting Fraud/Voter Intimidation Contract to me as well as cc all monthly reports. Thank you and I look forward to working with you!

Aletha Barrington
(202) 566-2209

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM -----

Margaret Sims/EAC/GOV
04/17/2006 04:33 PM

To Sarah Ball Johnson
cc ng@tcf.org, ecortes@eac.gov
Subject Voting Fraud-Voter Intimidation Teleconference 4-19-06

Hi, Sarah:

Thank you for agreeing to be interviewed on Wednesday, April 19, by the consultants for EAC's initial research on voting fraud and voter intimidation, Job Serebrov and Tova Wang. Our consultants are conducting interviews as part of preliminary research to determine how EAC may best meet the requirements of Section 241(b)6 and 7 of the Help America Vote Act of 2002. As you may recall, Section 241 requires EAC to conduct research on election administration issues, including the development of:

- nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office; and
- methods of identifying, deterring, and investigating methods of voter intimidation.

This is what I need you (and the Secretary, if he is available) to do:

- At approximately 11 AM EST on April 19, call 1-866-222-9044.
- At the prompt for the pass code, enter 62209.
Tova and Job will join you on the line. We have arranged for the line to be open for an hour, with 10 minutes extra on the front end (for folks who have not synchronized their watches).

You mentioned that Secretary Grayson may be using a cell phone. Our teleconference provider has given us the following information regarding the use of cell phones during the teleconference:

- Signals are often in and out and the audio bridging equipment cannot compensate fast enough by adjusting the signal. This affects all participants connected. If participants must use a cell phone — they should be stationary in a location where they can pick up the other participants, moving while using a cell phone causes the signal to go in and out and often will pick up extraneous electrical signals that will cause heavy static on the call.
- The cell phone should be well charged and muted, if possible, until the individual is ready to speak.
- If there is a problem, anybody who dials into a conference can contact the operator/technicians by simply pressing *0 (star zero). This information is part of the recording when individuals are dialing in.

If you have any problems accessing the teleconference, please call Edgardo Cortés. You can reach him at 1-866-747-1471 (toll-free) or 202-566-3126. He can contact our service provider to correct any problems. (I will be on my way to Seattle and unable to help.)

Thanks, again!

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 202-566-3126
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM -----
I can't do it Friday but Wednesday is ok.

--- psims@eac.gov wrote:

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

My name is Devon Romig and I am writing to you on behalf of the Election Assistance Commission. I believe that you have been contacted previously by our consultant Job Serebrov about the Voting Fraud/Voter Intimidation Project Working Group that we are organizing.

We are in the process of setting a date for this event and we would appreciate any suggestions that you may contribute based upon Mr. Norcross's availability in the month of May. The proposed dates are May 1, 2, 3, 8, 9, 10, 11, 12, 15, 16, 17, 18, 19. The meeting will only last for one day. Please let me know any and all of the listed dates that will work with Mr. Norcross's schedule.

Also, I tried to contact you by phone but I received a disconnected notification. Could you please provide me with your most current contact information?

Feel free to call or email me with any questions.

Thanks!

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

Hi Peg,

I think I might have told you only that I am unavailable on the 5th. I'm actually unavailable on the 4th as well. Any news on this front? We should also arrange a conference call next week about preparing for the meeting, don’t you think? Thanks Tova

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
Peg, I hope we will be able to review the binders you put together before they get sent out. Thanks. Just one more research summary to come Monday. 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

I will now begin sending several emails with material for the working group meeting. Peg, we still have not heard back from you on whether you like the agenda. I have attached it again. With respect to the interview and research summaries, would you both please review them to make sure there are no glaring mistakes?

Are we going on a hiatus next week? I'm a little confused about what happens from here. Tova
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Click here to receive our weekly e-mail updates.

TW proposed agenda.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM -----

"Tova Wang"
<wang@tcf.org>
04/21/2006 11:10 AM
To psims@eac.gov, "Job Serebrov"
cc
Subject interview summaries 4 (final)

Please also double check that I have not left any out. 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

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Interview with Wade Henderson.doc Interview with Wendy Weiser.doc Interview with William Groth.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM -----

"Johnson, Sarah Ball (SBE)"
<SarahBall.Johnson@ky.gov>
04/18/2006 04:02 PM
To psims@eac.gov
cc
Subject RE: Voting Fraud-Voter Intimidation Teleconference 4-19-06

Peggy,
I am attaching a link to a recent book published by a Kentucky History Professor, Tracy Campbell, which details voter fraud on state and national level. It is very interesting reading.

http://www.amazon.com/gp/product/078671591X/sr=8-1/qid=1145390029/ref=pd_bbs_1/103-8923253-6647806?%5Fencoding=UTF8

Sarah Ball Johnson
Executive Director
Hi, Sarah:

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Thanks, again!

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 04:28 PM -----

"Tova Wang"
<wang@tcf.org>  
04/21/2006 11:19 AM

Subject

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

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Summary of DOJ activities 0405.doc
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM -----

Margaret Sims/EAC/GOV
04/18/2006 05:36 PM

Sarah:

Thank you. I have not reviewed this myself, so I really appreciate the link. Professor Campbell was among the people interviewed by our consultants.
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
e-mail: psims@eac.gov

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Sarah Ball Johnson
Executive Director
State Board of Elections
140 Walnut Street
Frankfort, KY 40601
(502) 573-7100
(502) 573-4369-fax

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 17, 2006 4:34 PM
To: Johnson, Sarah Ball (SBE)
Cc: wang@tcf.org; ecortes@eac.gov
Subject: Voting Fraud-Voter Intimidation Teleconference 4-19-06

003381
Hi, Sarah:

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Thanks, again!

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 202-566-3126 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM -----
Margaret Sims/EAC/GOV
04/17/2006 12:37 PM
To  Job Serebrov, Tova Andrea Wang
Are you two still available for the conference call we had scheduled for this afternoon at 4 PM EST/3 PM CST? --- Peg

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ---

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

Subject interview summaries 3

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

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Interview with Lori Minnite.doc Interview with Neil Bradley final.doc Interview with Nina Perales final.doc
Interview with Pat Rogers.doc Interview with Rebecca Vigil-Giron.doc Interview with Sarah Ball Johnson.doc
Interview with Steve Ansolobehere and Chandler Davidson.doc Interview with Tracy Campbell.doc

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ---

Margaret Sims/EAC/GOV
04/19/2006 03:31 PM
To "Job Serebrov" "Tova Andrea Wang" <wang@tcf.org>
cc

Subject Recent email from Aletha Barrington

Please ignore the message sent to you today by Aletha Barrington. It was sent in error. As COR for this project, I remain your primary contact. Thanks.
Peggy

-----------------------------
Sent from my BlackBerry Wireless Handheld
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.
What is the contact info for our conference call provider in case we run into trouble at the start of the call? Nicole used to handle conference calls and I am not sure who I would speak to in that instance. Please let me know. Thanks.

Edgardo Cortés
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave. NW, Ste. 1100
Washington, DC 20005
866-747-1471 toll free
202-566-3126 direct
202-566-3127 fax
e cortes@eac.gov
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
04/17/2006 04:33 PM
To sarahball.johnson@ky.gov
cc wang@tcf.org, ecortes@eac.gov
Subject Voting Fraud-Voter Intimidation Teleconference 4-19-06

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• At approximately 11 AM EST on April 19, call 1-866-222-9044.
• At the prompt for the pass code, enter 62209.

Tova and Job will join you on the line. We have arranged for the line to be open for an hour, with 10 minutes extra on the front end (for folks who have not synchronized their watches).

You mentioned that Secretary Grayson may be using a cell phone. Our teleconference provider has given us the following information regarding the use of cell phones during the teleconference:
• Signals are often in and out and the audio bridging equipment cannot compensate fast enough by adjusting the signal. This affects all participants connected. If participants must use a cell phone – they should be stationary in a location where they can pick up the other participants, moving while using a cell phone causes the signal to go in and out and often will pick up extraneous electrical signals that will cause heavy static on the call.
• The cell phone should be well charged and muted, if possible, until the individual is ready to speak.
• If there is a problem, anybody who dials into a conference can contact the operator/technicians by simply pressing *0 (star zero). This information is part of the recording when individuals are dialing in.

If you have any problems accessing the teleconference, please call Edgardo Cortés. You can reach him at 1-866-747-1471 (toll-free) or 202-566-3126. He can contact our service provider to correct any problems. (I will be on my way to Seattle and unable to help.)

Thanks, again!

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

Part 1. I'm going to try not to overload

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.

Interview Justice Stratton.doc Interview w Tony Sirvello FINAL.doc
Yes but it needs to go no longer then 30 mins

--- psims@eac.gov wrote:

> Are you two still available for the conference call
> we had scheduled for
> this afternoon at 4 PM EST/3 PM CST? --- Peg

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ----

Devon E. Romig/EAC/GOV
04/19/2006 03:44 PM

Yes, she is the assistant to David A. Norcross and she is unavailable until Monday. I spoke with the woman who is filling in for her this week and she does not have access to Mr. Norcross's schedule.

Margaret Sims/EAC/GOV

04/19/2006 03:27 PM

Was this message sent to someone's assistant? We have noone named Rivers on our working group. Peggy

-------------------------------
Ms. Rivers,

My name is Devon Romig and I am writing to you on behalf of the Election Assistance Commission. I believe that you have been contacted previously by our consultant Job Serebrov about the Voting Fraud/Voter Intimidation Project Working Group that we are organizing.

We are in the process of setting a date for this event and we would appreciate any suggestions that you may contribute based upon Mr. Norcross's availability in the month of May. The proposed dates are May 1, 2, 3, 8, 9, 10, 11, 12, 15, 16, 17, 18, 19. The meeting will only last for one day. Please let me know any and all of the listed dates that will work with Mr. Norcross's schedule.

Also, I tried to contact you by phone but I received a disconnected notification. Could you please provide me with you most current contact information?

Feel free to call or email me with any questions.

Thanks!

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377
Tova Andrea Wang
Democracy Fellow
The Century Foundation
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absentee nexis chart 2.xls  'dead' voters and multiple voting nexis chart.xls  deceptive practices nexis chart.xls

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ---

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

I sent the wrong version! Please use this one.

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

Click here to receive our weekly e-mail updates.
And there will be one more forthcoming next week.

Tova Andrea Wang
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Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.
Was this message sent to someone's assistant? We have noone named Rivers on our working group.

Peggy

--------------------
Sent from my BlackBerry Wireless Handheld
Devon E. Romig

From: Devon E. Romig
Sent: 04/19/2006 12:24 PM
To: [Redacted]
Cc: Margaret Sims
Subject: Voting Fraud/Voter Intimidation Project Working Group

Ms. Rivers,

My name is Devon Romig and I am writing to you on behalf of the Election Assistance Commission. I believe that you have been contacted previously by our consultant Job Serebrov about the Voting Fraud/Voter Intimidation Project Working Group that we are organizing.

We are in the process of setting a date for this event and we would appreciate any suggestions that you may contribute based upon Mr. Norcross's availability in the month of May. The proposed dates are May 1, 2, 3, 8, 9, 10, 11, 12, 15, 16, 17, 18, 19. The meeting will only last for one day. Please let me know any and all of the listed dates that will work with Mr. Norcross's schedule.

Also, I tried to contact you by phone but I received a disconnected notification. Could you please provide me with your most current contact information?

Feel free to call or email me with any questions.

Thanks!

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377
Tova Andrea Wang
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Interview with Heather Dawn Thompson.doc  Interview with Jason Torchinsky final.doc  Interview with Joe Rich.doc
Interview with Joe SandlerFINAL.doc  Interview with John Ravitz.doc  Interview with John Tanner.doc
Interview with Kevin Kennedy.doc

Diana:

This is just to let you know that I have requested a teleconference on Wednesday, April 19, from 11 AM to Noon EST. I asked for 6 lines to accommodate our research consultants and the folks that they will be interviewing for our Voting Fraud/Voter Intimidation project.

Peggy Sims
Election Research Specialist

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

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

--- psims@eac.gov wrote:

> Tova and Job:
> > I've passed Tova's request on to Craig.
> > Also, Sarah Ball Johnson, KY, finally called back to say she would be available Wednesday through Friday this week and next week for the interview. Which day and time is best for you and Job?
> > --- Peggy
Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---

"Tova Wang"
<wang@tcf.org> To psims@eac.gov
04/17/2006 04:53 PM cc
Subject interview analysis

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

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Interview conclusions.doc

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov> To psims@eac.gov
05/03/2006 11:56 AM cc
Subject Re: Voting Fraud-Voter Intimidation

Hi Peg. I am sitting here with Cameron Quinn putting together this year's
ballt conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

--------------------------
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 03 11:39:50 2006
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ----- 
Devon E. Romig/EAC/GOV
05/10/2006 09:54 AM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Court reporter

Peggy,

I spoke to the people who usually handle the EAC court reporting. They charge $9.00 per page with an average of 40 pages per hour. This service would cost about $1800.00.

The turn around time for the transcript is 10 to 15 days. The transcripts comes in a bound paper copy and an electronic copy.

I can also check around for different prices.

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 04:27 PM ----- 
wang@tcf.org
05/05/2006 09:17 PM
To psims@eac.gov
cc

003896
Literally, there is not a hotel room to be found in the district on these dates. The only thing I could find was a room for $379 a night. I have booked it and will assume that since we are so under-budget on travel that this will be OK.

----- Original Message ----- 
From: p.sims@eac.gov
To: wang@tcf.org ;
Cc: dromig@eac.gov
Sent: Friday, May 05, 2006 2:32 PM
Subject: Working Group

Hi, Folks:

Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
Mileage for Personally Owned Vehicle = $.445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.
Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
Margaret Sims/EAC/GOV
05/11/2006 02:36 PM
To: "Job Serebrov"
@GSAEXTERNAL
Subject: Re: Court Case Charts

OK, I will include all on the CD. Thanks. ---- Peggy

"Job Serebrov"

05/11/2006 12:09 PM
To: psims@eac.gov
Subject: Re: Court Case Charts

All. They are not duplicates. There are some cases repeated and some not. It is a slight variant of the word search.

--- psims@eac.gov wrote:

> Job
> In preparing the CDs, we have run across the
> following files that appear
> to be duplicates. Which ones should go on the CD?
> --- Peggy
> >
> >
>>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
"Tova Wang"
<wang@tcf.org>
05/11/2006 12:06 PM
To: psims@eac.gov
cc: dromig@eac.gov, <wang@tcf.org>
Subject: list of interviewees
Thank you, Peg - - see you then.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, May 05, 2006 12:53 PM
To: Donsanto, Craig
Subject: RE: Please remind me of time and place for Voter Intimidation project meeting

The meeting is scheduled for Thursday, May 18, 1- 5:30 PM (though we may finish earlier). It will be held in EAC's large conference room (the one we use for public meetings, located off our lobby). --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/05/2006 12:43 PM
To: psims@eac.gov
cc: psims@eac.gov
Subject: RE: Please remind me of time and place for Voter Intimidation project meeting
If you tell me now I will put it into my calendar here, which in turn will remind me!

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, May 05, 2006 12:42 PM
To: Donsanto, Craig
Subject: Re: Please remind me of time and place for Voter Intimidation project meeting

How many days in advance do you need the reminder? --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---
Margaret Sims/EAC/GOV
05/04/2006 02:07 PM
To: Paul DeGregorio, Ray Martinez, Donetta Davidson, Gracia Hillman
cctwilkey@eac.gov, jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC, Amie J. Sherrill/EAC/GOV@EAC, Adam Ambrogi/EAC/GOV@EAC, Eileen L. Collier/EAC/GOV@EAC, Sheila A. Banks/EAC/GOV@EAC, bbenavides@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC
Subject: Voting Fraud-Voter Intimidation Working Group Meeting

Dear Commissioners:

This is to let you know that the Working Group for our Voting Fraud and Voter Intimidation preliminary research project is scheduled to meet in EAC's large conference room the afternoon of Thursday, May 18. I will provide more information about this meeting to you later.

Peggy Sims
Election Research Specialist

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---
Margaret Sims/EAC/GOV
05/09/2006 11:19 AM
To: Devon Romig
cc
Subject: May 18 Meeting

Did Barbara Arnwine's office indicate who they propose to send in her place? --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---
"Job Serebrov"
05/10/2006 02:35 PM
To: psims@eac.gov
cc
Subject: Latham
The Latham is booked solid. I called. I am checking out some possibilities but this is not looking good.

One source suggests the Georgetown Inn has vacancies and pillow top beds. Try 1-800-424-2979 or 202-353-8900.

The Latham is booked solid. I called. I am checking out some possibilities but this is not looking good.

I assume that we are still on for today’s teleconference at 11 AM EST. I will call you. I have attached a draft agenda for your review and comment. --- Peggy

Agenda 5-13-06 Mtg-draft.doc
This is ok, given the fact that the WG may have suggestions. Will you be sending us the same packets that you are sending the WG? Also, I figure with Tova’s response we will need to have a teleconference on the report once I return to Little Rock. We will need to do it that following Monday or Tuesday.

--- psims@eac.gov wrote:

> 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
>

Yes. My wife is a vegetarian and I can’t eat wheat products and don’t eat pork. Non-toxic Oriental seems to always work. I did not cc Tova on this until I received your reaction. You probably want to include
Hi Devon:
We have heard from Mark Hearne and Todd Rokita. They are both flying in and out on the 18th and will not need hotel rooms. We're kind of waiting to see if Perez and Rogers need rooms before booking any hotel. As soon as we get approval of Hearne and Rokita air schedules and get them booked, we'll forward their itineraries to you.

Kind Regards,
Marvin

---Original Message------
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 09, 2006 8:31 AM
To: [redacted]
Cc: psims@eac.gov
Subject: May 18th Meeting at EAC

Hello Marvin,

I just wanted to follow up with the voicemail message that I left for you yesterday. We will be holding a meeting at our offices in Washington DC on May 18, 2006. I have informed the out of state attendees to contact you for their travel arrangements.

We have been authorized to pay for the attendees airfare and hotel arrangements. Please note
that all of the participants are authorized for a two night hotel room stay, as long as the dates are May 17th and 18th.

I attached the list of the meeting participants that will be contacting you about their travel arrangements for the May 18th meeting in Washington DC. Let me know if you have any questions for me or if you need any more information from me.

Thanks for your help!

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 04:27 PM ------
Devon E. Romig/EAC/GOV
05/03/2006 03:23 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject David Norcross

Peggy,

I just spoke to Mr. Norcross's assistant, he cannot attend the meeting on the 18th, he will be out of town at another event.

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ------
"Donsanto, Craig"
05/04/2006 06:08 PM
To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation

Peggy -- they don't have anything to do with the Leadership Conference on Civil Rights do they?

I ask only because the Justice Department is currently engaged in a very acrimonious FOIA litigation with LCCR that focuses precisely on our efforts to combat voter "intimidation"
It is just the Working Group for the Voting Fraud-Voter Intimidation Project. I am asking you to attend as Technical Advisor for the project. --- Peggy

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

05/04/2006 03:26 PM
To
psims@eac.gov
cc

RE: Voting Fraud-Voter Intimidation

Peg -- what is the name of the group?

Craig:

This meeting is being held to obtain input from our eight-member Working Group for the project. The group is composed of election lawyers, election officials, and a representative of an advocacy group, all of whom have an interest and some expertise in the identification and/or prosecution of voting fraud and voter intimidation. The group was chosen so that we would have an equal number of folks on each side of the political spectrum, plus some nonpartisan members.

After our consultants review the results of their preliminary research (interviews, literature review, case law), we will ask the Working Group to brainstorm possible next steps for EAC. Our consultants will write a report summarizing the proposals that come out of this meeting. The report will go to the Commissioners, who will decide what they want to do, funds available, and what priority to assigned to the effort(s).
Your participation in this part of the process is extremely important, so I am very happy that you can find time for us that afternoon. I'll get an agenda and other information to you next week. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/04/2006 02:32 PM
To psims@eac.gov
cc psims@eac.gov
Subject RE: Voting Fraud-Voter Intimidation

Okay, Peg -- I will mark off the entire afternoon and try to be there. What is the agenda? I was not aware that this was anything beyond having your contractors spend another session with me. Also, if they will be needing stats and stuff like that I need to know as I will bring my state-people with me.

----------------------------------

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 2:28 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation

Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/03/2006 05:59 PM

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

Afternoon of May 18 -- 2:30 okay? How long will they need??
-------------------------------
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 03 16:59:09 2006
Subject: Re: Voting Fraud-Voter Intimidation

I am looking at the afternoon of 5/18 for the meeting, due to scheduling conflicts of Working Group members. There remain two members from whom we have not yet received confirmations of their schedule (with some, it is like pulling teeth), but right now 5/18 still looks like the best day. We may have to hold the meeting over here to make it easier for Commissioners to drop in. --- Peg

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

05/03/2006 12:53 PM
To
cc
Subject: Re: Voting Fraud-Voter Intimidation

Okay -- you are on for May 18th! Can we do it over here at 10?
-------------------------------
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 03 12:40:19 2006
Subject: Re: Voting Fraud-Voter Intimidation

My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

Say "Hi" to Cameron for me.

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

05/03/2006 11:56 AM
To
cc
Subject

Re: Voting Fraud-Voter Intimidation

Hi Peg. I am sitting here with Cameron Quinn putting together this year's ball conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

--------------
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 03 11:39:50 2006
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
On another note entirely, since traffic will be bad going to Roanoke, do you want to have a dinner meeting with Tova and me after the group meeting to discuss the final report? As long as we are out by 7 or so I am ok with it. Also, my wife would have to be there as she will be meeting me after the WG.

--- psims@eac.gov wrote:

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

> "Job Serebrov" 05/11/2006 04:39 PM
I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

is Jon Greenbaum

Here's his info in full:
He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

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

www.tcf.org, for the latest news, analysis, opinions, and events.

<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.
Dinner sounds like a great idea. Do either of you have any dietary restrictions or preferences? (I seem to recall that Tova would prefer a place that has vegetarian options). I'll try to locate a nearby place that won't bust the budget. --- Peggy

"Job Serebrov"

To psims@eac.gov
cc
Subject Re: new working group representative

On another note entirely, since traffic will be bad going to Roanoke, do you want to have a dinner meeting with Tova and me after the group meeting to discuss the final report? As long as we are out by 7 or so I am ok with it. Also, my wife would have to be there as she will be meeting me after the WG.

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> got to pick three
> members of the Working Group. The Commission
> guidance regarding this
> particular member follows:
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> 4 people from the Academic, Legal and Advocacy
> sectors - 2 to be chosen by
> Tova and 2 to be chosen by Job.
> 
> This issue of allowing a designee relates to Tova's
> pick.
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> As I understand it, we are working on a replacement
> for Norcross. If
> Ginsberg is not viable, how about Mark Braden, who
> includes public
> integrity in his areas of specialization. I would
> not try and stir up
> other members of the Working Group, if I were you.
> The effort is likely
> to come back and bite you.
I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

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> Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

"Job Serebrov"

> I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

> is Jon Greenbaum

> Here's his info in full:
He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

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

www.tcf.org, for the latest news, analysis, opinions, and events.

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ----
Subject RE: Case Summaries

yes

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 09, 2006 10:38 AM
To: wang@tcf.org
Subject: Fw: Case Summaries

Had you seen this? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/09/2006 11:38 AM ----
"Job Serebrov"

05/08/2006 09:30 AM

Peggy:

Please add this to the packet.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ----
"Job Serebrov"

05/12/2006 03:45 PM

I'm thankful it all worked out.

--- psims@eac.gov wrote:

> Ginsberg has accepted our invitation! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ----
Devon E. Romig/EAC/GOV
Peggy,

I just spoke to Valerie Johnson, Ms. Arnwine's assistant. The following are a list of dates that are possible for her attendance:

8th - PM (2pm to 6pm)  
9th - Possible PM  
16th - PM (1:30pm - 5:30pm)  
17th - All day*  
18th - All day*  
19th - All day*  

*All day availability does not begin until after 9:30 or 10:00 AM

I will update this information on the shared drive.

Thanks,

Devon

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----

"Job Serebrov"

Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

--- psims@eac.gov wrote:

> Hi, Folks:
>
> Teleconference
> Are both of you available for a teleconference next
> Tuesday afternoon at
> about 4 PM EST? If this does not work for you,
> please suggest another
> date and/or time. I would like to discuss our
> preparations for the
> Working Group meeting.
>
> Working Group Members
> We have a very good person to fill the slot for the
> nonpartisan local
> election official: J.R. Perez, Elections
> Administrator for Guadalupe
> County, TX. Attached is his bio. Hope you have no
> objections to him. He
> is available on May 18. I have place 2 calls to Pat
> Rogers office, but
> have not yet received a reply. Job, if you have any
> pull with him, you
> may want to contact him, too.
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> Travel Arrangements
> You should make your own travel arrangements,
> including hotel. Travel
> time cannot be billed to the contract, except for
> hours actually worked on
> the contract (i.e.; reviewing materials in
> preparation for the meeting,
> and the like). Current Federal rates follow:
>
> Maximum Lodging = $180 per day- does not include
> hotel taxes (if you
> cannot get this rate, we have covered reasonable
> rates that are a little
> higher)
> Meals & Incidentals = $64 per day (except that it is
> $48 on the first and
> last day of travel)
> Mileage for Personally Owned Vehicle = $.445 per
> mile
>
> Under the new contract, I do not have to fill out a
> travel authorization
> for you. I can approve your trip via email.
> Afterwords, when you turn in
> your next pay voucher, you can attach the airline
> receipt (or mileage
> documentation), hotel receipt(s), and ground
> transportation receipts and a
> copy of any printed itineraries. Calculate the
> total travel expenses due
> you, including applicable per diem. I do not need
> meal receipts.
>
> Job, under Federal travel regulations, deviations
> for personal reasons are
> not normally accommodated. What you can do,
> however, is to give me a
> comparison of the cost of roundtrip mileage, hotel,
> and per diem of doing
it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
Margaret Sims/EAC/GOV
05/11/2006 02:35 PM	To Craig Donsanto
cc Subject Voting Fraud-Voter Intimidation Working Group

Craig:

I think we have resolved the issue of Barbara Arnwine's absence from the upcoming meeting by having one of her staff represent her (and her organization). Please review the attached rough summary of DOJ Cases ASAP and let me know if I need to delete reference to the open investigations. Hopefully, we won't have to remove this information as it does not specify the defendants or States involved. --- Peg

Rough Summary of Department of Justice, Public Integrity Section Activities, October 2002-January 2006

Prosecutions and Convictions-- Individuals
Noncitizen voting: 20
Vote buying: 49
Double voting: 12
Registration fraud: 13
Civil Rights: 4
Voter Intimidation: 2
Unclear: 1

Open Investigations (note: a few cases overlap with prosecutions and convictions)
Noncitizen voting: 3
Vote buying: 25
Double voting: 15
Registration fraud: 29
Absentee ballot fraud: 9
Official: 8
Ineligibles: 4
Deceptive Practices: 1
Civil Rights: 14
Intimidation: 6
Other: 2

Cases and Investigations Closed for Lack of Evidence

Civil Rights: 8
Official: 12
Registration Fraud: 12
Absentee Ballot Fraud: 14
Ineligible Voting: 3
Intimidation: 8
Double Voting: 5
Ballot Box Stuffing: 1
Vote Buying: 14
Ballot/machine tampering: 2
Other: 8
Unclear: 3

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---

"Donsanto, Craig"
Craig.Donsanto@usdoj.gov
to psims@eac.gov
cc 05/04/2006 03:26 PM
To psims@eac.gov
Subject RE: Voting Fraud-Voter Intimidation

Peg - - what is the name of the group?

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 3:13 PM
To: Donsanto, Craig
Subject: RE: Voting Fraud-Voter Intimidation

Craig:

This meeting is being held to obtain input from our eight-member Working Group for the project. The group is composed of election lawyers, election officials, and a representative of an advocacy group, all of whom have an interest and some expertise in the identification and/or prosecution of voting fraud and voter intimidation. The group was chosen so that we would have an equal number of folks on each side of the political spectrum, plus some nonpartisan members.
After our consultants review the results of their preliminary research (interviews, literature review, case law), we will ask the Working Group to brainstorm possible next steps for EAC. Our consultants will write a report summarizing the proposals that come out of this meeting. The report will go to the Commissioners, who will decide what they want to do, funds available, and what priority to assigned to the effort(s).

Your participation in this part of the process is extremely important, so I am very happy that you can find time for us that afternoon. I'll get an agenda and other information to you next week. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>  
05/04/2006 02:32 PM  
Topsims@eac.gov  
cc  
Subject: RE: Voting Fraud-Voter Intimidation

Okay, Peg - - I will mark off the entire afternoon and try to be there. What is the agenda? I was not aware that this was anything beyond having your contractors spend another session with me. Also, if they will be needing stats and stuff like that I need to know as I will bring my state-people with me.

From: psims@eac.gov [mailto:psims@eac.gov]  
Sent: Thursday, May 04, 2006 2:28 PM  
To: Donsanto, Craig  
Subject: Re: Voting Fraud-Voter Intimidation

Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>  
05/03/2006 05:59 PM  
Topsims@eac.gov  
cc
Afternoon of May 18 -- 2:30 okay? How long will they need??
------------------------------------------
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 03 16:59:09 2006
Subject: Re: Voting Fraud-Voter Intimidation

I am looking at the afternoon of 5/18 for the meeting, due to scheduling conflicts of Working Group members. There remain two members from whom we have not yet received confirmations of their schedule (with some, it is like pulling teeth), but right now 5/18 still looks like the best day. We may have to hold the meeting over here to make it easier for Commissioners to drop in. --- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/03/2006 12:53 PM
To
    psims@eac.gov
cc
Subject
    Re: Voting Fraud-Voter Intimidation

Okay -- you are on for May 18th! Can we do it over here at 10?
------------------------------------------
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 03 12:40:19 2006
Subject: Re: Voting Fraud-Voter Intimidation

My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

Say "Hi" to Cameron for me.

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

05/03/2006 11:56 AM
To
cc
Subject

Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballt conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

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 03 11:39:50 2006
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

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

My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

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Election Research Specialist
U.S. Election Assistance Commission

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
Margaret Sims/EAC/GOV
05/11/2006 02:08 PM
To Job Serebrov
cc wang@tcf.org
Subject Literature Summary

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
Margaret Sims/EAC/GOV
05/10/2006 10:32 AM
To Devon Romig
cc
Subject Fw: Court Reporter for Working Group Meeting

Devon:
We have the OK from Tom to obtain a court reporter. Per his response (attached), please coordinate with Joyce. Also, I understand the reporter for the Asian Language Working Group arrived late. Please find out how we can ensure the one for our meeting arrives on time. Thanks! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/10/2006 10:31 AM -----
Thomas R. Wilkey/EAC/GOV

003924
Yes. please let Joyce know and she will get someone
Tom

---

Tom:
I understand that EAC hired a court reporter for the Asian Language Working Group meeting. I would like to do the same for the May 18 Voting Fraud-Voter Intimidation Working Group meeting, but I did not include funds in my budget for this service. Do we have funds that could be used for this purpose? (See Devon's cost estimate below.) --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/10/2006 10:18 AM ----- 
Devon E. Romig/EAC/GOV
I spoke to the people who usually handle the EAC court reporting. They charge $9.00 per page with an average of 40 pages per hour. This service would cost about $1800.00.

The turn around time for the transcript is 10 to 15 days. The transcripts comes in a bound paper copy and an electronic copy.

I can also check around for different prices.

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 04:26 PM ---
Devon E. Romig/EAC/GOV  
05/03/2006 10:50 AM  
To Margaret Sims/EAC/GOV@EAC  
cc  
Subject Secretary Rokita's schedule

Peggy,

I just spoke to Nathan Cane (Secretary Rokita's assistant). He did not have any new information but they are going to have a scheduling meeting tomorrow morning and he will ask specifically about the afternoon of May 18th. I also reminded him to find out any of the days that he was not available or any of the days that he had could attend the meeting in the morning or the afternoon.

Thanks,

Devon

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM ---
Margaret Sims/EAC/GOV  
05/04/2006 01:05 PM  
To Devon E. Romig/EAC/GOV  
cc  
Subject Re: VFVI Working Group

Devon:  
I forgot to tell you that Thor Hearne's assistant is named Bethany. She can be reached at 314/613-2510.  
--- Peggy

Devon E. Romig/EAC/GOV
Peggy,

I have called each of the participants. So far I have a definite confirmation from Kathy Rogers.

Here is the list of the out of town participants for the Voter Fraud/Voter Intimidation Project Working Group:

Mark Hearne II - St. Louis, MO
Todd Rokita - Indianapolis, IN
Kathy Rogers - Atlanta, GA

Possible Participant:

Patrick Rogers - New Mexico

Thanks,

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

I understood Job to say that he could only find a hotel room with the right bed in Roanoke (hours away). He will drive in Thursday morning for the meeting and return to that hotel Thursday night. He won't drive back into DC for a Friday morning meeting.

We don't have to do dinner. I recognize that you have spent a lot of time and energy to make this project work, and I don't want to put you out. (You have done a lot under difficult circumstances.) Though we will be bushed, we may want to have a short meeting right after the Working Group disperses --- or we could do a teleconference the following Monday afternoon (before I head into three more days of meetings). --- Peggy

---

"Tova Wang" <wang@tcf.org>
05/11/2006 04:54 PM
To: psims@eac.gov
cc: 
Subject: RE: new working group representative

It would not be my first preference to do this right after the meeting, and I sort of had tentative plans. They can be changed if necessary of course, but what happened to meeting on Friday morning?

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 3:47 PM
To: serebrov@sbcglobal.net; wang@tcf.org
Subject: Re: new working group representative

Dinner sounds like a great idea. Do either of you have any dietary restrictions of preferences? (I seem to recall that Tova would prefer a place that has vegetarian options). I'll try to locate a nearby place that won't bust the budget. --- Peggy

---

"Job Serebrov"
05/11/2006 04:39 PM
To: psims@eac.gov
cc:
Subject: Re: new working group representative
On another note entirely, since traffic will be bad going to Roanoke, do you want to have a dinner meeting with Tova and me after the group meeting to discuss the final report? As long as we are out by 7 or so I am ok with it. Also, my wife would have to be there as she will be meeting me after the WG.

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> "Job Serebrov" < [redacted]>
> 05/11/2006 03:53 AM
> To
> psims@eac.gov
> cc
> Subject
> Re: new working group representative
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05/11/2006 03:36 PM

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

Subject
Re: new working group representative

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

is Jon Greenbaum

Here's his info in full:

http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing
Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:
jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

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

www.tcf.org, for the latest news, analysis, opinions, and events.

mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----

Devon E. Romig/EAC/GOV
05/09/2006 09:32 AM

To bschuler@lathropgage.com, mhearme@lathropgage.com,
jperez50@sbcglobal.net, assistant@sos.in.gov,
krogers@sos.state.ga.us
cc Margaret Sims/EAC/GOV@EAC

Subject Voter Fraud/Voter Intimidation Working Group, May 18th, 2006

Dear Meeting Participants,

Thank you for confirming your participation in the upcoming Voter Fraud/Voter Intimidation Working Group Meeting in Washington, D.C.. This meeting will take place at our office from 1:00 PM to 5:30 PM on Thursday May 18th, 2006.
The Election Assistance Commission (EAC) will cover the cost of your flight, the cost of your hotel room and provide you with a daily per diem. The cost of the airfare and the hotel stay will be paid directly by the EAC, as long as you book your travel through Adventure Travel.

To coordinate your flight and hotel stay, please contact Marvin Brokaw of Adventure Travel at (205) 444-4800, ext. 3501. Please note that the eligible dates of the hotel accommodation include the evenings on May 17th and May 18th. Once you have contacted him and you have received the itinerary via e-mail you must forward me a copy immediately so that I can complete a travel authorization form.

I have included two attachments with this email; the first attachment is a letter that contains important information that you will need to know before calling the travel agent and the second attachment provides some general information that should help you get around the city during your trip.

In addition to your travel itinerary, I will also need the following information by the close of business this Friday May 12, 2006 in order to complete your travel authorization:

Full Name:
Title:
Entity for whom you work:
Address to Which the Reimbursement Check Will Be Mailed:
Work Telephone:
Fax Number:
Social Security #: (if uncomfortable e-mailing this, feel free to call me):

Feel free to contact me with any questions.

Sincerely,

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

Per Diem Letter VFVI.doc Logistics Sheet VFVI.doc

I have the feeling we didn't include these in the original batch I sent you. Could you double check and if not, would you please include them in the existing research materials? Sorry and thanks. I'm kind of doing all of this on my own in case you couldn't tell. List is coming...

Tova Andrea Wang
Given the information I have Peggy, that is not going to be financially possible. First, given Tova's info about the hotels, it is too much for me to front. Two to three days in DC would run around $1000 for the hotel alone. That does not count the two days on the road to get there and two days back. Second, if I can't charge the federal per mile allowance for the entire trip to DC and back and can only get the equivalent of plane fare, I will actually lose money.

I simply do not see how we can do this in person given the financial restrictions.

--- psims@eac.gov wrote:

> Job:
> I don't think we can put you on 41/2 hours. We really need to have you here in person if you are to help conduct the Working Group meeting. You should make your travel arrangements ASAP. --- Peggy
> "Job Serebrov" 05/08/2006 10:14 AM
> To psims@eac.gov, wang@tcf.org
> cc
Subject
Re: Working Group

Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually lose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

--- psims@eac.gov wrote:

Hi, Folks:

Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.
Travel Arrangements
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

- Maximum Lodging = $180 per day - does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
- Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
- Mileage for Personally Owned Vehicle = $.445 per mile
- Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy
Let me check with Devon early tomorrow. If she did not hear from him this afternoon, I'll have her contact you. Perhaps you will have more success than we have.

Peggy

Sent from my BlackBerry Wireless Handheld

Do you want me to call both Bob too?

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.

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 04:26 PM -----

"Tova Wang"
<wang@tcf.org>
05/11/2006 03:56 PM

To “Job Serebrov” psims@eac.gov
cc

Subject RE: new working group representative

That was not the only reason -- it was to have someone from the civil rights community. I hardly think you can have a discussion about voter intimidation and suppression without someone with that background at the table. I know you agree with this given what you've said to me in the past.

-----Original Message-----
From: Job Serebrov [mailto:serebrov@sbcglobal.net]
Sent: Thursday, May 11, 2006 2:48 PM
To: Tova Wang; psims@eac.gov
Subject: RE: new working group representative

We don't know about Ginsburg but it was only stated, over my objection, that no current invitee was being disinvited. This does not apply to representatives of those people in my mind, especially when the main specific reason for inviting the person was her race.

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

> He is representing Barbara Arnwine, and we have
> already established we are
> not disinviting anyone. We still don't know about
> Ginsburg yet anyway,
> right?
>
> -----Original Message-----
> From: Job Serebrov [mailto:serebrov@sbcglobal.net]
> Sent: Thursday, May 11, 2006 2:36 PM
> To: Tova Wang; psims@eac.gov
> Cc:
> Subject: RE: new working group representative
>
> I have an objection to Greenbaum. While I realize he
> comes from an advocacy group, he is not a minority
> attorney and we already have a rep who worked with
> DOJ. If it is to be Greenbaum, I would rather not
> fill
> that position; since I am one down.
>
> --- Tova Wang <wang@tcf.org> wrote:
> 
> > is Jon Greenbaum
> >
> > Here's his info in full:
> >
> >
> http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm
He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

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

www.tcf.org, for the latest news, analysis, opinions, and events.

<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM ---

"Job Serebry" To psims@eac.gov
05/09/2006 11:38 AM cc
Subject Re: Working Group-Perez

The code attachment did not work that is what I meant by it did not come through.
--- psims@eac.gov wrote:

Did you look at the attached excerpts from Texas Code? --- Peggy

"Job Serebrov" 05/09/2006 11:23 AM

To
psims@eac.gov
cc
wang@tcf.org
Subject
Re: Working Group-Perez

We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

--- psims@eac.gov wrote:

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

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

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

--- Peggy

"Job Serebrov"
05/08/2006 11:30 PM

To
psims@eac.gov
cc

Subject
Re: Working Group

Peggy:

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

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

Job
Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

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

Job, please double check to make sure I haven't missed anything

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.

Tova Wang
To psims@eac.gov
cc dromig@eac.gov
Subject existing literature list

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
Margaret Sims/EAC/GOV
05/11/2006 05:26 PM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject RE: new working group representative
Tova:

I understood Job to say that he could only find a hotel room with the right bed in Roanoke (hours away). He will drive in Thursday morning for the meeting and return to that hotel Thursday night. He won't drive back into DC for a Friday morning meeting.

We don't have to do dinner. I recognize that you have spent a lot of time and energy to make this project work, and I don't want to put you out. (You have done a lot under difficult circumstances.) Though we will be bushed, we may want to have a short meeting right after the Working Group disperses --- or we could do a teleconference the following Monday afternoon (before I head into three more days of meetings). --- Peggy

"Tova Wang" <wang@tcf.org>

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 3:47 PM
To: wang@tcf.org
Subject: Re: new working group representative

Dinner sounds like a great idea. Do either of you have any dietary restrictions of preferences? (I seem to recall that Tova would prefer a place that has vegetarian options). I'll try to locate a nearby place that won't bust the budget. --- Peggy

"Job Serebrov"

05/11/2006 04:39 PM
To: psims@eac.gov
cc
Subject: Re: new working group representative

On another note entirely, since traffic will be bad
going to Roanoke, do you want to have a dinner meeting with Tova and me after the group meeting to discuss the final report? As long as we are out by 7 or so I am ok with it. Also, my wife would have to be there as she will be meeting me after the WG.

--- psims@eac.gov wrote:

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

> "Job Serebrov"
> 05/11/2006 03:53 PM
> To
> psims@eac.gov
> cc
> Subject
> Re: new working group representative
> I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.
--- psims@eac.gov wrote:

Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

--- Tova Wang <wang@tcf.org>, psims@eac.gov

Subject
Re: new working group representative

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

is Jon Greenbaum
Here's his info in full:
http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:
igreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
For purposes of travel arrangements, Job do you want to plan to meet the day before and/or the day after the meeting?

----- Original Message -----  
From: psims@eac.gov  
To: wang@tcf.org  
Cc: dromig@eac.gov  
Sent: Friday, May 05, 2006 2:32 PM  
Subject: Working Group

Hi, Folks:
Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have placed 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

- Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
- Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
- Mileage for Personally Owned Vehicle = $ .445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----

wang@tcf.org
To psims@eac.gov,
cc dromig@eac.gov
Subject Re: Working Group

I'm finding there are no hotel rooms available
----- Original Message -----
Hi, Folks:

**Teleconference**
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

**Working Group Members**
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

**Travel Arrangements**
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

- **Maximum Lodging** = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
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Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy
I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy
>
> "Job Serebroy" 05/11/2006 03:36 PM
>
> To
> "Tova Wang" <wang@tcf.org>, psims@eac.gov
> cc
> Subject
> Re: new working group representative
>
> I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

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

> is Jon Greenbaum
> > Here's his info in full:
> >
> http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm
> > 1
> > He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.
> > His contact and mailing info is:
> > jgreenbaum@lawyerscommittee.org
Plus, I found a few typos on the nexis analysis. Sorry about this.

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

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votebuyingsummary.doc  Nexis Analysis.doc

------ Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM ------

"Tova Wang"  
<wang@tcf.org>  
05/10/2006 12:16 PM  
To: psims@eac.gov, dromig@eac.gov  
cc:  
Subject: another one

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
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
Sent: Friday, May 12, 2006 9:20 AM
To: wang@tcf.org
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

Margaret Sims/EAC/GOV
05/04/2006 10:52 AM
To: Joyce Wilson
Subject: Large Conference Room Needed

This is just to confirm my request to reserve the large conference room on Thursday, May 18, from Noon-6 PM. We will be using it for a meeting of the Voting Fraud/Voter Intimidation Working Group. Thanks! --- Peggy

Devon E. Romig/EAC/GOV
05/08/2006 02:56 PM
To: vjohnson@lawyerscommittee.org, barnwine@lawyerscommittee.org, dlovecchio@perkinscoie.com, Rbauer@perkinscoie.com,
cc: Margaret Sims/EAC/GOV@EAC
Subject: Voter Fraud/Voter Intimidation Working Group, May 18th

Dear Meeting Participants,

Thank you for confirming your participation in the upcoming Voter Fraud/Voter Intimidation Working Group Meeting in Washington, D.C. This meeting will take place at our office from 1:00 PM to 5:30 PM on
Thursday May 18th, 2006.

The office of the Election Assistance Commission is located at:
1225 New York Avenue NW, Suite 1100
Washington, D.C. 20005

We will send more information about this meeting via Federal Express. If you would like this information to be sent to an address other than your office please reply with the preferred address.

Feel free to contact me with any questions.

Sincerely,

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 04:26 PM -----

"Tova Wang"
<wang@tcf.org>
05/10/2006 11:45 AM
To psims@eac.gov
cc dromig@eac.gov
Subject Material I may not have included

Peg,

Correct me if I'm wrong, but I think I omitted sending you these specific summaries that are based on complex cases that could not be adequately described within the confines of the nexis article excel spreadsheets. If we can, these should be included, probably on the disc. Sorry.

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

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Click here to receive our weekly e-mail updates.

Wisconsin FINAL.doc South Dakota FINAL.doc Washington FINAL.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----

"Job Serebrov"
05/09/2006 11:24 AM
To psims@eac.gov
cc
Subject Re: Fwd: RE: Working Group meeting
I will hear from him tomorrow but that still does not solve all of my issues—see my longer e-mail.

--- psims@eac.gov wrote:

> I had a voice mail message from him on Monday. I called him back but had to leave a voice mail message (telephone tag). If you hear from him and he is willing and able to come, I need to know this. We need to have him call our travel service to make travel arrangements ASAP. Thanks. ---
> Peggy

--- "Job Serebrov"
> 05/09/2006 10:46 AM

> To
> psims@eac.gov
> cc

> Subject
> Fwd: RE: Working Group meeting

> FYI

> --- "Patrick J. Rogers" wrote:

> Subject: RE: Working Group meeting
> Date: Tue, 9 May 2006 07:42:44 -0600
> From: "Patrick J. Rogers"
> To: "Job Serebrov"

> Job---maybe. I will call you and/or Ms. Sims tomorrow. Depositions all day today. Thanks, Pat

> What's the best number to call you tomorrow?

> Patrick J. Rogers
> Modrall, Sperling, Roehl, Harris & Sisk, P.A.
> P.O. Box 2168
> Albuquerque, NM 87103-2168
> Tel: 505-848-1849
> Fax: 505-848-1891
The working group meeting for the voter fraud project is scheduled for May 18th in DC but David Norcross can't attend. Could you come? If so, we need to arrange travel and a hotel for you.

Regards,

Job
Barbara says that you have been working it out with her assistant Valerie, that they have spoken to you several times.

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 02, 2006 8:46 AM
To: wang@tcf.org
Cc: psims@eac.gov
Subject: Voting Fraud/Voter Intimidation Project Working Group

Dear Tova,

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

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

Sincerely,

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

that would be fine

----- Original Message -----
Barry:

It appears that the afternoon of Thursday, May 18 is best for a meeting of the working group. I know you said you would not be available in the morning that day. If we started at 1 PM, would that be too soon for you?

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

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM ----

Margaret Sims/EAC/GOV
05/04/2006 02:08 PM
To: "Weinberg and Utrecht" <weinutr@verizon.net>
cc
Subject: Re: Voting Fraud-Voter Intimidation

OK, thanks. I'll get back to you with more information. --- Peggy

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

"Weinberg and Utrecht"
05/04/2006 01:34 PM
To: psims@eac.gov
cc
Subject: Re: Voting Fraud-Voter Intimidation

that would be fine
----- Original Message ----- 

From: psims@eac.gov
To: 
Sent: Thursday, May 04, 2006 1:08 PM
Subject: Voting Fraud-Voter Intimidation

Barry:

It appears that the afternoon of Thursday, May 18 is best for a meeting of the working group. I know you said you would not be available in the morning that day. If we started at 1 PM, would that be too soon for you?
Sounds good to me. If not Ginsburg try Braden.

--- psims@eac.gov wrote:

> I will add "DRAFT" to the definition and, yes, the
> WG will have
> suggestions. I do plan to send packets to you and
> Tova containing the
> same materials being provided to the WG. I haven't
> sent anything yet
> because I was hoping to finalize the WG list for
> inclusion. (Still
> waiting for a response from Ginsberg.)
> >
> > Regarding Tova's response, we may want to have a
> > very short meeting after
> > the WG disperses, followed by a teleconference the
> > following Monday
> > afternoon. Tuesday is bad for me because I'll be
> > out of the office
> > attending a series of EAC meetings that begin that
> > day. --- Peggy
> >
> >
> > "Job Serebrov" 05/12/2006 12:52 PM
> >
> > To
> > psims@eac.gov, wang@tcf.org
> > cc
> >
> > Subject
> > Re: Fraud Definition
> >
> >
This is OK, given the fact that the WG may have suggestions. Will you be sending us the same packets that you are sending the WG? Also, I figure with Tova's response we will need to have a teleconference on the report once I return to Little Rock. We will need to do it that following Monday or Tuesday.

--- psims@eac.gov wrote:

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 04:26 PM ---
Margaret Sims/EAC/GOV
05/12/2006 02:56 PM
To "Job Serebrov" @GSAEXTERNAL
cc
Subject Re: Fraud Definition

I am reluctant to invite Braden until after I have received a "No" from Ginsberg. --- Peg
Sounds good to me. If not Ginsburg try Braden.

--- psims@eac.gov wrote:

> I will add "DRAFT" to the definition and, yes, the WG will have suggestions. I do plan to send packets to you and Tova containing the same materials being provided to the WG. I haven't sent anything yet because I was hoping to finalize the WG list for inclusion. (Still waiting for a response from Ginsberg.)

> Regarding Tova's response, we may want to have a very short meeting after the WG disperses, followed by a teleconference the following Monday afternoon. Tuesday is bad for me because I'll be out of the office attending a series of EAC meetings that begin that day. --- Peggy

> "Job Serebrov"

> 05/12/2006 12:52 PM

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

> cc

> Subject Re: Fraud Definition

> This is ok, given the fact that the WG may have suggestions. Will you be sending us the same packets that you are sending the WG? Also, I figure with Tova's response we will need to have a teleconference on the report once I return to Little Rock. We will need to do it that following Monday or Tuesday.
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

I did not get any attachments.

--- psims@eac.gov wrote:

Did you look at the attached excerpts from Texas Code? --- Peggy

"Job Serebrov" 05/09/2006 11:35 AM

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

"Job Serebrov" 05/09/2006 11:23 AM

003960
We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

--- psims@eac.gov wrote:

As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it.

In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud.
and voter intimidation schemes used in that State.

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

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

--- Peggy

"Job Serebrov"

05/08/2006 11:30 PM

To
psims@eac.gov

Subject
Re: Working Group

Peggy:

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

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

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
Subject Re: Good News

I will have a better idea about my uncle's condition today after surgery.

See:
500 Fourth Street NW
P.O. Box 2168
Albuquerque, NM 87103-2168
(505) 848-1800
Fax: (505) 848-1891
Asst: Carol Casstevens
patrogers@modrall.com

--- psims@eac.gov wrote:

> Job:
> Secretary Rokita is available May 18. I'm going to
talk with the Chairman
today about substituting Rogers for Norcross. Do
you have contact
information for Rogers? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
"Job Serebrov"
05/03/2006 01:46 PM To psims@eac.gov
cc
Subject Re: Working Group Meeting

Monday afternoon I have a commission meeting.

--- psims@eac.gov wrote:

> Job and Tova:
>
> As of now, the afternoon of Thursday, May 18 appears
to be the best
possible date for the meeting. Norcross is not
available to attend in
person that day (he is available only 2 days during
the first three weeks
of May). We won't have confirmation of the
availability of Secretary
Rokita until tomorrow --- but I am hopeful.
>
> I'll give you an update tomorrow. Maybe we can
schedule a teleconference
> on Monday afternoon. --- Peggy
I did send you the Brennan piece, but not the other one.

---Original Message---

From: Tova Wang
Sent: Thursday, May 11, 2006 12:31 PM
To: psims@eac.gov; dromig@eac.gov
Subject: research summaries

I have the feeling we didn't include these in the original batch I sent you. Could you double check and if not, would you please include them in the existing research materials? Sorry and thanks. I'm kind of doing all of this on my own in case you couldn't tell. List is coming...

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.

Devon:

Send an email to Perez to remind him to contact Adventure Travel ASAP. We don't have confirmation of Rogers participation yet, though we have had a number of voice mails flying back and forth, so we cannot yet notify him to make travel arrangements immediately. --- Peggy

Devon E. Romig/EAC/GOV
Hi Devon:
We have heard from Mark Hearne and Todd Rokita. They are both flying in and out on the 18th and will not need hotel rooms. We're kind of waiting to see if Perez and Rogers need rooms before booking any hotel. As soon as we get approval of Hearne and Rokita air schedules and get them booked, we'll forward their itineraries to you.

Kind Regards,

Marvin

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 09, 2006 8:31 AM
To: psims@eac.gov
Cc: dromig@eac.gov
Subject: May 18th Meeting at EAC

Hello Marvin,

I just wanted to follow up with the voicemail message that I left for you yesterday. We will be holding a meeting at our offices in Washington DC on May 18, 2006. I have informed the out of state attendees to contact you for their travel arrangements.

We have been authorized to pay for the attendees airfare and hotel arrangements. Please note that all of the participants are authorized for a two night hotel room stay, as long as the dates are May 17th and 18th.

I attached the list of the meeting participants that will be contacting you about their travel arrangements for the May 18th meeting in Washington DC.
Let me know if you have any questions for me or if you need any more information from me.

Thanks for your help!

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 04:25 PM -----

"Tova Wang" <wang@tcf.org> To dromig@eac.gov
05/02/2006 05:06 PM cc psims@eac.gov
Subject RE: Voting Fraud/Voter Intimidation Project Working Group

Can you please give me an idea where we are at with all this? I'd like to be able to figure out my schedule. Thanks -- and thanks for all your assistance on this. Tova

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 02, 2006 3:54 PM
To: wang@tcf.org
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

Yes, I have spoken to her assistant several times but today has been the first time that I have ever spoken to her assistant. We did get the information that we needed. Thanks for your help!

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

Margaret Sims/EAC/GOV
05/02/2006 05:41 PM To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc PSims@EAC
Subject RE: Voting Fraud/Voter Intimidation Project Working Group

I hope to have a better idea tomorrow, if Rokita's office responds. If not, we'd better have a teleconference to discuss our options. --- Peggy
"Tova Wang" <wang@tcf.org>

Can you please give me an idea where we are at with all this? I'd like to be able to figure out my schedule. Thanks -- and thanks for all your assistance on this. Tova

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 02, 2006 3:54 PM
To: wang@tcf.org
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

Yes, I have spoken to her assistant several times but today has been the first time that I have ever spoken to her assistant. We did get the information that we needed. Thanks for your help!

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

Sounds good. I'm available any time on Monday. Tova

----- Original Message ----- 
From: psims@eac.gov
To: wang@tcf.org
Cc: dromig@eac.gov
Sent: Wednesday, May 03, 2006 1:44 PM
Subject: Working Group Meeting

Job and Tova:
As of now, the afternoon of Thursday, May 18 appears to be the best possible date for the meeting. Norcross is not available to attend in person that day (he is available only 2 days during the first three weeks of May). We won’t have confirmation of the availability of Secretary Rokita until tomorrow --- but I am hopeful.

I’ll give you an update tomorrow. Maybe we can schedule a teleconference on Monday afternoon. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ---

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

05/11/2006 03:36 PM

To psims@eac.gov

cc "Mitchell, Cynthia" <Cynthia.Mitchell@usdoj.gov>

Subject RE: Voting Fraud-Voter Intimidation Working Group

Peg - -

I plan to be here tomorrow, although I may have to go to the main building during the day. If you are here and I am out, just leave the packet with the receptionist. Thank you.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 3:34 PM
To: Donsanto, Craig
Subject: RE: Voting Fraud-Voter Intimidation Working Group

Craig:

I would love to have an updated list for our research files. For purposes of getting this information out to our participants, I will note that the consultants’ summary is based upon information provided as of January 2006. Thanks.

Do you expect to be at your office tomorrow afternoon? I can walk over with the information packet we will have put together for the Working Group. --- Peggy

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

05/11/2006 02:55 PM

To psims@eac.gov

cc

Subject RE: Voting Fraud-Voter Intimidation Working Group
I have Cynthia Mitchell in here with me now.

She says that the figures you listed in your attachment are your analysis of our product, and that therefore we cannot re-evaluate them.

I do not see anything in these raw numbers that impacts adversely any privacy or privilege issues.

We can update the public list and send that to you, if you'd prefer. That would allow you to represent that the numbers are current up through now. But if you would prefer, you can use what you have as long as it is represented as complete only through January, 2006.

Let us know your desires - - -

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 2:35 PM
To: Donsanto, Craig
Subject: Voting Fraud-Voter Intimidation Working Group
Importance: High

Craig:

I think we have resolved the issue of Barbara Arnwine's absence from the upcoming meeting by having one of her staff represent her (and her organization). Please review the attached rough summary of DOJ Cases ASAP and let me know if I need to delete reference to the open investigations. Hopefully, we won't have to remove this information as it does not specify the defendants or States involved. --- Peg

Rough Summary of Department of Justice, Public Integrity Section Activities, October 2002-January 2006

Prosecutions and Convictions-- Individuals
Noncitizen voting: 20
Vote buying: 49
Double voting: 12
Registration fraud: 13
Civil Rights: 4
Voter Intimidation: 2
Unclear: 1
Open Investigations (note: a few cases overlap with prosecutions and convictions)
Noncitizen voting: 3
Vote buying: 25
Double voting: 15
Registration fraud: 29
Absentee ballot fraud: 9
Official: 8
Ineligible: 4
Deceptive Practices: 1
Civil Rights: 14
Intimidation: 6
Other: 2

Cases and Investigations Closed for Lack of Evidence
Civil Rights: 8
Official: 12
Registration Fraud: 12
Absentee Ballot Fraud: 14
Ineligible Voting: 3
Intimidation: 8
Double Voting: 5
Ballot Box Stuffing: 1
Vote Buying: 14
Ballot/machine tampering: 2
Other: 8
Unclear: 3

Hi Peg,
Can you please check this before I fax it? Thanks! And can we talk sometime today?

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 04:25 PM -----
Margaret Sims/EAC/GOV
05/04/2006 02:23 PM
To Jeannie Layson/EAC/GOV
cc bwhitener@eac.gov
Subject Fw: Voting Fraud-Voter Intimidation Working Group Meeting

Oops! I forgot to cc. you on this. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 05/04/2006 02:23 PM -----
Margaret Sims/EAC/GOV
05/04/2006 02:07 PM
To Paul DeGregorio, Ray Martinez, Donetta Davidson, Gracia Hillman
twilkey@eac.gov, jthompson@eac.gov, Gavin S.
Gilmour/EAC/GOV@EAC, Amie J. Sherrill/EAC/GOV@EAC,
cce Adam Ambrogi/EAC/GOV@EAC, Eileen L.
Collver/EAC/GOV@EAC, Sheila A. Banks/EAC/GOV@EAC,
bbenavides@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC
Subject Voting Fraud-Voter Intimidation Working Group Meeting

Dear Commissioners:

This is to let you know that the Working Group for our Voting Fraud and Voter Intimidation preliminary research project is scheduled to meet in EAC's large conference room the afternoon of Thursday, May 18. I will provide more information about this meeting to you later.

Peggy Sims
Election Research Specialist

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
wang@tcf.org
05/13/2006 10:54 AM
To psims@eac.gov
cc "Job Serebrov"
Subject Fw: research summary

Existing_research_thoughts.doc Job found it. I'm assuming its too late to include so as I said I'll just present it if thats OK. Thanks again Job. T
> T-
> > Are you talking about this?
> > J-
> > --- wang@tcf.org wrote:
> >> In the middle of the night I got the feeling that
> >> you may be right, that I did do a summary of the
> >> existing literature review (that Job, you approved)
> >> I'll have to look for it on Monday (unless I go
> >> into the office over the weekend, which is
> >> possible). I may be hallucinating, but if not, I'll
> >> just present it at the meeting rather than try to
> >> get it to them ahead of time. Tova

Peggy --

I have Cynthia Mitchell in here with me now.

She says that the figures you listed in your attachment are your analysis of our product, and that
therefore we cannot re-evaluate them.

I do not see anything in these raw numbers that impacts adversely any privacy or privilege issues.

We can update the public list and send that to you, if you'd prefer. That would allow you to represent that
the numbers are current up through now. But if you would prefer, you can use what you have as long as it
is represented as complete only through January, 2006.

Let us know your desires -- -

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 2:35 PM
To: Donsanto, Craig
Subject: Voting Fraud-Voter Intimidation Working Group
Importance: High
Craig:

I think we have resolved the issue of Barbara Arnwine's absence from the upcoming meeting by having one of her staff represent her (and her organization). Please review the attached rough summary of DOJ Cases ASAP and let me know if I need to delete reference to the open investigations. Hopefully, we won't have to remove this information as it does not specify the defendants or States involved. --- Peg

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**Cases and Investigations Closed for Lack of Evidence**
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"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

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Let us know your desires - - -

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Sent: Thursday, May 11, 2006 2:35 PM
To: Donsanto, Craig
Subject: Voting Fraud-Voter Intimidation Working Group
Importance: High
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- Vote Buying: 14
Ballot/machine tampering: 2
Other: 8
Unclear: 3

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ---

"Tova Wang"
<wang@tcf.org>
05/11/2006 01:10 PM
To psims@eac.gov
cc
Subject new working group representative

is Jon Greenbaum

Here is his info in full:
http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.html

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

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

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ---

Devon E. Romig/EAC/GOV
05/09/2006 09:31 AM
To [redacted]
cc Margaret Sims/EAC/GOV@EAC
Subject May 18th Meeting at EAC

00397
Hello Marvin,

I just wanted to follow up with the voicemail message that I left for you yesterday. We will be holding a meeting at our offices in Washington DC on May 18, 2006. I have informed the out of state attendees to contact you for their travel arrangements.

We have been authorized to pay for the attendees airfare and hotel arrangements. Please note that all of the participants are authorized for a two night hotel room stay, as long as the dates are May 17th and 18th.

I attached the list of the meeting participants that will be contacting you about their travel arrangements for the May 18th meeting in Washington DC. 
Let me know if you have any questions for me or if you need any more information from me.

Thanks for your help!

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 04:25 PM ----
Margaret Sims/EAC/GOV
05/08/2006 01:05 PM
To "Job Serebrov" @GSAEXTERNAL
cc
Subject Re: Working Group

Job:

I don't think we can put you on teleconference for 41/2 hours. We really need to have you here in person if you are to help conduct the Working Group meeting. You should make your travel arrangements ASAP.
--- Peggy

"Job Serebrov"
Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually lose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

--- psims@eac.gov wrote:

> Hi, Folks:
>
> Teleconference
> Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.
>
> Working Group Members
> We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have placed calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.
>
> Travel Arrangements
> You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:
>
> Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
> Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
> Mileage for Personally Owned Vehicle = $.445 per mile
Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ---

"Job Serebrov"  
05/10/2006 04:55 PM  
To psims@eac.gov  
cc  
Subject Re: Latham

Do you have any other suggestions?

--- psims@eac.gov wrote:

> One source suggests the Georgetown Inn has vacancies and pillow top beds. Try 1-800-424-2979 or 202-353-8900.
The Latham is booked solid. I called. I am checking out some possibilities but this is not looking good.

Why is the hotel suggestion not workable? (I need to know as we continue our search.) -- Peg

Peggy:

Pat just e-mailed me. He has something he can't move on the 18th. So I am now down one person and still no good hotel situation. Devon's suggestion is not workable.

Job
Here is the first batch of my archived email related to the vote fraud study.

Peg Sims

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
"Job Serebrov"
To psims@eac.gov
08/02/2006 07:12 PM
Subject Project

Peg:
Where are we on things?
Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Margaret Sims/EAC/GOV
09/25/2006 03:39 PM
To Juliet E. Hodgkins/EAC/GOV
cc
Subject Fw: Definition of Voting Fraud and Voter Intimidation

I think this is the communication to which you referred this afternoon. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 09/25/2006 03:39 PM -----
Gavin S. Gilmour/EAC/GOV
11/30/2005 10:19 AM
To Margaret Sims/EAC/GOV@EAC
cc jthompson@eac.gov
Subject Re: Definition of Voting Fraud and Voter Intimidation

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

1. Fraud is a legal term of art. Fraud is an intentional act or omission (i.e. actual fraud or constructive
fraud) of misrepresentation or deceit. There is no such thing as defacto fraud or quasi fraud. Fraud must be intentional. Negligence alone is not fraud.

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

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

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

These are just my initial thoughts.

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

Margaret Sims/EAC/GOV
11/30/2005 09:28 AM
To: jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC
cc:
Subject: Definition of Voting Fraud and Voter Intimidation

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

combined defining Fraud 11-18-05.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----

"Tova Wang"
<wang@tcf.org>
08/08/2006 12:05 PM
To: psims@eac.gov
cc:
Subject: FW: bibliographic form
Hi Peg, Here is the list of literature reviewed in bibliographic form. Please let us know if you have been able to look over any of the materials. Starting this afternoon, I will be pretty unavailable for the next two weeks.

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.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM

I'm assuming we will get the extension for the revision period. Thanks.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Sent: Friday, August 11, 2006 2:39 PM
Subject: Re: direct deposit

> Tova:
> 
> I show only 2 hours left on your contract as of 7/15/06 -- but here is the
> form you requested. --- Peggy
> 
> (See attached file: EFT Form.rtf)
Hey Peg,

Hope you are well. Whenever you have a chance, I need the form to change the direct deposit to my new bank account. Thanks so much.

Tova

PS -- Keep me posted on what's going on with the report

Tova:

I show only 2 hours left on your contract as of 7/15/06 -- but here is the form you requested. --- Peggy

EFT Form.rtf

wang@tcf.org
Hey Peg,

Hope you are well. Whenever you have a chance, I need the form to change the direct deposit to my new bank account. Thanks so much.

Tova

PS -- Keep me posted on what’s going on with the report

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

Juliet E. Thompson-Hodgkins/EAC/GOV To Margaret Sims/EAC/GOV@EAC
08/10/2006 04:24 PM cc
Subject John Tanner Comments

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
--- Forwarded by Juliet E. Thompson-Hodgkins/EAC/GOV on 08/10/2006 04:25 PM ---

"Cameron.Quinn@usdoj.gov" To "jthompsonhodgkins@eac.gov"
< Cameron.Quinn@usdoj.gov > cc <jthompsonhodgkins@eac.gov>
08/10/2006 12:29 PM Subject

Tova Wang.doc

Cameron P. Quinn
Counsel to the Assistant Attorney General
Civil Rights Division, US Dept. of Justice
Washington DC 20530
202-305-9750

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

Jeannie Layson/EAC/GOV To twilkey@eac.gov
10/12/2006 04:08 PM cc jthompson@eac.gov, ggilmour@eac.gov, klynndyson@eac.gov, psims@eac.gov

003936
Subject: Brennan Center letter

Tom,

A draft letter is attached. I've incorporated comments from Gavin and Julie.

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

www.eac.gov brennan center letter.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Margaret Sims/EAC/GOV
10/10/2006 01:56 PM
To Sheila A. Banks/EAC/GOV
cc
Subject: Fw: Letter from Barbara Arnwine

Any chance you could send a pdf version of the letter to me? --Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 10/10/2006 01:55 PM -----
Gracia Hillman/EAC/GOV
10/10/2006 12:12 PM
To Margaret Sims/EAC/GOV@EAC
cc "Julie Thompson-Hodgkins" <jthompson@eac.gov>, "Tom Wilkey" <twilkey@eac.gov>, sbanks@eac.gov
Subject: Re: Letter from Barbara Arnwine

The letter was addressed to the commissioners. I will ask Sheila to give a copy to you.

Per our normal procedures, I would guess a reply should be drafted for the Chairman's signature (especially as he is the DFO for the Board of Advisors) but you should check that with Tom.

Thanks.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Margaret Sims/EAC/GOV
10/11/2006 01:45 PM
To Jeannie Layson/EAC/GOV
cc twilkey@eac.gov, Juliet E. Hodgkins/EAC/GOV@EAC, bwhitener@eac.gov
Subject: Re: Voting Fraud-Voter Intimidation Report
I would hope that we can refer to it as a status report on the research project (prepared by EAC staff based upon information available at the time from our consultants, Tova and Job). Calling it a preliminary report has given rise to some confusion. That confusion has led to complaints from project working group members and requests from outsiders, who mistakenly think that EAC has released the document written by our consultant that fully reports on the preliminary research into voting fraud and voter intimidation and makes recommendations for future EAC action. --- Peggy

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV
10/11/2006 12:33 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Voting Fraud-Voter Intimidation Report

Thanks for the update. Per legal, the preliminary report is absolutely public information which is why we had to give it to the reporter when he asked for it.

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

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

Margaret Sims/EAC/GOV
10/13/2006 02:49 PM
To Tova Andrea Wang, Job Serebrov
cc
Subject Don't Believe Everything You Read

Tova and Job:

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

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

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

VF-VI Study Status 5-17-06.pdf
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----  
Jeannie Layson/EAC/GOV

Mr. Levine,

Per your inquiry from yesterday, the status report on the EAC's voter fraud and intimidation research project is attached. It was prepared by EAC staff and presented to our Standards Board and Board of Advisors at a meeting that was open to the public in May of this year. EAC staff is currently working on a final report.

Please let me know if I can be of further assistance, and I'd be glad to add you to our distribution list so you'll get updates on this and other EAC projects.

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

www.eac.gov VF-VI Study Status 5-17-06.pdf
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----  
Paul DeGregorio/EAC/GOV

To Jeannie Layson/EAC/GOV@EAC  
cc Amie J. Sherrill/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC  
Subject Re: Interview Request
Find a time that works. There's a story in today's St Louis PD that points to over 1000 suspect voter registrations.

-------------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: Jeannie Layson
Sent: 10/11/2006 10:15 AM
To: Paul DeGregorio
Cc: Amie Sherrill; Margaret Sims
Subject: Interview Request

Mr. Chairman,
Will Lester of the Associated Press wants to interview you briefly via phone about the preliminary fraud report. I recommend you accomodate him, as he has dutifully covered EAC, and plans to include us in a story next week about the election landscape. He has requested a copy of the preliminary report, which I am sending to him. He only needs a few minutes, and as we discussed, I think the message is that these are preliminary findings that we presented to our advisory boards to get their input. When the final report is complete, we will release it. You can also use some of the talking pts from your speech, such as the challenge related to the very definition of the term "fraud," as people define it differently. How about I set it up for noon?

The only question he asked that I don't know the answer to is when we expect the final report. Peg... please weigh in on this.

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ----- 

Bryan Whitener/EAC/GOV
10/11/2006 11:34 AM

To: Thomas R. Wilkey/EAC/GOV@EAC
cc: Jeannie Layson/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC, Karen Lynn-Dyson/EAC/GOV@EAC, Juliet E. Hodgkins/EAC/GOV@EAC
Subject: Fw: request for reports - Wendy Weiser, Brennan Center

Tom,

Do we have a policy on distributing the items she is requesting?

----- Forwarded by Bryan Whitener/EAC/GOV on 10/11/2006 11:33 AM -----

"Wendy Weiser"
Mr. Whitener,

I write to request a copy of the following two reports submitted to the Election Assistance Commission:

(1) a report on voter fraud and voter intimidation, outlining a future research agenda, prepared by Tova Wang and Job Serebrov, and discussed in this morning's USA TODAY;

(2) a report on provisional ballots and voter ID, prepared by the Moritz School of Law at Ohio State University in collaboration with others.

It is my understanding that these reports were commissioned by and submitted to the EAC several months ago. It is in the public interest to release these reports since they will advance the public discussion and understanding of important election administration issues.

Thank you very much for your attention to this request. Please let me know when I can expect to receive a copy of these reports. If this request is denied, please provide an explanation as to why.

Sincerely,

Wendy R. Weiser
Deputy Director, Democracy Program
Brennan Center for Justice at NYU School of Law
161 Avenue of the Americas, 12th Floor
New York, NY 10013
(212) 998-6130 (direct)
(212) 995-4550 (fax)
Margaret Sims

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

From: Margaret Sims 
Sent: 10/11/2006 12:34 PM 
To: Paul DeGregorio; Jeannie Layson; Thomas Wilkey 
Cc: Arnie Sherrill; Juliet Hodgkins; Bryan Whitener; Tamar Nedzar 
Subject: Re: Voting Fraud-Voter Intimidation Report 

Just a note to clarify that we are not releasing the preliminary report on voting fraud and voter intimidation (Tova & Job's report) because the draft report is going through EAC review. The only document we can offer at this time is the status report on the research project, which was delivered to our boards and which apparently is considered public information. The status report does not address any recommendations for future EAC action.

I am using some of my work at home time on the draft report. Hopefully, I can meet with Julie and Tamar next week. After that, we will have a better idea of when it will be ready for a Commissioner briefing. --- Peggy

Paul DeGregorio/EAC/GOV

Paul DeGregorio/EAC/GOV  
10/11/2006 10:20 AM  
To: Jeannie Layson/EAC/GOV@EAC 
Cc: Arnie J. Sherrill/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC 
Subject: Re: Interview Request

Find a time that works. There's a story in today's St Louis PD that points to over 1000 suspect voter registrations.

Sent from my BlackBerry Wireless Handheld

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

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Sent: 10/11/2006 10:15 AM  
To: Paul DeGregorio  
Cc: Arnie Sherrill; Margaret Sims  
Subject: Interview Request

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Margaret Sims/EAC/GOV
10/11/2006 01:57 PM
To: Jeannie Layson/EAC/GOV
cc twilkey@eac.gov, Juliet E. Hodgkins/EAC/GOV@EAC, bwhitener@eac.gov
Subject: Re: Voting Fraud-Voter Intimidation Report

The working group met prior to the meeting of the EAC boards, but too late for its deliberations to be summarized in the written status report on the project that was delivered to the boards. The status report notes that a meeting of the working group was about to be held to review the research so far and make recommendations. ---- Peggy

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV
10/11/2006 01:03 PM
To: Margaret Sims/EAC/GOV@EAC
cc
Subject: Re: Voting Fraud-Voter Intimidation Report

Has the working group met since the preliminary report was given to the Standards Bd?

--------------------
Sent from my BlackBerry Wireless Handheld
Margaret Sims
----- Original Message -----
Just a note to clarify that we are not releasing the preliminary report on voting fraud and voter intimidation (Tova & Job's report) because the draft report is going through EAC review. The only document we can offer at this time is the status report on the research project, which was delivered to our boards and which apparently is considered public information. The status report does not address any recommendations for future EAC action.

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Sent from my BlackBerry Wireless Handheld

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Sent: 10/11/2006 10:15 AM
To: Paul DeGregorio
Cc: Amie J. Sherrill, Margaret Sims
Subject: Interview Request

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please weigh in on this.

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----  

Paul DeGregorio/EAC/GOV  
To Margaret Sims/EAC/GOV  
cc  
Subject Speech

Peg,

I thought I would share with you the speech I am going to given on Fraud and Intimidation in Salt Lake City at noon on Friday. If you have time, please read it over and let me know if you see anything I shouldn't say. Thanks.

Speech on Fraud intimidation Sept 29 06 Salt Lake City.doc

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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----  

Thomas R. Wilkey/EAC/GOV  
To Bryan Whitener/EAC/GOV@EAC  
cc Jeannie Layson/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC, Karen Lynn-Dyson/EAC/GOV@EAC, Juliet E. Hodgkins/EAC/GOV@EAC  
Subject Re: request for reports - Wendy Weiser, Brennan Center
Both of these reports are draft reports to the EAC and are currently being reviewed by staff. While we have released some of the data tables that Eagleton neither of these reports can be released.

Sent from my BlackBerry Wireless Handheld
Bryan Whitener
----- Original Message -----

From: Bryan Whitener
Sent: 10/11/2006 11:34 AM
To: Thomas Wilkey
Cc: Jeannie Layson; Margaret Sims; Karen Lynn-Dyson; Juliet Hodgkins
Subject: Fw: request for reports - Wendy Weiser, Brennan Center

Tom,

Do we have a policy on distributing the items she is requesting?

----- Forwarded by Bryan Whitener/EAC/GOV on 10/11/2006 11:33 AM -----

"Wendy Weiser"

10/11/2006 10:57 AM

To: bwhitener@eac.gov
cc

Subject: request for reports

Mr. Whitener,

I write to request a copy of the following two reports submitted to the Election Assistance Commission:

(1) a report on voter fraud and voter intimidation, outlining a future research agenda, prepared by Tova Wang and Job Serebrov, and discussed in this morning's USA TODAY;

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It is my understanding that these reports were commissioned by and submitted to the EAC several months ago. It is in the public interest to release these reports since they will advance the public discussion and understanding of important election administration issues.

Thank you very much for your attention to this request. Please let me know when I can expect to receive a copy of these reports. If this request is denied, please provide an explanation as to why.

Sincerely,
Tom,

Thanks but Wendy Weiser seems to be under the assumption that we provided all of this material to USA Today. As agreed to by the commissioners, counsel and staff, we only provided USA Today with the public documents that were presented to the advisory boards at the May meetings. Should we not clarify this to Wendy and provide her or anyone else with the same. I also just received the same request from election officials in Cook County, IL and King County, WA. Reporters are pestering them for information based on the USA Today article so election officials now want it from EAC. Looks like this is only the start so we need to get ahead of the curve.

Both of these reports are draft reports to the EAC and are currently being reviewed by staff. While we have released some of the data tables that Eagleton nether of these reports can be released.

Sent from my BlackBerry Wireless Handheld
Bryan Whitener

----- Original Message -----
To: Thomas Wilkey  
Cc: Jeannie Layson; Margaret Sims; Karen Lynn-Dyson; Juliet Hodgkins  
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----- Forwarded by Bryan Whitener/EAC/GOV on 10/11/2006 11:33 AM -----  
"Wendy Weiser"  
To bwhitener@eac.gov  
10/11/2006 10:57 AM  
cc  
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Wendy R. Weiser  
Deputy Director, Democracy Program  
Brennan Center for Justice at NYU School of Law  
161 Avenue of the Americas, 12th Floor  
New York, NY 10013  
(212) 998-6130 (direct)  
(212) 995-4550 (fax)
We don't have a summary in numbers. We just have a summary of cases, some of which do not appear to reach the level of election fraud, and the charts of newspaper articles, some of which only contain allegations and some of which report convictions. These charts were on the CD I sent you before the Working Group meeting. Unfortunately, we have a long way to go before we have what I would classify as statistics.

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
e-mail: psims@eac.gov

Peggy - - I can take whatever you got!!! What does the data you got show?

No reliable, comprehensive data --- just the preliminary research results from case law, literature review, and interviews. --- Peggy
State and local level prosecutions dealing with electoral fraud?

This message was brought to you by Dr. D's fabulous Blackberry!

The answer is tricky. The working group met after the written report was submitted for the board meetings, but before the status report was formally presented (orally) at the board meetings. --- Peggy

So the answer is yes, they did meet after the status report was presented?
The status report was written on May 17, 2006 (the last day it could be submitted for the upcoming board meetings). The first and only meeting of the working group was May 18, 2006. --- Peggy

Jeannie Layson/EAC/GOV

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ----

Thomas R. Wilkey/EAC/GOV

Peggy,
Could you give Jeannie a call she needs some help fashioning a statement regarding the USA Today article since Tova and Job are hoping mad
Thanks

Sent from my BlackBerry Wireless Handheld
FYI.

Peggy,

As noted in our recent status report, 75 percent of contract funding has been reached. The attached is submitted in accordance with the contract requirements.

If you have any questions please contact me.

Regards,
Jim

James Carrera / KPMG LLP / 703-286-6106 (office) / 703-995-0325 (fax) /
Bryan:

An electronic copy of the status report is attached, as requested for the USA Today inquiry. The status report includes the attachment listing the Working Group members. I suggest that you check to ensure that I have protected the copy against any manipulation, and protect it yourself if I have not, before sending it out to anyone. --- Peggy

Who is signing the letter?

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

I will IF they sign off on it
See questions below. I can answer the first two, but see if this language is acceptable for questions 3 and 4.

Can I get full report submitted by Tova Wang? If not, why not? EAC staff is currently reviewing the data, and we have not compiled a final report. I will make sure you receive the final report when it is issued.

This answer will probably not make him happy, but it's the best I can come up with. Suggestions?
To: Jeannie Layson/EAC/GOV@EAC
cc
Subject reporter - Art Levine, Salon.com

Art Levine
Salon.com
deadline today or tomorrow

What exactly is the document USA Today refers to? Is it a report or just a staff document? Can I get full report submitted by Tova Wang? If not, why not?

FYI
Google search shows this on the DLC website
http://www.dlc.org/ndol_ci.cfm?kaid=139&subid=275&contentid=253439

Art Levine
Senior Fellow
Progressive Policy Institute
3003 Van Ness St. NW, Apt. W-516
Washington, D.C. 20008
(202) 248-9320

Also,

Salon's shameful six

There was Florida in 2000 and Ohio in 2004. Here are the six states where vote suppression could cost voters their voice -- and Democrats the election -- in 2006.

Salon News
By Art Levine

Eva Steele has a son in the military who is supposed to be fighting for freedom in Iraq, but sitting in a wheelchair in her room in a Mesa, Ariz., assisted-living facility, she wonders why it's so hard for her to realize a basic freedom back here in America: the right to vote.
Arriving in Arizona in January from Kansas City, weakened by four heart attacks and degenerative disk disease, Steele, 57, discovered that without a birth certificate she can't register to vote. Under a draconian new Arizona law that supposedly targets illegal immigrants, she needs proof of citizenship and a state-issued driver's license or photo I.D. to register. But her van and purse were stolen in the first few weeks after she moved to Mesa, and with her disability checks going to rent and medicine, she can't afford the $15 needed to get her birth certificate from Missouri. Her wheelchair makes it hard for her to navigate the bus routes or the bureaucratic maze required to argue with state bureaucrats. She's unable to overcome the hurdles thrown in her way -- and in the way of as many as 500,000 other Arizona residents -- by the state's Republican politicians.

Jeannie Layson/EAC/GOV
10/12/2006 10:59 AM
To Thomas.Hicks@mail.house.gov
cc
Subject Research update

Tom,
Per our conversation, attached is the update the Standards Bd. and Bd. of Adv. received at their May meeting. That's all it was -- a status report. And we clearly stated in our Fed. Register notice that we would deliver an update on our research projects. And this meeting was open to the public.

Take care, and let's get together soon. Let me know if you need anything else.

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

www.eac.gov VF-VI Study Status 5.17-06.pdf
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----

Commissioners,
Wendy Weiser of the Brennan Center has requested some of the information that was distributed to the Bd. of Adv. and the Standards Bd. at the May meeting. Her request is below. Attached is a draft letter that I
Fifth batch attached. More to come. --- Peggy Sims

Please do ask him. Thanks

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 03, 2006 4:14 PM
To: wang@tcf.org; serebrov@sbcglobal.net
Subject: Fw: DOJ Training Materials

Devon's response is attached. Guess I'll add this to the list of questions going to Donsanto. 
---Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/03/2006 05:12 PM -----

Peggy,

The sections that you listed below are also empty in our copy. I have attached a copy of the complete table of contents with all of the section that are empty in our copy of the 2004 DOJ training binder.

Thanks,

Devon
Devon:
One of our consultants noted that there are several sections appear to be missing from the 2004 DOJ training binder. She wasn't sure if it is because of what DOJ sent over to EAC or a problem in the photocopying. From what she can see, some of the table of contents is missing and tabs 14, 15, 16, 17, 21, 23 and 26 are all empty. I think we must have provided the T of C because I don't see one in the binder. Can you please retrieve the binder and check this out for me?
Thanks! --- Peggy

Hi Peg,
I will call J.R. on Thursday to run it by him and let you know what he says. As for my availability on Wednesday, April 12, the answer is "yes". Morning is best for me, although I could be available in the afternoon. You choose a time and I will be here.

Thanks,
Tony

----- Original Message ----- 
From: psims@eac.gov
To: psims@eac.gov
Cc: 
Sent: Wednesday, April 05, 2006 12:32 PM
Subject: Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group
Intimidation Working Group

Tony:

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

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

Thanks!

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

Good Afternoon Peg,

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

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

Dear Tony, 
Unfortunately both Javier and myself have to decline in being members of the woking group from Texas. It is a bad time of the year where we have so many elections and would not be able to contribute enough time to doing research of any kind. Please keep us in mind for future meetings. 
Helen Jamison
-----Original Message----- 
From: Tony J. Sirvello III [mailto:tjthree@msn.com] 
Sent: Monday, April 03, 2006 1:19 PM 
To: Helen Jamison; Javier Chacon 
Subject: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group 

Helen, Javier, 

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

Thanks, 

Tony 

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

Tony: 

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

Background 

00400
Section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are the development of:

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

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

Preliminary EAC Research

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

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

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

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

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

"Tony J. Sirvello III"
Good Afternoon Peg,

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

Tony

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

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Helen Jamison 
-----Original Message----- 
From: Tony J. Sirvello III [mailto:tjthree@msn.com] 
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To: Helen Jamison; Javier Chacon 
Subject: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Helen, Javier, 

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Thanks, 

Tony

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

Tony:

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

Background

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3. convene a meeting of a project working group composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation, provide the results of the preliminary research to the working group, and record the working group's deliberations; and
4. produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future EAC action, if any.

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

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

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

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

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

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, April 04, 2006 8:46 AM
To: Tova Andrea Wang; Job Serebrov
Subject: Project Working Group Meeting

The Chairman and Vice Chairman are interested in attending the meeting. Due to schedule conflicts, they are asking us to look at the week of May 15. Does that pose a problem for either of you? Peggy

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
As I have alerted Nicole, the call is not working. Someone ought to get in touch with Kevin -- I do not have his contact information.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 10, 2006 8:45 PM
To: Tova Andrea Wang; Job Serebrov
Subject: Kennedy Interview

It appears that the teleconference with Kevin Kennedy is set for tomorrow, April 11, at 10:30 AM CST/11:30 AM EST. Use the usual phone number (866-222-9044) and passcode (62209).

If you have trouble connecting, contact Nicole.

Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---
Nicole Mortellito/CONTRACTOR/EA C/GOV
04/11/2006 11:45 AM

the call is up and running!! you may dial in

Regards,

Nicole K. Mortellito
Research Assistant
U.S. Election Assistance Commission
1225 New York Avenue - Suite 1100
Washington, DC
202.566.2209 phone
202.566.3128 fax

"Tova Wang" <wang@tcf.org>

04/11/2006 11:42 AM

To: psims@eac.gov, "Job Serebrov"
cc
As I have alerted Nicole, the call is not working. Someone ought to get in touch with Kevin -- I do not have his contact information.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 10, 2006 8:45 PM
To: Tova Andrea Wang; Job Serebrov
Subject: Kennedy Interview

It appears that the teleconference with Kevin Kennedy is set for tomorrow, April 11, at 10:30 AM CST/11:30 AM EST. Use the usual phone number (866-222-9044) and passcode (62209).

If you have trouble connecting, contact Nicole.

Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Nicole Mortellito/CONTRACTOR/EAC/GOV
04/10/2006 10:05 AM
to
Margaret Sims/EAC/GOV@EAC
cc

Subject Re: Teleconference set up

You are set for the 12th at 11am

Regards,

Nicole K. Mortellito
Research Assistant
U.S. Election Assistance Commission
1225 New York Avenue - Suite 1100
Washington, DC
202.566.2209 phone
202.566.3128 fax
Margaret Sims/EAC/GOV
Nicole:
Could you please help me set up a teleconference for Wednesday, April 12 at 11 AM EST (for 1 hour)?
Please send me confirmation.
Peg

Sent from my BlackBerry Wireless Handheld

Peggy:
May looks pretty good right now. I will not be available May 1, or in the morning (before 12:30) on May 4 or May 11, or in the afternoon on May 10.
Barry

Hi, Barry:

I'm trying to arrange a meeting of the Working Group for EAC's Voting Fraud-Voter Intimidation project. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov
That's fine, just asking

-----Original Message-----
From: Job Serebrov [mailto:
Sent: Wednesday, April 12, 2006 11:26 AM
To: Tova Wang; psims@eac.gov
Cc: 'Job Serebrov'; 'Nicole Mortellito'
Subject: Re: working group meeting

It was my understanding that the meeting would be on the 15th or later.

Tova, Peggy is out of the office this week.

--- Tova Wang <wang@tcf.org> wrote:

> I cannot do it on May 5 now. Any update on a date?
> I will be in DC for
> other meetings May 4 - May 7 if that makes any
> difference (EAC would not
> have to pay my transportation if it was on, for
> example, Monday May 8 or
> possibly even the 9th) Thanks.
>
> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
> 41 East 70th Street - New York, NY 10021
> phone: 212-452-7704 fax: 212-535-7534
> 
> www.tcf.org, for the latest news,
> analysis, opinions, and events.
> 
> 
> <mailto:join-tcfmain@mailhost.groundspring.org>
> Click here to receive our
> weekly e-mail updates.
>
>
I didn't have anything specific in mind yet, especially as I have not finished going through the voluminous documentation, but I will let you know

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 03, 2006 2:41 PM
To: wang@tcf.org;
Subject: Mentioning DOJ Training Guidance

Tova and Job:

Craig Donsanto responds that it is not possible for him to assess the level of public attribution that would be appropriate without seeing the substantive stuff in context. He does not foresee a problem; but recommends that I provide him with the draft text. He will review it to ensure we are not disclosing things we shouldn't disclose.

Therefore, please provide the draft text to me ASAP, so that I can forward it to him for review. I suspect he will provide me with a prompt response, which I will forward to you.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

That time is fine. A half hour earlier would be better. I also have a 12 CDT meeting.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, April 07, 2006 12:27 PM
To: Kevin Kennedy  
Subject: Interview  

Kevin:  
I'm just following up on my request for your availability to be interviewed by our consultants for our voting fraud/voter intimidation project. Are you available Tuesday, April 11 at 11 AM CST?  
Peggy Sims  

--------------------------  
Sent from my BlackBerry Wireless Handheld  

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---  
Margaret Sims/EAC/GOV  
04/03/2006 05:11 PM  
To: "Job Serebrov"@GSASEXTERNAL  
cc  
Subject: Re: Working Group Contact Info  

Thanks, Job! --- Peggy  

"Job Serebrov"  

"Job Serebrov"  
04/03/2006 04:57 PM  
To: psims@eac.gov  
cc  
Subject: Re: Working Group Contact Info  

Norcross's assistant is Maria Rivers:  
Rivers@BlankRome.com  

Rokita's assistant is:  

Amy Miller  
Executive Assistant  
Indiana Secretary of State Todd Rokita  
317-232-6536  
assistant@sos.in.gov  

--- psims@eac.gov wrote:  

> Please review the attached and let me know of any corrections that should be made. Thanks! --- Peggy  
>
"Job Serebrov"

To psims@eac.gov, wang@tcf.org

cc

Subject Re: Mentioning DOJ Training Guidance

Lets discuss this in 10 minutes.

--- psims@eac.gov wrote:

> Tova and Job:
> 
> Craig Donsanto responds that it is not possible for
> him to assess the
> level of public attribution that would be
> appropriate without seeing the
> substantive stuff in context. He does not foresee a
> problem; but
> recommends that I provide him with the draft text.
> He will review it to
> ensure we are not disclosing things we shouldn't
dislose.
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> Therefore, please provide the draft text to me ASAP,
> so that I can forward
> it to him for review. I suspect he will provide me
> with a prompt
> response, which I will forward to you.
>
> Peggy Sims
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> U.S. Election Assistance Commission
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> 1225 New York Ave, NW - Ste 1100
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> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)
> 
> Fax: 202-566-3127
> email: psims@eac.gov
>

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

"Tova Wang"

To psims@eac.gov

cc "Job Serebrov" "Tova Wang"

Subject working group agenda
Hi Peg,

Attached is a draft of an agenda for the working group. Let us know what you think. Thanks. Tova

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
"Job Serebrov"
To psims@eac.gov, "Tova Andrea Wang" <wang@tcf.org>
cc
Subject Re: Project Working Group Meeting

Peggy:

Here is my situation. I am to go to work full time for the Governor at some time in June. I just don't know when and because we are having a special session right now, no one can give me any indications as to the date. The special session will last for at least two weeks. However, I had to arrange a job because the contract ends at the end of May. So---all of this said---if, for instance, I go to work for the Governor the first week of June, I will only be able to work on EAC matters after hours at night.

Job

--- psims@eac.gov wrote:

> The Chairman and Vice Chairman are interested in
> attending the meeting. Due
> to schedule conflicts, they are asking us to look at
> the week of May 15.
> Does that pose a problem for either of you peggy
> --------------------------
> Sent from my BlackBerry Wireless Handheld
> >
> >
nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
methods of identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

Please let me know if you have any questions. Thanks.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---
Margaret Sims/EAC/GOV
04/03/2006 04:33 PM
To: Tova Andrea Wang, Job Serebrov
cc
Subject: Working Group Contact Info

Please review the attached and let me know of any corrections that should be made. Thanks! --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---
Margaret Sims/EAC/GOV
04/03/2006 03:41 PM
To: "Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL
cc
Subject: RE: Voting Fraud-Voter Intimidation Project

Thanks, Craig! --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
04/03/2006 03:16 PM
To: psims@eac.gov
cc
Subject: RE: Voting Fraud-Voter Intimidation Project

Hello Peg!

God willing, I will be here the first two weeks of May.
Sorry, you mean its today. OK, thanks. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 10, 2006 8:45 PM
To: Tova Andrea Wang; Job Serebrov
Subject: Kennedy Interview

It appears that the teleconference with Kevin Kennedy is set for tomorrow, April 11, at 10:30 AM CST/11:30 AM EST. Use the usual phone number (866-222-9044) and passcode (62209).

If you have trouble connecting, contact Nicole.
Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

Kevin:

Following up on yesterday's conversation, would you be available next Tuesday (4/11) to be interviewed by phone by our consultants on the Voting Fraud-Voter Intimidation research project? The interview is likely to take less than an hour. You pick the time and I'll confirm it with our consultants, Tova Wang and Job Serebrov. Then, I'll send you an email with the toll-free number and pass code that you will need for the teleconference.

EAC is conducting this preliminary research to determine how best to meet HAVA requirements. Section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are the development of:
As for your second question, it is not possible for me to assess the level of public attribution that would be appropriate without seeing the substantive stuff in context. I do not foresee a problem. So, I recommend that you get me a draft text and I will review it to ensure we are not disclosing things we shouldn't disclose.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 03, 2006 3:13 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation Project

Craig:

I have 2 issues for you today.

First, I am trying to schedule a meeting of the project working group for EAC's Voting Fraud-Voter Intimidation research project. As a technical advisor on this project, your attendance is particularly important to me. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Second, is it OK for our consultants to refer in their report to guidance provided in the DOJ training materials? I ask this because I understood that some materials in the materials are considered confidential and we do not want to violate your confidentiality provisions. If there is a compromis position, such as having you review that portion of the consultants' report, then let me know.

Thanks!

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
"Tova Wang" <wang@tcf.org>
04/10/2006 11:04 AM

To psims@eac.gov
cc "Job Serebrov"
Subject small question for Donsanto

Could you please also ask him what the training materials are referring to when they discuss "ballot box stuffing?" Does this mean elections workers add extra votes? Thanks so much. Tova

Tova Andrea Wang
Craig is on the list because the Commission requested he serve as a technical advisory to the project. Although not a member of the project working group, I do need to check his availability for the meeting.

I tried to tell you on the phone that we still are trying to confirm the El Paso County, TX election official for the working group. (Several attempts have been made to contact the Election Director, but she has been out of town.) If we can't get her, we will try for her deputy (also Hispanic). Once I have a response that one of them is willing to serve, I'll update the contact info table and see if I can't get a bio for you two to review. --- Peggy

"Tova Wang" <wang@tcf.org>

Why is Craig Donsanto on the list? And what happened about the local election official? Thanks. Tova

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 03, 2006 3:33 PM
To: wang@tcf.org;
Subject: Working Group Contact Info

Please review the attached and let me know of any corrections that should be made. Thanks! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
That gives us no time between interviews though, right? We've never been able to really limit it to 30 minutes.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 10, 2006 8:45 PM
To: Tova Andrea Wang; Job Serebrov
Subject: Kennedy Interview

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If you have trouble connecting, contact Nicole.

Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Peggy:
The interviews are ok with me.

Tova:
I think I should write the review on the IFES white paper instead of the red book.

Job

--- psims@eac.gov wrote:

> Hi, Job and Tova:
Tony Sirvello (former election director for Harris County, TX and current Executive Director of the International Association of Clerks, Recorders, Election Officials and Treasurers) can make himself available for an interview next Wednesday morning (4/12). He is on CST. Is there a time that works well for the two of you? How about 10 AM CST/11 AM EST? I saw Kevin Kennedy at a meeting in our office this past Tuesday. We are trying to set up an interview with him next Tuesday (4/11).

I asked Donsanto about an updated version of his Prosecution of Election Offenses. He responded that it is at the printers and will not be available for a couple of months. In the interim, he referred me to the white paper he did for IFES, which I have attached. He said that the white paper includes the same information on the prosecution of election fraud that will be in the book. --- Peggy

Hi Peg,

I've just made it through the 2004 binder of materials and have two questions. First, I understand that these materials are confidential, but may we refer to guidance provided in them in our report? Otherwise they are of not much use to us. There's not that much in it that would add to what Donsanto and Tanner told us, but there are a few issues raised that I believe might be germane.

Second, there are several sections evidently missing from the 2004 binder and I'm not sure if that's because of what Donsanto sent over or a problem in the photocopying. From what I can see, some of the table of contents is missing and tabs 14, 15, 16, 17, 21, 23 and 26 are all empty. Can you please look into this?

Thanks and I look forward to speaking to you tomorrow. Tova
Tony:

Which one do you think would be best? J.R. Perez, as Election Administrator, should have knowledge of voting fraud and voter intimidation in both voter registration and voting. I assume that, though Patricia is the voter registration supervisor, she also would have knowledge of voting fraud and voter intimidation in balloting. Would they be available in May for a meeting of the project working group? Who could best stand up to the DNC and RNC counsels?

On a related matter, would you be available for our consultants to interview you by telephone next Wednesday? If so, let me know a convenient time. I'll confirm the time with the two consultants, Job Serebrov and Tova Wang. Then, I'll get back to you with the toll-free line and pass code you will need to use for the teleconference.

Thanks!

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

Good Afternoon Peg,

How about J. R. Perez, Elections Administrator, Guadalupe County or Patricia Benavides, Voting Registration Supervisor, Tarrant County, Texas?

Tony

----- Original Message -----
From: Helen Jamison
To: Tony J. Sirvello III
Sent: Tuesday, April 04, 2006 11:46 AM
Subject: RE: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Dear Tony,
Unfortunately both Javier and myself have to decline in being members of the working group from Texas. It is a bad time of the year where we have so many elections and would not be able to contribute enough time to doing research of any kind. Please keep us in mind for future meetings.

Helen Jamison

-----Original Message-----
From: Tony J. Sirvello III [mailto:]
Sent: Monday, April 03, 2006 1:19 PM
To: Helen Jamison; Javier Chacon
Subject: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Helen, Javier,

Attached is the information from the EAC requesting your services as a member of the working group from Texas. Please let me know in a couple of days if one of you will be able to participate. If you need more information, call me and I will conference in with Peggy Sims, who can give you more details.

Thanks,

Tony

----- Original Message ----- 
From: psims@eac.gov
To: [mailto]
Sent: Thursday, March 16, 2006 10:29 AM
Subject: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:

Thanks for being willing to help me identify a qualified, nonpartisan local election official to serve on our Project Working Group for the preliminary research being conducted on voting fraud and voter intimidation.

Background

Section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are the development of:
1. nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
2. methods of identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC's Board of Advisors recommended that EAC make research on these topics a high priority.

Preliminary EAC Research

Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

1. develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
2. perform preliminary research on these topics (including Federal and State administrative and case law review), identify related activities of key government agencies and civic and advocacy organizations, and deliver a summary of this research and all source documentation;
3. convene a meeting of a project working group composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation, provide the results of the preliminary research to the working group, and record the working group's deliberations; and
4. produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future EAC action, if any.

The Project Working Group will probably meet only once during this preliminary research effort (probably in late April) to review the consultants research and provide input. Other members of the Working Group are lawyers from advocacy groups and major political parties, two State election officials, and Barry Weinberg, former Deputy Chief of DOJ's Voting Section, Civil Rights Division. Craig Donsanto, Director of DOJ's Election Crimes Branch will serve as a technical advisor to the group.

I really appreciate any help you can offer in identifying a qualified individual to fill the slot on the Working Group that has been reserved for an experienced, nonpartisan local election official.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

"Tony J. Sirvello III"

To "Peggy Sims" <psims@eac.gov>
cc
Subject Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group
Good Afternoon Peg,

How about J. R. Perez, Elections Administrator, Guadalupe County or Patricia Benavides, Voting Registration Supervisor, Tarrant County, Texas?

Tony

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Helen Jamison

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Thanks,

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I really appreciate any help you can offer in identifying a qualified individual to fill the slot on the Working Group that has been reserved for an experienced, nonpartisan local election official.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
OK, thanks. I can access the IFES web site. That will give the consultants something to work with. --- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

The fraud chapter has been published by IFES as part of their Money and Politics Program. It's on their website. I tweaked the text a bit and presented it in Abjua. The rest of it is regretably not public at present.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@usdoj.gov>
Sent: Wed Apr 05 17:26:12 2006
Subject: Re: Voting Fraud-Voter Intimidation Project

Is there any way to get an advance copy? Our consultants will need to review it before you receive your printed versions. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

04/05/2006 04:14 PM
To
psims@eac.gov

cc

Subject
Re: Voting Fraud-Voter Intimidation Project

The 7th edition is done and on its way to the printer. It is my hope to get it out in a couple months.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed Apr 05 13:05:15 2006
Subject: Voting Fraud-Voter Intimidation Project

Craig:

In reviewing the great materials you gave our consultants, we have not found an updated draft of your famous Prosecution of Election Offenses. Is that available for review? If you have a pdf version, I could pass that on to our consultants (noting any restrictions you may have on use).

Also, we noticed some gaps in the 2004 DOJ training binder. It appears that we are missing the Chris Herren information from Panel 3 and something titled "July 21, 2004" from Panel 4. If these were removed because we should not see them, just let me know.

I also have to check your availability the week of May15. I'm still trying to find a date that everyone will be available for the working group meeting.

Sorry to bug you. Hope all is going well.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov
Hi, Barry:

I'm trying to arrange a meeting of the Working Group for EAC's Voting Fraud-Voter Intimidation project. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

I've been trying to schedule an interview (by teleconference) among our two consultants, Tova Wang and Job Serebrov and an election attorney, Colleen McAndrews (310/458-1405). I had to leave your name with her assistant, today, just in case she calls back when I am out of the office.

The EAC consultants are available for interviews next week before 4:30 AM EST on Monday (4/10) and in the afternoon on Wednesday (4/12). Email info on any teleconferences scheduled to Job (serebrov@sbcglobal.net) and Tova (wang@tcf.org). Job operates on CST; Tova on EST.

Thanks! --- Peggy
Hi, Job and Tova:

Tony Sirvello (former election director for Harris County, TX and current Executive Director of the International Association of Clerks, Recorders, Election Officials and Treasurers) can make himself available for an interview next Wednesday morning (4/12). He is on CST. Is there a time that works well for the two of you? How about 10 AM CST/11 AM EST? I saw Kevin Kennedy at a meeting in our office this past Tuesday. We are trying to set up an interview with him next Tuesday (4/11).

I asked Donsanto about an updated version of his *Prosecution of Election Offenses*. He responded that it is at the printers and will not be available for a couple of months. In the interim, he referred me to the white paper he did for IFES, which I have attached. He said that the white paper includes the same information on the prosecution of election fraud that will be in the book. --- Peggy

Thank you.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 10, 2006 11:02 AM
To: Kevin Kennedy
Subject: Re: Interview

I am trying to arrange the teleconference for 10:30 AM CST tomorrow, April 11. Will get back to you once confirmed.
Peggy

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Sent from my BlackBerry Wireless Handheld

----- Original Message -----  
From: "Kennedy, Kevin" [Kevin.Kennedy@seb.state.wi.us]
Sent: 04/09/2006 11:13 AM
To: "'psims@eac.gov'" <psims@eac.gov>
Subject: RE: Interview

That time is fine. A half hour earlier would be better. I also have a 12 CDT
meeting.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, April 07, 2006 12:27 PM
To: Kevin Kennedy
Subject: Interview

Kevin:
I'm just following up on my request for your availability to be interviewed by our consultants for our voting fraud/voter intimidation project. Are you available Tuesday, April 11 at 11 AM CST?
Peggy Sims

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Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Nicole Mortellito/CONTRACTOR/EA C/GOV
04/11/2006 11:45 AM
To: "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc psims@eac.gov
Subject conf call is up and running

all dial in info is the same!

Regards,
Nicole K. Mortellito
Research Assistant
U.S. Election Assistance Commission
1225 New York Avenue - Suite 1100
Washington, DC
202.566.2209 phone
202.566.3128 fax
----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Margaret Sims/EAC/GOV
04/03/2006 03:18 PM
To wang@tcf.org@GSAEXTERNAL
cc
Subject Re: doj training materials

Tova:
I'm checking with Craig regarding reference in our report to the DOJ training materials. The 2004 DOJ training materials did not have a table of contents. I think Devon added that to help you find your way
Hi Peg,

I've just made it through the 2004 binder of materials and have two questions. First, I understand that these materials are confidential, but may we refer to guidance provided in them in our report? Otherwise they are of not much use to us. There's not that much in it that would add to what Donsanto and Tanner told us, but there are a few issues raised that I believe might be germane.

Second, there are several sections evidently missing from the 2004 binder and I'm not sure if that's because of what Donsanto sent over or a problem in the photocopying. From what I can see, some of the table of contents is missing and tabs 14, 15, 16, 17, 21, 23 and 26 are all empty. Can you please look into this?

Thanks and I look forward to speaking to you tomorrow. Tova

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
Devon E. Romig/EAC/GOV
04/07/2006 11:12 AM

To wang@tcf.org
cc Margaret Sims/EAC/GOV@EAC, Edgardo Cortes/EAC/GOV@EAC
Subject Travel voucher

Ms. Wang,

My name is Devon Romig and I am working with Peggy and Edgardo at the EAC. I have completed a travel voucher for you and I need your signature in order to submit the voucher.

If you could please respond with a fax number, I will send you a copy of the voucher.

Let me know if you have any other questions.

Sincerely,

Devon Romig
United States Election Assistance Commission
I just saw what you did. I should be out of hours at the end of May. I believe I will be working for the state in June which will make it difficult to find time to finish and could slow things down but I am not yet sure of that.

--- psims@eac.gov wrote:

> Attached is an updated invoice schedule for the FY 06 contracts for the Voting Fraud/Voter Intimidation project. --- Peggy

I know you preferred Friday, but Job is not available then. He also said he is not available next week. Do you have any time available this Wednesday? --- Peggy

I can't do it Friday but Wednesday is ok.

--- psims@eac.gov wrote:

> Tova and Job:
I've passed Tova's request on to Craig.

Also, Sarah Ball Johnson, KY, finally called back to say she would be available Wednesday through Friday this week and next week for the interview. Which day and time is best for you and Job?

--- Peggy

Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Margaret Sims/EAC/GOV
04/17/2006 10:48 AM
To: Job Serebrov, Tova Andrea Wang
cc
Subject: Invoice Schedule

Attached is an updated invoice schedule for the FY 06 contracts for the Voting Fraud/Voter Intimidation project. --- Peggy

FY06 Contracts Invoice Schedule.xls
That's what I am concerned about. I think we need to end all interviews with Sarah Ball Johnson. With the literature reviews I am finishing, the case write up and the Tova's Nexis research that I need to read, I will have about 45 hours left for the Working Group meeting and final write up.

--- psims@eac.gov wrote:

> I have to check with Conny McCormack to see if things have settled down for her enough so that she would be available. I have had no response to my overtures to Colleen McAndrews' office. I can try again, but I have to be out of town again, from Wednesday through Friday this week, on another research contract and for EAC's public meeting in Seattle. Were you able to get through to Mike McCarthy?
> 
> Please remember to watch your time. We'll need to reserve some of your time for the working group meeting and the subsequent reports. --- Peggy

---

"Job Serebrov"  
04/17/2006 10:17 AM

To psims@eac.gov, wang@tcf.org
cc

Subject Re: Follow up Donsanto and KY Interviews

Next week is out for me. I need to check my schedule this week. Is this the last interview that you were able to arrange?
--- psims@eac.gov wrote:
>
> Tova and Job:
> I've passed Tova's request on to Craig.
> Also, Sarah Ball Johnson, KY, finally called back to say she would be available Wednesday through Friday this week and next week for the interview. Which day and time is best for you and Job?
>
> --- Peggy

> w@tcf.org
> 04/16/2006 11:39 AM
>
> To
> psims@eac.gov
> cc
> "Tova Wang" <wang@tcf.org>
> Subject
donsanto again
>
>
>
> Hi Peg,
> Happy Easter!
> Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova
>
> http://www.fbi.gov/page2/april06/electioncrime041406.htm
>
> ---- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ----

"Tova Wang"
<wang@tcf.org>
04/17/2006 10:21 AM
To "Job Serebrov" psims@eac.gov
cc
Subject RE: Announcement of FBI Election Crimes Initiative
We could skim it

-----Original Message-----
From: Job Serebrov
Sent: Monday, April 17, 2006 9:13 AM
To: Tova Wang; psims@eac.gov
Subject: RE: Announcement of FBI Election Crimes Initiative

Tova-Do we have time to review this?

--- Tova Wang <wang@tcf.org> wrote:

> Is it possible to get the materials they are using
> for the trainings?
> Thanks Peg.
>
> -----Original Message-----
> From: psims@eac.gov [mailto:psims@eac.gov]
> Sent: Monday, April 17, 2006 9:08 AM
> To: wang@tcf.org;
> Subject: Fw: Announcement of FBI Election Crimes
> Initiative
>
> See Donsanto response below.--- Peggy
>
> ----- Forwarded by Margaret Sims/EAC/GOV on
> 04/17/2006 10:07 AM ----- 
>
> "Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
>
> 04/17/2006 09:56 AM
>
> To
> psims@eac.gov
>
> cc
>
> Subject
> RE: Announcement of FBI Election Crimes Initiative
>
> Peg --
>
> This is essentially FBI's equivalent of the
> Department's Ballot Access and
> Integrity Initiative. The news conference on
> Thursday announced that FBI
> was enhancing its prioritization of campaign
> financing offenses. The main
feature of this initiative, aside from enhancing the
priority these cases
will get in the Bureau, is that each of the Bureau's
57 Field Divisions will
have at least one "Election Coordinator Agent" who
will be the equivalent of
the District Election Officer AUSAs. We have been
training these new
FBI-types: the week before last we had roughly 75 of
them in Denver in a
very well received two-day session in election law enforcement at
which several FEC people spoke. On Wednesday, I head out
to Portland, Oregon for
more of the same.

Hi, Craig:

Tova noticed an article about an FBI initiative
against election crimes (see
attached email). Is this something new, or is it
more of the same
initiative that you addressed in your interview? If
it is new, would you
have time for a teleconference with Job and Tova to
answer any questions
they may have on the initiative?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
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(direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on
04/17/2006 08:56 AM -----
Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

<http://www.fbi.gov/page2/april06/electioncrime041406.htm>
http://www.fbi.gov/page2/april06/electioncrime041406.htm

Peggy:

This is incorrect. Our project ends May 31. This month's invoice is due on April 21 and is invoice number 3. Invoice number 4 is due at the end of May.

--- psims@eac.gov wrote:
Attached is an updated invoice schedule for the FY 06 contracts for the Voting Fraud/Voter Intimidation project. --- Peggy

Any time Friday is fine for me. Thanks

-----Original Message-----
From: psims@eac.gov
Sent: Monday, April 17, 2006 8:05 AM
To: wang@tcf.org;...
Subject: Re: Follow up Donsanto and KY Interviews

Tova and Job:

I've passed Tova's request on to Craig.

Also, Sarah Ball Johnson, KY, finally called back to say she would be available Wednesday through Friday this week and next week for the interview. Which day and time is best for you and Job?

--- Peggy

-----Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM-----
"Tova Wang" <wang@tcf.org>
04/17/2006 09:20 AM
To psims@eac.gov.
cc
Subject RE: Follow up Donsanto and KY Interviews

wang@tcf.org
04/16/2006 11:39 AM
To psims@eac.gov
cc
"Tova Wang" <wang@tcf.org>
donsanto again

Subject
Hi Peg,

Happy Easter!

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http://www.fbi.gov/page2/april06/electioncrime041406.htm

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM-----

"Job Serebrov"  
04/17/2006 10:17 AM 
To psims@eac.gov, wang@tcf.org 
cc 
Subject Re: Follow up Donsanto and KY Interviews

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--- psims@eac.gov wrote: 

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> 
> wang@tcf.org 
> 04/16/2006 11:39 AM 
> 
> To 
> psims@eac.gov 
> cc 
> "Tova Wang" <wang@tcf.org> 
> Subject 
> donsanto again 
> 
>
> Hi Peg,
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> Would it be possible to talk to Mr. Donsanto about
> this latest initiative,
> or somehow get more information? Thanks. Tova
>
http://www.fbi.gov/page2/april06/electioncrime041406.htm

Good Morning Peg,
That works for me....I will stay off the phone and wait on the call.

Have A Great Weekend,

Tony

----- Original Message ----- 
From: psims@eac.gov
To: [Redacted]
Sent: Thursday, April 06, 2006 2:27 PM
Subject: Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:

How about scheduling the teleconference with our consultants for 10 AM CST/11 AM EST on Wednesday, April 12? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ----- 
Margaret Sims/EAC/GOV
04/17/2006 08:59 AM
To Craig Donsanto
cc
Subject Fw: Announcement of FBI Election Crimes Initiative
Hi, Craig:

Tova noticed an article about an FBI initiative against election crimes (see attached email). Is this something new, or is it more of the same initiative that you addressed in your interview? If it is new, would you have time for a teleconference with Job and Tova to answer any questions they may have on the initiative?

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

Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm

Good Afternoon Peg,

I will make the call as scheduled. I am still in shock about Ray.

Tony
 ----- Original Message ------
From: psims@eac.gov
To: Tony Sirvello
Sent: Monday, April 10, 2006 6:04 PM
Subject: Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:
We have set up your telephone interview with our 2 consultants (Job Serebrov and Tova Wang) as a teleconference. Please call 1-866-222-9044 (toll free) at around 10 AM CST on Wed 4/12. At the prompt for the passcode, enter 62209. Tova and Job will join you on the line. This works best if you use a land line, rather than a cell phone.

If you have trouble connecting, please call Nicole Mortellito at our office (866-747-7421. Thanks!
Peggy

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ------
From: "Tony J. Sirvello III" [tjsthree@msn.com]
Sent: 04/07/2006 08:52 AM
To: Margaret Sims
Subject: Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Good Morning Peg,

That works for me....I will stay off the phone and wait on the call.

Have A Great Weekend,

Tony

----- Original Message ------
From: psims@eac.gov
To: 
Sent: Thursday, April 06, 2006 2:27 PM
Subject: Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:

How about scheduling the teleconference with our consultants for 10 AM CST/11 AM EST on Wednesday, April 12? --- Peggy
The 4th batch. More to come tomorrow.
Peg Sims

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
Margaret Sims/EAC/GOV
05/09/2006 11:44 AM
To “Job Serebrov”
cc
Subject Re: Working Group-Perez

OK, I get it. The text in the attachment follows:

EXCERPTS FROM TEXAS ELECTION CODE

SUBCHAPTER B. COUNTY ELECTIONS ADMINISTRATOR

***

§ 31.032. APPOINTMENT OF ADMINISTRATOR; COUNTY ELECTION COMMISSION.

(a) The position of county elections administrator is filled by appointment of the county election commission, which consists of:

(1) the county judge, as chair;
(2) the county clerk, as vice chair;
(3) the county tax assessor-collector, as secretary; and
(4) the county chair of each political party that made nominations by primary election for the last general election for state and county officers preceding the date of the meeting at which the appointment is made.

(b) The affirmative vote of a majority of the commission's membership is necessary for the appointment of an administrator.

(c) Each appointment must be evidenced by a written resolution or order signed by the number of commission members necessary to make the appointment. Not later than the third day after the date an administrator is appointed, the officer who presided at the meeting shall file a signed copy of the resolution or order with the county clerk. Not later than the third day after the date the copy is filed, the county clerk shall deliver a certified copy of the resolution or order to the secretary of state.

(d) The initial appointment may be made at any time after the adoption of the order creating the position.
§ 31.035. RESTRICTIONS ON POLITICAL ACTIVITIES.

(a) A county elections administrator may not be a candidate for a public office or an office of a political party, hold a public office, or hold an office of or position in a political party. At the time an administrator becomes a candidate or accepts an office or position in violation of this subsection, the administrator vacates the position of administrator.

(b) A county elections administrator commits an offense if the administrator makes a political contribution or political expenditure, as defined by the law regulating political funds and campaigns, or publicly supports or opposes a candidate for public office or a measure to be voted on at an election. An offense under this subsection is a Class A misdemeanor. On a final conviction, the administrator’s employment is terminated, and the person convicted is ineligible for future appointment as county elections administrator.

"Job Serebrov" <serebrov@sbcglobal.net>

"Job Serebrov"
05/09/2006 11:38 AM
To psims@eac.gov
cc
Subject Re: Working Group-Perez

The code attachment did not work that is what I meant by it did not come through.

--- psims@eac.gov wrote:

> Did you look at the attached excerpts from Texas Code? --- Peggy
> >
> > "Job Serebrov"
> > 05/09/2006 11:23 AM
> >
> > To psims@eac.gov
> > cc wang@tcf.org
> > Subject Re: Working Group-Perez
> >
> >
> >
We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

--- psims@eac.gov wrote:

> As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State.

> Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the
association of Texas

election officials and the two largest organizations

election officials

in this country: the International Association of Clerks, Recorders,

Election Officials and Treasurers (IACREOT); and

The Election Center. He

is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted at that organization's conferences. His peers in IACREOT and The Election Center have selected his submissions on web presentations (IACREOT) and his professional practices papers (Election Center) for awards.

Mr. Perez also has access to information from other States through his membership in IACREOT and The Election Center. He also has a sense of humor, which you will note if you access the staff web page on the Guadalupe County Elections web site and hear the Mission Impossible theme .. something that might be useful in the upcoming meeting.

Guadalupe County is small but growing. In 2004, the county had over 65 thousand registered voters (a number more than doubled the number of registered voters in 1988). A third of the county's population claims Hispanic or Latino origin, according to the U.S. Census Bureau. The county is in south central Texas and is bordered by Comal, Hays, Cladwell, Gonzales, Wilson, and Bexar counties. In the 1980s, the county was predominately a farming community; but in recent years, many people have moved from San Antonio (Bexar County) to Guadalupe County, preferring to live in Guadalupe County and work in Bexar County.

--- Peggy
Peggy:

What political party is Perez with? How political is he? Is the position in Texas neutral or political? Who appointed Perez?

As to Pat I will contact him but I can't promise anything. If Pat can't come, who is getting knocked off Tova's list?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----

"Job Serebrov"

To psims@eac.gov

cc

Subject Re: Literature Summary

Fed Crime Election Fraud.doc
--- psims@eac.gov wrote:

> Tova just sent me the summary you prepared of The Federal Crime of Election Fraud by Craig Donsanto. There is something wrong in the fourth paragraph (odd characters and missing text). Can you please send a replacement fourth paragraph? You can send it in an email and I will place it in the document. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM ---

Margaret Sims/EAC/GOV
05/12/2006 10:19 AM
To Tova Andrea Wang, Job Serebrov
cc
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

Fraud Project Definition-rev 5-12-06.doc

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM ---

Margaret Sims/EAC/GOV
04/27/2006 09:24 AM
To “Weinberg and Utrecht”@GSAEXTERNAL
cc
Subject Re: Voting Fraud-Voter Intimidation Project

Thanks! I'll get back to you. --- Peggy

"Weinberg and Utrecht"
04/27/2006 07:56 AM
To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation Project
Peggy:
You've hit the jackpot! I'm available, with 2 exceptions, every hour of every day from May 15 through May 19. I am not available Thursday morning, May 18, or Friday afternoon, May 19.

Barry
----- Original Message ----- 
From: psims@eac.gov
To: Barry Weinberg
Sent: Wednesday, April 26, 2006 8:28 PM
Subject: Re: Voting Fraud-Voter Intimidation Project

Barry:
Are you available any days in the third week of May?
Peggy

-------------------------- 
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Weinberg and Utrecht" 
Sent: 04/04/2006 08:14 AM 
To: Margaret Sims 
Subject: Re: Voting Fraud-Voter Intimidation Project

Peggy:
May looks pretty good right now. I will not be available May 1, or in the morning (before 12:30) on May 4 or May 11, or in the afternoon on May 10.
Barry
----- Original Message ----- 
From: psims@eac.gov
To: 
Sent: Monday, April 03, 2006 3:15 PM 
Subject: Voting Fraud-Voter Intimidation Project

Hi, Barry:

I'm trying to arrange a meeting of the Working Group for EAC's Voting Fraud-Voter Intimidation project. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov
Your response suggests that you do not care what the Commissioners may think about the effort. --- Peggy

"Job Serebrov" <serebrov@sbcglobal.net>

Peggy:

Braden is ok also with me but please don't tell me not to "stir up" things. I assure you nothing will come back to bite me. I know these people well enough not to say they will also want a balanced group. In fact, one of them was very unhappy with Tova's folks.

Job

--- psims@eac.gov wrote:

> According to the Commissioners, you and Tova each
got to pick three
> members of the Working Group. The Commission
guidance regarding this
> particular member follows:
> > 4 people from the Academic, Legal and Advocacy
> sectors - 2 to be chosen by
> Tova and 2 to be chosen by Job.
> > This issue of allowing a designee relates to Tova's
> pick.
> > As I understand it, we are working on a replacement
> for Norcross. If
> Ginsberg is not viable, how about Mark Braden, who
> includes public
> integrity in his areas of specialization. I would
> not try and stir up
> other members of the Working Group, if I were you.
> The effort is likely
> to come back and bite you.
I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

> I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.
--- Tova Wang <wang@tcf.org> wrote:

is Jon Greenbaum

Here's his info in full:

http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

www.tcf.org, for the latest news, analysis, opinions, and events.

<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.
Do you have text to replace the corrupted text in paragraph 4? --- Peggy

"Job Serebrov"  --- Peggy

--- psims@eac.gov wrote:

>Tova just sent me the summary you prepared of The
>Federal Crime of
>Election Fraud by Craig Donsanto. There is
>something wrong in the fourth
>paragraph (odd characters and missing text). Can
>you please send a
>replacement fourth paragraph?  You can send it in
>an email and I will
>place it in the document. --- Peggy

Dear Tova,

I am working with Peggy Sims in order to set a date for the Voting Fraud/Voter Intimidation Project Working Group. I have been trying to reach Barbara Arnwine in order to find out which days in May she is potentially available to attend this meeting but all of my attempts have been unsuccessful.

I would appreciate any help that you could provide in this matter.
As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State. Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted at that organization's conferences. His peers in IACREOT and The Election Center have selected his submissions on web presentations (IACREOT) and his professional practices papers (Election Center) for awards. Mr. Perez also has access to information from other States through his membership in IACREOT and The Election Center. He also has a sense of humor, which you will note if you access the staff web page on the Guadalupe County Elections web site and hear the Mission Impossible theme .. something that might be useful in the upcoming meeting.

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--- Peggy
Peggy:

What political party is Perez with? How political is he? Is the position in Texas neutral or political? Who appointed Perez?

As to Pat I will contact him but I can't promise anything. If Pat can't come, who is getting knocked off Tova's list?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----

Devon E. Romig/EAC/GOV

04/24/2006 04:41 PM  

To : Margaret Sims/EAC/GOV@EAC
cc : 

Subject : Updated scheduling list and Contact info

Peggy,

Here is the most updated version of the list that I have available.

[Attachment: Work Group Contact-Availability Info.xls]

Thanks,

Devon Romig

U.S. Election Assistance Commission

1225 New York Ave. NW - Suite #1100

Washington, D.C. 20005

(202)566-2377

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----

"Donsanto, Craig"

<Craig.Donsanto@usdoj.gov>

05/16/2006 01:41 PM  

To : psims@eac.gov
cc : 

Subject : RE: Your Materials
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

cc
topsims@eac.gov
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>
Peg -

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of getO-out-the-vote phone bank lines attest.
What about my question on gas receipts?

Job

--- psims@eac.gov wrote:

> I can email this out to our participants after I get
> back to the office, and we can have copies available
> at the meeting.
> Peggy

> --------------------------
> Sent from my BlackBerry Wireless Handheld
>

> ----- Original Message -----  
> From: wang  
> Sent: 05/13/2006 10:54 AM  
> To: psims@eac.gov  
> Cc: "Job Serebrov"  
> Subject: Fw: research summary  
> 
> Job found it. I'm assuming its too late to include
> so as I said I'll just
> present it if thats OK. Thanks again Job. T
> ----- Original Message -----  
> From: "Job Serebrov"  
> To: <wang@tcf.org>  
> Sent: Saturday, May 13, 2006 10:12 AM  
> Subject: Re: research summary
> 
> T~
> >
> > Are you talking about this?
> >
> > J~
> >
> > --- wang@tcf.org wrote:
> >
> >> In the middle of the night I got the feeling that
> >> you may be right, that I did do a summary of the
> >> existing literature review (that Job, you
> >> approved)
> >> . I'll have to look for it on Monday (unless I go
> >> into the office over the weekend, which is
> >> possible). I may be hallucinating, but if not,
> >> I'll
> >>
> >> just present it at the meeting rather than try to
> >> get it to them ahead of time. Tova
> >>

------ Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM ------

"Tova Wang"
<wang@tcf.org>  
To psims@eac.gov

05/22/2006 06:07 PM  
cc
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
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

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 -----
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

Sure. But where is the resistance coming from? The notes were not accurate. As you know, I have to be very concerned about that.

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
Thank you, Peg. This stuff is very interesting.

From: 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

Peg - -

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request -- or routinely receive -- audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an
election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get0-out-the-vote phone bank lines attest.

How about specifying Section 2 and 203 of the VRA?

----- Original Message ----- 
From: psims@eac.gov 
To: wang@tcf.org 
Cc: 
Sent: Friday, May 12, 2006 1:34 PM 
Subject: RE: Fraud Definition 

Lets raise this issue at the meeting. (I'll add "DRAFT" to the current document.) My concern is that there are a number of requirements in the Voting Rights Act. Not all of them are considered election fraud, when violated. For example, failure to preclear changes in election procedures is not treated as election fraud, though it is actionable. --- Peggy

"Tova Wang" <wang@tcf.org> 
05/12/2006 12:45 PM 
To psims@eac.gov, 
Cc 
Subject RE: Fraud Definition
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;
Subject: Fraud Definition

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov> To psims@eac.gov
05/16/2006 02:55 PM 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 people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real 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
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"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 01:41 PM

Topsims@eac.gov
cc
Subject: RE: Your Materials

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Sent: Tuesday, May 16, 2006 12:34 PM
To: Donsanto, Craig
Subject: RE: Your Materials

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"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 12:06 PM

Topsims@eac.gov
cc
Subject: RE: Your Materials
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To: Donsanto, Craig
Subject: Re: Your Materials

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"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 10:46 AM
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I have only one correction:

I did not say that offenders who receive target letters routinely request or routinely receive audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM ---

Margaret Sims/EAC/GOV
05/16/2006 02:37 PM
To Eileen 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 5-13-06.doc

Eileen 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
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>

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

00407E
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,
Thank you for this, Peg.

The third bullet point is one I embrace fully. We lack the statutory tool to do the job. Hopefully, that can be remedied through legislation. But as things stand today, large loopholes in the federal legal matrix addressing electoral abuse and fraud exist – particularly when such abuses occur in elections where there were no federal candidates on the ballot.

From: psims@eac.gov
Sent: Tuesday, May 16, 2006 8:44 AM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation Working Group

**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 a problem than is commonly described in the political debate, but some reports say it is a major problem, albeit hard to identify.

• There is substantial concern across the board about absentee balloting and the opportunity it presents for fraud.

• Federal law governing election fraud and intimidation is varied and complex and yet may nonetheless be insufficient or subject to too many limitations to be as effective as it might be.

• Deceptive practices, e.g. targeted flyers and phone calls providing misinformation, were a major problem in 2004.

• Voter intimidation continues to be focused on minority communities, although the American Center for Voting Rights uniquely alleges it is focused on Republicans.

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/15/2006 04:53 PM

Topsims@eac.gov

cc

Subject: Re: Voting Fraud-Voter Intimidation Working Group

Peggy --

I am currently on train in transit back from a day in Newark. I tried to recover your attachment on Blackberry but got a message telling me the "file is empty."

Can you paste it to an e-mail perhaps?

--------------------------
Sent from Dr. D's Fabulous BlackBerry Wireless Handheld
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 -----
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 ---

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"
> 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
> 
>

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>

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

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
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

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.
Peggy,

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I have arranged for a transcriptionist to be at the meeting but I am not sure about the snacks for the break.

Devon Romig
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

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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

Elleen L. Coliver/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.

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blackberry: (202) 294-9251
www.eac.gov
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 election 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 -----
foods/coffees that are provided at these meetings? Any ideas?

Thanks,
Elle

Elle L.K Collver
U.S. Elecdon Assistance Commission
1225 New York Avenue, Suite 1100
Washington, D.C. 20005
office: (202) 566-2256
blackberry: (202) 294-9251
www.eac.gov
Devon E. Romig/EAC/GOV

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

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
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Margaret Sims/EAC/GOV

05/15/2006 02:48 PM

To Eileen L. Coliver/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

Eileen L. Coliver/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.

4089
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 04:21 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, dlovvecchio@perkinscoie.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
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

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 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
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  
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202.566.2377 phone  
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Elieen L. Collver/EAC/GOV

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05/15/2006 03:19 PM  
To Margaret Sims/EAC/GOV@EAC  
cc dromig@eac.gov  
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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
The contracts for the two consultants on this project do not cover such costs. --- Peggy

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

- Research 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"
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

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" <

"Job Serebrov" 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 ---
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

Subject: voucher

--- 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

Subject: 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 04:21 PM ---

"Tova Wang"
<wang@tcf.org>
05/16/2006 09:14 AM

To psims@eac.gov, [redacted]

Subject: Re: voucher
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; ...
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: Elileen L. Coliver/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

Elileen L. Coliver/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
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: 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
Peggy,

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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 04:21 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]
Peggy --

I am currently on train in transit back from a day in Newark. I tried to recover your attachment on Blackberry but got a message telling me the "file is empty."

Can you paste it to an e-mail perhaps?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld
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" <serebrov@sbcglobal.net>
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 attend 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

--------------------
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

--- Original Message ---
From: "Donsanto, Craig" [Craig.Donsanto@usdoj.gov]
Sent: 05/23/2006 02:49 PM
To: psims@eac.gov; "Voris, Natalie (USAE0)" <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
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when you arrive to talk to us at 4:30.

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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 my BlackBerry Wireless Handheld

----- Forwardsed by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----
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

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Click here to receive our weekly e-mail updates.

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.

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>

To psims@eac.gov
cc

05/17/2006 01:23 PM

Subject Re: Report on Voting Fraud-Voter Intimidation Research

Peggy -- can you call me about this in about an hour?
202-514-1421.

--------------------------
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>
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

Job:
The federal mileage rate for POVs is $0.445 per mile (see
http://www.gsa.gov/Portal/gsa/ep/contentView.do?programId=9299&channelId=13224&ooid=10359&contentId=9646&pageType=GSA_BASIC&programPage=%2Fep%2Fprogram%2FgsaBasic.jsp&P=MTT). Write down the number on your 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

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>

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
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41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM ---

"Tova Wang" <wang@tcf.org> To psims@eac.gov
05/24/2006 03:27 PM 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.

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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.

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--- 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  
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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM ---

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>  
To: psims@eac.gov  
cc

05/16/2006 12:06 PM  
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  
Top: psims@eac.gov  
cc  
Subject: Your Materials
Peg - -

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get0-out-the-vote phone bank lines attest.

I don't think anyone should be given the opportunity to correct mistakes.

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:
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

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" @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

I don't think anyone should be given the opportunity to correct mistakes.
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

--- psims@eac.gov wrote:

> Did you find out whether I can use the Chairman's
> parking spot?

> 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"
> > 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> To psims@eac.gov
> 05/15/2006 09:07 AM 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

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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

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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

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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
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 at (610) 780-8551 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

-----Eileen L. Collier/EAC/GOV wrote: -----
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

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
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

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Tova Wang"
<wang@tcf.org>  To psims@eac.gov
05/23/2006 09:23 AM  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 point(s). 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>  To psims@eac.gov
05/22/2006 03:43 PM  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]
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

A letter detailing the costs, noting the total reimbursement expected, and attaching your travel receipts is fine. --- Peggy

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,
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

Research 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
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"
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"
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
Peg --

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request -- or routinely receive -- audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

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
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.

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]
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

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

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.
Great -- thanks so much and apologies for the false alarm.

This article is on the CD, it is located in the "Nexis Article Charts" folder.

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"
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>; 
krogers@sos.state.ga.us <krogers@sos.state.ga.us>; assistant@sos.in.gov 
<assistant@sos.in.gov>; 
CC: jgreenbaum@lawyerscommittee.org <jgreenbaum@lawyerscommittee.org>; 
vjohnson@lawyerscommittee.org <vjohnson@lawyerscommittee.org>;
Donsanto, Craig <Craig.Donsanto@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
e-mail: 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 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 a problem than is commonly described in the political debate, but some reports say it is a major problem, albeit hard to identify.

- There is substantial concern across the board about absentee balloting and the opportunity it presents for fraud.

- Federal law governing election fraud and intimidation is varied and complex and yet may nonetheless be insufficient or subject to too many limitations to be as effective as it might be.
• Deceptive practices, e.g. targeted flyers and phone calls providing misinformation, were a major problem in 2004.

• Voter intimidation continues to be focused on minority communities, although the American Center for Voting Rights uniquely alleges it is focused on Republicans.

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/15/2006 04:53 PM

Peggy --

I am currently on train in transit back from a day in Newark. I tried to recover your attachment on Blackberry but got a message telling me the "file is empty."

Can you paste it to an e-mail perhaps?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: barnwine@lawyerscommittee.org <barnwine@lawyerscommittee.org>
krogers@sos.state.ga.us <krogers@sos.state.ga.us>; assistant@sos.in.gov <assistant@sos.in.gov>
CC: jgreenbaum@lawyerscommittee.org <jgreenbaum@lawyerscommittee.org>; vjohnson@lawyerscommittee.org <vjohnson@lawyerscommittee.org>; 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,
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
Vote 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

004131
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 monitor and challenge
Poll monitor and intimidate
Poll monitor and intimidating
Poll monitor and intimidation
Poll monitor and abusive
Poll judge and challenge
Poll judge and intimidate
Poll judge and intimidating
Poll judge and intimidation
Poll judge and abusive
Poll judge 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 abusive
Election monitor and challenging
Election observer and challenge
Election observer and threatening
Election observer and intimidating
Election observer and intimidation
Election observer and abusive
Election observer and threatening

OK. --- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

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
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
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 people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real 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
Sure. But where is the resistance coming from? The notes were not accurate. As you know, I have to be very concerned about that.

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
Thank you, Peg. This stuff is very interesting.

---

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
I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request - or routinely receive - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged, that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.
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

---

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
Sent: Tuesday, May 16, 2006 9:59 AM
To: wang@tcf.org;
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:

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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 getO-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>

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
Voter 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
Voter 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
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
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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
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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----

"Tova Wang"
<wang@tcf.org> To psims@eac.gov
05/15/2006 05:05 PM 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
Election and crime
Vote and crime
Double voting
Dead and voting
Election and counting and violation
Vote and counting and violation
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Voter and intimidation
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Denial and voter and registration
Voter identification
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Voter and racial profiling
Vote and racial profiling
Voter and racial
Vote and racial and challenge
Voter and deny and racial
Voter and deny and black
Voter and black and challenge
Vote and black and challenge
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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

c

Subject: RE: Your Materials

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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.

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"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 01:41 PM

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:

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"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 12:06 PM

Topsims@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>
Peg - -

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

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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

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.

See corrections from Donsanto at DOJ. We should probably provide corrected versions to the Working Group. --- Peggy
Peg --

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---

"Donsanto, Craig"
To: psims@eac.gov
CC: "Simmons, Nancy" <Nancy.Simmons@usdoj.gov>
Subject: Re: Voting Fraud-Voter Intimidation Project-Nexis Word Search

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Disenfranchisement
Disenfranchise
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Vote and purging
Vote and purge
Registration and removal
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Registration and purge
Vote buying
Vote and noncitizen
Voter and noncitizen
Vote and selective enforcement
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Poll and guards
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Voting and barrier
Votes and barrier
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OK. --- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 03:17 PM

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

To psims@eac.gov

cc

Subject RE: Your Materials
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From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 3:14 PM
To: Donsanto, Craig
Subject: RE: Your Materials

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05/16/2006 02:55 PM
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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
cctwilkey@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, Eileen L. Collier/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.
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;
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 -----
Peg -

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request -- or routinely receive -- audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.
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 intimidating
Election official and intimidating
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 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

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
psims@eac.gov
cc
Subject
Re: Fraud Definition

How about specifying Section 2 and 203 of the VRA?

----- Original Message -----
From: psims@eac.gov
To: wang@tcf.org
Sent: Friday, May 12, 2006 1:34 PM
Subject: RE: Fraud Definition

Lets raise this issue at the meeting. (I'll add "DRAFT" to the current document.) My concern is that there are a number of requirements in the Voting Rights Act. Not all of them are considered election fraud, when violated. For example, failure to preclear changes in election procedures.
is not treated as election fraud, though it is actionable. --- Peggy

"Tova Wang" <wang@tcf.org>

05/12/2006 12:45 PM

To

psims@eac.gov,

cc

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; 
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
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 focusing 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 04:19 PM -----

Margaret Sims/EAC/GOV
05/15/2006 01:09 PM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject Re: Thursday

No problem. I've got the conference room reserved from Noon to 6 PM, so you can come earlier. --- Peggy

"Tova Wang" <wang@tcf.org>

"Tova Wang" <wang@tcf.org>
05/15/2006 11:36 AM
To psims@eac.gov
cc
Subject thursday

Is it OK if I come around 12:30 or so to make sure I have all my materials arranged properly for presentation? 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

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Click here to receive our weekly e-mail updates.
I did not realize that I had to itemize the per diem, so yes, that was an oversight. There was a $5 service charge. I will forward you the documentation on that. Thanks so much. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, June 01, 2006 1:50 PM
To: wang@tcf.org
Subject: Travel Reimbursement

Tova:
In reviewing your travel reimbursement request that arrived in my In box this week, I noticed that you did not include per diem in your request for payment. Was that an oversight? I calculate that you would be eligible for a total of $160 in per diem for the trip ( $48 for Wednesday 5/17, $64 for Thursday 5/18, and $48 for Friday 5/19). Also, the airfare receipt shows a total charge of $288.60, but the amount you requested for airfare was $293.60. Perhaps there was a service fee that does not show on the receipt. Can you clarify? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----

--- "Craig C. Donsanto" <cdonsanto@yahoo.com> wrote:
> Date: Tue, 30 May 2006 19:57:36 -0700 (PDT)
> From: "Craig C. Donsanto"
> Subject: Re: Article to your secondary e-mail address
> To: "Elliott, Michael (LA) (IC)"
> <Michael.Elliott@ic.fbi.gov>
> > Mike --
> > As we say back where I come from: this article is
> > "wicked pissah"!
> > The woman mentioned in this piece towards the end
> has
been contracted with the Election Assistance
Commission to do a study of electoral fraud in the
US.

She is my problem, and she doesn't have a clue --
despite the fact that she has had the rare
opportunity
to interview me and get stats from me and my
colleagues on our electoral fraud cases.

You should be most proud of this article as it
accurately captures the soul of what you and I are
trying to do in this very important area of federal
law enforcement.

And greetings from Hilton Head, South Carolina --

--- "Elliott, Michael (LA) (IC)"

<Michael.Elliott@ic.fbi.gov> wrote:

Craig,

As requested, please find below The Hill article
on
the CF&BF
Initiative:

Hi Peg,

How are you? I was wondering, whatever happened to getting the collective notes of the EAC staff? 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

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---
Margaret Sims/EAC/GOV
06/01/2006 02:50 PM  To Tova Andrea Wang
cc
Subject: Travel Reimbursement

Tova:
In reviewing your travel reimbursement request that arrived in my In box this week, I noticed that you did not include per diem in your request for payment. Was that an oversight? I calculate that you would be eligible for a total of $160 in per diem for the trip ($48 for Wednesday 5/17, $64 for Thursday 5/18, and $48 for Friday 5/19). Also, the airfare receipt shows a total charge of $288.60, but the amount you requested for airfare was $293.60. Perhaps there was a service fee that does not show on the receipt. Can you clarify? --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---
Margaret Sims/EAC/GOV
05/31/2006 01:30 PM  To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject: Re: Working Group Notes

Sorry. We have had so much going on, I did not have time to send the attached to you last week. This is Devon's compilation of notes taken by EAC staff at the working group meeting. --- Peggy

VFVI Meeting Summary.doc

"Tova Wang" <wang@tcf.org>
Hi Peg,

How are you? I was wondering, whatever happened to getting the collective notes of the EAC staff? Thanks. Tova

Tova Andrea Wang
Democracy Fellow
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phone: 212-452-7704 fax: 212-535-7534

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Hi Peg,

Do you have an ETA for the transcript? Seems like it should be around now. Thanks and have a great weekend. Tova

Tova Andrea Wang
Democracy Fellow
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phone: 212-452-7704 fax: 212-535-7534

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Hi, What's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks.

Tova

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Margaret Sims/EAC/GOV
06/08/2006 09:35 AM
To: wang@tcf.org@GSAEXTERNAL
cc: 
Subject: Re: 

Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today. --- Peggy

wang@tcf.org

wang@tcf.org
06/08/2006 09:15 AM
To: psims@eac.gov
cc: "Job Serebrov"
Subject:

Hi, What's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks.

Tova

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Devon E. Romig/EAC/GOV
06/07/2006 10:08 AM
To: Margaret Sims/EAC/GOV@EAC
cc: jwils@eac.gov
Subject: Re: Transcript of 5-18-06 Working Group Meeting

Tim at Carol reporting said the transcript will be here today or tomorrow.

Devon Romig
United States Election Assistance Commission
1225 New York Ave. NW, Suite 1100
Washington, DC 20005
Have we had any word about the transcript for the 5-18-06 Voting Fraud-Voter Intimidation Working Group meeting? Our consultants each need a copy so that they can draft the final report? If we have it in electronic form, so much the better. --- Peggy

Hi Peg,

How do you recommend dealing with this? I have this feeling like he's trying to create a situation where I will have to write it myself. Thanks. Tova

-----Original Message-----
From: Job Serebrov [mailto:serebrov@sbcglobal.net]
Sent: Thursday, June 08, 2006 9:42 PM
To: psims@eac.gov; wang@tcf.org
Subject: Re: Transcript & Teleconference

Peggy:

I can't predict when I get home but it is between 5:30 and 6:30 my time. I know that is generally too late to have a teleconference.

I plan to review Tova's recommendations this weekend and work on my own as well as expanding the explanation of the case section.

Please see what your financial officer did with regards to my travel.
Thank you,

Job

--- psims@eac.gov wrote:

> What time do you arrive home from work? Perhaps we could talk then?
> Re your question on the mileage, I have approached our Financial Officer with a request that you receive full reimbursement on the grounds that your actual total travel costs are less than the estimated total travel costs if you had flown to DC, stayed in our more expensive hotels, and received the higher per diem for 3 days (instead of 1). I have not yet received a response from her and she has been out of the office much of this week, so I don't know what she decided to do.

--- Peggy


"Job Serebrov"
06/08/2006 01:10 PM

To psims@eac.gov, wang@tcf.org
cc

Subject Re: Transcript & Teleconference

Peg:

I just arrived home for lunch. I can no longer take time during the work day for telephone conferences. As I told you I will need to finish this project after daily working hours. I am still getting things done from being out for ten days. I will review Tova's recommendations and expand on mine this weekend.

Also, I sent you an e-mail asking how you handled the mileage portion of my travel voucher?

Job

--- psims@eac.gov wrote:
4 PM EST is fine with me, if it works for Job.

---

Peggy

wang@tcf.org

06/08/2006 10:10 AM

To

psims@eac.gov

cc

serebrov@sbcglobal.net

Subject

Re: Transcript & Teleconference

Can we make it 4 est? I have another meeting at 3.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:55 AM
Subject: Re: Transcript & Teleconference

I'll see how it comes in. I hope we receive an electronic copy. If we only receive a hard copy, we can pdf it and email it to the two of you. How about Monday afternoon at 3 PM EST for a brief teleconference? I really can't do it before then because of other commitments. --- Peggy

wang@tcf.org

06/08/2006 09:42 To AM

psims@eac.gov

cc

Subject

Re: Re:
How will you be getting it to us? Will it be something you can email?

And

can we set up a call for some time in the next few days? Thanks.

----- Original Message ----- 

From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re:

Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.

--- Peggy

Hi, What's going on? I have not received
I'll fax it to you if that works. The total is $124.44. Thank you. Have a nice weekend. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, June 09, 2006 3:03 PM
To: wang@tcf.org
Subject: Re: travel

Send it now. Let me know how much it is, so that I can include it in the total for reimbursement. ---
Peggy

"Tova Wang" <wang@tcf.org>

06/09/2006 01:56 PM
Hi again,

I just got the bill from our car service from the trip last month. Can I still send it to you? Do I need a cover note? 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

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----

"Tova Wang"
<wang@tcf.org>
06/09/2006 12:49 PM
To psims@eac.gov, "Job Serebrov" cc
Subject more gao

Sorry, its 500 pages -- it also includes data on absentee fraud and voter intimidation

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----

Margaret Sims/EAC/GOV
06/12/2006 05:09 PM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL cc
Subject RE: Will Call Later
How about 9:30 AM EST, Wednesday morning (6/14/06)?

"Tova Wang" <wang@tcf.org>

"Tova Wang" <wang@tcf.org> To psims@eac.gov
06/12/2006 04:46 PM cc Subject RE: Will Call Later

Either between 9 and 10 or between 12 and 1:30 would be ideal, but I should be around most of the afternoon. Thanks Peg. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, June 12, 2006 2:39 PM
To: wang@tcf.org
Subject: Will Call Later

I'll try to call you Wednesday. Is there a time that is best for you? Today has been too hectic. Tomorrow is primary election day in VA. Still no transcript. I have taken a look at the recommendations that you sent me, but have not yet heard from Job. --- Peg

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ----
Devon E. Romig/EAC/GOV
06/07/2006 10:01 AM
To Margaret Sims/EAC/GOV@EAC
cc jwilson@eac.gov
Subject Re: Transcript of 5-18-06 Working Group Meeting

I will call the transcript company and ask them about it.

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
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
06/07/2006 09:47 AM
To dromig@eac.gov, jwilson@eac.gov
cc
Subject Transcript of 5-18-06 Working Group Meeting
Here are my recommendations with the last one now included. Please let me know about the transcript and when you all want to talk about getting the final report done. 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

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---

Peggy:

Any sign of the transcript? Will the other members of the working group get a copy? I have had questions from several about it.

If you want to talk I can do so this Friday at 6 pm your time.

Job

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---

4 PM EST is fine with me, if it works for Job. --- Peggy

wang@tcf.org
Can we make it 4 EST? I have another meeting at 3.

----- Original Message -----
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: <serebrov@sbcglobal.net>
Sent: Thursday, June 08, 2006 9:55 AM
Subject: Re: Transcript & Teleconference

> I'll see how it comes in. I hope we receive an electronic copy. If we
> only receive a hard copy, we can pdf it and email it to the two of you.
> How about Monday afternoon at 3 PM EST for a brief teleconference? I
> really can't do it before them because of other commitments. --- Peggy
>
>

How will you be getting it to us? Will it be something you can email?
And

can we set up a call for some time in the next few days? Thanks.

----- Original Message -----
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: <serebrov@sbcglobal.net>
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re:
Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today. --- Peggy

---

Tova

Hi, What's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---

I can't do that time, I'll be at an event in DC.

-----Original Message-----
From: Job Serebrov [mailto:psims@eac.gov]
Sent: Tuesday, June 13, 2006 8:10 AM
To: psims@eac.gov; wang@tcf.org
Subject: Transcripts, Etc.

Peggy:

Any sign of the transcript? Will the other members of the working group get a copy? I have had questions from several about it.

If you want to talk I can do so this Friday at 6 pm your time.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----
"Tova Wang"
<wang@tcf.org> 06/09/2006 12:09 PM
To psims@eac.gov, "Job Serebrov" <
cc
Subject gao report

This has information on many of our topics, but they also surveyed jurisdictions on voter reg fraud coming up with a rate of 5%

http://www.gao.gov/cgi-bin/getrpt?GAO-06-450

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 04:18 PM -----
Joyce Wilson/EAC/GOV 06/07/2006 09:58 AM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Transcript of 5-18-06 Working Group Meeting
Not that I know of. Would it have gone to Bryan possibly? Our public meeting transcripts go to him.

Joyce H. Wilson  
Staff Assistant  
US Election Assistance Commission  
202-566-3100 (office)  
202-566-3128 (fax)

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---

Margaret Sims/EAC/GOV  
06/09/2006 04:50 PM  
To: "Job Serebrov"  
cc: GSAEXTERNAL

Subject: Re: Travel & Transcripts

--- psims@eac.gov wrote:

> What time do you arrive home from work? Perhaps we
> could talk then?
> 
> Re your question on the mileage, I have approached our Financial Officer with a request that you receive full reimbursement on the grounds that your actual total travel costs are less than the estimated total travel costs if you had flown to DC, stayed in our more expensive hotels, and received the higher per diem for 3 days (instead of 1). I have not yet received a response from her and she has been out of the office much of this week, so I don't know what she decided to do. 
> --- Peggy
>
>
> "Job Serebrov" 06/08/2006 01:10 PM
>
> To
> psims@eac.gov, wang@tcf.org
> cc
> Subject
> Re: Transcript & Teleconference
>
> Peg:
>
> I just arrived home for lunch. I can no longer take time during the work day for telephone conferences. As I told you I will need to finish this project after daily working hours. I am still getting things done from being out for ten days. I will review Tova's recommendations and expand on mine this weekend.
>
> Also, I sent you an e-mail asking how you handled the mileage portion of my travel voucher?
>
> Job
>
> --- psims@eac.gov wrote:
>
> > 4 PM EST is fine with me, if it works for Job.
> ---
> > Peggy
> >
Can we make it 4 est? I have another meeting at 3.

----- Original Message -----
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:55 AM
Subject: Re: Transcript & Teleconference

I'll see how it comes in. I hope we receive an electronic copy. If we only receive a hard copy, we can pdf it and email it to the two of you.

How about Monday afternoon at 3 PM EST for a brief teleconference? I really can't do it before then because of other commitments. --- Peggy

wang@tcf.org

06/08/2006 09:42 To psims@eac.gov cc 
Subject Re: Re:
How will you be getting it to us? Will it be something you can email? And can we set up a call for some time in the next few days? Thanks.

----- Original Message ----- 
From: psims@eac.gov
To: wang@tcf.org
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re:

Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.

--- Peggy

Hi, What's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks.
Could you do Friday in the morning?

----- Original Message ----- 
From: "Job Serebrov"
To: <wang@tcf.org>; <psims@eac.gov>
Sent: Wednesday, June 14, 2006 10:17 PM
Subject: Re: teleconference

> Tova:
> 5 pm EST is 4 pm Central. Peg would have to call at 7 pm EST to be 6 pm Central.
> 
> Job
> 
> --- wang@tcf.org wrote:
>
> >> Let's try to do that. Peg, you will call us 5 pm EST?
>>
>> ----- Original Message ----- 
>> From: "Job Serebrov"
>> To: "Tova Wang" <wang@tcf.org>
>> Sent: Wednesday, June 14, 2006 6:29 PM
>> Subject: Re: teleconference
>>
>> Wednesdays next week? It would have to be 6 pm.
>>
>> --- Tova Wang <wang@tcf.org> wrote:
>>
>> >> Hi Job,
>> >>
>> >> Peg tells me that we should now be getting the
transcript early next week.

Regardless, we should talk about the organization and distribution of work on the final report and try to finally get it done.

Would it be possible for you to do a call before you leave for work in the morning, say 8 am your time, on Wednesday? If not, could you do 6 pm your time on Wednesday?

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
www.tcf.org, for the latest news, analysis, opinions, and events.

---

Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---

"Job Serebrov"

06/08/2006 01:10 PM

To psims@eac.gov, wang@tcf.org
cc

Subject Re: Transcript & Teleconference

Peg:

I just arrived home for lunch. I can no longer take time during the work day for telephone conferences. As I told you I will need to finish this project after daily working hours. I am still getting things done from being out for ten days. I will review Tova's
recommendations and expand on mine this weekend.

Also, I sent you an e-mail asking how you handled the mileage portion of my travel voucher?

Job

--- psims@eac.gov wrote:

> 4 PM EST is fine with me, if it works for Job. ---
> Peggy

--- Original Message ---
> From: <psims@eac.gov>
> To: <wang@tcf.org>
> Cc: 
> Sent: Thursday, June 08, 2006 9:55 AM
> Subject: Re: Transcript & Teleconference

> Can we make it 4 est? I have another meeting at 3.
> ----- Original Message ----- 
> From: <psims@eac.gov>
> To: <wang@tcf.org>
> Cc: 
> Sent: Thursday, June 08, 2006 9:55 AM
> Subject: Re: Transcript & Teleconference

> I'll see how it comes in. I hope we receive an
electronic copy. If we
> only receive a hard copy, we can pdf it and email it to the two of you.
> How about Monday afternoon at 3 PM EST for a brief 
> teleconference? I
> really can't do it before them because of other commitments. --- Peggy

---

wang@tcf.org

06/08/2006 09:42 To
AM
psims@eac.gov
How will you be getting it to us? Will it be something you can email?

And can we set up a call for some time in the next few days? Thanks.

----- Original Message -----
From: psims@eac.gov
To: wang@tcf.org
Cc: wang@tcf.org
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re:

Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.

--- Peggy

wang@tcf.org

06/08/2006 09:15 To AM
psims@eac.gov
cc "Job Serebrov"

Subject
Hi again,

I just got the bill from our car service from the trip last month. Can I still send it to you? Do I need a cover note? 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.
What time do you arrive home from work? Perhaps we could talk then?

Re your question on the mileage, I have approached our Financial Officer with a request that you receive full reimbursement on the grounds that your actual total travel costs are less than the estimated total travel costs if you had flown to DC, stayed in our more expensive hotels, and received the higher per diem for 3 days (instead of 1). I have not yet received a response from her and she has been out of the office much of this week, so I don't know what she decided to do. --- Peggy

"Job Serebrov"

"Job Serebrov"

06/08/2006 01:10 PM

To psims@eac.gov, wang@tcf.org

cc

Subject Re: Transcript & Teleconference

Peg:

I just arrived home for lunch. I can no longer take time during the work day for telephone conferences. As I told you I will need to finish this project after daily working hours. I am still getting things done from being out for ten days. I will review Tova's recommendations and expand on mine this weekend.

Also, I sent you an e-mail asking how you handled the mileage portion of my travel voucher?

Job

--- psims@eac.gov wrote:

> 4 PM EST is fine with me, if it works for Job. ---
> Peggy
> 
> 
> 
> 
> 
> wang@tcf.org
> 06/08/2006 10:10 AM
> 
> 
> To
> psims@eac.gov
> cc
> Subject
> Re: Transcript & Teleconference
> 
> 
> 
> 
> 00413
Can we make it 4 EST? I have another meeting at 3.

----- Original Message -----
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:55 AM
Subject: Re: Transcript & Teleconference

-----

I'll see how it comes in. I hope we receive an electronic copy. If we only receive a hard copy, we can pdf it and email it to the two of you.

How about Monday afternoon at 3 PM EST for a brief teleconference? I really can't do it before then because of other commitments. --- Peggy

How will you be getting it to us? Will it be something you can email?

And

can we set up a call for some time in the next few days? Thanks.

----- Original Message -----
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc:
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re:

-----

w Wang@tcf.org

06/08/2006 09:42 To
psims@eac.gov
cc
Subject
Re: Re:
Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.

--- Peggy

wang@tcf.org

06/08/2006 09:15 To AM

psims@eac.gov

"Job Serebrov"

Hi, What's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks.

Tova
-----Original Message-----
From: Job Serebrov [mailto:
Sent: Friday, June 09, 2006 8:17 AM
To: Tova Wang
Subject: RE: Transcript & Teleconference

Normally I am not home for lunch.

--- Tova Wang <wang@tcf.org> wrote:

> What about during a lunch hour?
> 
> -Y---Original Message---=-
> From: Job Serebrov [mailto:serebrov@sbcglobal.net]
> Sent: Thursday, June 08, 2006 9:42 PM
> To: psims@eac.gov; wang@tcf.org
> Subject: Re: Transcript & Teleconference
> 
> 
Peggy:
> 
> I can't predict when I get home but it is between
> 5:30
> and 6:30 my time. I know that is generally too late
> to
> have a teleconference.
> 
> I plan to review Tova's recommendations this weekend
> and work on my own as well as expanding the
> explanation of the case section.
> 
> Please see what your financial officer did with
> regards to my travel.
> 
> Thank you,
> 
> Job
> 
> --- psims@eac.gov wrote:
> 
> > What time do you arrive home from work? Perhaps
> > we
> > could talk then?
> > >
> > > Re your question on the mileage, I have approached
> > our Financial Officer
> > with a request that you receive full reimbursement
> > on the grounds that
> > your actual total travel costs are less than the
> > estimated total travel
costs if you had flown to DC, stayed in our more expensive hotels, and received the higher per diem for 3 days (instead of 1). I have not yet received a response from her and she has been out of the office much of this week, so I don't know what she decided to do. --- Peggy

"Job Serebrov" 06/08/2006 01:10 PM

To psims@eac.gov, wang@tcf.org
cc
Subject Re: Transcript & Teleconference


Peg:

I just arrived home for lunch. I can no longer take time during the work day for telephone conferences. As I told you I will need to finish this project after daily working hours. I am still getting things done from being out for ten days. I will review Tova's recommendations and expand on mine this weekend.

Also, I sent you an e-mail asking how you handled the mileage portion of my travel voucher?

Job

--- psims@eac.gov wrote:

> 4 PM EST is fine with me, if it works for Job. ---
> Peggy
>
Can we make it 4 est? I have another meeting at 3.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:55 AM
Subject: Re: Transcript & Teleconference

I'll see how it comes in. I hope we receive an electronic copy. If we only receive a hard copy, we can pdf it and email it to the two of you. How about Monday afternoon at 3 PM EST for a brief teleconference? I really can't do it before them because of other commitments. --- Peggy

wang@tcf.org

06/08/2006 09:42 To
AM
psims@eac.gov
cc
Subject

Re: Re:
How will you be getting it to us? Will it be something you can email? And can we set up a call for some time in the next few days? Thanks.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re:

Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session.

Devon

checked with the court reporter, who said it will be delivered today.

--- Peggy

wang@tcf.org

06/08/2006 09:15 To

--- message truncated ---

Hi Peg and Job,
Thats a first! Thanks -- I'll fax and send. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, June 19, 2006 12:24 PM
To: wang@tcf.org
Subject: Re: voucher

Looks good to me! --- Peggy

Hi Peg,

Attached is my voucher for the last month -- can you check it quickly before I send it? Also, are we good for Wednesday at 7? 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 04:18 PM -----

wang@tcf.org
06/15/2006 03:30 PM
To: "Job Serebrov" psims@eac.gov

cc

Subject: Re: teleconference

fine

----- Original Message ----- 
From: "Job Serebrov"
To: <wang@tcf.org>; <psims@eac.gov>
Sent: Wednesday, June 14, 2006 10:17 PM
Subject: Re: teleconference

> Tova:
> 
> 5 pm EST is 4 pm Central. Peg would have to call at 7
> pm EST to be 6 pm Central.
> 
> Job
> 
> --- wang@tcf.org wrote:
> 
>> Let's try to do that. Peg, you will call us 5 pm
>> EST?
>> 
> ----- Original Message ----- 
> From: "Job Serebrov"
> To: "Tova Wang" <wang@tcf.org>
> Sent: Wednesday, June 14, 2006 6:29 PM
> Subject: Re: teleconference
> 
> > Wednesday next week? It would have to be 6 pm.
> >
> > --- Tova Wang <wang@tcf.org> wrote:
> >
> >> Hi Job,
> >>
> >> Peg tells me that we should now be getting the
> >> transcript early next week.
> >> Regardless, we should talk about the organization
> >> and distribution of work
> >> on the final report and try to finally get it
> >> done.
> >> Would it be possible
> >> for you to do a call before you leave for work in
> >> the morning, say 8 am your
> >> time, on Wednesday? If not, could you do 6 pm
> >> your
> >> time on Wednesday?
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
www.tcf.org, for the latest news,
analysis, opinions, and events.
<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our
weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----
Margaret Sims/EAC/GOV
06/19/2006 01:24 PM To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
Subject Re: voucher

Looks good to me! --- Peggy

"Tova Wang" <wang@tcf.org>

"Tova Wang"
<wang@tcf.org> 06/19/2006 08:40 AM To psims@eac.gov
Subject voucher

Hi Peg,

Attached is my voucher for the last month -- can you check it quickly before I send it? Also, are we good for Wednesday at 7? Thanks. Tova
Good news!!! The transcript is finally here.

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

Dear EAC,

Attached please note the ASCII file for the Voting Fraud-Voter Intimidation Meeting taken on Wednesday, May 18, 2006. Your transcript has been shipped to you.

ASCII file name: 051806.txt

Please let us know if you have any questions.
I have been told that GSA expects to make the disbursement next week, probably on or around June 28.  --- Peggy

Here's an update from Craig on his Election Crimes book. The last was published in 1995.

It is written and currently in the Deputy AG's office for policy review.

I have published the two most substantive chapters of the new book as private, personal papers under the aegis of the International Foundation for Electoral Systems (IFES), for which I have done a lot of work around the world. I recommend that you access IFES' website and go to the "Money and Politics" part of their extensive site. I should have two papers available there, one addressing Abuse of the Franchise (published in connection with work I did last year in Liberia) and the other involving Federal Campaign Finance Xrime" done in connection with work in Bosnia.

If you can't find them this way, please call me: 202-514-1421.

--------------------------
Sent from Dr. D's Fabulous BlackBerry Wireless Handheld
Subject: Re: Teleconference

It will need to be early next week. What news of the transcript?

--- psims@eac.gov wrote:

> I am sorry, but I have to postpone the teleconference originally scheduled for this evening. Is another day this week or early next week good for you two?
> Peggy
> --------------------------
> Sent from my BlackBerry Wireless Handheld
>

Can I also get an answer on whether we can speak about the project publicly?

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ----

Margaret Sims/EAC/GOV
06/19/2006 12:19 PM

To wang@tcf.org@GSAEXTERNAL
cc "Job Serebrov"
Subject: Re: teleconference

OK. I have marked my calendar for a 7 PM EST/6 PM CST teleconference for this Wednesday. Still no transcript. --- Peggy

wang@tcf.org
fine

----- Original Message ----- 
From: "Job Serebrov"  
To: <wang@tcf.org>; <psims@eac.gov>  
Sent: Wednesday, June 14, 2006 10:17 PM  
Subject: Re: teleconference

> Tova:
> 5 pm EST is 4 pm Central. Peg would have to call at 7
> pm EST to be 6 pm Central.
> Job
> --- wang@tcf.org wrote:
> >> Let's try to do that. Peg, you will call us 5 pm
> >> EST?
> >> ----- Original Message ----- 
> >> From: "Job Serebrov"  
> >> To: "Tova Wang" <wang@tcf.org>  
> >> Sent: Wednesday, June 14, 2006 6:29 PM  
> >> Subject: Re: teleconference
> >>
> >>
> >> Wednesday next week? It would have to be 6 pm.
> >>
> >> --- Tova Wang <wang@tcf.org> wrote:
> >> Hi Job,
> >>
> >> Peg tells me that we should now be getting the
> >> transcript early next week.
> >> Regardless, we should talk about the organization
> >> and distribution of work
> >> on the final report and try to finally get it
> >> done.
> >> Would it be possible
> >> for you to do a call before you leave for work in
> >> the morning, say 8 am your
> >> time, on Wednesday? If not, could you do 6 pm
> >> your
> >> time on Wednesday?
> >> Thanks.
> >>
> >> Tova
> >>
> >> Tova Andrea Wang
> >> Democracy Fellow
> >> The Century Foundation
> >> 41 East 70th Street - New York, NY 10021
Would it be possible to find out how fast GSA will be able to process the travel reimbursement for Job Serebrov? --- Peggy

Peggy:

I need you to check on Monday to see when I will get my last invoice paid as well as my travel which was going to be expedited.

Are we still talking on Wednesday at 7 EST?

Thanks,

Job
Your personal services invoice should be paid this week (Thursday or Friday). The payment of travel costs will take longer. I'll check with Finance to see if we can get an estimated date from GSA. --- Peggy

Peggy:

I need you to check on Monday to see when I will get my last invoice paid as well as my travel which was going to be expedited.

Are we still talking on Wednesday at 7 EST?

Thanks,

Job

Adam, Craig thought you were looking for a list of federal statutes, which are discussed in our election fraud manual. We don't have lists of state election crimes. Craig suggests that you contact Peggy Sims at the EAC — she's a wonderful resource, and I'm including her in my reply. Good luck.

Nancy
Peggy--We sent the request to the Finance Center on 6/13. Finance quotes a 2 week turnaround.

Diana M. Scott
Administrative Officer
U.S. Election Assistance Commission
(202) 566-3100 (office)
(202) 566-3127 (fax)
dscott@eac.gov

Margaret Sims/EAC/GOV

Would it be possible to find out how fast GSA will be able to process the travel reimbursement for Job Serebrov? --- Peggy

------- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -------

OK. Next Monday (6-26) at 7 PM EST. I'll call you.
Peggy

Sent from my BlackBerry Wireless Handheld

------- Original Message -------
From: "Job Serebrov" <wang@tcf.org>
Sent: 06/21/2006 09:34 PM
To: wang@tcf.org; psims@eac.gov
Subject: Re: Teleconference

Monday at 7 EST is ok with me. What about you Peg?

Job

--- wang@tcf.org wrote:

> How about Monday at 6:30 or 7 est?
> ----- Original Message ----- 
> From: "Job Serebrov" <
> To: <psims@eac.gov>; "Tova Andrea Wang"
> <wang@tcf.org>
> Sent: Wednesday, June 21, 2006 6:21 PM
> Subject: Re: Teleconference
>
> > It will need to be early next week. What news of
> the
> > transcript?
> >
> > --- psims@eac.gov wrote:
> >
> >> I am sorry, but I have to postpone the
> >> teleconference originally scheduled
> >> for this evening. Is another day this week or
> >> early
> >> next week good for you
> >> two?
> >> Peggy
> >
> >--------------------------
> > Sent from my BlackBerry Wireless Handheld
> >
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ----- 
Margaret Sims/EAC/GOV
06/19/2006 12:30 PM
To Bryan Whitener/EAC/GOV
cc Gavin S. Gilmour/EAC/GOV@EAC, Juliet E. Thompson-Hodgkins/EAC/GOV@EAC
Subject Re: Fw: The 7th Edition!

I have a copy of Donsanto's IFES paper, if you need it. We used it as one of the resources for the vote fraud-voter intimidation research. --- Peggy
Here's an update from Craig on his Election Crimes book. The last was published in 1995.

----- Forwarded by Bryan Whitener/EAC/GOV on 06/15/2006 08:38 AM -----

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
To bwhitener@eac.gov
cc
06/13/2006 08:04 PM
Subject The 7th Edition!

It is written and currently in the Deputy AG's office for policy review.

I have published the two most substantive chapters of the new book as private, personal papers under the aegis of the International Foundation for Electoral Systems (IFES), for which I have done a lot of work around the world. I recommend that you access IFES' website and go to the "Money and Politics" part of their extensive site. I should have two papers available there, one addressing Abuse of the Franchise (published in connection with work I did last year in Liberia) and the other involving Federal Campaign Finance Xrime" done in connection with work in Bosnia.

If you can't find them this way, please call me: 202-514-1421.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----

"Tova Wang"
<wang@lcf.org>
To psims@eac.gov, "Job Serebrov" cc
06/21/2006 12:25 PM
Subject RE: Teleconference

Anyday anytime except tomorrow is OK by me. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
I am sorry, but I have to postpone the teleconference originally scheduled for this evening. Is another day this week or early next week good for you two? Peggy

---

Sent from my BlackBerry Wireless Handheld

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---

"Job Serebrov"
To psims@eac.gov
cc
Subject Suggestions

---

RECOMMENDATIONS.doc Peggy:

When Tova sent me her suggestions I made some changes and additions. Tova later wrote to me and said she expected me to come up with my own list. Due to time constraints and at risk of duplication I rather go with the corrected suggestions.

Job

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---

"Job Serebrov"
To “Tova Wang” <wang@tcf.org>, psims@eac.gov
cc
Subject Re: nexis

--- Tova Wang <wang@tcf.org> wrote:

> Hi Peg and Job,
> > I don't know how we might be able to use these but here, finally, are the
> super-refined versions of the nexis charts. Can we
> include them? Thanks.
> Tova
>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----

Margaret Sims/EAC/GOV
06/22/2006 10:31 AM To "Job Serebrov" "Tova Andrea Wang" <wang@tcf.org>
cc Subject Re: nexis

Fine by me.
Peggy

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Job Serebrov" 
Sent: 06/21/2006 06:25 PM 
To: "Tova Wang" <wang@tcf.org>; psims@eac.gov 
Subject: Re: nexis 

I have no objection to amending the official findings/CD to add these.

--- Tova Wang <wang@tcf.org> wrote:

> Hi Peg and Job,
> 
> I don't know how we might be able to use these but
> here, finally, are the
> super-refined versions of the nexis charts. Can we
> include them? Thanks.
> Tova
>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----

"Tova Wang"
<wang@tcf.org> To psims@eac.gov
06/20/2006 11:10 AM cc Subject question
Am I correct in assuming that I still cannot discuss the findings of our report? 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

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---

"Job Serebrov"
To wang@tcf.org, psims@eac.gov

06/30/2006 10:02 PM

Subject Re: Various

For Donsanto to be able to do this, we would need enough time and money to contact all interviewees and also permit comment from them. However, in this matter I am 100% in agreement with Tova.

--- wang@tcf.org wrote:

> Also, I maintain that a reasonable solution to this
> is to allow Donsanto
> and/or any of the commissioners who desire to do so
> to provide a statement
> that would be included in the report and in the
> record.
> ----- Original Message -----
> From: <wang@tcf.org>
> To: <psims@eac.gov>; "Job Serebrov"
> Cc: "Tova Wang" <wang@tcf.org>
> Sent: Friday, June 30, 2006 9:42 PM
> Subject: Re: Various
>
> > That would be great on the contract.
> >
> > If the interview is "edited" as you put it, I will
> be very, very
> > uncomfortable, as I believe Job would be as well.
> I know you don't want
> > to spend anymore time on this, but I consider it a
> rather important issue.
> > and I think Job does too. I would be happy to
> talk to you and Tom and any
> > of the commissioners about this further if that
> would be helpful. I am
> > available by cell over the next four days and in
> the office all next week.
> >
> > Thanks for the updated invoice stuff. Happy 4th.
> >
> > Tova
> > ----- Original Message ----- 
> > From: <psims@eac.gov>
> > To: "Job Serebrov"
> > Cc: "Tova Andrea Wang" <wang@tcf.org>
> > Sent: Friday, June 30, 2006 6:41 PM
> > Subject: Re: Various
> >
> >
> > Actually, the Donsanto interview was the only one
> > I did attend, but I
> > agree the issue is taking up too much of your
> > time. I just wanted you to
> > be forewarned that the paragraph has already
> > raised red flags in DC of and
> > is likely to result in an edit. Enough said
> > about that.
> >
> > I am concerned about the number of hours left for
> > this project. If you
> > and Tova both agree, I'll see if our Contracting
> > Officer will approve a
> > contract mod to provide for some additional hours
> > and money to
> > incorporate comments received on the report and
> > other efforts that fall
> > within the tasks specified in the current
> > contract. We won't get 60
> > thou, but there might be a little year end money
> > we can use to finish
> > this off properly.
> > Peg
> >
> > Sent from my BlackBerry Wireless Handheld
> >
> > ----- Original Message ----- 
> > From: "Job Serebrov"
> > Sent: 06/30/2006 05:58 PM
> > To: psims@eac.gov; wang@tcf.org
> > Subject: Various
> >
> > Peg:
> >
> > I had to take time off this afternoon to handle
> > some
> > issues. Did you get an answer as to my travel
> > reimbursement?
> >
> > I spoke to Tova about the Donsanto issue. We both
> > agree about what we heard during the interview.
> > We
> > also agree that this is taking up too much time
> > (of
> > which we have so little left) and is a minor part
one interview which makes up one of thirty interviews. I feel the same as Tova, the Commission was not in on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph as you do---I remember what was said---the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

> of
> >>

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---
Margaret Sims/EAC/GOV
To Jeannie Layson/EAC/GOV
cc
Subject Re: U.S. News & World Report

Here it is. --- Peg

EAC Boards VF-VI Status Report.doc

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV
Peg,
Would you please send me the document regarding this project that was submitted to the Standards Bd?

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
"Tova Wang"
<wang@tcf.org> 06/28/2006 04:37 PM  To psims@eac.gov, "Job Serebrov"
<Job Serebrov>
cc methodology

As you may recall, the working group expressed interest in the risk analysis method. The recent report by the Brennan Center on voting machines employs this methodology. If you look at pp. 8-19 of the attached, it provides a potential model. I think it might be worth including this as an appendix or footnote in the methodology section. Please let me know what you think. 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

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Click here to receive our weekly e-mail updates.

brennan machine report.pdf
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
06/30/2006 05:31 PM  To Job Serebrov
<Job Serebrov>
cc
Subject Contract Hours & Payments for Services
Hi Peg,

What is the current invoice schedule? 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

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Click here to receive our weekly e-mail updates.

Will it be possible for you to extract the excerpt for inclusion in the report? Thanks.

-----Original Message-----
From: Job Serebrov [mailto:
Sent: Wednesday, June 28, 2006 5:40 PM
To: Tova Wang; psims@eac.gov
Subject: Re: methodology

Agreed

--- Tova Wang <wang@tcf.org> wrote:

> As you may recall, the working group expressed
interest in the risk analysis method. The recent report by the Brennan Center on voting machines employs this methodology. If you look at pp. 8-19 of the attached, it provides a potential model. I think it might be worth including this as an appendix or footnote in the methodology section. Please let me know what you think.

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

www.tcf.org, for the latest news, analysis, opinions, and events.

<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----

"Job Sembrov"  To psims@eac.gov
07/02/2006 10:28 AM  cc
Subject Please Change This

Peggy:

In the transcript, there is one serious mistake that must be changed immediately. On page 5 it indicates that I helped review and draft changes to the election code of Libya. It should be Namibia not Libya. The reason this is so serious if it stands is that at the time I reviewed Namibia's Code it was illegal for Americans to deal with Libya. I need to know that this has been corrected and ALL parties who have seen the transcript notified.

Job
Jeannie

We suspect that someone from the Voting Fraud-Voter Intimidation Project Working Group has been talking to reporters, tipping them off about what we are finding in our preliminary study, and referring them to our consultants (although the information could have come from anyone on the EAC boards, too). Apparently, the U.S. News & World Report reporter who contacted me also contacted both consultants working on the project.

Based on my recommendation, Tova Wang and, possibly, Job Serebrov, who are on EAC personal services contracts for our voting fraud and voter intimidation research, will seek further clarification from you about what they can and cannot say to reporters and in public fora about vote fraud and voter intimidation and about EAC's research. I have previously advised Tova and Job not to discuss the work they are doing for us as this is EAC research, the Commissioners have not yet received and accepted the final report, and the Commission has not approved their speaking about the EAC research.

Tova plans to call you tomorrow (Tuesday, June 27) about the issue. In addition to the reporter's inquiry, she has been invited to speak on the subject at the summer conference of the National Association of State Legislatures. She has plenty of knowledge of the subject in her own right (apart from our study), but is having trouble differentiating between her own work and the work she is doing for us. Please, just let me know what you advise her to do.

--- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---

"Tova Wang"
<wang@tcf.org> To psims@eac.gov, "Job Serebrov" cc
06/27/2006 12:26 PM Subject outline of final report

Does this work for you?

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

Click here to receive our weekly e-mail updates.
Attached is an updated schedule showing 2 more invoice periods. I'll send separate spreadsheets to you and Job showing what funds and hours have been used and what are available. --- Peggy

Hi Peg,

What is the current invoice schedule? 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

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I would make time to discuss this. I feel that any edit would be wrong while a comment at the end of the interview by the Commission would not be. But in this case, two of us remember it one way and one the other way.

--- wang@tcf.org wrote:

> That would be great on the contract.
> If the interview is "edited" as you put it, I will be very, very uncomfortable, as I believe Job would be as well. I know you don't want to spend anymore time on this, but I consider it a rather important issue, and I think Job does too. I would be happy to talk to you and Tom and any of the commissioners about this further if that would be helpful. I am available by cell over the next four days and in the office all next week.
> Thanks for the updated invoice stuff. Happy 4th.
> Tova
> ----- Original Message ----- From: <psims@eac.gov> To: "Job Serebrov" Cc: "Tova Andrea Wang" <wang@tcf.org> Sent: Friday, June 30, 2006 6:41 PM Subject: Re: Various

> Actually, the Donsanto interview was the only one I did attend, but I agree the issue is taking up too much of your time. I just wanted you to be forewarned that the paragraph has already raised red flags in DC of and is likely to result in an edit. Enough said about that.
> I am concerned about the number of hours left for this project. If you and Tova both agree, I'll see if our Contracting Officer will approve a contract mod to provide for some additional hours and money to incorporate comments received on the report and other efforts that fall within the tasks specified in the current contract. We won't get 60 thg, but there might be a little year end money we can use to finish this off properly.
> Peg
> --------------------------
Peg:

I had to take time off this afternoon to handle some issues. Did you get an answer as to my travel reimbursement?

I spoke to Tova about the Donsanto issue. We both agree about what we heard during the interview. We also agree that this is taking up too much time (of which we have so little left) and is a minor part of one interview which makes up one of thirty interviews.

I feel the same as Tova, the Commission was not in on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph as you do---I remember what was said---the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

Job
I'll need to get back to you on this and the definition tomorrow (too many things going on today). In the meantime, I have attached the written status report that was presented to the EAC Standards Board and Board of Advisors, because I can't remember if I ever provided the final version to the two of you. The status report is primarily made up of your preliminary reports, with some intro information provided and a brief summary of recommendations discussed at the Working Group meeting. This may or may not help the two of you in preparing the final. You can use any of it, or none of it. I am sure that your product will be much better than this quickly pulled together thing. --- Peggy

EAC Boards VF-VI Status Report.doc

"Tova Wang" <wang@tcf.org>

Does this work for you?

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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Table of Contents.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ------

"Job Serebrov" <Job_Serebrov@GSAEXTERNAL>

06/29/2006 07:58 PM

Subject Travel Pay
Peg:

So far no travel pay. Tova got hers a couple of days ago. Please call and check. I need it.

Thanks,

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
"Tova Wang"
<wang@tcf.org>
06/29/2006 01:24 PM
To psims@eac.gov
cc twilkey@eac.gov
Subject RE: donsanto interview

Peg, If you review the numerous speeches and writings of Donsanto, including at the BAI training sessions, you will see that in the past he has frequently said that as a matter of law and policy the Department generally only pursued organized patterns. I can point you to particular citations if you like. He clearly said when we interviewed him that there had been a shift in resources and energy. This is in both of our notes. I don't think this should be an issue of departmental politics.

Tova

-----Original Message-----
From psims@eac.gov [mailto:psims@eac.gov]
Sent Thursday, June 29, 2006 12:00 PM
To wang@tcf.org;
cc twilkey@eac.gov
Subject Re: donsanto interview

Tova and Job:

All I can do is advise you that I don't think this paragraph will pass by the Commission, as written, because readers can misinterpret what is being reported and use something published by EAC against DOJ. I suspect that both of you are aware of legal action being taken by an advocacy group against DOJ alleging that the agency is acting in a manner that fails to protect, and even discourages, the voter participation of minorities and disadvantaged individuals. Though I do not intend to address the merits of that action, which focuses on the efforts of more than one DOJ office, I am concerned that some readers would use the sentence that begins with "This change in direction, focus, and level of aggression ..." as evidence that DOJ's Election Crimes Branch has completely changed course to focus on aggressively pursuing individuals who vote when ineligible, many of whom are minorities.

It is true that, for years, the Election Crimes Branch did not pursue individual violators. (I certainly observed this from the time I became involved in researching election administration matters in 1986.) Much of the reason for this is that the agency just did not have the resources to pursue everything; so, as the agency budget permitted, DOJ pursued cases that provided the most bang
for the buck --- cases involving multiple individuals that were not already being pursued by State or local public attorneys. As you know, DOJ recently expanded its efforts and added the prosecution of individuals for double voting or voting when ineligible (felony convictions or no U.S. citizenship). Although I did not know of this decision prior to the interview, the action is not a complete surprise, given the increasing pressure on the agency to pursue such cases that began with a real squeaker of a 1996 race in California's 46th CD (Orange County). In the interview with you, Donsanto also stated that the department evaluates each case before pursuing it, and does not pursue every individual referred for voting violations. (You may remember he noted his reluctance to pursue noncitizen voting, which can result in deportation, when it could separate the individual from his family.)

In my opinion, the addition of the prosecution of individuals, while an important new development, is not a complete change in direction or focus. The pursuit of individual violators does not supplant DOJ's continuing efforts to pursue organized schemes to corrupt the process. It is part of a recent expansion of the agency's efforts to combat election crime that includes: (1) more aggressive pursuit of criminal campaign finance violations (not covered by EAC's study); (2) exploration of new avenues to prosecute voter suppression schemes (e.g.; the NH phone bank blocking case); (3) better training of U.S. attorneys and FBI agents in the recognition, investigation and prosecution of election offenses; (4) efforts to improve coordination with state and local law enforcement agencies; and (5) press conferences and public announcements before federal elections to publicize how the public can report election crimes. Donsanto provided information on much of these efforts either during the interview or by supplying case lists and training information on the day of the interview.

I hope you will reconsider revising the paragraph at issue.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

Hi Peg,

Job and I have discussed this matter and agree on our response to it.

Presumably the paragraph you are concerned about is the following:
Since 2002, the department has brought more cases against alien voters, felon voters, and double voters than ever before. Previously, cases were only brought when there was a pattern or scheme to corrupt the process. Charges were not brought against individuals – those cases went un-prosecuted. This change in direction, focus, and level of aggression was by the decision of the Attorney General. The reason for the change was for deterrence purposes.

Neither of us thinks this passage says that the Department has stopped pursuing patterns, as you suggested, and we maintain that this is what Mr. Donsanto said to us in the interview. If Mr. Donsanto wants to object, perhaps he can write a letter or something to that effect that could be part of the record.

Tova Andrea Wang
Democracy Fellow
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phone: 212-452-7704  fax: 212-535-7534

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Margaret Sims/EAC/GOV
06/29/2006 05:31 PM
To   "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cctrilikey@eac.gov
Subject  RE: donsanto interview

I don't think anyone disagrees that DOJ's earlier policy was to prosecute organized conspiracies, not individual violators. This policy was based both on existing law and resources available. Donsanto made that clear in numerous presentations before election officials, though I doubt he would have highlighted the resource issue in any of his written reports.

I did not hear Donsanto say that there was a shift in resources and energy away from prosecuting organized conspiracies in order to pursue prosecutions of individuals. I think we should avoid implying that this is the case. I understood his statement to address a shift in DOJ resources and energy to support increased efforts to prosecute election crimes, including the expansion of prosecutions to include individual incidents. I have not seen, nor do I think Donsanto has ever stated, that there has been a decrease in the effort to prosecute organized conspiracies to corrupt the process. Yet, adequate resources continue to be an issue, as Donsanto noted in his interview and at the Working Group meeting (when referring to having to decide which of two voter suppression cases to prosecute because he didn't have the resources to do both).

Your reference to policy based on law reminded me that changes in federal law, and an evolution in the understanding of how to use newer law, also would have affected DOJ's decision to add the prosecution of individuals for such violations as registering and voting when not a U.S. citizen or when a convicted felon. Earlier federal law did not directly address voter registration by felons, permitting federal prosecution in such instances only where it could be shown that the applicant knowingly and willfully
provided false information as to his or her eligibility to vote. Earlier federal law permitted the prosecution of noncitizens for registering to vote based on false claims of the U.S. citizenship that each State required for registering to vote in federal elections, but did not require U.S. citizenship to vote in federal elections. These laws made federal prosecution of noncitizen and felon voter registration and voting much more challenging. With the implementation of the NVRA in 1995, we began to see federal election law that could more easily be used for federal prosecution of both voter registration and voting by noncitizens and convicted felons. And, late in 1996, immigration reform legislation was passed that clearly prohibits noncitizens from voting in federal elections (without requiring the "knowing and willful" component).

--- Peggy

"Tova Wang" <wang@tcf.org>

06/29/2006 01:24 PM

To psims@eac.gov, 
cc twilkey@eac.gov

Subject RE: donsanto interview

Peg, If you review the numerous speeches and writings of Donsanto, including at the BAI training sessions, you will see that in the past he has frequently said that as a matter of law and policy the Department generally only pursued organized patterns. I can point you to particular citations if you like. He clearly said when we interviewed him that there had been a shift in resources and energy. This is in both of our notes. I don't think this should be an issue of departmental politics.

Tova

-----Original Message-----
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Sent: Thursday, June 29, 2006 12:00 PM  
To: wang@tcf.org; twilkey@eac.gov  
Cc: 

Subject: Re: donsanto interview

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I hope you will reconsider revising the paragraph at issue.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

To psims@eac.gov
cc "Job Serebrov" <serebrov@sbcglobal.net>
Subject donsanto interview

Hi Peg,

Job and I have discussed this matter and agree on our response to it.

Presumably the paragraph you are concerned about is the following:
Since 2002, the department has brought more cases against alien voters, felon voters, and double voters than ever before. Previously, cases were only brought when there was a pattern or scheme to corrupt the process. Charges were not brought against individuals – those cases went un-prosecuted. This change in direction, focus, and level of aggression was by the decision of the Attorney General. The reason for the change was for deterrence purposes.

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Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
06/30/2006 05:29 PM
To Tova Andrea Wang
cc
Subject Contract Hours & Payments for Services

Here is the spreadsheet I have for you. Please let me know if you notice any discrepancies. Thanks. ---
Peggy

Wang Payment Tracking.xls
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
06/30/2006 06:19 PM
To "Job Serebrov"
cc
Subject Re: Various

Not yet. The problem is that so many folks seem to be off for a long 4th of
July weekend.

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Job Serebrov"
Sent: 06/30/2006 05:58 PM
To: psims@eac.gov; wang@tcf.org
Subject: Various

Peg:

I had to take time off this afternoon to handle some issues. Did you get an answer as to my travel reimbursement?

I spoke to Tova about the Donsanto issue. We both agree about what we heard during the interview. We also agree that this is taking up too much time (of which we have so little left) and is a minor part of one interview which makes up one of thirty interviews. I feel the same as Tova, the Commission was not in on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph as you do---I remember what was said---the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----

"Job Serebrov"  
06/30/2006 07:10 PM  
To psims@eac.gov, wang@tcf.org
  
  cc

Subject Re: Various

Peg:

It's ok with me as long as we finish before the end of November.
--- psims@eac.gov wrote:

> Actually, the Donsanto interview was the only one I
did attend, but I agree the issue is taking up too
much of your time. I just wanted you to be forewarned
that the paragraph has already raised red flags in
DC of and is likely to result in an edit. Enough
said about that.

> I am concerned about the number of hours left for
this project. If you and Tova both agree, I'll see
if our Contracting Officer will approve a contract
mod to provide for some additional hours and money
to incorporate comments received on the report and
other efforts that fall within the tasks specified
in the current contract. We won't get 60 thou, but
there might be a little year end money we can use to
finish this off properly.
> Peg

> --------------------------
> Sent from my BlackBerry Wireless Handheld

> ----- Original Message -----
> From: "Job Serebrov"
> Sent: 06/30/2006 05:50 PM
> To: psims@eac.gov,
> Subject: Various

> Peg:

> I had to take time off this afternoon to handle some
issues. Did you get an answer as to my travel
reimbursement?

> I spoke to Tova about the Donsanto issue. We both
agree about what we heard during the interview. We
also agree that this is taking up too much time (of
which we have so little left) and is a minor part of
one interview which makes up one of thirty
interviews.
I feel the same as Tova, the Commission was not in
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the interview and thus do not know what was said and
we are not giving those interviewed the opportunity,
especially given how long ago the interviews were,
to
object. Frankly, if the Commission wants to give us
another sixty hours each we can call all of our
interviewees, give them the review and ask for
comments. In any case, we can't include comments
from
other interviews with, or lectures by person
interviewed, outside of our interview with that
person. We simply can't afford to single out one
statement in one interview that there is a
disagreement on. Finally, I don't read the paragraph
as you do---I remember what was said---the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
06/26/2006 04:38 PM
To "Tova Wang" SAEXTERNAL
cc dromig@eac.gov,
Subject RE: May 18, 2006 Meeting

I wasn't planning on circulating the transcript to the Commissioners. Most of them probably don't have the time to go through the whole thing. I will let them know it is available, if they are interested in reviewing it.
--- Peggy

"Tova Wang" SAEXTERNAL

"Tova Wang"
06/23/2006 01:04 PM
To dromig@eac.gov, psims@eac.gov
cc SAEXTERNAL
Subject RE: May 18, 2006 Meeting

Wow, there are a lot of errors in this. But at least it gets at the substance. Will this be circulated to the commissioners?

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Thursday, June 22, 2006 2:45 PM
To: psims@eac.gov
Cc: saexternal SAEXTERNAL
Subject: Fw: May 18, 2006 Meeting

Good news!!! The transcript is finally here.

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
Dear EAC,

Attached please note the ASCII file for the Voting Fraud-Voter Intimidation Meeting taken on Wednesday, May 18, 2006. Your transcript has been shipped to you.

ASCII file name: 051806.txt

Please let us know if you have any questions.

Timothy Brischler, Office Manager, 703.273.9221

---

I am ok with it.

--- Tova Wang wrote:

> Is this OK now?
> 
> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
> 41 East 70th Street - New York, NY 10021
> phone: 212-452-7704  fax: 212-535-7534
> 
> www.tcf.org, for the latest news,
> analysis, opinions, and events.
> 
>
Jeannie:

Here are my responses:

1. *When will EAC receive the preliminary report on voter intimidation and voting fraud?*
   
   I anticipate that we will have a draft final report from our consultants in 2-3 weeks, after our consultants have had time to review the transcript from the project Working Group meeting, which was not available until last week.

2. *When we receive the preliminary report, what is the EAC process to formulate a final product that will be made public?*

   First, Commissioners and Commission staff will have to review the preliminary draft. Then a draft will be submitted to the EAC Standards Board and EAC Advisory Board for review and comment. This second step is taken in accordance with HAVA §247, which requires EAC to carry out its duties under Title II,Subtitle C (Studies and Other Activities to Promote Effective Administration of Federal Elections) in consultation with the Standards Board and the Board of Advisors.

3. *When will we make this research available to the public? What form will it be in? (Best practices, etc.)*

   The final report cannot be made public until it has been accepted by the Commissioners. Normally, this does not happen until the researcher(s) submit a final report that has been revised to address clarifications and corrections deemed necessary through the review process described above. The time it takes for the researchers to produce this final report will depend, somewhat, on the number of clarifications and corrections deemed necessary.
As the researchers were charged with conducting preliminary background research on voting fraud and voter intimidation in the U.S., this report will not include recommended best practices. It will summarize the preliminary research as well as the deliberations of our project Working Group. It also will include recommendations for future EAC activity related to the development of: (1) methods of identifying, deterring, and investigating voting fraud and voter intimidation; and (2) nationwide statistics on voting fraud.

If the reporter has spoken to Secretary Rokita, who maintains that EAC has no authority to conduct this research, you may want to note that EAC initiated this preliminary research on voting fraud and voter intimidation in accordance with the Help America Vote Act, (HAVA) §241, which requires EAC to conduct research on election administration issues, including the development of:

- nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [§241(b)(6)]; and
- ways of identifying, deterring, and investigating methods of voter intimidation [§241(b)(7)].

At its 2005 meeting, EAC's Board of Advisors recommended that the agency make research on these matters a high priority.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV
06/27/2006 02:26 PM To psims@eac.gov, twilkey@eac.gov
cc
Subject US News & World Report inquiry

Please provide answers to the following questions, posed to me by US News & World Report's Scott Michels. I need this info by the end of the day to meet his deadline.

1. When will EAC receive the preliminary report on voter intimidation and voting fraud?
2. When we receive the preliminary report, what is the EAC process to formulate a final product that will be made public?
3. When will we make this research available to the public? What form will it be in? (Best practices, etc.)

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov
It sounds similar to the issues I had with the Donsanto interview. It was a classic example of the interviewers' interpreting what was said through their own biases.

It also is true that the original interview summaries failed to differentiate between the criminal definition of intimidation and the consultants use of the term. The consultants have revised their definition to note that it goes beyond the legal definition, but we may need to repeat the statement where the DOJ interviews are referenced.

I have already brought the Donsanto matter to our contractors' attention. When they responded that they did not think they should redraft that section, I told them that the section will likely be edited. It appears that we will have to do the same with the reference to Tanner's interview.

Why don't we discuss this with Tanner (and Donsanto) after we have had a chance to review a consolidated draft of the final report? We can determine what clarifications or corrections are necessary at that time.

Peg

Sent from my BlackBerry Wireless Handheld
Juliet E. Thompson-Hodgkins

---

His concerns are that there were inaccurate or false statements about DOJ on pages 5 and 6, that in his words demonstrated a lack of understanding of criminal law.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Perhaps he was looking at the report that was delivered to the EAC boards. Let's find out what his concerns are so that we can address them.

Peg
From: Juliet E. Thompson-Hodgkins
Sent: 07/10/2006 02:34 PM
To: Margaret Sims
Subject: Re: Fraud and Intimidation Study

Tanner said he got it from Cameron. And referred specifically to pp. 5 and 6. I don't remember that the
summaries of interviews were laid out that way.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
07/10/2006 02:29 PM
To: Juliet E. Thompson-Hodgkins/EAC/GOV@EAC
cc
Subject Re: Fraud and Intimidation Study

I have not yet seen a draft final report. My best guess is that Tanner is concerned about the summary of
his interview. I have already had discussions with our consultants about the description of the Donsanto
interview, at which I was present. Wilkey knows that I won't let it go as is. I wasn't at the Tanner interview,
but would be interested in hearing where he thinks the consultants went wrong.

It is possible that, due to my objections re the Donsanto interview, the consultants may have asked
Tanner to review their description of his interview. I won't know for sure until I can contact them.

I gave you and Gavin a folder that included a summary of interviews, etc before the working group
meeting. Also, the report delivered to the boards on this project is in the shared drawer under Research in
Progress-Voting Fraud-Intimidation. That is everything I have at the moment.

Peg

Sent from my BlackBerry Wireless Handheld
Juliet E. Thompson-Hodgkins

From: Juliet E. Thompson-Hodgkins
Sent: 07/10/2006 10:55 AM
To: Margaret Sims
Cc: Thomas Wilkey
Subject: Fraud and Intimidation Study

I received a call from John Tanner today who was upset with pages 5 and 6 of some draft paper that he
had received regarding our Fraud and Intimidation Study. I am in a very uncomfortable situation in that I
have not received a copy of this paper and the Office of General Counsel has not vetted this document
and yet I am being questioned about why there are erroneous statements in this paper. Please provide
me with a copy of this document and please explain to me how John Tanner got a copy of this document
It sounds similar to the issues I had with the Donsanto interview. It was a classic example of the interviewers' interpreting what was said through their own biases.

It also is true that the original interview summaries failed to differentiate between the criminal definition of intimidation and the consultants use of the term. The consultants have revised their definition to note that it goes beyond the legal definition, but we may need to repeat the statement where the DOJ interviews are referenced.

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Why don't we discuss this with Tanner (and Donsanto) after we have had a chance to review a consolidated draft of the final report? We can determine what clarifications or corrections are necessary at that time.

Peg

Sent from my BlackBerry Wireless Handheld

Juliet E. Thompson-Hodgkins

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---

Margaret Sims/EAC/GOV
07/11/2006 10:55 AM

To Juliet E. Thompson-Hodgkins/EAC/GOV@EAC

cc "Tom Wilkey" <twilkey@eac.gov>

Subject Re: Fraud and Intimidation Study

His concerns are that there were inaccurate or false statements about DOJ on pages 5 and 6, that in his words demonstrated a lack of understanding of criminal law.

Juliet Thompson Hodgkins
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Peg

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Subject: Re: Fraud and Intimidation Study

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Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
07/10/2006 02:29 PM
To: Juliet E. Thompson-Hodgkins/EAC/GOV@EAC
cc
Subject: Re: Fraud and Intimidation Study

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I gave you and Gavin a folder that included a summary of interviews, etc before the working group meeting. Also, the report delivered to the boards on this project is in the shared drawer under Research in Progress-Voting Fraud-Intimidation. That is everything I have at the moment.

Peg

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From: Juliet E. Thompson-Hodgkins  
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To: Margaret Sims  
Cc: Thomas Wilkey  
Subject: Fraud and Intimidation Study

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Juliet Thompson Hodgkins  
General Counsel  
United States Election Assistance Commission  
1225 New York Ave., NW, Ste 1100  
Washington, DC 20005  
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ----- 
Margaret Sims/EAC/GOV  
07/03/2006 11:38 AM  
To: Devon Romig  
cc  
Subject: Fw: methodology

Please edit the attached Word document to remove the returns at the end of each line that are not needed, then send it to Tova and Job. Thanks! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 07/03/2006 11:37 AM ----- 
Margaret Sims/EAC/GOV  
06/30/2006 05:25 PM  
To: "Tova Wang" <wang@tcf.org>@GSAEXTERNAL  
cc  
Subject: Re: FW: methodology
The attached is the text extracted from pages 8-19 and the Attachment C referenced within the text. The formatting is still a little weird. Can you work with this, or do I need to play with it some more? --- Peggy

The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534
www.tcf.org, for the latest news, analysis, opinions, and events.
Tova:
If you have used up all of your remaining hours, you need to stop work until we have the contract modification in place that provides for more hours.
Peggy

Sent from my BlackBerry Wireless Handheld

Also, I maintain that a reasonable solution to this is to allow Donsanto and/or any of the commissioners who desire to do so to provide a statement that would be included in the report and in the record.

----- Original Message ----- 
From: <wang@tcf.org>
To: <psims@eac.gov>; "Job Serebrov"
Cc: "Tova Wang" <wang@tcf.org>
Sent: Friday, June 30, 2006 9:42 PM
Subject: Re: Various

> That would be great on the contract.
> If the interview is "edited" as you put it, I will be very, very uncomfortable, as I believe Job would be as well. I know you don't want to spend anymore time on this, but I consider it a rather important issue, and I think Job does too. I would be happy to talk to you and Tom and any of the commissioners about this further if that would be helpful. I am available by cell over the next four days and in the office all next week.
Thanks for the updated invoice stuff. Happy 4th.

Tova

----- Original Message ----- 
From: <psims@eac.gov> 
To: "Job Serebrov" 
Cc: "Tova Andrea Wang" <wang@tcf.org> 
Sent: Friday, June 30, 2006 6:41 PM 
Subject: Re: Various


Actually, the Donsanto interview was the only one I did attend, but I
agree the issue is taking up too much of your time. I just wanted you to
be forewarned that the paragraph has already raised red flags in DC of and
is likely to result in an edit. Enough said about that.

I am concerned about the number of hours left for this project. If you
and Tova both agree, I'll see if our Contracting Officer will approve a
contract mod to provide for some additional hours and money to
incorporate comments received on the report and other efforts that fall
within the tasks specified in the current contract. We won't get 60
thou, but there might be a little year end money we can use to finish
this off properly.

Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Job Serebrov" 
Sent: 06/30/2006 05:58 PM 
To: psims@eac.gov; wang@tcf.org 
Subject: Various

Peg:

I had to take time off this afternoon to handle some
issues. Did you get an answer as to my travel
reimbursement?

I spoke to Tova about the Donsanto issue. We both
agree about what we heard during the interview. We
also agree that this is taking up too much time (of
which we have so little left) and is a minor part of
one interview which makes up one of thirty interviews.
I feel the same as Tova, the Commission was not in on
the interview and thus do not know what was said and
we are not giving those interviewed the opportunity,
especially given how long ago the interviews were, to
object. Frankly, if the Commission wants to give us
another sixty hours each we can call all of our
interviewees, give them the review and ask for
comments. In any case, we can't include comments from
other interviews with, or lectures by person
interviewed, outside of our interview with that
person. We simply can't afford to single out one
statement in one interview that there is a
disagreement on. Finally, I don't read the paragraph
>> as you do---I remember what was said---the paragraph
>> clearly does not imply an abandonment of other DOJ
>> electoral investigations.
>>
>> Job
>>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM -----
Margaret Sims/EAC/GOV
07/03/2006 12:40 PM
To Serebrov
cc
Subject Travel Reimbursement

GSA reports that a pay out of $1,200.03 was made today. --- Peggy
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM -----
Margaret Sims/EAC/GOV
06/30/2006 05:25 PM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject Re: FW: methodology

The attached is the text extracted from pages 8-19 and the Attachment C referenced within the text. The formatting is still a little weird. Can you work with this, or do I need to play with it some more? --- Peggy

Risk Analysis Methodology-Brennan Center excerpt.doc

"Tova Wang" <wang@tcf.org>

"Tova Wang"<wang@tcf.org>
06/29/2006 12:07 PM
To psims@eac.gov
cc
Subject FW: methodology

Will it be possible for you to extract the excerpt for inclusion in the report? Thanks.

-----Original Message-----
From: Job Serebrov [mailto:
Sent: Wednesday, June 28, 2006 5:40 PM
Agreed

--- Tova Wang <wang@tcf.org> wrote:

> As you may recall, the working group expressed interest in the risk analysis method. The recent report by the Brennan Center on voting machines employs this methodology. If you look at pp. 8-19 of the attached, it provides a potential model. I think it might be worth including this as an appendix or footnote in the methodology section. Please let me know what you think.
>
> 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
> www.tcf.org, for the latest news, analysis, opinions, and events.
Peg, We don't need to re-send you all of the material that we gave you to provide to the working group for the final report, eg the individual interviews, research summaries, nexis and case charts, right? Thanks. Happy 4th. 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.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ---

"Job Serebrov"

To psims@eac.gov, wang@tcf.org
cc
Subject Hrs

Peg:

It seems to Tova and me that somewhere between 30 and 40 for each of us would be safe (having learned from not asking for enough hours).

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM -----

"Job Serebrov"

To psims@eac.gov
cc
Subject Re: Travel Reimbursement

No, its Bank of America. I just checked again and its
not there. If it does not appear by morning I will need you to see what is going on.

--- psims@eac.gov wrote:

> They usually send it electronically. Could your bank have failed to post it due to the holiday? Does your bank tend to float deposits for a day or two?
> Peggy
>
> --------------------------
> Sent from my BlackBerry Wireless Handheld
>
>
> ----- Original Message ----- 
> From: "Job Serebrov" 
> Sent: 07/05/2006 08:13 AM
> To: psims@eac.gov
> Subject: Re: Travel Reimbursement
>
> Peg:
>
> I checked my account this morning (July 5th) and this still has not been paid. Did GSA mail it?
>
> Job
>
> --- psims@eac.gov wrote:
>
> > GSA reports that a pay out of $1,200.03 was made today. --- Peggy
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM -----

Margaret Sims/EAC/GOV
07/03/2006 11:30 AM  To  "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject  RE: Estimated Additional Hours Needed

We'll have to guesstimate. It is likely that we will receive some comments and questions from the Commissioners and a number of comments from the boards. We could do the modification a little later, but we have to do it before the end of August to take advantage of year-end funds. Basically, the sooner we can figure this out, the better chance we have of using some of the year-end money for this project, before it is taken for something else. We have no guarranties that funds will be available in the next fiscal year. --- Peggy

"Tova Wang" <wang@tcf.org>
Doesn't it really depend on what the Commission comes back to us with? It's kind of hard to estimate before knowing what they're going to want.

--- Original Message ---
From: psims@eac.gov
Sent: Monday, July 03, 2006 10:11 AM
To: wang@tcf.org; twilkey@eac.gov
Cc: twilkey@eac.gov
Subject: Estimated Additional Hours Needed

Tova and Job:

I don't have the authority to modify contracts, but Tom Wilkey does. In order to help Tom determine how many additional hours (and dollars) should be added to your personal services contracts, I'll need an estimate from the two of you for the number of additional hours required to complete the final report (taking into account revisions that may be needed to address questions and comments submitted by the Commissioners and the EAC Standards Board and Board of Advisors). Please note that we cannot add any tasks to the existing contract, but we can account for additional hours required to complete the final report.

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
e-mail: psims@eac.gov

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ---

Job Serebrov
To: psims@eac.gov, wang@tcf.org
cc
Subject: Telephone Conference

Peg:

I need to move our call to next Monday at 7 pm EST. What is the situation with the extra hours?
I've asked Devon to do it. She can get it to you faster than I. --- Peggy

The excess returns would be a great start, and then I can do the rest. Thanks a lot.

Do you just need to have the excess returns removed, or do you think it needs other clean up as well? --- Peggy
It would be great if someone there could work on cleaning it up. Let us know. Thanks.

----- Original Message ----- 
From: psims@eac.gov
To: wang@tcf.org
Cc: 
Sent: Friday, June 30, 2006 5:25 PM
Subject: Re: FW: methodology

The attached is the text extracted from pages 8-19 and the Attachment C referenced within the text. The formatting is still a little weird. Can you work with this, or do I need to play with it some more? --- Peggy

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06/29/2006 12:07 PM

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Cc: 
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From: Job Serebrov [mailto: ]
Sent: Wednesday, June 28, 2006 5:40 PM
To: Tova Wang; psims@eac.gov
Subject: Re: methodology

Agreed

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> As you may recall, the working group expressed
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> method. The recent report by the Brennan Center on
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this methodology. If you look at pp. 8-19 of the attached, it provides a potential model. I think it might be worth including this as an appendix or footnote in the methodology section. Please let me know what you think.

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analysis, opinions, and events.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM -----

"Tova Wang"
<wang@tcf.org>  To psims@eac.gov
07/17/2006 10:29 AM  cc "Job Serebrov" wang@tcf.org
Subject  RE: final report

appendices attached, except Peg I think you put together the list of the working group members? In any case, I can't find one at the moment, but it would be easy enough to put together. Perhaps even Devon or someone could do that, especially since I don't think I have any hours left, and probably shouldn't even be writing this email. I don't remember the conversation about adding to the list of interviewees, but we can talk about that later.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 17, 2006 9:13 AM
To: wang@tcf.org
Cc: 'Job Serebrov'; wang@tcf.org
Subject: Re: final report

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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.

List of Experts Interviewed.doc  
APPENDIX C -- BRENNAN EXCERPT.doc  
Existing Literature Reviewed.doc
I received your faxed voucher today, signed it, and gave it to Finance. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ---

Margaret Sims/EAC/GOV
07/17/2006 12:25 PM
To: "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc: "Job Serebrov" , wang@tcf.org
Subject: RE: final report

Yes, I have the list of Working Group members. --- Peggy

"Tova Wang" <wang@tcf.org>

07/17/2006 10:29 AM
To: psims@eac.gov
cc: "Job Serebrov" , wang@tcf.org
Subject: RE: final report

appendices attached, except Peg I think you put together the list of Working Group members? In any case, I can't find one at the moment, but it would be easy enough to put together. Perhaps even Devon or someone could do that, especially since I don't think I have any hours left, and probably shouldn't even be writing this email. I don't remember the conversation about adding to the list of interviewees, but we can talk about that later.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 17, 2006 9:13 AM
To: wang@tcf.org
Cc: 'Job Serebrov'; wang@tcf.org
Subject: Re: final report

Thanks. I probably won't be able to start getting into this until tomorrow AM. I noticed that the appendices weren't attached. I think we discussed earlier that the list of interviewees needed to have more information for the final report, and the list of books and documents should be presented in the same manner as a bibliography for the final report. We can talk more about this tonight during our teleconference at 7 PM EST. --- Peggy
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APPENDIX C -- BRENNAN EXCERPT.doc Existing Literature Reviewed.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM -----
Here is the list of Working Group members with some information highlighted about each individual. Yes, you can email me later in the day to let me know if I should call you at home or at work. --- Peggy

---

Can you send it over? As I recall, it includes bios, right? I'm assuming on the interviewees you think we should have very short biographical information? Also, Peg, I'm not sure if I'll still be at work at 7 or home. Is it ok if I email you late in the day as to where I am? My home phone (for only two more weeks!) is 212-362-5223. Thanks.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 17, 2006 11:26 AM
To: wang@tcf.org
Cc: 'Job Serebrov'; wang@tcf.org
Subject: RE: final report

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ---

"Tova Wang"
<wang@tcf.org> To psims@eac.gov
07/17/2006 05:51 PM cc
Subject contacting Job

He asks that you call him on his cell, 501-626-0440

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Democracy Fellow
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phone: 212-452-7704 fax: 212-535-7534

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ---

Margaret Sims/EAC/GOV To Job Serebrov
07/19/2006 11:23 AM cc
Subject Voucher

I received your faxed voucher this morning, signed it, and submitted it to Finance. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ---

"Tova Wang" <wang@tcf.org> To psims@eac.gov
07/17/2006 05:36 PM cc
That's good.
Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Juliet E.
Thompson-Hodgkins/EAC/GOV
07/17/2006 10:18 AM
To Margaret Sims/EAC/GOV@EAC
cc Margaret Sims/EAC/GOV@EAC
Subject Re: Voting Fraud-Voter Intimidation Draft Report

Margaret Sims/EAC/GOV
07/17/2006 10:15 AM
To jthompson@eac.gov
cc twilkey@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC
Subject Voting Fraud-Voter Intimidation Draft Report

Julie:

I received pieces of the draft final report on voting fraud-voter intimidation this morning. If it is OK with you, I'll hold it until all I have all of the pieces, so that you can review it as a whole document. --- Peggy
I'm sorry I did not get back to you yesterday. I reviewed the voucher this morning and found that only two corrections are needed (coverage dates and # of days worked during the first two weeks). I've made the corrections in red on the attached copy of your voucher. --- Peggy

Wang voucher 6-18 to 7-15.doc

Speaking of which, does this look ok to you?

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 17, 2006 9:13 AM
To: wang@tcf.org
Cc: 'Job Serebrov'; wang@tcf.org
Subject: Re: final report

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ----
Karen Lynn-Dyson/EAC/GOV
07/28/2006 09:30 AM
To twilkey@eac.gov, Margaret Sims/EAC/GOV@EAC, Edgardo Cortes/EAC/GOV@EAC
cc
Subject Fw: Invitation to attend Election Fraud Conference

All-

I assume that in light of our Voting Fraud and Voter Intimidation project, we will have an EAC presence there?

K
Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
Please find attached an invitation to attend the Election Fraud Conference co-sponsored by the Center for Public Policy and Administration at the University of Utah and the Caltech/MIT Voting Technology Project, September 29-30, 2006 in Salt Lake City, UT.

Regards,
Melissa Slemin

California Institute of Technology
Voting Technology Project
MC 228-77
1200 E California Blvd
Pasadena, CA 91125
phone: 626.395.4089
fax: 626.405.9841

http://votingtechnologyproject.org

There was no telephone conference scheduled yesterday. If you all remember, due to my current job and grandchildren situation we were unable to arrange a teleconference.

--- wang@tcf.org wrote:

> What’s going on? Where are we at? Thanks. Tova
> ----- Original Message -----
Dear friends and colleagues,

As some of you know, I have decided to voluntarily give up many of my voting rights and become a resident of the District of Columbia. As I will be simply transferring to The Century Foundation's DC office, my email will remain the same (wang@tcf.org). My new work contact information as of August 8 is as follows:

The Century Foundation
1333 H Street, NW
10th Floor
Washington, DC 20005

(202) 741-6263

I look forward to speaking with you and seeing you soon.

Tova Wang
Democracy Fellow
The Century Foundation
Margaret Sims/EAC/GOV
04/30/2007 06:33 PM
To eaccon@eac.gov
cc
bcc
Subject Vote Fraud Study-Archived Email Part 3

The 3rd batch.
Peg Sims

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
05/03/2006 12:53 PM
To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation

Okay -- you are on for May 18th! Can we do it over here at 10?
--------------------------
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 03 12:40:19 2006
Subject: Re: Voting Fraud-Voter Intimidation

My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

Say "Hi" to Cameron for me.

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/03/2006 11:56 AM
To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation
Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballt conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

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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 03 11:39:50 2006
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
Margaret Sims/EAC/GOV
05/03/2006 04:59 PM To "Donsanto, Craig" <Craig.Donsanto@usdoj.gov>@GSAEXTERNAL
cc Subject Re: Voting Fraud-Voter Intimidation

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To
cc
Subject

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Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

Tuesday at 4 is OK for me.

Hi, Folks:

Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
Mileage for Personally Owned Vehicle = $0.445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwards, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
Margaret Sims/EAC/GOV
05/04/2006 03:13 PM
To: "Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL
cc
Subject: RE: Voting Fraud-Voter Intimidation

Craig:

This meeting is being held to obtain input from our eight-member Working Group for the project. The group is composed of election lawyers, election officials, and a representative of an advocacy group, all of whom have an interest and some expertise in the identification and/or prosecution of voting fraud and voter intimidation. The group was chosen so that we would have an equal number of folks on each side of the political spectrum, plus some nonpartisan members.

After our consultants review the results of their preliminary research (interviews, literature review, case law), we will ask the Working Group to brainstorm possible next steps for EAC. Our consultants will write a report summarizing the proposals that come out of this meeting. The report will go to the Commissioners, who will decide what they want to do, funds available, and what priority to assigned to the effort(s).

Your participation in this part of the process is extremely important, so I am very happy that you can find time for us that afternoon. I’ll get an agenda and other information to you next week. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/04/2006 02:32 PM
To: psims@eac.gov
cc
Subject: RE: Voting Fraud-Voter Intimidation

--- Peggy
Okay, Peg - - I will mark off the entire afternoon and try to be there. What is the agenda? I was not aware that this was anything beyond having your contractors spend another session with me. Also, if they will be needing stats and stuff like that I need to know as I will bring my state-people with me.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 2:28 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation

Right now, we are planning to meet in EAC’s large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I’ll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/03/2006 05:59 PM
topsims@eac.gov
cc
Subject: Re: Voting Fraud-Voter Intimidation

Afternoon of May 18 -- 2:30 okay? How long will they need??
--------------------------
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 03 16:59:09 2006
Subject: Re: Voting Fraud-Voter Intimidation

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Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----  
Margaret Sims/EAC/GOV  
05/09/2006 11:33 AM  
To: "Job Serebrov"  
@GSAEXTERNAL  
cc  
Subject: Re: Working Group-Perez

Did you look at the attached excerpts from Texas Code? --- Peggy

"Job Serebrov" <serebrov@sbcglobal.net>

"Job Serebrov"  
05/09/2006 11:23 AM  
To: psims@eac.gov  
cc  
Subject: Re: Working Group-Perez

We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the
Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

--- psims@eac.gov wrote:

> As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State. Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted
at that organization's
conferences. His peers in IACREOT and The Election
Center have selected
his submissions on web presentations (IACREOT) and
his professional
practices papers (Election Center) for awards. Mr.
Perez also has access
to information from other States through his
membership in IACREOT and The
Election Center. He also has a sense of humor,
which you will note if you
access the staff web page on the Guadalupe County
Elections web site and
hear the Mission Impossible theme .. something that
might be useful in the
upcoming meeting.

Guadalupe County is small but growing. In 2004, the
county had over 65
thousand registered voters (a number more than
doubled the number of
registered voters in 1988). A third of the county's
population claims
Hispanic or Latino origin, according to the U.S.
Census Bureau. The county
is in south central Texas and is bordered by Comal,
Hays, Cladwell,
Gonzales, Wilson, and Bexar counties. In the 1980s,
the county was
predominately a farming community; but in recent
years, many people have
moved from San Antonio (Bexar County) to Guadalupe
County, preferring to
live in Guadalupe County and work in Bexar County.

--- Peggy

---

"Job Serebrov" <05/08/2006 11:30 PM

To
psims@eac.gov
cc

Subject
Re: Working Group

Peggy:

What political party is Perez with? How political is
he? Is the position in Texas neutral or political?
Who appointed Perez?

As to Pat I will contact him but I can't promise anything. If Pat can't come, who is getting knocked off Tova's list?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
Margaret Sims/EAC/GOV
05/05/2006 05:34 PM
To Diana Scott
cc Karen Lynn-Dyson/EAC/GOV@EAC, dromig@eac.gov
Subject Working Group Travel

Diana:

The following members of the Working Group for our Voting Fraud/Voter Intimidation research project will need to make travel arrangements in order to attend an afternoon meeting of the group on May 18 in Washington, DC:

Mark "Thor" Hearne - St Louis, MO
J.R. Perez - Seguin, TX
The Honorable Todd Rokita - Indianapolis, IN
Kathy Rogers - Atlanta, GA

I may have one additional member from Albuquerque, NM confirmed early next week.

May these people use Adventure Travel to make these arrangements in the same manner as the Asian Language Working Group? I understand the members of that group made hotel and flight arrangements through Adventure Travel and that these costs were billed directly to EAC. We did plan for EAC to pay for the travel of the Voting Fraud/Voter Intimidation Working Group (budgeted under Research). Devon will prepare their travel authorizations.

Peggy Sims
Election Research Specialist

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
"Tova Wang"
05/11/2006 10:12 AM
To psims@eac.gov
cc
Subject RE: Today's Teleconference

This seems OK, I guess its a less detailed version of what I sent you. I hope you will advise us as to what
we are supposed to talk about/go over since we have provided the group with everything we've done ahead of time. I also hope that you will have an answer for me on Wade. It utterly essential that we have a leader from the civil rights community at the table.

-----Original Message-----
From: psims@eac.gov (mailto:psims@eac.gov)
Sent: Thursday, May 11, 2006 9:07 AM
To: wang@tcf.org; serebrov@sbcglobal.net
Subject: Today's Teleconference

I assume that we are still on for today's teleconference at 11 AM EST. I will call you. I have attached a draft agenda for your review and comment. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ----
"Job Serebrov"
05/11/2006 03:36 PM
To "Tova Wang" <psims@eac.gov>
cc
Subject Re: new working group representative

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

--- Tova Wang <wang@tcf.org> wrote:

> is Jon Greenbaum
> Here' s his info in full:
> http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm
> l
> He is the Director of the Voting Rights Project for
> the Lawyers Committee
> for Civil Rights. He will be representing Barbara
> Arnwine, the Executive
> Director of the Lawyers Committee.
> His contact and mailing info is:
> jgreenbaum@lawyerscommittee.org
> 202-662-8315
> 1401 New York Avenue, NW
> Suite 400
> Washington, DC 20005
>
> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
It might be an Apple issue

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 1:09 PM
To: serebrov@sbcglobal.net
Cc: wang@tcf.org
Subject: Literature Summary

Tova just sent me the summary you prepared of The Federal Crime of Election Fraud by Craig Donsanto. There is something wrong in the fourth paragraph (odd characters and missing text). Can you please send a replacement fourth paragraph? You can send it in an email and I will place it in the document. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
suspect as the cause of the sudden bone problems. If it is a tumor, the working group session could get complicated.

Job

--- psims@eac.gov wrote:

> Job:
> > Hope your uncle's surgery goes well.
> > I have the Chairman's OK to follow your recommendation and replace Norcross with Rogers. Do you have contact information for Rogers? ---
> > Peggy
> 
> "Job Serebrov"
> 05/04/2006 11:17 AM
> 
> To
> psims@eac.gov
> cc
> 
> Subject
> Re: Good News
> 
> I will have a better idea about my uncle's condition today after surgery.
> 
> See:
> 500 Fourth Street NW
> P.O. Box 2168
> Albuquerque, NM 87103-2168
> (505) 848-1800
> Fax: (505) 848-1891
> Asst: Carol Casstevens
> 
> --- psims@eac.gov wrote:
> 
> > Job:
> > Secretary Rokita is available May 18. I'm going to talk with the Chairman today about substituting Rogers for Norcross. Do you have contact information for Rogers? --- Peggy
Okay, Peg - - thank you. I will be there.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, May 05, 2006 9:16 AM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation

The non-election officials on the Working Group currently include:
- Barry Weinberg, whom you know
- Barbara Arnwine, Lawyers Committee for Civil Rights Under Law (organization associated with the Voting Rights Project and Election Protection)
- Bob Bauer, Perkins Coie, DC (Democrat attorney)
- Mark "Thor" Hearne, Lathrop & Gage, St Louis, MO (Republican attorney)

I am trying to recruit one other Republican attorney, Patrick Rogers, Modrall, Sperling, Roehl, Harris and Sisk, NM, who was recommended by our Republican consultant. He would replace an original member who is no longer available.

I know that Barbara has associated at conferences and in legislative efforts with Wade Henderson, Leadership Conference on Civil Rights. Also, the Lawyers Committee for Civil Rights is listed as on of many members of the Executive Committee for the Leadership Conference on Civil Rights (see http://www.civilrights.org/about/lccr/executive_committee.html).

Does this information help? --- Peggy
Peggy -- they don't have anything to do with the Leadership Conference on Civil Rights do they?

I ask only because the Justice Department is currently engaged in a very acrimonious FOIA litigation with LCCR that focuses precisely on our efforts to combat voter "intimidation".

----Original Message----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Thu May 04 17:20:39 2006
Subject: RE: Voting Fraud-Voter Intimidation

It is just the Working Group for the Voting Fraud-Voter Intimidation Project. I am asking you to attend as Technical Advisor for the project. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/04/2006 03:26 PM
To
cc
Subject
RE: Voting Fraud-Voter Intimidation

Peg -- what is the name of the group?

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 3:13 PM
To: Donsanto, Craig
Subject: RE: Voting Fraud-Voter Intimidation
Craig:

This meeting is being held to obtain input from our eight-member Working Group for the project. The group is composed of election lawyers, election officials, and a representative of an advocacy group, all of whom have an interest and some expertise in the identification and/or prosecution of voting fraud and voter intimidation. The group was chosen so that we would have an equal number of folks on each side of the political spectrum, plus some nonpartisan members.

After our consultants review the results of their preliminary research (interviews, literature review, case law), we will ask the Working Group to brainstorm possible next steps for EAC. Our consultants will write a report summarizing the proposals that come out of this meeting. The report will go to the Commissioners, who will decide what they want to do, funds available, and what priority to assigned to the effort(s).

Your participation in this part of the process is extremely important, so I am very happy that you can find time for us that afternoon. I'll get an agenda and other information to you next week. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/04/2006 02:32 PM
To
psims@eac.gov
cc
Subject
RE: Voting Fraud-Voter Intimidation

Okay, Peg -- I will mark off the entire afternoon and try to be there. What is the agenda? I was not aware that this was anything beyond having your contractors spend another session with me. Also, if they will be needing stats and stuff like that I need to know as I will bring my state-people with me.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 2:28 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation

Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>  
05/03/2006 05:59 PM

To   psims@eac.gov  
cc

Subject  Re: Voting Fraud-Voter Intimidation

Afternoon of May 18 -- 2:30 okay? How long will they need??
--------------------------
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 03 16:59:09 2006  
Subject: Re: Voting Fraud-Voter Intimidation

I am looking at the afternoon of 5/18 for the meeting, due to scheduling conflicts of Working Group members. There remain two members from whom we have not yet received confirmations of their schedule (with some, it is like pulling teeth), but right now 5/18 still looks like the best day. We may have to hold the meeting over here to make it easier for Commissioners to drop in. --- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>  
05/03/2006 12:53 PM
Okay -- you are on for May 18th! Can we do it over here at 10?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@usdoj.gov>
Sent: Wed May 03 12:40:19 2006
Subject: Re: Voting Fraud-Voter Intimidation

My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

Say "Hi" to Cameron for me.

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/03/2006 11:56 AM
To
psims@eac.gov
cc
Subject
Re: Voting Fraud-Voter Intimidation

Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballt conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld
Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

No, but I have left a message for her assistant and I am waiting for her to return my call. I will let you know as soon as I hear anything.

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
Margaret Sims/EAC/GOV
Did Barbara Arnwine's office indicate who they propose to send in her place? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

"Job Serebrov" To psims@eac.gov
05/08/2006 11:30 PM cc
Subject Re: Working Group

Peggy:

What political party is Perez with? How political is he? Is the position in Texas neutral or political? Who appointed Perez?

As to Pat I will contact him but I can't promise anything. If Pat can't come, who is getting knocked off Tova's list?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

Diana Scott/EAC/GOV To Margaret Sims/EAC/GOV@EAC
05/08/2006 10:22 AM cc dromig@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC
Subject Re: Working Group Travel

Peggy,

I will send these names to Adventure Travel (AT) authorizing AT to place the airfare and hotel charges on our credit card. That is all I do on my end. BUT Devon has to follow up to make all the arrangements with Marvin Brokaw at AT and whatever else is required as far as support servs. for the meeting is concerned.

I assume this is a separate meeting from the 2 Karen & Brian are having?

Diana M. Scott
Administrative Officer
U.S. Election Assistance Commission
(202) 566-3100 (office)
(202) 566-3127 (fax)
dscott@eac.gov

Margaret Sims/EAC/GOV
Diana:

The following members of the Working Group for our Voting Fraud/Voter Intimidation research project will need to make travel arrangements in order to attend an afternoon meeting of the group on May 18 in Washington, DC:

Mark "Thor" Hearne - St Louis, MO  
J.R. Perez - Seguin, TX  
The Honorable Todd Rokita - Indianapolis, IN  
Kathy Rogers - Atlanta, GA

I may have one additional member from Albuquerque, NM confirmed early next week.

May these people use Adventure Travel to make these arrangements in the same manner as the Asian Language Working Group? I understand the members of that group made hotel and flight arrangements through Adventure Travel and that these costs were billed directly to EAC. We did plan for EAC to pay for the travel of the Voting Fraud/Voter Intimidation Working Group (budgeted under Research). Devon will prepare their travel authorizations.

Peggy Sims  
Election Research Specialist

Peggy:

Please tell the folks there that I am not worried about a perceived breach of contract. This is a completely ridiculous statement considering the contractual requirement that the consultants convene the Working Group and not the Commission and it never specifies where or when this is to take place. All this to say that while the contract does specify a Working Group meeting it does not specify that it must
take place on any particular date or in a particular
city. With that said, I have never heard of any
federal travel requirements that would result in a
loss of money because I decided to drive and not fly.
In fact, that is why there is an amount paid per
mile. So I would like to see the federal regulation
that forces me to take the least expensive transport
and restricts all other ground transport costs to that
figure.

As to hotels, based on Tova's research there are no
rooms for under the $350 range per night. If you can
find hotels that are less expensive but still carry
the kind of bed I need for my back (either pillow top
or a number bed) please do.

The issue of my uncle---today I have not had an update
on his condition. But, as I previously stated, if he
were to die or have an event while I was in DC, I
would have to go to NYC meeting or no meeting.

Finally, neither Tova nor I have been satisfied about
Mr. Perez and I have not been told whether Pat Rogers
will be coming or one of Tova's people will not be.

In the end, I need to see the travel regulation that I
requested above, I would like you to look into hotels
for Tova and me that have the kind of bed I need and I
would like to know about Perez and Rogers. In the mean
time, I should have an update on my uncle by morning.
I would also be happy to talk to Julie about the
issues involved. I will take you up on your offer to
process my travel expenses faster and I do not and
never did expect you to get me a travel advance. I
worked in international development and know what a
headache those are to apply for on the state level.

Job

--- psims@eac.gov wrote:

> Job:
> > Folks here are concerned that your failure to show
> > up in person to help
> > conduct the meeting would be a breach of contract.
> > I also am concerned
> > about the impression that your absence will leave
> > with the Commissioners
> > and with the VIPs coming to this meeting.
> > > If you are concerned about delays in reimbursement
> > > caused by including the
> > > travel expenses in the personal services voucher, I
> > > can always process
> > > your request (with receipts) separately and earlier.
> > > I can have staff
> > > here check to see if we can find hotel rooms at a
> > > more reasonable rate for
> > > you and Tova. (We recognize that you may not be
able to obtain Federal government rate.) What I cannot do is offer a travel advance, which is not permitted for nonfederal employees, or offer to pay the difference between normal travel expenses and those incurred for personal convenience, when the latter is the higher amount. I urge you to make your travel arrangements ASAP.

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
e-mail: psims@eac.gov

"Job Serebrov" 05/08/2006 01:41 PM

To psims@eac.gov
cc
Subject Re: Working Group

Given the information I have Peggy, that is not going to be financially possible. First, given Tova’s info about the hotels, it is too much for me to front. Two to three days in DC would run around $1000 for the hotel alone. That does not count the two days on the road to get there and two days back. Second, if I can’t charge the federal per mile allowance for the entire trip to DC and back and can only get the equivalent of plane fare, I will actually loose money.

I simply do not see how we can do this in person given the financial restrictions.

--- psims@eac.gov wrote:
Job:

I don't think we can put you on teleconference for 4 1/2 hours. We really need to have you here in person if you are to help conduct the Working Group meeting. You should make your travel arrangements ASAP. --- Peggy

"Job Serebrov" 05/08/2006 10:14 AM

To psims@eac.gov, cc

Subject Re: Working Group

Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person.

It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

--- psims@eac.gov wrote:

Hi, Folks:

Teleconference

Are both of you available for a teleconference next Tuesday afternoon at
about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members

We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have placed 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements

You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

- Maximum Lodging = $180 per day - does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
- Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
- Mileage for Personally Owned Vehicle = $ .445 per mile
- Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwards, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due.
Peggy:

At this point and unless my uncle dies before May 18, the only way I will go to DC is to drive my car. I will need it in case my uncle dies while I am there. You will need to get approval for the use of my car and the two days it will take me to get there and two days back.

Job

The Commissioners made this an equal bi-partisan issue. I am seen as representing the Republican Party. I now have a responsibility to assure that this ends up bi-partisan. I have been placed in a position of dual obligations---both to the contract and to the Party. I in fact see myself as carrying out what the Commission wanted to the letter---equal bi-partisan representation.

--- psims@eac.gov wrote:

> Your response suggests that you do not care what the Commissioners may think about the effort. --- Peggy
> 
> "Job Serebrov" 05/11/2006 04:35 PM
> 
> To psims@eac.gov
Subject: Re: new working group representative

Peggy:

Braden is ok also with me but please don't tell me not to "stir up" things. I assure you nothing will come back to bite me. I know these people well enough to say they will also want a balanced group. In fact, one of them was very unhappy with Tova's folks.

Job

--- psims@eac.gov wrote:

According to the Commissioners, you and Tova each got to pick three members of the Working Group. The Commission guidance regarding this particular member follows:

4 people from the Academic, Legal and Advocacy sectors - 2 to be chosen by Tova and 2 to be chosen by Job.

This issue of allowing a designee relates to Tova's pick.

As I understand it, we are working on a replacement for Norcross. If Ginsberg is not viable, how about Mark Braden, who includes public integrity in his areas of specialization. I would not try and stir up other members of the Working Group, if I were you.

The effort is likely to come back and bite you.

"Job Serebrov" 05/11/2006 03:53 PM

To

psims@eac.gov

cc
Subject
Re: new working group representative

I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

"Job Serebrov"
05/11/2006 03:36 PM

To: "Tova Wang" psims@eac.gov
cc: serebrov@sbcglobal.net
Subject:
Re: new working group representative

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

--- Tova Wang wrote:

is Jon Greenbaum

Here's his info in full:
http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534


mailto:join-tcfmain@mailhost.groundspring.org

Click here to receive our weekly e-mail updates.
Here is the second batch of my archived email related to the vote fraud study.

Peg Sims

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ----

Aletha Barrington/CONTRACTOR/EAC/GOV
04/19/2006 01:09 PM

Subject Voting fraud/Voter intimidation

Good afternoon:

I like to introduce myself, I am Aletha Barrington, the new Contract Assistant, I will be replacing Nicole Mortellito. You may address any questions regarding the Voting Fraud/Voter Intimidation Contract to me as well as cc all monthly reports. Thank you and I look forward to working with you!

Aletha Barrington
(202) 566-2209

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ----

Margaret Sims/EAC/GOV
04/17/2006 04:33 PM

Subject Voting Fraud-Voter Intimidation Teleconference 4-19-06

Hi, Sarah:

Thank you for agreeing to be interviewed on Wednesday, April 19, by the consultants for EAC’s initial research on voting fraud and voter intimidation, Job Serebrov and Tova Wang. Our consultants are conducting interviews as part of preliminary research to determine how EAC may best meet the requirements of Section 241(b)6 and 7 of the Help America Vote Act of 2002. As you may recall, Section 241 requires EAC to conduct research on election administration issues, including the development of:

- nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office; and
- methods of identifying, deterring, and investigating methods of voter intimidation.

This is what I need you (and the Secretary, if he is available) to do:

- At approximately 11 AM EST on April 19, call 1-866-222-9044.
- At the prompt for the pass code, enter 62209.
Tova and Job will join you on the line. We have arranged for the line to be open for an hour, with 10 minutes extra on the front end (for folks who have not synchronized their watches).

You mentioned that Secretary Grayson may be using a cell phone. Our teleconference provider has given us the following information regarding the use of cell phones during the teleconference:

- Signals are often in and out and the audio bridging equipment cannot compensate fast enough by adjusting the signal. This affects all participants connected. If participants must use a cell phone - they should be stationary in a location where they can pick up the other participants, moving while using a cell phone causes the signal to go in and out and often will pick up extraneous electrical signals that will cause heavy static on the call.
- The cell phone should be well charged and muted, if possible, until the individual is ready to speak.
- If there is a problem, anybody who dials into a conference can contact the operator/technicians by simply pressing *0 (star zero). This information is part of the recording when individuals are dialing in.

If you have any problems accessing the teleconference, please call Edgardo Cortés. You can reach him at 1-866-747-1471 (toll-free) or 202-566-3126. He can contact our service provider to correct any problems. (I will be on my way to Seattle and unable to help.)

Thanks, again!

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

Actually, 11 EST would be better. Thanks.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 17, 2006 10:49 AM
To: wang@tcf.org
Subject: Interviews

I know you preferred Friday, but Job is not available then. He also said he is not available next week. Do you have any time available this Wednesday? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/17/2006 11:45 AM ----
I can't do it Friday but Wednesday is ok.

--- psims@eac.gov wrote:

> Tova and Job:
> > I've passed Tova's request on to Craig.
> > Also, Sarah Ball Johnson, KY, finally called back
to say she would be
available Wednesday through Friday this week and
next week for the
> interview. Which day and time is best for you and
> Job?
> > --- Peggy
> >
> >
> >
> > wang@tcf.org
> > 04/16/2006 11:39 AM
> >
> > To
> > psims@eac.gov
> > cc
> > "Tova Wang"
> > Subject
donsanto again
> >
> >
> >
> >
> > Hi Peg,
> >
> > Happy Easter!
> >
> > Would it be possible to talk to Mr. Donsanto about
this latest initiative,
or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm
Ms. Rivers,

My name is Devon Romig and I am writing to you on behalf of the Election Assistance Commission. I believe that you have been contacted previously by our consultant Job Serebrov about the Voting Fraud/Voter Intimidation Project Working Group that we are organizing.

We are in the process of setting a date for this event and we would appreciate any suggestions that you may contribute based upon Mr. Norcross's availability in the month of May. The proposed dates are May 1, 2, 3, 8, 9, 10, 11, 12, 15, 16, 17, 18, 19. The meeting will only last for one day. Please let me know any and all of the listed dates that will work with Mr. Norcross's schedule.

Also, I tried to contact you by phone but I received a disconnected notification. Could you please provide me with your most current contact information?

Feel free to call or email me with any questions.

Thanks!

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377

Hi Peg,

I think I might have told you only that I am unavailable on the 5th. I'm actually unavailable on the 4th as well. Any news on this front? We should also arrange a conference call next week about preparing for the meeting, don't you think? Thanks Tova

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
Peg, I hope we will be able to review the binders you put together before they get sent out. Thanks. Just one more research summary to come Monday. 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.

I will now begin sending several emails with material for the working group meeting. Peg, we still have not heard back from you on whether you like the agenda. I have attached it again. With respect to the interview and research summaries, would you both please review them to make sure there are no glaring mistakes?

Are we going on a hiatus next week? I'm a little confused about what happens from here. 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
Interview with Wade Henderson.doc Interview with Wendy Weiser.doc Interview with William Groth.doc

Interview with Wade Henderson.doc

To psims@eac.gov, "Job Serebrov"

Subject interview summaries 4 (final)

Peggy,

I am attaching a link to a recent book published by a Kentucky History Professor, Tracy Campbell, which details voter fraud on state and national level. It is very interesting reading.

http://www.amazon.com/gp/product/078671591X/sr=8-1/qid=1145390029/ref=pd_bbs_1/103-8923253-66478067%5Fencoding=UTF8

Sarah Ball Johnson
Executive Director
Hi, Sarah:

Thank you for agreeing to be interviewed on Wednesday, April 19, by the consultants for EAC's initial research on voting fraud and voter intimidation, Job Serebrov and Tova Wang. Our consultants are conducting interviews as part of preliminary research to determine how EAC may best meet the requirements of Section 241(b)6 and 7 of the Help America Vote Act of 2002. As you may recall, Section 241 requires EAC to conduct research on election administration issues, including the development of:

- nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office; and
- methods of identifying, deterring, and investigating methods of voter intimidation.

This is what I need you (and the Secretary, if he is available) to do:

- At approximately 11 AM EST on April 19, call 1-866-222-9044.
- At the prompt for the pass code, enter 62209.

Tova and Job will join you on the line. We have arranged for the line to be open for an hour, with 10 minutes extra on the front end (for folks who have not synchronized their watches).

You mentioned that Secretary Grayson may be using a cell phone. Our teleconference provider has given us the following information regarding the use of cell phones during the teleconference:

- Signals are often in and out and the audio bridging equipment cannot compensate fast enough by adjusting the signal. This affects all participants connected. If participants must use a cell phone – they should be stationary in a location where they can pick up the other participants, moving while using a cell phone causes the signal to go in and out and often will pick up extraneous electrical signals that will cause heavy static on the call.
- The cell phone should be well charged and muted, if possible, until the individual is ready to speak.
- If there is a problem, anybody who dials into a conference can contact the operator/technicians by simply pressing *0 (star zero). This information is part of the recording when individuals are dialing in.
If you have any problems accessing the teleconference, please call Edgardo Cortés. You can reach him at 1-866-747-1471 (toll-free) or 202-566-3126. He can contact our service provider to correct any problems. (I will be on my way to Seattle and unable to help.)

Thanks, again!

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

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.

Sarah:

Thank you. I have not reviewed this myself, so I really appreciate the link. Professor Campbell was among the people interviewed by our consultants.
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

"Johnson, Sarah Ball (SBE)" <johnson,sarah ball (SBE)>

To: psims@eac.gov
cc: ecortes@eac.gov

Subject: RE: Voting Fraud-Voter Intimidation Teleconference 4-19-06

04/18/2006 04:02 PM

Peggy,

I am attaching a link to a recent book published by a Kentucky History Professor, Tracy Campbell, which details voter fraud on state and national level. It is very interesting reading.

http://www.amazon.com/gp/product/078671591X/sr=8-1/qid=1145390029/ref=pd_bbs_1/103-8923253-6647806?%5Fencoding=UTF8

Sarah Ball Johnson  
Executive Director  
State Board of Elections  
140 Walnut Street  
Frankfort, KY 40601  
(502) 573-7100  
(502) 330-2734-cell  
(502) 573-4369-fax

NOTICE: This electronic mail transmission is for the use of the named individual or entity to which it is directed and may contain information that is privileged or confidential. It is not to be transmitted to or received by anyone other than the named addressee (or a person authorized to deliver it to the named addressee). It is not to be copied or forwarded to any unauthorized persons. If you have received this electronic mail transmission in error, delete it from your system without copying or forwarding it, and notify the sender of the error by replying via email or by calling the Kentucky State Board of Elections at (502) 573-7100, so that our address record can be corrected.

From: psims@eac.gov [mailto:psims@eac.gov]  
Sent: Monday, April 17, 2006 4:34 PM  
To: Johnson, Sarah Ball (SBE)  
Cc: ecortes@eac.gov  
Subject: Voting Fraud-Voter Intimidation Teleconference 4-19-06
Hi, Sarah:

Thank you for agreeing to be interviewed on Wednesday, April 19, by the consultants for EAC's initial research on voting fraud and voter intimidation, Job Serebrov and Tova Wang. Our consultants are conducting interviews as part of preliminary research to determine how EAC may best meet the requirements of Section 241(b)6 and 7 of the Help America Vote Act of 2002. As you may recall, Section 241 requires EAC to conduct research on election administration issues, including the development of:

- nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office; and
- methods of identifying, deterring, and investigating methods of voter intimidation.

This is what I need you (and the Secretary, if he is available) to do:

- At approximately 11 AM EST on April 19, call 1-866-222-9044.
- At the prompt for the pass code, enter 62209.

Tova and Job will join you on the line. We have arranged for the line to be open for an hour, with 10 minutes extra on the front end (for folks who have not synchronized their watches).

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- Signals are often in and out and the audio bridging equipment cannot compensate fast enough by adjusting the signal. This affects all participants connected. If participants must use a cell phone -- they should be stationary in a location where they can pick up the other participants, moving while using a cell phone causes the signal to go in and out and often will pick up extraneous electrical signals that will cause heavy static on the call.
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If you have any problems accessing the teleconference, please call Edgardo Cortés. You can reach him at 1-866-747-1471 (toll-free) or 202-566-3126. He can contact our service provider to correct any problems. (I will be on my way to Seattle and unable to help.)

Thanks, again!

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 04:28 PM -----
Margaret Sims/EAC/GOV
04/17/2006 12:37 PM To Job Serebrov, Tova Andrea Wang
Are you two still available for the conference call we had scheduled for this afternoon at 4 PM EST/3 PM CST? --- Peg

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM -----

"Tova Wang"

04/21/2006 11:09 AM

To psims@eac.gov, "Job Serebrov"

cc

Subject interview summaries 3

---

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.

Interview with Lori Minniti.doc Interview with Neil Bradley final.doc Interview with Nina Perales final.doc

Interview with Pat Rogers.doc Interview with Rebecca Vigil-Giron.doc Interview with Sarah Ball Johnson.doc

Interview with Steve Ansolobehere and Chandler Davidson.doc Interview with Tracy Campbell.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM -----

Margaret Sims/EAC/GOV
04/19/2006 03:31 PM

To "Job Serebrov" "Tova Andrea Wang"

cc

Subject Recent email from Aletha Barrington

---

Please ignore the message sent to you today by Aletha Barrington. It was sent in error. As COR for this project, I remain your primary contact. Thanks.
Peggy

----------------------

Sent from my BlackBerry Wireless Handheld
To psims@eac.gov, "Job Serebrov"

Subject existing research summaries 2

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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Diana Scott/EAC/GOV
04/18/2006 11:38 AM

To Edgardo Cortes/EAC/GOV@EAC

cc Bola Olu/EAC/GOV@EAC, Devon E. Romig/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC

Subject Re: Voting Fraud-Voter Intimidation Teleconference 4-19-06

I have just forwarded to you the Feb 3 email I sent to EAC Staff.

Diana M. Scott
Administrative Officer
U.S. Election Assistance Commission
(202) 566-3100 (office)
(202) 566-3127 (fax)
dscott@eac.gov

Edgardo Cortes/EAC/GOV

Edgardo Cortes/EAC/GOV
What is the contact info for our conference call provider in case we run into trouble at the start of the call? Nicole used to handle conference calls and I am not sure who I would speak to in that instance. Please let me know. Thanks.

Edgardo Cortés
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave. NW, Ste. 1100
Washington, DC 20005
866-747-1471 toll free
202-566-3126 direct
202-566-3127 fax
e cortes@eac.gov
Margaret Sims/EAC/GOV

Hi, Sarah:

Thank you for agreeing to be interviewed on Wednesday, April 19, by the consultants for EAC's initial research on voting fraud and voter intimidation, Job Serebrov and Tova Wang. Our consultants are conducting interviews as part of preliminary research to determine how EAC may best meet the requirements of Section 241(b)6 and 7 of the Help America Vote Act of 2002. As you may recall, Section 241 requires EAC to conduct research on election administration issues, including the development of:

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- methods of identifying, deterring, and investigating methods of voter intimidation.

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- At the prompt for the pass code, enter 62209.

Tova and Job will join you on the line. We have arranged for the line to be open for an hour, with 10 minutes extra on the front end (for folks who have not synchronized their watches).

You mentioned that Secretary Grayson may be using a cell phone. Our teleconference provider has given us the following information regarding the use of cell phones during the teleconference:
Is this OK now?

Hi Peg,

Job and I have discussed this matter and agree on our response to it.

Presumably the paragraph you are concerned about is the following:

Since 2002, the department has brought more cases against alien voters, felon voters, and double voters than ever before. Previously, cases were only brought when there was a pattern or scheme to corrupt the process. Charges were not brought against individuals – those cases went un-prosecuted. This change in direction, focus, and level of aggression was by the decision of the Attorney General. The reason for the change was for deterrence purposes.

Neither of us thinks this passage says that the Department has stopped pursuing patterns, as you suggested, and we maintain that this is what Mr. Donsanto said to us in the interview. If Mr. Donsanto wants to object, perhaps he can write a letter or something to that effect that could be part of the record.
Tova and Job:

All I can do is advise you that I don't think this paragraph will pass by the Commission, as written, because readers can misinterpret what is being reported and use something published by EAC against DOJ. I suspect that both of you are aware of legal action being taken by an advocacy group against DOJ alleging that the agency is acting in a manner that fails to protect, and even discourages, the voter participation of minorities and disadvantaged individuals. Though I do not intend to address the merits of that action, which focuses on the efforts of more than one DOJ office, I am concerned that some readers would use the sentence that begins with "This change in direction, focus, and level of aggression ..." as evidence that DOJ's Election Crimes Branch has completely changed course to focus on aggressively pursuing individuals who vote when ineligible, many of whom are minorities.

It is true that, for years, the Election Crimes Branch did not pursue individual violators. (I certainly observed this from the time I became involved in researching election administration matters in 1986.) Much of the reason for this is that the agency just did not have the resources to pursue everything; so, as the agency budget permitted, DOJ pursued cases that provided the most bang for the buck --- cases involving multiple individuals that were not already being pursued by State or local public attorneys. As you know, DOJ recently expanded its efforts and added the prosecution of individuals for double voting or voting when ineligible (felony convictions or no U.S. citizenship). Although I did not know of this decision prior to the interview, the action is not a complete surprise, given the increasing pressure on the agency to pursue such cases that began with a real squeaker of a 1996 race in California's 46th CD (Orange County). In the interview with you, Donsanto also stated that the department evaluates each case before pursuing it, and does not pursue every individual referred for voting violations. (You may remember he noted his reluctance to pursue noncitizen voting, which can result in deportation, when it could separate the individual from his family.)

In my opinion, the addition of the prosecution of individuals, while an important new development, is not a complete change in direction or focus. The pursuit of individual violators does not supplant DOJ's continuing efforts to pursue organized schemes to corrupt the process. It is part of a recent expansion of the agency's efforts to combat election crime that includes: (1) more aggressive pursuit of criminal campaign finance violations (not covered by EAC's study); (2) exploration of new avenues to prosecute voter suppression schemes (e.g.; the NH phone bank blocking case); (3) better training of U.S. attorneys and FBI agents in the recognition, investigation and prosecution of election offenses; (4) efforts to improve
coordination with state and local law enforcement agencies; and (5) press conferences and public announcements before federal elections to publicize how the public can report election crimes. Donsanto provided information on much of these efforts either during the interview or by supplying case lists and training information on the day of the interview.

I hope you will reconsider revising the paragraph at issue.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

Hi Peg,

Job and I have discussed this matter and agree on our response to it.

Presumably the paragraph you are concerned about is the following:

Since 2002, the department has brought more cases against alien voters, felon voters, and double voters than ever before. Previously, cases were only brought when there was a pattern or scheme to corrupt the process. Charges were not brought against individuals — those cases went un-prosecuted. This change in direction, focus, and level of aggression was by the decision of the Attorney General. The reason for the change was for deterrence purposes.

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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.
Peggy:

Still no travel funds. Please see what you can fund out on Monday. At this point this is late.

Job

Further comment from Tova. --- Peggy

Also, I maintain that a reasonable solution to this is to allow Donsanto and/or any of the commissioners who desire to do so to provide a statement that would be included in the report and in the record.

> That would be great on the contract.
> > If the interview is "edited" as you put it, I will be very, very uncomfortable, as I believe Job would be as well. I know you don't want to spend anymore time on this, but I consider it a rather important issue,
and I think Job does too. I would be happy to talk to you and Tom and any
of the commissioners about this further if that would be helpful. I am
available by cell over the next four days and in the office all next week.

Thanks for the updated invoice stuff. Happy 4th.

Tova

----- Original Message ----- 
From: <psims@eac.gov>
To: "Job Serebrov" 
Cc: "Tova Andrea Wang"
Sent: Friday, June 30, 2006 6:41 PM
Subject: Re: Various


Actually, the Donsanto interview was the only one I did attend, but I
agree the issue is taking up too much of your time. I just wanted you to
be forwarned that the paragraph has already raised red flags in DC of and
is likely to result in an edit. Enough said about that.

I am concerned about the number of hours left for this project. If you
and Tova both agree, I'll see if our Contracting Officer will approve a
contract mod to provide for some additional hours and money to
incorporate comments received on the report and other efforts that fall
within the tasks specified in the current contract. We won't get 60
thou, but there might be a little year end money we can use to finish
this off properly.
Peg

Sent from my BlackBerry Wireless Handheld


----- Original Message ----- 
From: "Job Serebrov"
Sent: 06/30/2006 05:58 PM
To: psims@eac.gov;
Subject: Various

Peg:

I had to take time off this afternoon to handle some
issues. Did you get an answer as to my travel
reimbursement?

I spoke to Tova about the Donsanto issue. We both
agree about what we heard during the interview. We
also agree that this is taking up too much time (of
which we have so little left) and is a minor part of
one interview which makes up one of thirty interviews.
I feel the same as Tova, the Commission was not in on
the interview and thus do not know what was said and
we are not giving those interviewed the opportunity,
especially given how long ago the interviews were, to
object. Frankly, if the Commission wants to give us
another sixty hours each we can call all of our
interviewees, give them the review and ask for
comments. In any case, we can't include comments from
other interviews with, or lectures by person
interviewed, outside of our interview with that
>> person. We simply can't afford to single out one
>> statement in one interview that there is a
>> disagreement on. Finally, I don't read the paragraph
>> as you do---I remember what was said---the paragraph
>> clearly does not imply an abandonment of other DOJ
>> electoral investigations.
>>
>> Job
>>
>>
>>
>>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
07/03/2006 11:12 AM
To Bola Olu/EAC/GOV
cc
Subject Fw: Travel Funds

Can you please find out where GSA is with this reimbursement? Thanks. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 07/03/2006 11:12 AM -----
"Job Serebrov"
07/02/2006 09:34 AM
To psims@eac.gov
cc
Subject Travel Funds

Peggy:

Still no travel funds. Please see what you can fund out on Monday. At this point this is late.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Bola Olu/EAC/GOV
07/03/2006 11:57 AM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Fw: Travel Funds

Peggy:
I am assuming you are referring to the 6/9/06 payment in the amount of $1,200.03. I checked with Finance and the payout date is today.

Bola Olu
Financial Administrative Specialist
United States Election Assistance Commission
1225 New York Avenue N.W., Suite - 1100
Washington, DC 20005
P:202-566-3124
F:202/566-3127
http://www.eac.gov/

"Integrity - Treat everyone with the same principle, be loyal to those who are not present"

Margaret Sims/EAC/GOV

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----- Forwarded by Margaret Sims/EAC/GOV on 07/03/2006 11:12 AM -----

"Job Serebrov"

Peggy:

Still no travel funds. Please see what you can fund out on Monday. At this point this is late.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Job:

I may have forgotten to send this summary of payments for personal services to you. If I didn’t, here it is again. --- Peggy

---

Most of the Commissioners and Tom will be out of the office for the next two weeks to attend the IACRET, NASS, and NASED summer conferences. I’ll let Tom know you want to talk with him when I see him at the airport tomorrow. He may decide to call from out of town. --- Peggy

That would be great on the contract.

If the interview is “edited” as you put it, I will be very, very uncomfortable, as I believe Job would be as well. I know you don’t want to spend anymore time on this, but I consider it a rather important issue, and I think Job does too. I would be happy to talk to you and Tom and any of the commissioners about this further if that would be helpful. I am available by cell over the next four days and in the office all next week.

Thanks for the updated invoice stuff. Happy 4th.

Tova

----- Original Message ----- 
From: <psims@eac.gov>
To: "Job Serebrov" <serebrov@sbcglobal.net>
Cc: "Tova Andrea Wang"
Sent: Friday, June 30, 2006 6:41 PM
Subject: Re: Various

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> agree the issue is taking up too much of your time. I just wanted you to
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Peg

Sent from my BlackBerry Wireless Handheld

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To: psims@eac.gov;
Subject: Various

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I feel the same as Tova, the Commission was not in on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph as you do---I remember what was said---the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ----- 
Devon E. Romig/EAC/GOV
07/03/2006 01:22 PM 
To: [redacted]

Peg:

I still have not received the travel funds. This is causing a large financial problem. I don't know what is with these people but it is obvious my bank has not received it and I doubt it was sent. Please find out what is going on.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----

"Tova Wang"
07/06/2006 08:25 AM
To: psims@eac.gov
cc
Subject: Travel Funds

I think I've already gone over my hours. Let me know when I submit my invoice. If I have, I'll just reduce them on paper. Thanks.

----- Original Message ----- 
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 03, 2006 10:30 AM
To: wang@tcf.org
Subject: RE: Estimated Additional Hours Needed
We'll have to guesstimate. It is likely that we will receive some comments and questions from the Commissioners and a number of comments from the boards. We could do the modification a little later, but we have to do it before the end of August to take advantage of year-end funds. Basically, the sooner we can figure this out, the better chance we have of using some of the year-end money for this project, before it is taken for something else. We have no guarantees that funds will be available in the next fiscal year. --- Peggy

"Tova Wang"

07/03/2006 11:13 AM

To psims@eac.gov
cc
Subject RE: Estimated Additional Hours Needed

Doesn't it really depend on what the Commission comes back to us with? Its kind of hard to estimate before knowing what they're going to want.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 03, 2006 10:11 AM
To: 
Cc: twilkey@eac.gov
Subject: Estimated Additional Hours Needed

Tova and Job:

I don't have the authority to modify contracts, but Tom Wilkey does. In order to help Tom determine how many additional hours (and dollars) should be added to your personal services contracts, I'll need an estimate from the two of you for the number of additional hours required to complete the final report (taking into account revisions that may be needed to address questions and comments submitted by the Commissioners and the EAC Standards Board and Board of Advisors). Please note that we cannot add any tasks to the existing contract, but we can account for additional hours required to complete the final report.

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
e-mail: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
I thought I emailed an account of your hours used. Just in case I didn't, here it is again.

Wang Payment Tracking.xls

I think I've already gone over my hours. Let me know when I submit my invoice. If I have, I'll just reduce them on paper. Thanks.

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To: wang@tcf.org
Subject: RE: Estimated Additional Hours Needed

We'll have to guesstimate. It is likely that we will receive some comments and questions from the Commissioners and a number of comments from the boards. We could do the modification a little later, but we have to do it before the end of August to take advantage of year-end funds. Basically, the sooner we can figure this out, the better chance we have of using some of the year-end money for this project, before it is taken for something else. We have no guaranties that funds will be available in the next fiscal year. --- Peggy
Doesn't it really depend on what the Commission comes back to us with? It's kind of hard to estimate before knowing what they're going to want.

----- Original Message ----- 
From: psims@eac.gov [mailto:psims@eac.gov]  
Sent: Monday, July 03, 2006 10:11 AM  
To:  
Cc: twilkey@eac.gov  
Subject: Estimated Additional Hours Needed

Tova and Job:

I don't have the authority to modify contracts, but Tom Wilkey does. In order to help Tom determine how many additional hours (and dollars) should be added to your personal services contracts, I'll need an estimate from the two of you for the number of additional hours required to complete the final report (taking into account revisions that may be needed to address questions and comments submitted by the Commissioners and the EAC Standards Board and Board of Advisors). Please note that we cannot add any tasks to the existing contract, but we can account for additional hours required to complete the final report.

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 04:17 PM ---

"Job Serebrov"  
07/07/2006 08:06 AM  
To psims@eac.gov  
cc  
Subject Travel Funds

Peg:  
My travel funds finally came in to my bank.  
Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----  
"Tova Wang"  
07/03/2006 11:13 AM  
To psims@eac.gov  
cc
Subject RE: Estimated Additional Hours Needed

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Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Will it be possible for you to extract the excerpt for inclusion in the report? Thanks.

-----Original Message-----
From: Job Serebrov [mailto:
Sent: Wednesday, June 28, 2006 5:40 PM
To: Tova Wang; psims@eac.gov
Subject: Re: methodology

Agreed

--- Tova Wang <tova@tcf.org> wrote:

> As you may recall, the working group expressed
> interest in the risk analysis
> method. The recent report by the Brennan Center on
> voting machines employs
> this methodology. If you look at pp. 8-19 of the
> attached, it provides a
> potential model. I think it might be worth
> including this as an appendix or
> footnote in the methodology section. Please let me
> know what you think.
> Tova
> Tova Andrea Wang
> phone: 202-638-3350 fax:
> www.tcf.org, for the latest news,
> analysis, opinions, and events.
I have asked our finance folks to check with GSA. I will let you know when I receive the answer. --- Peggy

"Job Serebrov"

Peggy:

Still no travel funds. Please see what you can fund out on Monday. At this point this is late.

Job

Tova and Job:
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Fax: 202-566-3127
email: psims@eac.gov

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---

Margaret Sims/EAC/GOV
07/11/2006 12:05 PM
To Juliet E. Thompson-Hodgkins/EAC/GOV
cc
Subject Re: Fraud and Intimidation Study

I think it is this one. --- Peggy

EAC Boards VF-VI Status Report.doc

Juliet E. Thompson-Hodgkins/EAC/GOV

07/11/2006 11:38 AM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Fraud and Intimidation Study

Will you please send me a copy of the referenced report?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

07/11/2006 10:55 AM
To Juliet E. Thompson-Hodgkins/EAC/GOV@EAC
cc "Tom Wilkey" <twilkey@eac.gov>
Afternoon of May 18 -- 2:30 okay? How long will they need??

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 03 16:59:09 2006
Subject: Re: Voting Fraud-Voter Intimidation

I am looking at the afternoon of 5/18 for the meeting, due to scheduling conflicts of Working Group members. There remain two members from whom we have not yet received confirmations of their schedule (with some, it is like pulling teeth), but right now 5/18 still looks like the best day. We may have to hold the meeting over here to make it easier for Commissioners to drop in. --- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/03/2006 12:53 PM
To
cc
Subject

Re: Voting Fraud-Voter Intimidation

Okay -- you are on for May 18th! Can we do it over here at 10?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

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Say "Hi" to Cameron for me.

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/03/2006 11:56 AM
To
psims@eac.gov
cc
Subject
Re: Voting Fraud-Voter Intimidation

Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballt conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

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Sent: Wed May 03 11:39:50 2006
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Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy

Afternoon of May 18 -- 2:30 okay? How long will they need??

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Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ----
Margaret Sims/EAC/GOV
05/12/2006 01:41 PM
To “Job Serebrov”
cc
Subject Re: Fraud Definition

I will add "DRAFT" to the definition and, yes, the WG will have suggestions. I do plan to send packets to you and Tova containing the same materials being provided to the WG. I haven't sent anything yet because I was hoping to finalize the WG list for inclusion. (Still waiting for a response from Ginsberg.)

Regarding Tova's response, we may want to have a very short meeting after the WG disperses, followed by a teleconference the following Monday afternoon. Tuesday is bad for me because I'll be out of the office attending a series of EAC meetings that begin that day. --- Peggy

"Job Serebrov" <serebrov@sbcglobal.net>

"Job Serebrov"
05/12/2006 12:52 PM
To psims@eac.gov, wang@tcf.org
cc
Subject Re: Fraud Definition

This is ok, given the fact that the WG may have suggestions. Will you be sending us the same packets that you are sending the WG? Also, I figure with Tova's response we will need to have a teleconference on the report once I return to Little Rock. We will need to do it that following Monday or Tuesday.
--- psims@eac.gov wrote:

> 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 04:24 PM -----
Margaret Sims/EAC/GOV
05/05/2006 02:32 PM
To Tova Andrea Wang, Job Serebrov
cc dromig@eac.gov
Subject Working Group

Hi, Folks:

Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

- Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
- Meals & Incidental = $64 per day (except that it is $48 on the first and last day of travel)
Mileage for Personally Owned Vehicle = $ .445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy

Perez bio 5_5_06.doc
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----
Margaret Sims/EAC/GOV
05/12/2006 03:19 PM
To "Job Serebrov"
Subject Re: Fraud Definition

I have placed another call to his office (after one previous call to his assistant and an email to him). I, too, am concerned about our dwindling chances. --- Peggy

"Job Serebrov" <serebrov@sbcglobal.net>

"Job Serebrov"<serebrov@sbcglobal.net>
05/12/2006 03:06 PM
To psims@eac.gov
Subject Re: Fraud Definition

Given the short time period, you may want to give Ginsberg a deadline. The longer we wait, the poorer our chances are of getting Braden.

--- psims@eac.gov wrote:

> I am reluctant to invite Braden until after I have
> received a "No" from
> Ginsberg. --- Peg
> >
> >
> >
Sounds good to me. If not Ginsburg try Braden.

--- psims@eac.gov wrote:

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> 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

Thanks. We are still trying to get through to Bauer and Arnwine. They have not responded, so their availability is not yet reflected on our spreadsheet. --- Peggy
Hi Peg,

Attached, to add to the collection, is a summary overview of the interviews. Do you have that spreadsheet you were telling me about reflecting the times WG participants are available? If so, maybe we can talk soon? 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.

---

The bio for JR Perez tells us very little about him and there is pretty much nothing about him on the web. Can you tell us more about him and how you decided on him? Thanks. Tova

----- Original Message ----- 
From: psims@eac.gov
To: dromig@eac.gov
Cc: psims@eac.gov
Sent: Friday, May 05, 2006 2:32 PM
Subject: Working Group

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Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----
Margaret Sims/EAC/GOV
05/10/2006 10:27 AM	To Devon E. Romig/EAC/GOV
cc
Subject Re: Court reporter

Thanks for checking this out for me, Devon. I've asked Tom if there are funds available for this service. Our consultants were very enthusiastic about the idea. --- Peg

Devon E. Romig/EAC/GOV
Peggy,

I spoke to the people who usually handle the EAC court reporting. They charge $9.00 per page with an average of 40 pages per hour. This service would cost about $1800.00.

The turn around time for the transcript is 10 to 15 days. The transcripts comes in a bound paper copy and an electronic copy.

I can also check around for different prices.

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
Can I help on this working group?

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
Margaret Sims/EAC/GOV

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ---
Margaret Sims/EAC/GOV
05/04/2006 02:07 PM
To pdegregorio@eac.gov, rmartinez@eac.gov, ddavidson@eac.gov, ghillman@eac.gov
cctwilkey@eac.gov, jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC, Amie J. Sherrill/EAC/GOV@EAC, Adam Ambrogi/EAC/GOV@EAC, Eileen L. Collver/EAC/GOV@EAC, Sheila A. Banks/EAC/GOV@EAC, bbenavides@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC
Subject Voting Fraud-Voter Intimidation Working Group Meeting

Dear Commissioners:

This is to let you know that the Working Group for our Voting Fraud and Voter Intimidation preliminary research project is scheduled to meet in EAC’s large conference room the afternoon of Thursday, May 18. I will provide more information about this meeting to you later.

Peggy Sims
Election Research Specialist

Job:
Secretary Rokita is available May 18. I'm going to talk with the Chairman today about substituting Rogers for Norcross. Do you have contact information for Rogers? --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ---
Margaret Sims/EAC/GOV
05/04/2006 05:20 PM
To "Donsanto, Craig"
cc <Craig.Donsanto@usdoj.gov>@GSAEXTERNAL
Subject

00434.
It is just the Working Group for the Voting Fraud-Voter Intimidation Project. I am asking you to attend as Technical Advisor for the project. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

Peg - - what is the name of the group?

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 3:13 PM
To: Donsanto, Craig
Subject: RE: Voting Fraud-Voter Intimidation

Craig:

This meeting is being held to obtain input from our eight-member Working Group for the project. The group is composed of election lawyers, election officials, and a representative of an advocacy group, all of whom have an interest and some expertise in the identification and/or prosecution of voting fraud and voter intimidation. The group was chosen so that we would have an equal number of folks on each side of the political spectrum, plus some nonpartisan members.

After our consultants review the results of their preliminary research (interviews, literature review, case law), we will ask the Working Group to brainstorm possible next steps for EAC. Our consultants will write a report summarizing the proposals that come out of this meeting. The report will go to the Commissioners, who will decide what they want to do, funds available, and what priority to assigned to the effort(s).

Your participation in this part of the process is extremely important, so I am very happy that you can find time for us that afternoon. I'll get an agenda and other information to you next week. --- Peggy
Okay, Peg - - I will mark off the entire afternoon and try to be there. What is the agenda? I was not aware that this was anything beyond having your contractors spend another session with me. Also, if they will be needing stats and stuff like that I need to know as I will bring my state-people with me.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 2:28 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation

Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/03/2006 05:59 PM

Topsims@eac.gov
cc
Subject: Re: Voting Fraud-Voter Intimidation

Afternoon of May 18 -- 2:30 okay? How long will they need??
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To
     psims@eac.gov
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Subject
     Re: Voting Fraud-Voter Intimidation

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Election Research Specialist
U.S. Election Assistance Commission

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05/12/2006 01:34 PM
To: "Tova Wang"
cc
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

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:  
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  

Tova:  
The draft voucher looks fine except for two things (one of them is our fault):  
(1) it appears that you worked 11 days, rather than 10, during the first two weeks; and  
(2) you need to put the total dollar amount owed you ($9,102) somewhere on the form. (Last time you put it in the box with the total hours worked this period.)  

Don't forget to sign and date the voucher. Thanks.

Peggy Sims
Hi Peg,

Can you please check this before I fax it? Thanks! And can we talk sometime today?

Tova Andrea Wang

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 04:24 PM ---

Barry Weinberg has confirmed he can attend the afternoon of May 18. He lives in the DC area, so we won't have to worry about travel. I have contacted Pat Rogers office and left a voice mail for his assistant. Hopefully, I will hear from them this afternoon. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ---
We have heard from Bob Bauer regarding his availability, so we don't need to have you pursue the matter. Thanks for the offer, though. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----

To: psims@eac.gov, serebrov@sbcglobal.net
cc
Subject: perez

I talked to Adam, and I am OK with JR Perez. I'm working on the Barbra situation.

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 04:24 PM -----

"Job Serebrov"

To: psims@eac.gov
cc
Subject: Travel

Peggy:

If I am calculating it right and I believe I am, it would cost around $450 plus my meal allowance in Virginia and Tennessee (coming and going).

All of this said, I am still a person down and there is the bed problem.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----
Thats great news. What happens with respect to hotels? Should I make my own arrangements? I expect Job and I will want to stay the nights of the 17th and 18th. Thanks Pegs. And congratulations.

----- Original Message -----  
From: <psims@eac.gov>  
To: <wang@tcf.org>  
Sent: Thursday, May 04, 2006 5:47 PM  
Subject: Re: wg

> Tova:
> 
> Rokita is available --- so the afternoon of May 18 it is. I will not
disinvite anyone. I am trying to get Job's next choice (Pat Rogers) as a
r
replacement for Norcross.
> 
> Monday appears to be out for a teleconference because Job will be
unavailable that afternoon and I am scheduled for something else that
morning. I'll check my schedule tomorrow and send a message to you and
Job
> regarding other possible days and times. --- Peggy


wang@tcf.org
Hi Peg,

Just wondering if you had any word from Rokita. Also, I wanted to let you know that I think disinviting members of the working group would be a very unwise and frankly embarrassing way of dealing with the problem of getting 100% attendance. I'm sure we'll talk before any decisions are made. As I said, I'm free on Monday. Thanks. Tova

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ---
Devon E. Romig/EAC/GOV
05/02/2006 01:11 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Barbara Arnwine

Peggy,

I just received an update about Ms. Arnwine's schedule. She is not available on May 9th.

Thanks,

Devon

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ---
Margaret Sims/EAC/GOV
05/05/2006 10:56 AM
To "Weinberg and Utrecht" @GSAEXTERNAL
cc
Subject Re: Voting Fraud-Voter Intimidation

Barry:

Would you please provide an address to which we can Federal Express materials before the meeting? ---
that would be fine

----- Original Message -----
From: psims@eac.gov
To: [redacted]
Sent: Thursday, May 04, 2006 1:08 PM
Subject: Voting Fraud-Voter Intimidation

Barry:

It appears that the afternoon of Thursday, May 18 is best for a meeting of the working group. I know you said you would not be available in the morning that day. If we started at 1 PM, would that be too soon for you?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----
"priceline.com Customer Service" <hotel@trans.priceline.com>
05/05/2006 09:20 PM
To psims@eac.gov
cc
Subject Travel Plans for Tova Wang
How about we meld this with the EAC Board of Advisors meeting? I just got tagged to be parliamentarian --

We could attend to your folks while I arbitrate a food fight!!!!

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld
Are you available any days in the third week of May?
Peggy

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Donsanto, Craig" [Craig.Donsanto@usdoj.gov]
Sent: 04/03/2006 03:16 PM
To: Margaret Sims
Subject: RE: Voting Fraud-Voter Intimidation Project

Hello Peg!

God willing, I will be here the first two weeks of May.

As for your second question, it is not possible for me to assess the level of
public attribution that would be appropriate without seeing the substantive
stuff in context. I do not foresee a problem. So, I recommend that you get
me a draft text and I will review it to ensure we are not disclosing things we
shouldn't disclose.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 03, 2006 3:13 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation Project

Craig:

I have 2 issues for you today.

First, I am trying to schedule a meeting of the project working group for
EAC's Voting Fraud-Voter Intimidation research project. As a technical
advisor on this project, your attendance is particularly important to me.
Would you please look at your schedule and let me know if there are any days
during the first 2 weeks of May that you would NOT be available?

Second, is it OK for our consultants to refer in their report to guidance
provided in the DOJ training materials? I ask this because I understood that
some materials in the materials are considered confidential and we do not want
to violate your confidentiality provisions. If there is a compromis position,
such as having you review that portion of the consultants' report, then let me
know.
Thanks!

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

Unfortunately, I have to get the Working Group together before then, so that my consultants can prepare the final report before June. (In June, I lose one of them to State employment.) I understand about the crammed schedule. This month and next are chock full.

Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

How about we meld this with the EAC Board of Advisors meeting? I just got tagged to be parliamentarian --

We could attend to your folks while I arbitrate a food fight!!!!

--------------------------
Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@usdoj.gov>
Sent: Wed Apr 26 20:30:24 2006
Subject: Re: Voting Fraud-Voter Intimidation Project

Craig:
Are you available any days in the third week of May?
Hello Peg!

God willing, I will be here the first two weeks of May.

As for your second question, it is not possible for me to assess the level of public attribution that would be appropriate without seeing the substantive stuff in context. I do not foresee a problem. So, I recommend that you get me a draft text and I will review it to ensure we are not disclosing things we shouldn't disclose.

Craig:

I have 2 issues for you today.

First, I am trying to schedule a meeting of the project working group for EAC's Voting Fraud-Voter Intimidation research project. As a technical advisor on this project, your attendance is particularly important to me. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Second, is it OK for our consultants to refer in their report to guidance provided in the DOJ training materials? I ask this because I understood that some materials in the materials are considered confidential and we do not want to violate your confidentiality provisions. If there is a compromis position, such as having you review that portion of the consultants' report, then let me know.
Donsanto lists four types of election fraud: schemes to purposely and corruptly register voters who either do not exist, or who are known by the putative defendant to be ineligible to vote under applicable state law; schemes to cast, record or fraudulently tabulate votes for voters who do not participate in the voting act at all; schemes to corrupt the voting act of voters who do participate in the voting act to a limited extent; and, schemes to knowingly prevent voters qualified to vote from voting.

--- psims@eac.gov wrote:

> When I opened the attachment, I still had problems with the 4th paragraph.
> Would you please just send me that paragraph within the text of your email so that I can paste it into the document? ---
> Peggy
>
> "Job Serebrov"
> 05/11/2006 03:55 PM
>
> To psims@eac.gov
>
> cc
>
> Subject Re: Literature Summary
>
>
I resent the review as you see at the bottom. When I opened it and sent it there was no corrupted text.

--- psims@eac.gov wrote:

> Do you have text to replace the corrupted text in paragraph 4? --- Peggy

> "Job Serebrov"
> 05/11/2006 03:17 PM

> To
> psims@eac.gov
> cc
> 
> Subject
> Re: Literature Summary

> --- psims@eac.gov wrote:

> > Tova just sent me the summary you prepared of The Federal Crime of Election Fraud by Craig Donsanto. There is something wrong in the fourth paragraph (odd characters and missing text). Can you please send a replacement fourth paragraph? You can send it in an email and I will place it in the document. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ---

Donetta L. Davidson/EAC/GOV
05/04/2006 03:57 PM

To Margaret Sims/EAC/GOV@EAC
cc
Peggy sorry but I am out of town on the 18th of May. Good luck

Peggy:

I would like to get this travel issue sorted out between us before the call at 4pm. While the hotel problem is applicable to both Tova and me, the ground travel is not. In any case, I will want to read the federal regulation on this before we speak. Please either send me the regulation that states I must travel by the least expensive means and that all alternative travel cost can not exceed this or give me the site.

Thanks,

Job

Job:

I'm afraid I don't have time to look up the Federal travel regulation. I can refer to GSA Form 87, which is the Federal travel authorization form that is based on the travel regulations. There are two questions on this form that would apply to your situation:

- Question 14 asks, "Is the employee making any deviations from the authorized itinerary for personal convenience, taking any annual leave or using a different mode of transportation for personal convenience?"
Question 17A asks, "Will POV be used for any travel between itinerary points? (If "Yes", check one box below and complete item 17B.)" This is followed by one check box with a statement, "Use of POV is advantageous to the government" and another check box that states, "Use of POV is not advantageous to the government. Use of POV has been determined to be for personal convenience and reimbursement limited to constructive cost of common carrier."

Line 17 B is used to note mileage rate. These provisions apply to our Commissioners, our staff, and our consultants. I understand that everyone has to make allowances for emergencies, but your emergency has not yet arrived, and may well arrive after the May 18 meeting. Furthermore, personal emergencies are considered personal matters. The government does not reimburse us for additional travel costs resulting from our need to address personal matters.

Because you are not a Federal employee and we recognize that airlines do not and hotels may not offer you government rate, we can reimburse the higher hotel rate so long as your total travel costs under the current contract do not exceed the total amount budgeted for travel reimbursement for this contract ($3,500).

Regarding the Working Group meeting, I am pleased that you recognize that convening the Working Group is a deliverable. You also should recall that the only reason Commission staff is involved in helping to set up this meeting is that you and Tova told me that the two of you did not have the resources to do it and that it would be better to have one central coordinator (i.e.; EAC). We have repeatedly talked about holding the meeting in DC because so many of our working group members are here and because we can support the meeting at EAC offices and stay within the EAC budget.

The date for the original Working Group meeting was presented by you and Tova to me in your work plan. As you know, many of the dates in the plan had to slide because the two of you indicated that you needed more time to complete the preliminary research to be presented at the meeting. Beginning in April, our teleconferences honed in on possible weeks for the meeting. May 18 is the only day all but Norcross could attend. Norcross was available only 2 days out of the three weeks we were considering. We are attempting to fill his slot with the person you recommended, Pat Rogers.

We can discuss any remaining concerns you have regarding the participation of Perez and of Pat Rogers during this afternoon's teleconference. --- Peggy

Peggy:

I would like to get this travel issue sorted out between us before the call at 4pm. While the hotel problem is applicable to both Tova and me, the ground travel is not. In any case, I will want to read the federal regulation on this before we speak. Please either send me the regulation that states I must travel by the least expensive means and that all...
alternative travel cost can not exceed this or give me the site.

Thanks,

Job

Peggy:

I expect that since Norcross can't make it either you will try to get Rogers or cut one of Tova's folks.

Job

--- psims@eac.gov wrote:

> Job and Tova:
> 
> As of now, the afternoon of Thursday, May 18 appears to be the best possible date for the meeting. Norcross is not available to attend in person that day (he is available only 2 days during the first three weeks of May). We won't have confirmation of the availability of Secretary Rokita until tomorrow --- but I am hopeful.
> 
> I'll give you an update tomorrow. Maybe we can schedule a teleconference on Monday afternoon. --- Peggy

Donsanto, Craig

<Craig.Donsanto@usdoj.gov>

To psims@eac.gov

cc

04/26/2006 09:07 PM

Subject Re: Voting Fraud-Voter Intimidation Project
Peg -- I'll have check. I am pretty well clogged next month.
What do you need Peg?
--------------------------
Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed Apr 26 20:30:24 2006
Subject: Re: Voting Fraud-Voter Intimidation Project

Craig:
Are yu available any days in the third week of May?
Peggy
--------------------------
Sent from my BlackBerry Wireless Handheld

Hello Peg!

God willing, I will be here the first two weeks of May.

As for your second question, it is not possible for me to assess the level of public attribution that would be appropriate without seeing the substantive stuff in context. I do not foresee a problem. So, I recommend that you get me a draft text and I will review it to ensure we are not disclosing things we shouldn't disclose.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 03, 2006 3:13 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation Project
Craig:

I have 2 issues for you today.

First, I am trying to schedule a meeting of the project working group for EAC's Voting Fraud-Voter Intimidation research project. As a technical advisor on this project, your attendance is particularly important to me. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Second, is it OK for our consultants to refer in their report to guidance provided in the DOJ training materials? I ask this because I understood that some materials in the materials are considered confidential and we do not want to violate your confidentiality provisions. If there is a compromise position, such as having you review that portion of the consultants' report, then let me know.

Thanks!

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ----
Margaret Sims/EAC/GOV
05/09/2006 11:25 AM
To Gavin Gilmour
cc jthompson@eac.gov
Subject Fw: Working Group-Travel Costs

Can you help me respond to this ... and soon? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/09/2006 11:25 AM ----
"Job Serebrov"
05/08/2006 09:58 PM
To psims@eac.gov
cc
Subject Re: Working Group-Travel Costs

Peggy:

Please tell the folks there that I am not worried about a perceived breach of contract. This is a completely ridiculous statement considering the contractual requirement that the consultants convene
the Working Group and not the Commission and it never specifies where or when this is to take place. All this to say that while the contract does specify a Working Group meeting it does not specify that it must take place on any particular date or in a particular city. With that said, I have never heard of any federal travel requirements that would result in a loss of money because I decided to drive and not fly. In fact, that is why there is a an amount paid per mile. So I would like to see the federal regulation that forces me to take the least expensive transport and restricts all other ground transport costs to that figure.

As to hotels, based on Tova's research there are no rooms for under the $350 range per night. If you can find hotels that are less expensive but still carry the kind of bed I need for my back (either pillow top or a number bed) please do.

The issue of my uncle—today I have not had an update on his condition. But, as I previously stated, if he were to die or have an event while I was in DC, I would have to go to NYC meeting or no meeting.

Finally, neither Tova nor I have been satisfied about Mr. Perez and I have not been told whether Pat Rogers will be coming or one of Tova's people will not be.

In the end, I need to see the travel regulation that I requested above, I would like you to look into hotels for Tova and me that have the kind of bed I need and I would like to know about Perez and Rogers. In the mean time, I should have an update on my uncle by morning. I would also be happy to talk to Julie about the issues involved. I will take you up on your offer to process my travel expenses faster and I do not and never did expect you to get me a travel advance. I worked in international development and know what a headache those are to apply for on the state level.

Job

--- psims@eac.gov wrote:

> Job:
> > Folks here are concerned that your failure to show up in person to help conduct the meeting would be a breach of contract. I also am concerned about the impression that your absence will leave with the Commissioners and with the VIPs coming to this meeting.
> > If you are concerned about delays in reimbursement caused by including the travel expenses in the personal services voucher, I can always process your request (with receipts) separately and earlier.
I can have staff here check to see if we can find hotel rooms at a more reasonable rate for you and Tova. (We recognize that you may not be able to obtain Federal government rate.) What I cannot do is offer a travel advance, which is not permitted for nonfederal employees, or offer to pay the difference between normal travel expenses and those incurred for personal convenience, when the latter is the higher amount.

I urge you to make your travel arrangements ASAP.

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

"Job Serebrov" -
05/08/2006 01:41 PM

To
psims@eac.gov
cc

Subject
Re: Working Group

Given the information I have Peggy, that is not going to be financially possible. First, given Tova's info about the hotels, it is too much for me to front. Two to three days in DC would run around $1000 for the hotel alone. That does not count the two days on the road to get there and two days back. Second, if I can't charge the federal per mile allowance for the entire trip to DC and back and can only get the equivalent of plane fare, I will actually lose money.

I simply do not see how we can do this in person given the financial restrictions.
--- psims@eac.gov wrote:

> Job:
> I don't think we can put you on 41/2 hours. We really need to have you here in person if you are to help conduct the Working Group meeting. You should make your travel arrangements ASAP. --- Peggy

---

"Job Serebrov" 05/08/2006 10:14 AM

To psims@eac.gov, cc

Subject Re: Working Group

---

Peggy:

> 4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person.
> It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

---

--- psims@eac.gov wrote:

> Hi, Folks:
Teleconference

Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members

We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have placed 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements

You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)

Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)

Mileage for Personally Owned Vehicle = $.445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground
transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due.

--- message truncated ---

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ----

"Tova Wang"
04/26/2006 05:46 PM
To psims@eac.gov
cc
Subject wg

Do you want me to call both Bob too?

Tova Andrea Wang

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 04:23 PM ----

"Tova Wang"
05/11/2006 02:10 PM
To psims@eac.gov
cc
Subject RE: Literature Summary

We accidentally left it out when we emailed all the summaries

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 1:09 PM
To: [redacted]
Cc: 
Subject: Literature Summary

Tova just sent me the summary you prepared of The Federal Crime of Election Fraud by Craig Donsanto. There is something wrong in the fourth paragraph (odd characters and missing text). Can you please send a replacement fourth paragraph? You can send it in an email and I will place it in the document. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ----

"Tova Wang"
<wang@tcf.org>
05/11/2006 03:45 PM

To "Job Serebrov" <serebrov@sbcglobal.net>, psims@eac.gov
cc

Subject: RE: new working group representative

He is representing Barbara Arnwine, and we have already established we are not disinviting anyone. We still don't know about Ginsburg yet anyway, right?

-----Original Message-----
From: Job Serebrov [mailto:]
Sent: Thursday, May 11, 2006 2:36 PM
To: Tova Wang; psims@eac.gov
Cc: 
Subject: RE: new working group representative

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

--- Tova Wang [mailto:]
wrote:

> is Jon Greenbaum
>
> Here's his info in full:
>
> http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm
> 1
>
> He is the Director of the Voting Rights Project for
> the Lawyers Committee
> for Civil Rights. He will be representing Barbara
> Arnwine, the Executive
> Director of the Lawyers Committee.
>
> His contact and mailing info is:
>
> jgreenbaum@lawyerscommittee.org
> 202-662-8315
> 1401 New York Avenue, NW
> Suite 400
> Washington, DC 20005
>
>
> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
> 41 East 70th Street - New York, NY 10021
> phone: 212-452-7704 fax: 212-535-7534
>
> www.tcf.org, for the latest news,
> analysis, opinions, and events.
I resent the review as you see at the bottom. When I opened it and sent it there was no corrupted text.

--- psims@eac.gov wrote:

> Do you have text to replace the corrupted text in paragraph 4? --- Peggy

--- psims@eac.gov wrote:

> Tova just sent me the summary you prepared of The Federal Crime of Election Fraud by Craig Donsanto. There is
Thanks, J.R. Great to have you on board! We will get back to you shortly regarding travel arrangements. The meeting materials will be sent by Federal Express next week.

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
e-mail: psims@eac.gov

"J. R. Perez"<jrperez50@sbcglobal.net>

Hi Peggy, it was nice talking with you today and I would be glad to try and add to the discussion. I am attaching a brief bio and will await your instructions for the travel arrangements. I look forward to receiving the current information on panel issues.

J.R. Perez
Elections Administrator
Guadalupe County
5201 Roosevelt St.
Bethesda, MD 20814
301-493-5343

----- Original Message ----- 
From: psims@eac.gov
To: [redacted]
Sent: Friday, May 05, 2006 10:56 AM
Subject: Re: Voting Fraud-Voter Intimidation

Barry:

Would you please provide an address to which we can Federal Express materials before the meeting? --- Peg

----- Original Message ----- 
From: psims@eac.gov
To: [redacted]
Sent: Thursday, May 04, 2006 1:08 PM
Subject: Voting Fraud-Voter Intimidation

Barry:

It appears that the afternoon of Thursday, May 18 is best for a meeting of the working group. I know you...
said you would not be available in the morning that day. If we started at 1 PM, would that be too soon for you?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

"Job Serabrov"
05/12/2006 02:52 PM
To psims@eac.gov
cc
Subject Re: Working Group List

List a vacancy---to be filled. If we don't hear from Ginsberg by late afternoon please call Braden.

Job

--- psims@eac.gov wrote:

> Job:
> > What do you suggest I do with the list of Working Group members. I need
to get the Fed Ex packages out by the end of the day, and have not heard
back from Ginsberg. Do you want me to list a vacancy, or list Norcross
with a note that he cannot attend? If we find a substitute, we can always
provide an updated list next Thursday. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

Devon E. Romig/EAC/GOV
05/09/2006 04:43 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Hotel for Job

Peggy,

A possible hotel suggestion for Job might be the Sheraton College Park in Beltsville, MD. They have room availability for the nights of the 17th and the 18th for $159.00 a night.
They have what is called the Sheraton Sweet Sleeper Bed. More information at:

This hotel is a little out of the way but the members of the Asian Language Working Group and others have stayed there. The hotel does offer a shuttle to and from Reagan airport and the metro.

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 04:23 PM -----
Margaret Sims/EAC/GOV
05/12/2006 01:51 PM
To Devon Romig
cc
Subject Wang & Serebov Fed Ex Info

Devon:

Here is the information you need for the Fed Ex forms for Job and Tova.

Tova Wang
201 West 74th Street, Apt 11F
New York, NY 10023
Phone: 212-362-5223
(Note that the package may be left with the doorman.)

Job Serebrov
2110 South Spring Street
Little Rock, AR 72206
Phone: 501-374-2176

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----
"Tova Wang"
05/02/2006 05:52 PM
To psims@eac.gov
cc
Subject RE: Voting Fraud/Voter Intimidation Project Working Group

OK. I'll be out of the office for the next three days, and mostly unavailable on Thursday and Friday as you know already. Tomorrow you can try me on my cell phone 917-656-7905. I'll try to check email when I can. Thanks Peg. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 02, 2006 4:41 PM
To: wang@tcf.org
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

I hope to have a better idea tomorrow, if Rokita's office responds. If not, we'd better have a teleconference to discuss our options. --- Peggy

05/02/2006 05:06 PM

To dromig@eac.gov
cc psims@eac.gov
Subject RE: Voting Fraud/Voter Intimidation Project Working Group

Can you please give me an idea where we are at with all this? I'd like to be able to figure out my schedule. Thanks -- and thanks for all your assistance on this. Tova

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 02, 2006 3:54 PM
To: wang@tcf.org
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

Yes, I have spoken to her assistant several times but today has been the first time that I have ever spoken to her assistant. We did get the information that we needed. Thanks for your help!

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377
----- Forwarded by Margaret Sims/EAC/Gov on 04/30/2007 04:23 PM -----
"Tova Wang"

04/26/2006 04:39 PM

To psims@eac.gov
cc
Subject RE: interview analysis

I think I can help you at least with respect to Barbara. I'll be speaking to her today!

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Thanks. We are still trying to get through to Bauer and Arnwine. They have not responded, so their availability is not yet reflected on our spreadsheet. --- Peggy

---

Hi Peg,

Attached, to add to the collection, is a summary overview of the interviews. Do you have that spreadsheet you were telling me about reflecting the times WG participants are available? If so, maybe we can talk soon? 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 04:23 PM -----

Hi Peg,
Here is the last summary of existing research. Please let us know how to proceed from here. 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.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ---

Margaret Sims/EAC/GOV
05/04/2006 05:47 PM
To [blacked out]
cc [blacked out]
Subject Re: wg

Tova:

Rokita is available --- so the afternoon of May 18 it is. I will not disinvite anyone. I am trying to get Job's next choice (Pat Rogers) as a replacement for Norcross.

Monday appears to be out for a teleconference because Job will be unavailable that afternoon and I am scheduled for something else that morning. I'll check my schedule tomorrow and send a message to you and Job regarding other possible days and times. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ---

"Job Serebrov"
05/04/2006 05:21 PM
To psims@eac.gov
cc
Subject wg

Hi Peg,

Just wondering if you had any word from Rokita. Also, I wanted to let you know that I think disinviting members of the working group would be a very unwise and frankly embarrassing way of dealing with the problem of getting 100% attendance. I'm sure we'll talk before any decisions are made. As I said, I'm free on Monday. Thanks. Tova
I would give him until Monday morning but I would also call Braden today and tell him there may be an opening for him on the WG and find out whether he is free.

--- psims@eac.gov wrote:

> I have placed another call to his office (after one previous call to his assistant and an email to him). I, too, am concerned about our dwindling chances. --- Peggy

--- psims@eac.gov wrote:

> I am reluctant to invite Braden until after I have received a "No" from Ginsberg. --- Peg

--- psims@eac.gov wrote:

> Given the short time period, you may want to give Ginsberg a deadline. The longer we wait, the poorer our chances are of getting Braden.

--- psims@eac.gov wrote:

> Given the short time period, you may want to give Ginsberg a deadline. The longer we wait, the poorer our chances are of getting Braden.
Sounds good to me. If not Ginsburg try Braden.

--- psims@eac.gov wrote:

> I will add "DRAFT" to the definition and, yes, the WG will have suggestions. I do plan to send packets to you and same materials being provided to the WG. I haven't sent anything yet because I was hoping to finalize the WG list for inclusion. (Still waiting for a response from Ginsberg.)

Regarding Tova's response, we may want to have a very short meeting after the WG disperses, followed by a teleconference the following Monday afternoon. Tuesday is bad for me because I'll be out of the office attending a series of EAC meetings that begin that day. --- Peggy


This is ok, given the fact that the WG may have suggestions. Will you be sending us the same packets that you are sending the WG? Also, I figure with Tova's response we will need to have a teleconference on the report once I return to Little Rock. We
> will
> need to do it that following Monday or Tuesday.
> --- psims@eac.gov wrote:
> > 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 04:23 PM -----

"Job Sarshkov"
05/08/2006 09:30 AM
To psims@eac.gov
cc psims@eac.gov
Subject Case Summaries
Case Summaries.doc

Peggy:

Please add this to the packet.

Job

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ---

"Job Serebrov" To psims@eac.gov
cc
Subject Re: Update

The bed is not what I need and Beltsville is a bit far out.

--- psims@eac.gov wrote:

> Why is the hotel suggestion not workable? (I need to know as we continue our search.) -- Peg
>

> "Job Serebrov" <serebrov@sbcglobal.net>
> 05/10/2006 10:29 AM
>
> To
> psims@eac.gov
> cc
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> Subject
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> 00438
According to the Commissioners, you and Tova each got to pick three members of the Working Group. The Commission guidance regarding this particular member follows:

4 people from the Academic, Legal and Advocacy sectors - 2 to be chosen by Tova and 2 to be chosen by Job.

This issue of allowing a designee relates to Tova's pick.

As I understand it, we are working on a replacement for Norcross. If Ginsberg is not viable, how about Mark Braden, who includes public integrity in his areas of specialization. I would not try and stir up other members of the Working Group, if I were you. The effort is likely to come back and bite you.

"Job Serebrov" <serebrov@sbcglobal.net>

I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy
> >
> >
> > "Job Serebrov"
> > 05/11/2006 03:36 PM
> > To psims@eac.gov
> cc
> Subject Re: new working group representative
I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

--- Tova Wang wrote:
> is Jon Greenbaum
> Here's his info in full:
> http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm
>
> He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.
>
> His contact and mailing info is:

Tova Andrea Wang


<mailto:join-tcfmain@mailhost.groundspring.org> Click here to receive our weekly e-mail updates.
Yes, please let Joyce know and she will get someone
Tom

Tom:
I understand that EAC hired a court reporter for the Asian Language Working Group meeting. I would like to do the same for the May 18 Voting Fraud-Voter Intimidation Working Group meeting, but I did not include funds in my budget for this service. Do we have funds that could be used for this purpose? (See Devon's cost estimate below.) --- Peggy
Peggy,

I spoke to the people who usually handle the EAC court reporting. They charge $9.00 per page with an average of 40 pages per hour. This service would cost about $1800.00.

The turn around time for the transcript is 10 to 15 days. The transcripts comes in a bound paper copy and an electronic copy.

I can also check around for different prices.

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

FYI

--- "Patrick J. Rogers" wrote:

> Subject: RE: Working Group meeting
> Date: Tue, 9 May 2006 07:42:44 -0600
> From: "Patrick J. Rogers"
> To: "Job Serebrov"
> > Job--maybe. I will call you and/or Ms. Sims tomorrow. Depositions all
day today. Thanks, Pat
> > What's the best number to call you tomorrow?
> >
> > Patrick J. Rogers
> > Modrall, Sperling, Roehl, Harris & Sisk, P.A.
-----Original Message-----
From: Job Serebrov [mailto:]
Sent: Monday, May 08, 2006 9:41 PM
To: Patrick J. Rogers
Subject: Working Group meeting

Pat:

The working group meeting for the voter fraud project is scheduled for May 18th in DC but David Norcross can't attend. Could you come? If so, we need to arrange travel and a hotel for you.

Regards,

Job

---
Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ---
Margaret Sims/EAC/GOV
05/09/2006 11:40 AM
To: Serebrov
cc
This is the original email with the attachment. If you still don’t see the attachment on your end, I can excerpt the content and send it in email text. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/09/2006 11:39 AM -----
Margaret Sims/EAC/GOV
05/09/2006 11:13 AM
To: "Job Serebray"
CC: 
Subject: Re: Working Group-Perez

As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.)

Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State. Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted at that organization's conferences. His peers in IACREOT and The Election Center have selected his submissions on web presentations (IACREOT) and his professional practices papers (Election Center) for awards. Mr. Perez also has access to information from other States through his membership in IACREOT and The Election Center. He also has a sense of humor, which you will note if you access the staff web page on the Guadalupe County Elections web site and hear the Mission Impossible theme ... something that might be useful in the upcoming meeting.

Guadalupe County is small but growing. In 2004, the county had over 65 thousand registered voters (a number more than doubled the number of registered voters in 1988). A third of the county's population claims Hispanic or Latino origin, according to the U.S. Census Bureau. The county is in south central Texas and is bordered by Comal, Hays, Cladwell, Gonzales, Wilson, and Bexar counties. In the 1980s, the county was predominately a farming community; but in recent years, many people have moved from San Antonio (Bexar County) to Guadalupe County, preferring to live in Guadalupe County and work in Bexar County.

--- Peggy

tx elec admin-appt-partisan restrictions.doc
Job Serebrov <serebrov@sbcglobal.net>

"Job Serebrov" <serebrov@sbcglobal.net>  

To psims@eac.gov  
cc  
Subject Re: Working Group  

Peggy:

What political party is Perez with? How political is he? Is the position in Texas neutral or political? Who appointed Perez?

As to Pat I will contact him but I can't promise anything. If Pat can't come, who is getting knocked off Tova's list?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

Margaret Sims/EAC/GOV  
05/09/2006 11:38 AM  
To Tova Andrea Wang  
cc  
Subject Fw: Case Summaries

Had you seen this? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/09/2006 11:38 AM -----

"Job Serebrov"  
05/08/2006 09:30 AM  
To psims@eac.gov  
cc  
Subject Case Summaries

Peggy:

Please add this to the packet.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

"Job Serebrov"
The teleconference is on. However, I am still one person down for the meeting and I am not comfortable. This will have to be discussed since from the start it was agreed that the WG would be equal and if I lost a person Tova would have to lose one. Further and most importantly, I don't yet have a hotel so my attendance is still up in the air. Finally, the agenda is not what we discussed and gives far too much time for areas that can be covered in a short time. Not listed are all of the questions that Tova's proposed agenda had. All in all, it needs to be redone.

--- psims@eac.gov wrote:
> I assume that we are still on for today's teleconference at 11 AM EST. I will call you. I have attached a draft agenda for your review and comment. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----
Diana Scott/EAC/GOV
05/08/2006 01:52 PM
To Margaret Sims/EAC/GOV@EAC
cc dromig@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC, Edgardo Cortes/EAC/GOV@EAC
Subject Re: Working Group Travel

I have given Adventure Travel the necessary credit card authorization on this. Devon please follow-up with the reservations etc.

Diana M. Scott
Administrative Officer
U.S. Election Assistance Commission
(202) 566-3100 (office)
(202) 566-3127 (fax)
dscott@eac.gov

Margaret Sims/EAC/GOV
Diana:

The following members of the Working Group for our Voting Fraud/Voter Intimidation research project will need to make travel arrangements in order to attend an afternoon meeting of the group on May 18 in Washington, DC:

Mark "Thor" Hearne - St Louis, MO
J.R. Perez - Seguin, TX
The Honorable Todd Rokita - Indianapolis, IN
Kathy Rogers - Atlanta, GA

I may have one additional member from Albuquerque, NM confirmed early next week.

May these people use Adventure Travel to make these arrangements in the same manner as the Asian Language Working Group? I understand the members of that group made hotel and flight arrangements through Adventure Travel and that these costs were billed directly to EAC. We did plan for EAC to pay for the travel of the Voting Fraud/Voter Intimidation Working Group (budgeted under Research). Devon will prepare their travel authorizations.

Peggy Sims
Election Research Specialist

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

"Tova Wang"

To psims@eac.gov
cc
Subject RE: Working Group

I am more than happy to attend in person

-----Original Message-----
From: Job Serebrov
Sent: Monday, May 08, 2006 9:15 AM
To: psims@eac.gov; wang@tcf.org
Subject: Re: Working Group
Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

--- psims@eac.gov wrote:

> Hi, Folks:
> 
> Teleconference
> Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.
> 
> Working Group Members
> We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have placed 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.
> 
> Travel Arrangements
> You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:
> 
> Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
> 
> Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
> 
> Mileage for Personally Owned Vehicle = $.445 per mile
> 
> Under the new contract, I do not have to fill out a
> travel authorization
> for you. I can approve your trip via email.
> Afterwards, when you turn in
> your next pay voucher, you can attach the airline
> receipt (or mileage
> documentation), hotel receipt(s), and ground
> transportation receipts and a
> copy of any printed itineraries. Calculate the
> total travel expenses due
> you, including applicable per diem. I do not need
> meal receipts.
> 
> Job, under Federal travel regulations, deviations
> for personal reasons are
> not normally accommodated. What you can do,
> however, is to give me a
> comparison of the cost of roundtrip mileage, hotel,
> and per diem of doing
> it your way against the cost of a roundtrip flight,
> ground transportation,
> hotel, and per diem. If your way costs less, it
> should be no problem to
> cover the full cost. If your way is more expensive,
> we may only pay up to
> the amount of traditional travel. (The same rules
> apply to me when I
> travel.) If you can tell me where, other than DC,
> you will spend the
> night, I can check on applicable per diem rates.
> 
> Peggy
>

Peggy:

I may have the only option left but it is a risk time
wise. I could stay at the Baymont in Salem by Roanoke
and then leave early that morning and drive into DC or
to a park and ride (Metro). I would make it before
12:00 barring any unforeseen road issues. However, I
would have to leave to go home right after the
meeting. That would cancel the next day's meeting.

Job
I need to run to West Little Rock so you can get me on my cell if you want to talk.

501-626-0440

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----

Margaret Sims/EAC/GOV
05/12/2006 02:46 PM

To: Job Serebrov

cc

Subject: Working Group List

Job:

What do you suggest I do with the list of Working Group members. I need to get the Fed Ex packages out by the end of the day, and have not heard back from Ginsberg. Do you want me to list a vacancy, or list Norcross with a note that he cannot attend? If we find a substitute, we can always provide an updated list next Thursday, --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----

"Tova Wang"
05/12/2006 02:46 PM

To: Job Serebrov

cc

Subject: Working Group List

news article review

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 3:23 PM
To: [REDACTED]

Subject: Re: Material I may not have included

Would these go under literature review or news article review? --- Peggy

"Tova Wang"
05/10/2006 11:45 AM

To: psims@eac.gov

cc: [REDACTED]

Subject: Material I may not have included
Peg,

Correct me if I'm wrong, but I think I omitted sending you these specific summaries that are based on complex cases that could not be adequately described within the confines of the nexis article excel spreadsheets. If we can, these should be included, probably on the disc. Sorry.

Tova Andrea Wang

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 04:22 PM -----
Margaret Sims/EAC/GOV
05/11/2006 11:45 AM	To Job Serebrov
cc
Subject Court Case Charts

Job
In preparing the CDs, we have run across the following files that appear to be duplicates. Which ones should go on the CD? --- Peggy

Chart Bection Accessible.doc Chart Vote Inaccessible.doc
Chart Denial Voter Registrat.doc Chart Denial Voter Registrat2.doc
Chart Provisional Ballot Den.doc Chart Provisional Ballot Den2.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
"Job Serebrov"
05/09/2006 12:03 PM	To psims@eac.gov
cc
Subject Re: Working Group-Perez

Here is the issue---four of the five people who
selected Perez are Republicans. If the shoe were on the other foot I would be uncomfortable. This one is up to Tova to call but I am not sure that he can be neutral.

--- psims@eac.gov wrote:

> OK, I get it. The text in the attachment follows:
> 
> EXCERPTS FROM TEXAS ELECTION CODE
> 
> SUBCHAPTER B. COUNTY ELECTIONS ADMINISTRATOR
> 
> ***
> 
> § 31.032. APPOINTMENT OF ADMINISTRATOR; COUNTY ELECTION COMMISSION.
> 
> (a) The position of county elections administrator is filled by appointment of the county election commission, which consists of:
> 
> (1) the county judge, as chair;
> (2) the county clerk, as vice chair;
> (3) the county tax assessor-collector, as secretary; and
> (4) the county chair of each political party that made nominations by primary election for the last general election for state and county officers preceding the date of the meeting at which the appointment is made.

> (b) The affirmative vote of a majority of the commission's membership is necessary for the appointment of an administrator.

> (c) Each appointment must be evidenced by a written resolution or order signed by the number of commission members necessary to make the appointment. Not later than the third day after the date an administrator is appointed, the officer who presided at the meeting shall file a signed copy of the resolution or order with the county clerk. Not later than the third day after the date the copy is filed, the county clerk shall deliver a certified copy of the resolution or order to the secretary of state.

> (d) The initial appointment may be made at any time after the adoption of the order creating the position.

> ***

> § 31.035. RESTRICTIONS ON POLITICAL ACTIVITIES.

> (a) A county elections administrator may not be a candidate for a public office or an office of a political party,
hold a public office, or
hold an office of or position in a political party.
At the time an
administrator becomes a candidate or accepts an
office or position in
violation of this subsection, the administrator
vacates the position of
administrator.
(b) A county elections administrator
commits an offense if the
administrator makes a political contribution or
political expenditure, as
defined by the law regulating political funds and
campaigns, or publicly
supports or opposes a candidate for public office or
a measure to be voted
on at an election. An offense under this subsection
is a Class A
misdemeanor. On a final conviction, the
administrator's employment is
terminated, and the person convicted is ineligible
for future appointment
as county elections administrator.

"Job Serebrov"
05/09/2006 11:30 AM

To
psims@eac.gov
cc

Subject
Re: Working Group-Perez

The code attachment did not work that is what I
meant
by it did not come through.

--- psims@eac.gov wrote:

> Did you look at the attached excerpts from Texas
> Code? --- Peggy

"Job Serebrov"
05/09/2006 11:23 AM

To
psims@eac.gov
cc
We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

--- psims@eac.gov wrote:

As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic.

I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and
Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State.

Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and

Job did this one

--- Original Message ---

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 12:56 PM
To: [redacted]
Subject: Re: research summaries

Something is wrong in the fourth paragraph of the Federal Election Crime summary. Do you know what it is supposed to say there?
Subject research summaries

I have the feeling we didn't include these in the original batch I sent you. Could you double check and if not, would you please include them in the existing research materials? Sorry and thanks. I'm kind of doing all of this on my own in case you couldn't tell. List is coming...

Tova Andrea Wang

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 04:22 PM -----
Margaret Sims/EAC/GOV
05/11/2006 11:16 AM
To Job Serebrov, Tova Andrea Wang
Cc
Subject Rev Agenda for Working Group Meeting

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
Margaret Sims/EAC/GOV
05/09/2006 02:48 PM
To Adam Ambrogi/EAC/GOV
Cc
Subject Fw: Working Group-Perez

Adam:

J.R. Perez's resume is attached, and I have forwarded my last explanatory email to Job in answer to his concerns. I will tell Tova not to contact Ray, but that she may talk with you about this issue. Thanks! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State’s colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State. Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won’t find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT’s Election Officials Committee, which plans the educational sessions for election officials that are conducted at that organization's conferences. His peers in IACREOT and The Election Center have selected his submissions on web presentations (IACREOT) and his professional practices papers (Election Center) for awards. Mr. Perez also has access to information from other States through his membership in IACREOT and The Election Center. He also has a sense of humor, which you will note if you access the staff web page on the Guadalupe County Elections web site and hear the Mission Impossible theme .. something that might be useful in the upcoming meeting.

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--- Peggy
Peggy:

What political party is Perez with? How political is he? Is the position in Texas neutral or political? Who appointed Perez?

As to Pat I will contact him but I can't promise anything. If Pat can't come, who is getting knocked off Tova's list?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----

"Job Serebroy" To psims@eac.gov
05/11/2006 04:35 PM cc
Subject Re: new working group representative

Peggy:

Braden is ok also with me but please don't tell me not to "stir up" things. I assure you nothing will come back to bite me. I know these people well enough to say they will also want a balanced group. In fact, one of them was very unhappy with Tova's folks.

Job

--- psims@eac.gov wrote:

> According to the Commissioners, you and Tova each
got to pick three
> members of the Working Group. The Commission
guidance regarding this
> particular member follows:
>
> 4 people from the Academic, Legal and Advocacy
> sectors - 2 to be chosen by
> Tova and 2 to be chosen by Job.

> This issue of allowing a designee relates to Tova's
> pick.
>
> As I understand it, we are working on a replacement
> for Norcross. If
> Ginsberg is not viable, how about Mark Braden, who
> includes public
> integrity in his areas of specialization. I would
> not try and stir up
other members of the Working Group, if I were you. The effort is likely to come back and bite you.

"Job Serebrov" 05/11/2006 03:55 PM

To psims@eac.gov
cc
Subject
Re: new working group representative

I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

"Job Serebrov" 05/11/2006 03:55 PM

To "Tova Wang" psims@eac.gov
cc
Subject
Re: new working group representative

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with
DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

is Jon Greenbaum

Here's his info in full:

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

Tova Andrea Wang


Click here to receive our weekly e-mail updates.
When I opened the attachment, I still had problems with the 4th paragraph. Would you please just send me that paragraph within the text of your email so that I can paste it into the document? --- Peggy

"Job Serebrov" <serebrov@sbcglobal.net>

I resent the review as you see at the bottom. When I opened it and sent it there was no corrupted text.

--- psims@eac.gov wrote:

> Do you have text to replace the corrupted text in paragraph 4? --- Peggy
> 
> 
> > "Job Serebrov" <serebrov@sbcglobal.net>
> > 05/11/2006 03:49 PM
> > To psims@eac.gov
> > cc
> > Subject Re: Literature Summary
> > 
> > --
> > --- psims@eac.gov wrote:
> > 
> > 00440
Tova just sent me the summary you prepared of The Federal Crime of Election Fraud by Craig Donsanto. There is something wrong in the fourth paragraph (odd characters and missing text). Can you please send a replacement fourth paragraph? You can send it in an email and I will place it in the document. --- Peggy

Ok. Thanks

--- psims@eac.gov wrote:

Job:

I've signed and submitted your voucher. I had to correct the contract date. (It is 2/26/06, not 4/22/06.) Everything else looked great. ---

Peggy

We are still on for 4 PM. Ray is out of the office due to a family emergency, so I suggest you NOT contact him. You may contact his Special Assistant, Adam Ambrogi (aambrogi@eac.gov or 202-566-3105), who also hails from Texas. --- Peggy
We are still doing the 4 pm call, right? We can discuss it more then. Would it be OK if I see if Ray knows this person? Thanks. Tova

-----Original Message-----
From: psims@eac.gov
Sent: Tuesday, May 09, 2006 10:14 AM
To:  
Cc:  
Subject: Re: Working Group-Perez

As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.)

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--- Peggy
Peggy:

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As to Pat I will contact him but I can't promise anything. If Pat can't come, who is getting knocked off Tova's list?

Job

Dear Mr. Ginsberg:

This is to confirm my call to your office this morning inviting you to be a member of and attend the upcoming meeting of the U.S. Election Assistance Commission's (EAC) Working Group on Voting Fraud-Voter Intimidation. The meeting is scheduled to take place from 1:00 PM to 5:30 PM on Thursday, May 18th, 2006 at the offices of the U.S. Election Assistance Commission (EAC), 1225 New York Avenue, NW, 11th Floor, Washington, DC.

Section 241 of the Help America Vote Act of 2002 (HAVA) requires EAC to conduct research on election administration issues. Among the tasks listed in the statute are the development of:

- nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
- methods of identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC's Board of Advisors recommended that the agency make research on these matters a high priority. Subsequently, the Commission contracted with two consultants (Job Serebrov and Tova Wang) to:
• develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
• perform background research (including Federal and State administrative and case law review), identify current activities of key government agencies, civic and advocacy organizations regarding these topics, and deliver a summary of this research and all source documentation;
• establish a project working group, in consultation with EAC, composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation;
• provide the description of what constitutes voting fraud and voter intimidation, and the results of the preliminary research to the working group, and convene the working group to discuss potential avenues for future EAC research on this topic; and
• produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future research, if any;

We strive to include bipartisan representation on the Working Group associated with this project. You were recommended for this project by our Republican consultant, Job Serebrov. Your ideas for possible EAC activities related to this topic will help the agency as it plans future actions to meet its HAVA responsibilities.

If you can find the time in your busy schedule to participate, I will have an information packet delivered to your office by COB, Monday, May 15. Please let me know if you are available. Thank 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
e-mail: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----

Margaret Sims/EAC/GOV
05/10/2006 09:25 AM

To: "Tova Wang"
cc
Subject: Re: arnwine

I'm checking on this. Will get back to you as soon as I have more info. --- Peggy

"Tova Wang"
05/09/2006 05:28 PM

To: psims@eac.gov
cc
Subject: arnwine
She definitely cannot do it. Would you please find out if Wade Henderson would be possible? Now its my turn to be upset!!! Thanks.

Tova Andrea Wang

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

Click here to receive our weekly e-mail updates.
- Signals are often in and out and the audio bridging equipment cannot compensate fast enough by adjusting the signal. This affects all participants connected. If participants must use a cell phone – they should be stationary in a location where they can pick up the other participants, moving while using a cell phone causes the signal to go in and out and often will pick up extraneous electrical signals that will cause heavy static on the call.
- The cell phone should be well charged and muted, if possible, until the individual is ready to speak.
- If there is a problem, anybody who dials into a conference can contact the operator/technicians by simply pressing *0 (star zero). This information is part of the recording when individuals are dialing in.

If you have any problems accessing the teleconference, please call Edgardo Cortés. You can reach him at 1-866-747-1471 (toll-free) or 202-566-3126. He can contact our service provider to correct any problems. (I will be on my way to Seattle and unable to help.)

Thanks, again!

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
e-mail: psims@eac.gov

Part 1. I'm going to try not to overload

Tova Andrea Wang

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

Click here to receive our weekly e-mail updates.
Ms. Rivers,

My name is Devon Romig and I am writing to you on behalf of the Election Assistance Commission. I believe that you have been contacted previously by our consultant Job Serebrov about the Voting Fraud/Voter Intimidation Project Working Group that we are organizing.

We are in the process of setting a date for this event and we would appreciate any suggestions that you may contribute based upon Mr. Norcross's availability in the month of May. The proposed dates are May 1,2,3,8,9,10,11,12,15,16,17,18,19. The meeting will only last for one day. Please let me know any and all of the listed dates that will work with Mr. Norcross's schedule.

Also, I tried to contact you by phone but I received a disconnected notification. Could you please provide me with your most current contact information?

Feel free to call or email me with any questions.

Thanks!

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377
--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ---

"Job Serebrov"

To psims@eac.gov

cc

Subject Re: Conference Call This Afternoon

Yes but it needs to go no longer then 30 mins

--- psims@eac.gov wrote:

> Are you two still available for the conference call
> we had scheduled for
> this afternoon at 4 PM EST/3 PM CST? --- Peg

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ---

Devon E. Romig/EAC/GOV

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: Voting Fraud/Voter Intimidation Project Working Group

Yes, she is the assistant to David A. Norcross and she is unavailable until Monday. I spoke with the woman who is filling in for her this week and she does not have access to Mr. Norcross's schedule.

Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV

04/19/2006 03:27 PM

To Devon E. Romig/EAC/GOV@EAC

cc

Subject Re: Voting Fraud/Voter Intimidation Project Working Group

Was this message sent to someone's assistant? We have noone named Rivers on our working group.

Peggy
Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704  fax: 212-535-7534

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absentee nexis chart 2.xls  'dead' voters and multiple voting nexis chart.xls  deceptive practices nexis chart.xls

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ---

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704  fax: 212-535-7534

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Click here to receive our weekly e-mail updates.

I sent the wrong version! Please use this one.

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.
And there will be one more forthcoming next week.

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.

A Funny Thing Review.doc American Center Report FINAL.doc Americas Modern Poll Tax (JS).doc
Brennan Analysis Voter Fraud Report FINAL.doc cb summary.doc Chandler Davidson summary -- official.doc Crazy Quilt.doc
Deliver the Vote Review.doc dnc ohio.doc DOJ Public Integrity Reports (JS).doc

Tova Andrea Wang

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.
Was this message sent to someone's assistant? We have no one named Rivers on our working group. Peggy

---------------------------------
Sent from my BlackBerry Wireless Handheld
Devon E. Romig

From: Devon E. Romig
Sent: 04/19/2006 12:24 PM
To: 
Cc: Margaret Sims
Subject: Voting Fraud/Voter Intimidation Project Working Group

Ms. Rivers,

My name is Devon Romig and I am writing to you on behalf of the Election Assistance Commission. I believe that you have been contacted previously by our consultant Job Serebrov about the Voting Fraud/Voter Intimidation Project Working Group that we are organizing.

We are in the process of setting a date for this event and we would appreciate any suggestions that you may contribute based upon Mr. Norcross’s availability in the month of May. The proposed dates are May 1, 2, 3, 8, 9, 10, 11, 12, 15, 16, 17, 18, 19. The meeting will only last for one day. Please let me know any and all of the listed dates that will work with Mr. Norcross’s schedule.

Also, I tried to contact you by phone but I received a disconnected notification. Could you please provide me with your most current contact information?

Feel free to call or email me with any questions.

Thanks!

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377
Tova Andrea Wang

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Interview with Heather Dawn Thompson.doc Interview with Jason Torchinsky final.doc Interview with Joe Rich.doc

Interview with Joe SandlerFINAL.doc Interview with John Ravitz.doc Interview with John Tanner.doc

Interview with Kevin Kennedy.doc

Diana:

This is just to let you know that I have requested a teleconference on Wednesday, April 19, from 11 AM to Noon EST. I asked for 6 lines to accommodate our research consultants and the folks that they will be interviewing for our Voting Fraud/Voter Intimidation project.

Peggy Sims
Election Research Specialist

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:28 PM ---

Margaret Sims/EAC/GOV
04/17/2006 04:39 PM

To Diana Scott
cc

Subject Teleconference Requested
Noon EST

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 17, 2006 10:49 AM
To: wang@tcf.org
Subject: Interviews

I know you preferred Friday, but Job is not available then. He also said he is not available next week. Do you have any time available this Wednesday? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/17/2006 11:45 AM ----
"Job Serebrov"

04/17/2006 11:06 AM

I can't do it Friday but Wednesday is ok.

--- psims@eac.gov wrote:

> Tova and Job:
> > I've passed Tova's request on to Craig.
> > Also, Sarah Ball Johnson, KY, finally called back
to say she would be
> available Wednesday through Friday this week and
> next week for the
> interview. Which day and time is best for you and
> Job?
> > --- Peggy
> >
> >
> >
> >
> >
> >
> >
> > 04/16/2006 11:39 AM
> >
> > To
> > psims@eac.gov
> > cc
> > "Tova Wang"
Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----

"Tova Wang"

To psims@eac.gov, serebrov@sbcglobal.net
CC

Subject interview analysis

Tova Andrea Wang

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Click here to receive our weekly e-mail updates.

Interview conclusions.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

To psims@eac.gov

CC

Subject Re: Voting Fraud-Voter Intimidation

Hi Peg. I am sitting here with Cameron Quinn putting together this year's...
ballt conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

--------------------------
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 03 11:39:50 2006
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
Devon E. Romig/EAC/GOV
05/10/2006 09:54 AM
To: Margaret Sims/EAC/GOV@EAC
cc
Subject: Court reporter

Peggy,

I spoke to the people who usually handle the EAC court reporting. They charge $9.00 per page with an average of 40 pages per hour. This service would cost about $1800.00.

The turn around time for the transcript is 10 to 15 days. The transcripts comes in a bound paper copy and an electronic copy.

I can also check around for different prices.

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 04:27 PM -----
Literally, there is not a hotel room to be found in the district on these dates. The only thing I could find was a room for $379 a night. I have booked it and will assume that since we are so under-budget on travel that this will be OK.

----- Original Message ----- 
From: psims@eac.gov
To: [Redacted]
Cc: dromig@eac.gov
Sent: Friday, May 05, 2006 2:32 PM
Subject: Working Group

Hi, Folks:

Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
Mileage for Personally Owned Vehicle = $ .445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.
OK, I will include all on the CD. Thanks. ---- Peggy

"Job Serebrov"

All. They are not duplicates. There are some cases repeated and some not. It is a slight variant of the word search.

--- psims@eac.gov wrote:

> Job
> In preparing the CDs, we have run across the following files that appear to be duplicates. Which ones should go on the CD?
> --- Peggy
>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

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---

Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
05/05/2006 12:56 PM
Subject RE: Please remind me of time and place for Voter Intimidation project meeting

Thank you, Peg - - see you then.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, May 05, 2006 12:53 PM
To: Donsanto, Craig
Subject: RE: Please remind me of time and place for Voter Intimidation project meeting

The meeting is scheduled for Thursday, May 18, 1- 5:30 PM (though we may finish earlier). It will be held in EAC's large conference room (the one we use for public meetings, located off our lobby). --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/05/2006 12:43 PM
Subject RE: Please remind me of time and place for Voter Intimidation project meeting
If you tell me now I will put it into my calendar here, which in turn will remind me!

From: psims@eac.gov
Sent: Friday, May 05, 2006 12:42 PM
To: Donsanto, Craig
Subject: Re: Please remind me of time and place for Voter Intimidation project meeting

How many days in advance do you need the reminder? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
Margaret Sims/EAC/GOV
05/04/2006 02:07 PM
To: Paul DeGregorio, Ray Martinez, Donetta Davidson, Gracia Hillman
cctwilkey@eac.gov, jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC, Amie J. Sherrill/EAC/GOV@EAC, Adam Ambrogi/EAC/GOV@EAC, Eileen L. Coliver/EAC/GOV@EAC, Sheila A. Banks/EAC/GOV@EAC, bbenavides@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC
Subject: Voting Fraud-Voter Intimidation Working Group Meeting

Dear Commissioners:

This is to let you know that the Working Group for our Voting Fraud and Voter Intimidation preliminary research project is scheduled to meet in EAC's large conference room the afternoon of Thursday, May 18. I will provide more information about this meeting to you later.

Peggy Sims
Election Research Specialist

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
Margaret Sims/EAC/GOV
05/09/2006 11:19 AM
To: Devon Romig
cc
Subject: May 18 Meeting

Did Barbara Arnwine’s office indicate who they propose to send in her place? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
"Job Serebrov"
05/10/2006 02:35 PM
To: psims@eac.gov
cc
Subject: Latham
The Latham is booked solid. I called. I am checking out some possibilities but this is not looking good.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---
Margaret Sims/EAC/GOV
05/10/2006 03:20 PM
To "Job Serebrov"
cc
Subject Re: Latham

One source suggests the Georgetown Inn has vacancies and pillow top beds. Try 1-800-424-2979 or 202-353-8900.

"Job Serebrov"
05/10/2006 02:35 PM
To psims@eac.gov
cc
Subject Latham

The Latham is booked solid. I called. I am checking out some possibilities but this is not looking good.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---
Margaret Sims/EAC/GOV
05/11/2006 10:06 AM
To Tova Andrea Wang, Job Serebrov
cc
Subject Today's Teleconference

I assume that we are still on for today's teleconference at 11 AM EST. I will call you. I have attached a draft agenda for your review and comment. --- Peggy

Agenda 5-13-06 Mtg-draft.doc
This is ok, given the fact that the WG may have suggestions. Will you be sending us the same packets that you are sending the WG? Also, I figure with Tova's response we will need to have a teleconference on the report once I return to Little Rock. We will need to do it that following Monday or Tuesday.

--- psims@eac.gov wrote:

> 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
>

Yes. My wife is a vegetarian and I can't eat wheat products and don't eat pork. Non-toxic Oriental seems to always work. I did not cc Tova on this until I received your reaction. You probably want to include
Hi Devon:
We have heard from Mark Hearne and Todd Rokita. They are both flying in and out on the 18th and will not need hotel rooms. We're kind of waiting to see if Perez and Rogers need rooms before booking any hotel. As soon as we get approval of Hearne and Rokita air schedules and get them booked, we'll forward their itineraries to you.

Kind Regards,
Marvin

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 09, 2006 8:31 AM
To: marvin.brokaw@adtrav.com
Cc: psims@eac.gov
Subject: May 18th Meeting at EAC

Hello Marvin,

I just wanted to follow up with the voicemail message that I left for you yesterday. We will be holding a meeting at our offices in Washington DC on May 18, 2006. I have informed the out of state attendees to contact you for their travel arrangements.

We have been authorized to pay for the attendees airfare and hotel arrangements. Please note
that all of the participants are authorized for a two night hotel room stay, as long as the dates are May 17th and 18th.

I attached the list of the meeting participants that will be contacting you about their travel arrangements for the May 18th meeting in Washington DC.
Let me know if you have any questions for me or if you need any more information from me.

Thanks for your help!

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 04:27 PM ----
Devon E. Romig/EAC/GOV
05/03/2006 03:23 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject David Norcross

Peggy,

I just spoke to Mr. Norcross's assistant, he cannot attend the meeting on the 18th, he will be out of town at another event.

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377
---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ----
"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
05/04/2006 06:08 PM
To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation

Peggy -- they don't have anything to do with the Leadership Conference on Civil Rights do they?

I ask only because the Justice Department is currently engaged in a very acrimonious FOIA litigation with LCCR that focuses precisely on our efforts to combat voter "intimidationm"

--------------------
-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Thu May 04 17:20:39 2006
Subject: RE: Voting Fraud-Voter Intimidation

It is just the Working Group for the Voting Fraud-Voter Intimidation Project. I am asking you to attend as Technical Advisor for the project. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/04/2006 03:26 PM
To
cc
Subject

Peg -- what is the name of the group?

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 3:13 PM
To: Donsanto, Craig
Subject: RE: Voting Fraud-Voter Intimidation

Craig:

This meeting is being held to obtain input from our eight-member Working Group for the project. The group is composed of election lawyers, election officials, and a representative of an advocacy group, all of whom have an interest and some expertise in the identification and/or prosecution of voting fraud and voter intimidation. The group was chosen so that we would have an equal number of folks on each side of the political spectrum, plus some nonpartisan members.

After our consultants review the results of their preliminary research (interviews, literature review, case law), we will ask the Working Group to brainstorm possible next steps for EAC. Our consultants will write a report summarizing the proposals that come out of this meeting. The report will go to the Commissioners, who will decide what they want to do, funds available, and what priority to assigned to the effort(s).
Your participation in this part of the process is extremely important, so I am very happy that you can find time for us that afternoon. I'll get an agenda and other information to you next week. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/04/2006 02:32 PM
To
cc
Subject

RE: Voting Fraud-Voter Intimidation

Okay, Peg -- I will mark off the entire afternoon and try to be there. What is the agenda? I was not aware that this was anything beyond having your contractors spend another session with me. Also, if they will be needing stats and stuff like that I need to know as I will bring my state-people with me.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 2:28 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation

Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/03/2006 05:59 PM
To
cc
Subject: Re: Voting Fraud-Voter Intimidation

Afternoon of May 18 -- 2:30 okay? How long will they need??
--------------------------
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 03 16:59:09 2006
Subject: Re: Voting Fraud-Voter Intimidation

I am looking at the afternoon of 5/18 for the meeting, due to scheduling conflicts of Working Group members. There remain two members from whom we have not yet received confirmations of their schedule (with some, it is like pulling teeth), but right now 5/18 still looks like the best day. We may have to hold the meeting over here to make it easier for Commissioners to drop in.
--- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/03/2006 12:53 PM
To
  psims@eac.gov
cc
Subject
  Re: Voting Fraud-Voter Intimidation

Okay -- you are on for May 18th! Can we do it over here at 10?
--------------------------
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 03 12:40:19 2006
Subject: Re: Voting Fraud-Voter Intimidation

My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

Say "Hi" to Cameron for me.

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/03/2006 11:56 AM
To
psims@eac.gov
cc
Subject
Re: Voting Fraud-Voter Intimidation

Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballot conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

--------------------------
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 03 11:39:50 2006
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

00432
On another note entirely, since traffic will be bad going to Roanoke, do you want to have a dinner meeting with Tova and me after the group meeting to discuss the final report? As long as we are out by 7 or so I am ok with it. Also, my wife would have to be there as she will be meeting me after the WG.

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To psims@eac.gov
cc

Subject Re: new working group representative

I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

--- Job Serebrov 05/11/2006 03:36 PM

To "Tova Wang" psims@eac.gov
cccerebrov@sbcglobal.net
Subject Re: new working group representative

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> is Jon Greenbaum

> Here' s his info in full:
He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

Tova Andrea Wang


<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.
Dinner sounds like a great idea. Do either of you have any dietary restrictions or preferences? (I seem to recall that Tova would prefer a place that has vegetarian options). I'll try to locate a nearby place that won't bust the budget. --- Peggy

On another note entirely, since traffic will be bad going to Roanoke, do you want to have a dinner meeting with Tova and me after the group meeting to discuss the final report? As long as we are out by 7or so I am ok with it. Also, my wife would have to be there as she will be meeting me after the WG.

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--- Tova Wang wrote:

> is Jon Greenbaum

> Here's his info in full:
http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

www.tcf.org, for the latest news, analysis, opinions, and events.

<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.
Subject: RE: Case Summaries

Yes

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 09, 2006 10:38 AM
To: wang@tcf.org
Subject: Fw: Case Summaries

Had you seen this? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/09/2006 11:38 AM -----
"Job Serebrov"

05/08/2006 09:30 AM

Peggy:

Please add this to the packet.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
"Job Serebrov"

05/12/2006 03:45 PM

I'm thankful it all worked out.

--- psims@eac.gov wrote:
> Ginsberg has accepted our invitation! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
Peggy,

I just spoke to Valerie Johnson, Ms. Arnwine's assistant. The following are a list of dates that are possible for her attendance;

8th - PM (2pm to 6pm)
9th - Possible PM
16th - PM (1:30pm - 5:30pm)
17th - All day*
18th - All day*
19th - All day*

*All day availability does not begin until after 9:30 or 10:00 AM

I will update this information on the shared drive.

Thanks,

Devon

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----

Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

--- psims@eac.gov wrote:

> Hi, Folks:
> 
>
Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have placed 2 calls to Pat Rogers' office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

- Maximum Lodging = $180 per day - does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
- Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
- Mileage for Personally Owned Vehicle = $0.445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing
Craig:

I think we have resolved the issue of Barbara Arnwine's absence from the upcoming meeting by having one of her staff represent her (and her organization). Please review the attached rough summary of DOJ Cases ASAP and let me know if I need to delete reference to the open investigations. Hopefully, we won't have to remove this information as it does not specify the defendants or States involved. --- Peg

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM ---

Rough Summary of Department of Justice, Public Integrity Section Activities, October 2002-January 2006

Prosecutions and Convictions-- Individuals
Noncitizen voting: 20
Vote buying: 49
Double voting: 12
Registration fraud: 13
Civil Rights: 4
Voter Intimidation: 2
Unclear: 1

Open Investigations (note: a few cases overlap with prosecutions and convictions)
Noncitizen voting: 3
Vote buying: 25
Double voting: 15
Registration fraud: 29
Absentee ballot fraud: 9
Official: 8
Ineligibles: 4
Deceptive Practices: 1
Civil Rights: 14
Intimidation: 6
Other: 2

Cases and Investigations Closed for Lack of Evidence

Civil Rights: 8
Official: 12
Registration Fraud: 12
Absentee Ballot Fraud: 14
Ineligible Voting: 3
Intimidation: 8
Double Voting: 5
Ballot Box Stuffing: 1
Vote Buying: 14
Ballot/machine tampering: 2
Other: 8
Unclear: 3

Peg - - what is the name of the group?

From: psims@eac.gov
Sent: Thursday, May 04, 2006 3:13 PM
To: Donsanto, Craig
Subject: RE: Voting Fraud-Voter Intimidation

Craig:

This meeting is being held to obtain input from our eight-member Working Group for the project. The group is composed of election lawyers, election officials, and a representative of an advocacy group, all of whom have an interest and some expertise in the identification and/or prosecution of voting fraud and voter intimidation. The group was chosen so that we would have an equal number of folks on each side of the political spectrum, plus some nonpartisan members.
After our consultants review the results of their preliminary research (interviews, literature review, case law), we will ask the Working Group to brainstorm possible next steps for EAC. Our consultants will write a report summarizing the proposals that come out of this meeting. The report will go to the Commissioners, who will decide what they want to do, funds available, and what priority to assign to the effort(s).

Your participation in this part of the process is extremely important, so I am very happy that you can find time for us that afternoon. I'll get an agenda and other information to you next week. --- Peggy

---

Okay, Peg - - I will mark off the entire afternoon and try to be there. What is the agenda? I was not aware that this was anything beyond having your contractors spend another session with me. Also, if they will be needing stats and stuff like that I need to know as I will bring my state-people with me.

---

Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy
Subject: Re: Voting Fraud - Voter Intimidation

Afternoon of May 18 -- 2:30 okay? How long will they need?
--------------------------
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 03 16:59:09 2006
Subject: Re: Voting Fraud - Voter Intimidation

I am looking at the afternoon of 5/18 for the meeting, due to scheduling conflicts of Working Group members. There remain two members from whom we have not yet received confirmations of their schedule (with some, it is like pulling teeth), but right now 5/18 still looks like the best day. We may have to hold the meeting over here to make it easier for Commissioners to drop in.
--- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/03/2006 12:53 PM
To
    psims@eac.gov
cc
Subject
       Re: Voting Fraud - Voter Intimidation

Okay -- you are on for May 18th! Can we do it over here at 10?
--------------------------
Sent from Dr. D's Fabulous BlackBerry Wireless Handheld
My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

Say "Hi" to Cameron for me. 

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/03/2006 11:56 AM
To
   psims@eac.gov
cc
Subject
   Re: Voting Fraud-Voter Intimidation

Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballot conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

---------------
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 03 11:39:50 2006
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
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

My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

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Election Research Specialist
U.S. Election Assistance Commission

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:27 PM -----
Margaret Sims/EAC/GOV
05/11/2006 02:08 PM
To Job Serebrov
cc
Subject Literature Summary

Tova just sent me the summary you prepared of The Federal Crime of Election Fraud by Craig Donsanto. There is something wrong in the fourth paragraph (odd characters and missing text). Can you please send a replacement fourth paragraph? You can send it in an email and I will place it in the document. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
Margaret Sims/EAC/GOV
05/10/2006 10:32 AM
To Devon Romig
cc
Subject Fw: Court Reporter for Working Group Meeting

Devon:
We have the OK from Tom to obtain a court reporter. Per his response (attached), please coordinate with Joyce. Also, I understand the reporter for the Asian Language Working Group arrived late. Please find out how we can ensure the one for our meeting arrives on time. Thanks! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/10/2006 10:31 AM -----
Thomas R. Wilkey/EAC/GOV
004448
Yes. please let Joyce know and she will get someone
Tom

Thomas R. Wilkey
Executive Director
US Election Assistance Commission
1225 New York Ave, NW - Suite 1100
Washington, DC 20005
(202) 566-3109 phone
TWilkey@eac.gov
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
05/10/2006 10:26 AM
To twilkey@eac.gov
cc DScott@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC
Subject Fw: Court Reporter for Working Group Meeting

Tom:
I understand that EAC hired a court reporter for the Asian Language Working Group meeting. I would like
to do the same for the May 18 Voting Fraud-Voter Intimidation Working Group meeting, but I did not
include funds in my budget for this service. Do we have funds that could be used for this purpose? (See
Devon’s cost estimate below.) --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/10/2006 10:18 AM ----- 
Devon E. Romig/EAC/GOV

05/10/2006 09:54 AM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Court reporter

Peggy,
I spoke to the people who usually handle the EAC court reporting. They charge $9.00 per page with an average of 40 pages per hour. This service would cost about $1800.00.

The turn around time for the transcript is 10 to 15 days. The transcripts comes in a bound paper copy and an electronic copy.

I can also check around for different prices.

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

Peggy,

I just spoke to Nathan Cane (Secretary Rokita's assistant). He did not have any new information but they are going to have a scheduling meeting tomorrow morning and he will ask specifically about the afternoon of May 18th. I also reminded him to find out any of the days that he was not available or any of the days that he had could attend the meeting in the morning or the afternoon.

Thanks,

Devon

Devon: I forgot to tell you that Thor Hearne's assistant is named Bethany. She can be reached at 314/613-2510.
--- Peggy

Devon E. Romig/EAC/GOV
Peggy,

I have called each of the participants. So far I have a definite confirmation from Kathy Rogers.

Here is the list of the out of town participants for the Voter Fraud/Voter Intimidation Project Working Group:

- Mark Hearne II - St. Louis, MO
- Todd Rokita - Indianapolis, IN
- Kathy Rogers - Atlanta, GA

Possible Participant:

Patrick Rogers - New Mexico

Thanks,

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----

"Tova Wang"

To: psims@eac.gov
cc: cims@eac.gov
Subject: RE: new working group representative

I'm up for a short meeting afterward and a teleconference on Monday. And maybe when all of this is over, you and I can have dinner! Have I told you that I am moving down to DC this summer?

I suspect you have put up with much more than I have and I really appreciate everything you have done.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 4:27 PM
To: wang@tcf.org
Subject: RE: new working group representative
Tova:

I understood Job to say that he could only find a hotel room with the right bed in Roanoke (hours away). He will drive in Thursday morning for the meeting and return to that hotel Thursday night. He won't drive back into DC for a Friday morning meeting.

We don't have to do dinner. I recognize that you have spent a lot of time and energy to make this project work, and I don't want to put you out. (You have done a lot under difficult circumstances.) Though we will be bushed, we may want to have a short meeting right after the Working Group disperses --- or we could do a teleconference the following Monday afternoon (before I head into three more days of meetings). --- Peggy

05/11/2006 04:54 PM
To psims@eac.gov, serebrov@sbcglobal.net
cc
Subject RE: new working group representative

It would not be my first preference to do this right after the meeting, and I sort of had tentative plans. They can be changed if necessary of course, but what happened to meeting on Friday morning?
-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 3:47 PM
To: serebrov@sbcglobal.net; wang@tcf.org
Subject: Re: new working group representative

Dinner sounds like a great idea. Do either of you have any dietary restrictions of preferences? (I seem to recall that Tova would prefer a place that has vegetarian options). I'll try to locate a nearby place that won't bust the budget. --- Peggy

05/11/2006 04:39 PM
To psims@eac.gov
cc
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05/11/2006 03:53 PM

> To
psims@eac.gov
cc

> Subject
Re: new working group representative

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"Job Serebrov" psims@eac.gov
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is Jon Greenbaum

Here's his info in full:

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> Click here to receive our
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> 
> 
> ----
> Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM ----
> 
> Devon E. Romig/EAC/GOV
> 05/09/2006 09:32 AM
> 
> To
> assistant@sos.in.gov,
> krogers@sos.state.ga.us
> cc Margaret Sims/EAC/GOV@EAC
> 
> Subject Voter Fraud/Voter Intimidation Working Group, May 18th,
> 2006
> 
> Dear Meeting Participants,
> 
> Thank you for confirming your participation in the upcoming Voter Fraud/Voter Intimidation Working Group Meeting in Washington, D.C.. This meeting will take place at our office from 1:00 PM to 5:30 PM on Thursday May 18th, 2006.
The Election Assistance Commission (EAC) will cover the cost of your flight, the cost of your hotel room and provide you with a daily per diem. The cost of the airfare and the hotel stay will be paid directly by the EAC, as long as you book your travel through Adventure Travel.

To coordinate your flight and hotel stay, please contact Marvin Brokaw of Adventure Travel at (205) 444-4800, ext. 3501. Please note that the eligible dates of the hotel accommodation include the evenings on May 17th and May 18th. Once you have contacted him and you have received the itinerary via e-mail you must forward me a copy immediately so that I can complete a travel authorization form.

I have included two attachments with this email; the first attachment is a letter that contains important information that you will need to know before calling the travel agent and the second attachment provides some general information that should help you get around the city during your trip.

In addition to your travel itinerary, I will also need the following information by the close of business this Friday May 12, 2006 in order to complete your travel authorization:

Full Name:
Title:
Entity for whom you work:
Address to Which the Reimbursement Check Will Be Mailed:
Work Telephone:
Fax Number:
Social Security #: (if uncomfortable e-mailing this, feel free to call me):

Feel free to contact me with any questions.

Sincerely,

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>
05/11/2006 01:30 PM

I have the feeling we didn't include these in the original batch I sent you. Could you double check and if not, would you please include them in the existing research materials? Sorry and thanks. I'm kind of doing all of this on my own in case you couldn't tell. List is coming...

Tova Andrea Wang
Given the information I have Peggy, that is not going to be financially possible. First, given Tova's info about the hotels, it is too much for me to front. Two to three days in DC would run around $1000 for the hotel alone. That does not count the two days on the road to get there and two days back. Second, if I can't charge the federal per mile allowance for the entire trip to DC and back and can only get the equivalent of plane fare, I will actually lose money.

I simply do not see how we can do this in person given the financial restrictions.

--- psims@eac.gov wrote:

> Job:
> 
> I don't think we can put you on teleconference for 41/2 hours. We really need to have you here in person if you are to help conduct the Working Group meeting. You should make your travel arrangements ASAP. --- Peggy
> 
> "Job Serebrov" 
> 05/08/2006 10:11 AM
> 
> To psims@eac.gov, wang@tcf.org
> cc
Subject
Re: Working Group

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> We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.
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Mileage for Personally Owned Vehicle = $.445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy
Let me check with Devon early tomorrow. If she did not hear from him this afternoon, I'll have her contact you. Perhaps you will have more success than we have.

Peggy

----- Original Message ----- 
From: "Tova Wang" 
Sent: 04/26/2006 05:46 PM 
To: Margaret Sims 
Subject: wg

Do you want me to call both Bob too? 

Tova Andrea Wang

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

Click here to receive our weekly e-mail updates.

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
That was not the only reason -- it was to have someone from the civil rights community. I hardly think you can have a discussion about voter intimidation and suppression without someone with that background at the table. I know you agree with this given what you've said to me in the past.

-----Original Message-----
From: Job Serebrov [mailto:]
Sent: Thursday, May 11, 2006 2:48 PM
To: Tova Wang; psims@eac.gov
Subject: RE: new working group representative

We don't know about Ginsburg but it was only stated, over my objection, that no current invitee was being disinvited. This does not apply to representatives of those people in my mind, especially when the main specific reason for inviting the person was her race.

--- Tova Wang wrote:
> He is representing Barbara Arnwine, and we have
> already established we are
> not disinviting anyone. We still don't know about
> Ginsburg yet anyway,
> right?
> > -----Original Message-----
> > From: Job Serebrov [mailto:]
> > Sent: Thursday, May 11, 2006 2:36 PM
> > To: Tova Wang; psims@eac.gov
> > Cc: serebrov@sbcglobal.net
> > Subject: Re: new working group representative
> >
> > I have an objection to Greenbaum. While I realize he
> > comes from an advocacy group, he is not a minority
> > attorney and we already have a rep who worked with
> > DOJ. If it is to be Greenbaum, I would rather not
> > fill
> > that position since I am one down.
> > --- Tova Wang wrote:
> > > is Jon Greenbaum
> > >
> > > Here's his info in full:
> > >
> > >
> > http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm
He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee. His contact and mailing info is:


<mailto:join-tcfmain@mailhost.groundspring.org> Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----

"Job Serebrov" To psims@eac.gov
05/09/2006 11:38 AM cc
Subject Re: Working Group-Perez

The code attachment did not work that is what I meant by it did not come through.
--- psims@eac.gov wrote:

> Did you look at the attached excerpts from Texas Code? --- Peggy

> "Job Serebrov" <05/09/2006 11:23 AM

> To
> psims@eac.gov
> cc
> wang@tcf.org
> Subject
> Re: Working Group-Perez

> We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

> --- psims@eac.gov wrote:

> As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election
Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State.

Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted at that organization's conferences. His peers in IACREOT and The Election Center have selected his submissions on web presentations (IACREOT) and his professional practices papers (Election Center) for awards.

Mr. Perez also has access to information from other States through his membership in IACREOT and The Election Center. He also has a sense of humor, which you will note if you access the staff web page on the Guadalupe County Elections web site and hear the Mission Impossible theme .. something that might be useful in the upcoming meeting.

Guadalupe County is small but growing. In 2004, the county had over 65
thousand registered voters (a number more than doubled the number of registered voters in 1988). A third of the county's population claims Hispanic or Latino origin, according to the U.S. Census Bureau. The county is in south central Texas and is bordered by Comal, Hays, Cladwell, Gonzales, Wilson, and Bexar counties. In the 1980s, the county was predominately a farming community; but in recent years, many people have moved from San Antonio (Bexar County) to Guadalupe County, preferring to live in Guadalupe County and work in Bexar County.

--- Peggy

"Job Serebrov" < 05/08/2006 11:30 PM

To psims@eac.gov

Subject Re: Working Group

Peggy:

What political party is Perez with? How political is he? Is the position in Texas neutral or political? Who appointed Perez?

As to Pat I will contact him but I can't promise anything. If Pat can't come, who is getting knocked off Tova's list?

Job
Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

Tova Andrea Wang

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 04:26 PM ---
Tova:

I understood Job to say that he could only find a hotel room with the right bed in Roanoke (hours away). He will drive in Thursday morning for the meeting and return to that hotel Thursday night. He won't drive back into DC for a Friday morning meeting.

We don't have to do dinner. I recognize that you have spent a lot of time and energy to make this project work, and I don't want to put you out. (You have done a lot under difficult circumstances.) Though we will be bushed, we may want to have a short meeting right after the Working Group disperses --- or we could do a teleconference the following Monday afternoon (before I head into three more days of meetings). --- Peggy

"Tova Wang"

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 3:47 PM
To: serebrov@sbcglobal.net; wang@tcf.org
Subject: Re: new working group representative

Dinner sounds like a great idea. Do either of you have any dietary restrictions of preferences? (I seem to recall that Tova would prefer a place that has vegetarian options). I'll try to locate a nearby place that won't bust the budget. --- Peggy

"Job Serebrov"

On another note entirely, since traffic will be bad
going to Roanoke, do you want to have a dinner meeting with Tova and me after the group meeting to discuss the final report? As long as we are out by 7 or so I am ok with it. Also, my wife would have to be there as she will be meeting me after the WG.

--- psims@eac.gov wrote:

> According to the Commissioners, you and Tova each got to pick three members of the Working Group. The Commission guidance regarding this particular member follows:

> 4 people from the Academic, Legal and Advocacy sectors - 2 to be chosen by Tova and 2 to be chosen by Job.

> This issue of allowing a designee relates to Tova's pick.

> As I understand it, we are working on a replacement for Norcross. If Ginsberg is not viable, how about Mark Braden, who includes public integrity in his areas of specialization. I would not try and stir up other members of the Working Group, if I were you.

> The effort is likely to come back and bite you.

>

> "Job Serebrov"
> 05/11/2006 03:53 PM

> To
> psims@eac.gov
> cc

> Subject
> Re: new working group representative

>

> I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.
--- psims@eac.gov wrote:

Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

---

"Job Serebrov"
05/11/2006 03:36 PM

To
"Tova Wang" psims@eac.gov
cc

Subject
Re: new working group representative

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

--- Tova Wang wrote:

is Jon Greenbaum

Here's his info in full:

http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

---

> > He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

> > His contact and mailing info is:
For purposes of travel arrangements, Job do you want to plan to meet the day before and/or the day after the meeting?

----- Original Message ----- 
From: psims@eac.gov 
To: [redacted] 
Cc: dromig@eac.gov  
Sent: Friday, May 05, 2006 2:32 PM  
Subject: Working Group  

Hi, Folks:
Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have placed 2 calls to Pat Rogers’ office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
Mileage for Personally Owned Vehicle = $.445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
Hi, Folks:

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Working Group Members
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- Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
- Mileage for Personally Owned Vehicle = $.445 per mile

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Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy
I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing
> her. He works for her
> organization and is of mixed race. --- Peggy
>
>
> "Job Serebrov" <serebrov@sbcglobal.net>
> 05/11/2006 03:36 PM
>
> To
> "Tova Wang" <psims@eac.gov>
> cc
>
> Subject
> Re: new working group representative
>
>
> I have an objection to Greenbaum. While I realize he
> comes from an advocacy group, he is not a minority
> attorney and we already have a rep who worked with
> DOJ. If it is to be Greenbaum, I would rather not
> fill
> that position since I am one down.
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> --- Tova Wang wrote:
>
> is Jon Greenbaum
>
> Here's his info in full:
>
>
> l
>
> He is the Director of the Voting Rights Project
> for
>
> He will be representing Barbara
> Arnwine, the Executive
> Director of the Lawyers Committee.
>
> His contact and mailing info is:
>
>
www.tcf.org, for the latest news,
analysis, opinions, and events.

mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our
weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----

"Tova Wang"
To psims@eac.gov, dromig@eac.gov
cc
Subject another one

Plus, I found a few typos on the nexis analysis. Sorry about this.

Tova Andrea Wang

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

Click here to receive our weekly e-mail updates.
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:
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 04:26 PM -----
Margaret Sims/EAC/GOV
05/04/2006 10:52 AM
To Joyce Wilson
cc
Subject Large Conference Room Needed

This is just to confirm my request to reserve the large conference room on Thursday, May 18, from Noon-6 PM. We will be using it for a meeting of the Voting Fraud/Voter Intimidation Working Group. Thanks! --- Peggy
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
Devon E. Romig/EAC/GOV
05/08/2006 02:56 PM
To
cc Margaret Sims/EAC/GOV@EAC
Subject Voter Fraud/Voter Intimidation Working Group, May 18th

Dear Meeting Participants,

Thank you for confirming your participation in the upcoming Voter Fraud/Voter Intimidation Working Group Meeting in Washington, D.C. This meeting will take place at our office from 1:00 PM to 5:30 PM on
Thursday May 18th, 2006.

The office of the Election Assistance Commission is located at:
1225 New York Avenue NW, Suite 1100
Washington, D.C. 20005

We will send more information about this meeting via Federal Express. If you would like this information to be sent to an address other than your office please reply with the preferred address.

Feel free to contact me with any questions.

Sincerely,

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 04:26 PM -----

"Tova Wang"

To psims@eac.gov
cc
Subject Material I may not have included

Peg,

Correct me if I'm wrong, but I think I omitted sending you these specific summaries that are based on complex cases that could not be adequately described within the confines of the nexis article excel spreadsheets. If we can, these should be included, probably on the disc. Sorry.

Tova Andrea Wang

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 04:26 PM ---

"Job Serebrov"

To psims@eac.gov
cc
Subject Re: Fwd: RE: Working Group meeting
I will hear from him tomorrow but that still does not solve all of my issues—see my longer e-mail.

--- psims@eac.gov wrote:

> I had a voice mail message from him on Monday. I called him back but had to leave a voice mail message (telephone tag). If you hear from him and he is willing and able to come, I need to know this. We need to have him call our travel service to make travel arrangements ASAP. Thanks. ---

> Peggy

> "Job Serebrov"  
> 05/09/2006 10:46 AM

> To
> psims@eac.gov
> cc

> Subject
> Fwd: RE: Working Group meeting

> FYI

> --- "Patrick J. Rogers" wrote:

> > Subject: RE: Working Group meeting
> > Date: Tue, 9 May 2006 07:42:44 -0600
> > From: "Patrick J. Rogers" <brtiro@budget.gov>
> > To: "Job Serebrov" <psims@eac.gov>
> >
> > Job---maybe. I will call you and/or Ms. Sims tomorrow. Depositions all day today. Thanks, Pat

> > What's the best number to call you tomorrow?

> >

> > Patrick J. Rogers
------Original Message------
From: Job Serebrov [mailto: ____________________________]

Sent: Monday, May 08, 2006 9:41 PM
To: Patrick J. Rogers
Subject: Working Group meeting

Pat:

The working group meeting for the voter fraud project is scheduled for May 18th in DC but David Norcross can't attend. Could you come? If so, we need to arrange travel and a hotel for you.

Regards,

Job

---------------------------------------------------
Modrall, Sperling, Roehl, Harris & Sisk, P.A.

> THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. If the reader of this message is not the intended recipient or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination or copying of this communication is strictly prohibited. If you have received this electronic transmission in error, please delete it from your system without copying it, and notify the sender by reply e-mail or by calling 505.848.1800, so that our address record can be corrected. Thank you.

Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM
Barbara says that you have been working it out with her assistant Valerie, that they have spoken to you several times.

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 02, 2006 8:46 AM
To: 
Cc: psims@eac.gov
Subject: Voting Fraud/Voter Intimidation Project Working Group

Dear Tova,

I am working with Peggy Sims in order to set a date for the Voting Fraud/Voter Intimidation Project Working Group. I have been trying to reach Barbara Arnwine in order to find out which days in May she is potentially available to attend this meeting but all of my attempts have been unsuccessful.

I would appreciate any help that you could provide in this matter.

Sincerely,

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----
Barry:

It appears that the afternoon of Thursday, May 18 is best for a meeting of the working group. I know you said you would not be available in the morning that day. If we started at 1 PM, would that be too soon for you?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

OK, thanks. I'll get back to you with more information. --- Peggy

that would be fine

----- Original Message ----- 
From: psims@eac.gov
To: 
Sent: Thursday, May 04, 2006 1:08 PM
Subject: Voting Fraud-Voter Intimidation

Barry:

It appears that the afternoon of Thursday, May 18 is best for a meeting of the working group. I know you said you would not be available in the morning that day. If we started at 1 PM, would that be too soon for you?
Sounds good to me. If not Ginsburg try Braden.

--- psims@eac.gov wrote:

> I will add "DRAFT" to the definition and, yes, the
> WG will have
> suggestions. I do plan to send packets to you and
> Tova containing the
> same materials being provided to the WG. I haven't
> sent anything yet
> because I was hoping to finalize the WG list for
> inclusion. (Still
> waiting for a response from Ginsberg.)
> >
> > Regarding Tova's response, we may want to have a
> > very short meeting after
> > the WG disperses, followed by a teleconference the
> > following Monday
> > afternoon. Tuesday is bad for me because I'll be
> > out of the office
> > attending a series of EAC meetings that begin that
> > day. --- Peggy
> > >
> > >
> > "Job Serebrov"
> > 05/12/2006 12:52 PM
> > >
> > To
> > psims@eac.gov, wang@tcf.org
> > cc
> > >
> > Subject
> > Re: Fraud Definition
This is ok, given the fact that the WG may have suggestions. Will you be sending us the same packets that you are sending the WG? Also, I figure with Tova's response we will need to have a teleconference on the report once I return to Little Rock. We will need to do it that following Monday or Tuesday.

--- psims@eac.gov wrote:

> 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 04:26 PM -----
Margaret Sims/EAC/GOV 05/12/2006 02:56 PM
To "Job Serebrov"
cc Subject Re: Fraud Definition

I am reluctant to invite Braden until after I have received a "No" from Ginsberg. --- Peg
Sounds good to me. If not Ginsburg try Braden.

--- psims@eac.gov wrote:

> I will add "DRAFT" to the definition and, yes, the
> WG will have
> suggestions. I do plan to send packets to you and
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> 05/12/2006 12:52 PM
> 
> To psims@eac.gov,
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I did not get any attachments.

psims@eac.gov wrote:

Did you look at the attached excerpts from Texas Code? --- Peggy

"Job Serebrov" 05/09/2006 11:35 AM
To psims@eac.gov
cc
Subject
Re: Working Group-Perez

We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

--- psims@eac.gov wrote:

As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud.
Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted at that organization's conferences. His peers in IACREOT and The Election Center have selected his submissions on web presentations (IACREOT) and his professional practices papers (Election Center) for awards. Mr. Perez also has access to information from other States through his membership in IACREOT and The Election Center. He also has a sense of humor, which you will note if you access the staff web page on the Guadalupe County Elections website and hear the Mission Impossible theme .. something that might be useful in the upcoming meeting.

Guadalupe County is small but growing. In 2004, the county had over 65 thousand registered voters (a number more than doubled the number of registered voters in 1988). A third of the county's population claims Hispanic or Latino origin, according to the U.S. Census Bureau. The county is in south central Texas and is bordered by Comal, Hays, Cladwell,
Gonzales, Wilson, and Bexar counties. In the 1980s, the county was predominately a farming community; but in recent years, many people have moved from San Antonio (Bexar County) to Guadalupe County, preferring to live in Guadalupe County and work in Bexar County.

--- Peggy

"Job Serebrov" <psims@eac.gov> 05/08/2006 11:30 PM

To psims@eac.gov
cc

Subject Re: Working Group

Peggy:

What political party is Perez with? How political is he? Is the position in Texas neutral or political? Who appointed Perez?

As to Pat I will contact him but I can't promise anything. If Pat can't come, who is getting knocked off Tova's list?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM ------
Subject Re: Good News

I will have a better idea about my uncle's condition today after surgery.

See:

--- psims@eac.gov wrote:

> Job:
> Secretary Rokita is available May 18. I'm going to
> talk with the Chairman
> today about substituting Rogers for Norcross. Do
> you have contact
> information for Rogers? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:26 PM -----

"Job Serebrov"

05/03/2006 01:46 PM
To psims@eac.gov
cc
Subject Re: Working Group Meeting

Monday afternoon I have a commission meeting.

--- psims@eac.gov wrote:

> Job and Tova:
> As of now, the afternoon of Thursday, May 18 appears
> to be the best
> possible date for the meeting. Norcross is not
> available to attend in
> person that day (he is available only 2 days during
> the first three weeks
> of May). We won't have confirmation of the
> availability of Secretary
> Rokita until tomorrow --- but I am hopeful.
> I'll give you an update tomorrow. Maybe we can
> schedule a teleconference
> on Monday afternoon. --- Peggy
I did send you the Brennan piece, but not the other one.

-----Original Message-----
From: Tova Wang
Sent: Thursday, May 11, 2006 12:31 PM
To: psims@eac.gov; dromig@eac.gov
Subject: research summaries

I have the feeling we didn't include these in the original batch I sent you. Could you double check and if not, would you please include them in the existing research materials? Sorry and thanks. I'm kind of doing all of this on my own in case you couldn't tell. List is coming...

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.

Devon:
Send an email to Perez to remind him to contact Adventure Travel ASAP. We don't have confirmation of Rogers participation yet, though we have had a number of voice mails flying back and forth, so we cannot yet notify him to make travel arrangements immediately. --- Peggy

Devon E. Romig/EAC/GOV
Hi Devon:
We have heard from Mark Hearne and Todd Rokita. They are both flying in and out on the 18th and will not need hotel rooms. We're kind of waiting to see if Perez and Rogers need rooms before booking any hotel. As soon as we get approval of Hearne and Rokita air schedules and get them booked, we'll forward their itineraries to you.

Kind Regards,

Marvin

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 09, 2006 8:31 AM
To: marvin.brokaw@adtrav.com
Cc: psims@eac.gov
Subject: May 18th Meeting at EAC

Hello Marvin,

I just wanted to follow up with the voicemail message that I left for you yesterday. We will be holding a meeting at our offices in Washington DC on May 18, 2006. I have informed the out of state attendees to contact you for their travel arrangements.

We have been authorized to pay for the attendees airfare and hotel arrangements. Please note that all of the participants are authorized for a two night hotel room stay, as long as the dates are May 17th and 18th.

I attached the list of the meeting participants that will be contacting you about their travel arrangements for the May 18th meeting in Washington DC.
Let me know if you have any questions for me or if you need any more information from me.

Thanks for your help!

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 04:25 PM -----

"Tova Wang"
05/02/2006 05:06 PM
To dromig@eac.gov
cc psims@eac.gov
Subject RE: Voting Fraud/Voter Intimidation Project Working Group

Can you please give me an idea where we are at with all this? I'd like to be able to figure out my schedule. Thanks -- and thanks for all your assistance on this. Tova

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 02, 2006 3:54 PM
To: wang@tcf.org
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

Yes, I have spoken to her assistant several times but today has been the first time that I have ever spoken to her assistant. We did get the information that we needed. Thanks for your help!

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, DC. 20005
(202)566-2377

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

Margaret Sims/EAC/GOV
05/02/2006 05:41 PM
To "Tova Wang" cc NAL
Subject RE: Voting Fraud/Voter Intimidation Project Working Group

I hope to have a better idea tomorrow, if Rokita's office responds. If not, we'd better have a teleconference to discuss our options. --- Peggy
Can you please give me an idea where we are at with all this? I'd like to be able to figure out my schedule. Thanks -- and thanks for all your assistance on this. Tova

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 02, 2006 3:54 PM
To: wang@tcf.org
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

Yes, I have spoken to her assistant several times but today has been the first time that I have ever spoken to her assistant. We did get the information that we needed. Thanks for your help!

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
As of now, the afternoon of Thursday, May 18 appears to be the best possible date for the meeting. Norcross is not available to attend in person that day (he is available only 2 days during the first three weeks of May). We won't have confirmation of the availability of Secretary Rokita until tomorrow --- but I am hopeful.

I'll give you an update tomorrow. Maybe we can schedule a teleconference on Monday afternoon. --- Peggy

------ Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ------

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov> To psims@eac.gov
cc "Mitchell, Cynthia" <Cynthia.Mitchell@usdoj.gov>
Subject RE: Voting Fraud-Voter Intimidation Working Group

Peg - -

I plan to be here tomorrow, although I may have to go to the main building during the day. If you are here and I am out, just leave the packet with the receptionist. Thank you.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 3:34 PM
To: Donsanto, Craig
Subject: RE: Voting Fraud-Voter Intimidation Working Group

Craig:

I would love to have an updated list for our research files. For purposes of getting this information out to our participants, I will note that the consultants' summary is based upon information provided as of January 2006. Thanks.

Do you expect to be at your office tomorrow afternoon? I can walk over with the information packet we will have put together for the Working Group. --- Peggy

*Donsanto, Craig* <Craig.Donsanto@usdoj.gov>

05/11/2006 02:55 PM To psims@eac.gov
cc
SubjectRE: Voting Fraud-Voter Intimidation Working Group
I have Cynthia Mitchell in here with me now.

She says that the figures you listed in your attachment are your analysis of our product, and that therefore we cannot re-evaluate them.

I do not see anything in these raw numbers that impacts adversely any privacy or privilege issues.

We can update the public list and send that to you, if you'd prefer. That would allow you to represent that the numbers are current up through now. But if you would prefer, you can use what you have as long as it is represented as complete only through January, 2006.

Let us know your desires - - -

--- Peg

From: psims@eac.gov
Sent: Thursday, May 11, 2006 2:35 PM
To: Donsanto, Craig
Subject: Voting Fraud-Voter Intimidation Working Group
Importance: High

Craig:

I think we have resolved the issue of Barbara Arnwine's absence from the upcoming meeting by having one of her staff represent her (and her organization). Please review the attached rough summary of DOJ Cases ASAP and let me know if I need to delete reference to the open investigations. Hopefully, we won't have to remove this information as it does not specify the defendants or States involved. --- Peg

Rough Summary of Department of Justice, Public Integrity Section Activities, October 2002-January 2006

Prosecutions and Convictions-- Individuals
Noncitizen voting: 20
Vote buying: 49
Double voting: 12
Registration fraud: 13
Civil Rights: 4
Voter Intimidation: 2
Unclear: 1
Open Investigations (note: a few cases overlap with prosecutions and convictions)
Noncitizen voting: 3
Vote buying: 25
Double voting: 15
Registration fraud: 29
Absentee ballot fraud: 9
Official: 8
Ineligibles: 4
Deceptive Practices: 1
Civil Rights: 14
Intimidation: 6
Other: 2

Cases and Investigations Closed for Lack of Evidence
Civil Rights: 8
Official: 12
Registration Fraud: 12
Absentee Ballot Fraud: 14
Ineligible Voting: 3
Intimidation: 8
Double Voting: 5
Ballot Box Stuffing: 1
Vote Buying: 14
Ballot/machine tampering: 2
Other: 8
Unclear: 3

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

"Tova Wang"
To psims@eac.gov
cc
Subject invoice

Hi Peg,

Can you please check this before I fax it? Thanks! And can we talk sometime today?

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 04:25 PM ---
Margaret Sims/EAC/GOV  
05/04/2006 02:23 PM  
To Jeannie Layson/EAC/GOV  
cc bwhitener@eac.gov  
Subject Fw: Voting Fraud-Voter Intimidation Working Group Meeting

Oops! I forgot to cc. you on this. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 05/04/2006 02:23 PM ---
Margaret Sims/EAC/GOV  
05/04/2006 02:07 PM  
To Paul DeGregorio, Ray Martinez, Donetta Davidson, Gracia Hillman  
twilkey@eac.gov, jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC, Amie J. Sherrill/EAC/GOV@EAC,  
cc Adam Ambrogi/EAC/GOV@EAC, Eileen L. Collier/EAC/GOV@EAC, Sheila A. Banks/EAC/GOV@EAC,  
bbenavides@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC  
Subject Voting Fraud-Voter Intimidation Working Group Meeting

Dear Commissioners:

This is to let you know that the Working Group for our Voting Fraud and Voter Intimidation preliminary research project is scheduled to meet in EAC’s large conference room the afternoon of Thursday, May 18. I will provide more information about this meeting to you later.

Peggy Sims  
Election Research Specialist  
--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ---

05/13/2006 10:54 AM  
To psims@eac.gov  
cc "Job Serebrov"  
Subject Fw: research summary

Existing_research_thoughts.doc  
Job found it. I'm assuming its too late to include so as I said I'll just present it if thats OK. Thanks again Job. T
---- Original Message ----
From: "Job Serebrov" <serebrov@sbcglobal.net>
To: <wang@tcf.org>
Sent: Saturday, May 13, 2006 10:12 AM
Subject: Re: research summary

> T-
>
> Are you talking about this?
>
> J-
>
> ---

>> In the middle of the night I got the feeling that
>> you may be right, that I did do a summary of the
>> existing literature review (that Job, you approved)
>> I'll have to look for it on Monday (unless I go
>> into the office over the weekend, which is
>> possible). I may be hallucinating, but if not, I'll
>> just present it at the meeting rather than try to
>> get it to them ahead of time. Tova

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ----

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>

To psims@eac.gov

cc

Subject RE: Voting Fraud-Voter Intimidation Working Group

Peggy --

I have Cynthia Mitchell in here with me now.

She says that the figures you listed in your attachment are your analysis of our product, and that
therefore we cannot re-evaluate them.

I do not see anything in these raw numbers that impacts adversely any privacy or privilege issues.

We can update the public list and send that to you, if you'd prefer. That would allow you to represent that
the numbers are current up through now. But if you would prefer, you can use what you have as long as it
is represented as complete only through January, 2006.

Let us know your desires --

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 2:35 PM
To: Donsanto, Craig
Subject: Voting Fraud-Voter Intimidation Working Group
Importance: High
Craig:

I think we have resolved the issue of Barbara Arnwine's absence from the upcoming meeting by having one of her staff represent her (and her organization). Please review the attached rough summary of DOJ Cases ASAP and let me know if I need to delete reference to the open investigations. Hopefully, we won't have to remove this information as it does not specify the defendants or States involved. --- Peg

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**Cases and Investigations Closed for Lack of Evidence**
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Ballot/machine tampering: 2
Other: 8
Unclear: 3

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

"Tova Wang"
05/11/2006 01:10 PM

To psims@eac.gov
cc
Subject new working group representative

is Jon Greenbaum

Here's his info in full:
http://www.tcf.org

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

Tova Andrea Wang

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 04:25 PM -----

Devon E. Romig/EAC/GOV
05/09/2006 09:31 AM

To marvin.brokaw@adtrav.com
cc Margaret Sims/EAC/GOV@EAC
Subject May 18th Meeting at EAC
Hello Marvin,

I just wanted to follow up with the voicemail message that I left for you yesterday. We will be holding a meeting at our offices in Washington DC on May 18, 2006. I have informed the out of state attendees to contact you for their travel arrangements.

We have been authorized to pay for the attendees airfare and hotel arrangements. Please note that all of the participants are authorized for a two night hotel room stay, as long as the dates are May 17th and 18th.

I attached the list of the meeting participants that will be contacting you about their travel arrangements for the May 18th meeting in Washington DC.
Let me know if you have any questions for me or if you need any more information from me.

Thanks for your help!

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

Out of State Participants VFVI Meeting.doc
--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ---
Margaret Sims/EAC/GOV
05/08/2006 01:05 PM
To "Job Serebrov" <@GSAEXTERNAL>
cc
Subject Re: Working Group

Job:

I don't think we can put you on teleconference for 4½ hours. We really need to have you here in person if you are to help conduct the Working Group meeting. You should make your travel arrangements ASAP.
--- Peggy

"Job Serebrov"
Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

--- psims@eac.gov wrote:

> Hi, Folks:
> > Teleconference
> > Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.
> > Working Group Members
> > We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.
> > Travel Arrangements
> > You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:
> > Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
> > Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
> > Mileage for Personally Owned Vehicle = $.445 per mile
Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwards, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy

Do you have any other suggestions?

--- psims@eac.gov wrote:

> One sources suggests the Georgetown Inn has vacancies and pillow top beds.
> Try 1-800-424-2979 or 202-353-8900.
The Latham is booked solid. I called. I am checking out some possibilities but this is not looking good.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
Margaret Sims/EAC/GOV
05/10/2006 11:45 AM
To "Job Serebrov"
cc
Subject Re: Update

Why is the hotel suggestion not workable? (I need to know as we continue our search.) -- Peg

"Job Serebrov" <serebrov@sbcglobal.net>

Peggy:
Pat just e-mailed me. He has something he can't move on the 18th. So I am now down one person and still no good hotel situation. Devon's suggestion is not workable.

Job
Here is the first batch of my archived email related to the vote fraud study.

Peg Sims

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
"Job Serebrov"
08/02/2006 07:12 PM
To psims@eac.gov
cc
Subject Project

Peg:
Where are we on things?
Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Margaret Sims/EAC/GOV
09/25/2006 03:39 PM
To Juliet E. Hodgkins/EAC/GOV
cc
Subject Fw: Definition of Voting Fraud and Voter Intimidation

I think this is the communication to which you referred this afternoon. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 09/25/2006 03:39 PM -----
Gavin S. Gilmour/EAC/GOV
11/30/2005 10:19 AM
To Margaret Sims/EAC/GOV@EAC
cc jthompson@eac.gov
Subject Re: Definition of Voting Fraud and Voter Intimidation

Peggy,
Per our discussion, I have some initial concerns regarding the definitions that have been proposed.
1. Fraud is a legal term of art. Fraud is an intentional act or omission (i.e. actual fraud or constructive
fraud) of misrepresentation or deceit. There is no such thing as defacto fraud or quasi fraud. Fraud must be intentional.... negligence alone is not fraud.

The general definition of voter fraud must concise and universally applicable (this in the challenging part). After this definition is created and intellectually tested, one can then create examples and explanations. These would 1) apply the definition to the entire election process (from beginning to end) and (2) apply it to action by voters, 3rd parties and election officials. Through this process a determination may be made regarding whether three definitions are needed or just one.

2. The document has no definition of voter intimidation. What is voter intimidation and how does it differ from voter fraud? I assume this would also be an intentional act.

3. Definitions need to be concise and tight. Such definitions need to be able to be broken down into elements. Each of these elements must have clear, applicable and enforceable meaning. This can be a challenge. For example use of the term "any illegal act" is unclear, begs the question and suggests that fraud only occurs in the course of committing a related crime.

These are just my initial thoughts.

GG
Gavin S. Gilmour
Associate General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
11/30/2005 09:28 AM
To jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC
cc
Subject Definition of Voting Fraud and Voter Intimidation

Attached discusses the definitions that Job and Tova would like to use. I have already taken issue with the exclusion of all voter registration shenanigans and the inclusion of administrative mistakes. Would be pleased to have your feedback and, if possible, your assistance for 15 minutes of a teleconference today (3:30 PM to 3:45 PM). --- Peggy

combined defining Fraud 11-13-05.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Hi Peg, Here is the list of literature reviewed in bibliographic form. Please let us know if you have been able to look over any of the materials. Starting this afternoon, I will be pretty unavailable for the next two weeks.

Thanks

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

Click here to receive our weekly e-mail updates.

I'm assuming we will get the extension for the revision period. Thanks.

----- Original Message -----  
From: <psims@eac.gov>  
To: [redacted]  
Sent: Friday, August 11, 2006 2:39 PM  
Subject: Re: direct deposit

Tova:

I show only 2 hours left on your contract as of 7/15/06 -- but here is the form you requested. --- Peggy

(See attached file: EFT Form.rtf)
Hey Peg,

Hope you are well. Whenever you have a chance, I need the form to change the direct deposit to my new bank account. Thanks so much.

Tova

PS -- Keep me posted on what's going on with the report

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

Margaret Sims/EAC/GOV

08/11/2006 02:39 PM

To: [redacted]

cc: SAAEXTERNAL

Subject: Re: direct deposit

Tova:

I show only 2 hours left on your contract as of 7/15/06 -- but here is the form you requested. --- Peggy

EFT Form.rtf

wang@tcf.org

--- Forwarded by [redacted] on 08/10/2006 08:34 PM ---

To: psims@eac.gov

cc: [redacted]

Subject: direct deposit
Hey Peg,

Hope you are well. Whenever you have a chance, I need the form to change the direct deposit to my new bank account. Thanks so much.

Tova

PS -- Keep me posted on what's going on with the report

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Juliet E. Thompson-Hodgkins/EAC/GOV
08/10/2006 04:24 PM
Subject John Tanner Comments

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
----- Forwarded by Juliet E. Thompson-Hodgkins/EAC/GOV on 08/10/2006 04:25 PM -----
"Cameron.Quinn@usdoj.gov"
08/10/2006 12:29 PM
Subject

Tova Wang.doc

Cameron P. Quinn
Counsel to the Assistant Attorney General
Civil Rights Division, US Dept. of Justice
Washington DC 20530
202-305-9750

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Subject: Brennan Center letter

Tom,

A draft letter is attached. I've incorporated comments from Gavin and Julie.

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100

www.eac.gov brennan center letter.doc
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Margaret Sims/EAC/GOV
10/10/2006 01:56 PM
To: Sheila A. Banks/EAC/GOV
cc
Subject: Fw: Letter from Barbara Arnwine

Any chance you could send a pdf version of the letter to me? --Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 10/10/2006 01:55 PM -----
Gracia Hillman/EAC/GOV
10/10/2006 12:12 PM
To: Margaret Sims/EAC/GOV@EAC
cc "Julie Thompson-Hodgkins" <jthompson@eac.gov>, "Tom Wilkey" <twilkey@eac.gov>, sbanks@eac.gov
Subject: Re: Letter from Barbara Arnwine

The letter was addressed to the commissioners. I will ask Sheila to give a copy to you.

Per our normal procedures, I would guess a reply should be drafted for the Chairman's signature (especially as he is the DFO for the Board of Advisors) but you should check that with Tom.

Thanks.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Margaret Sims/EAC/GOV
10/11/2006 01:45 PM
To: Jeannie Layson/EAC/GOV
cc twilkey@eac.gov, Juliet E. Hodgkins/EAC/GOV@EAC, bwhitener@eac.gov
Subject: Re: Voting Fraud-Voter Intimidation Report
I would hope that we can refer to it as a status report on the research project (prepared by EAC staff based upon information available at the time from our consultants, Tova and Job). Calling it a preliminary report has given rise to some confusion. That confusion has led to complaints from project working group members and requests from outsiders, who mistakenly think that EAC has released the document written by our consultant that fully reports on the preliminary research into voting fraud and voter intimidation and makes recommendations for future EAC action.—Peggy

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV To Margaret Sims/EAC/GOV@EAC
10/11/2006 12:33 PM cc
Subject Re: Voting Fraud-Voter Intimidation Report

Thanks for the update. Per legal, the preliminary report is absolutely public information which is why we had to give it to the reporter when he asked for it.

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

Margaret Sims/EAC/GOV To Tova Andrea Wang, Job Serebrov
10/13/2006 02:49 PM cc
Subject Don't Believe Everything You Read

Tova and Job:

I am home recuperating, but see that in my absence, a USA Today article has gotten everyone stirred up. The report to which the article refers is only the status report on the voting fraud-voter intimidation research project that was delivered to our Standards Board and Board of Advisors last spring. I provided a copy of this document to both of you, but have attached another copy for your information. This document is subject to public release because it was presented at a public meeting.

Due to internal resource allocation problems, your final report has not yet been reviewed by the Commissioners. It is considered a working document (not subject to public release) until it has completed the review process and the Commissioners have agreed to release it. There has been no attempt by the Commission to hold up the report. I bear responsibility for any delays in moving it along. Please be
reassured that we would not release your report without letting you know.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

VF-VI Study Status 5-17-06.pdf
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----

Jeannie Layson/EAC/GOV
10/13/2006 10:50 AM

To
cc
Subject Your inquiry

Mr. Levine,

Per your inquiry from yesterday, the status report on the EAC's voter fraud and intimidation research project is attached. It was prepared by EAC staff and presented to our Standards Board and Board of Advisors at a meeting that was open to the public in May of this year. EAC staff is currently working on a final report.

Please let me know if I can be of further assistance, and I'd be glad to add you to our distribution list so you'll get updates on this and other EAC projects.

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100

www.eac.gov VF-VI Study Status 5-17-06.pdf
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----

Paul DeGregorio/EAC/GOV
10/11/2006 10:20 AM

To Jeannie Layson/EAC/GOV@EAC
cc Arnie J. Sherrill/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC
Subject Re: Interview Request
Find a time that works. There's a story in today's St Louis PD that points to over 1000 suspect voter registrations.

Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: Jeannie Layson  
Sent: 10/11/2006 10:15 AM  
To: Paul DeGregorio  
Cc: Amie Sherrill; Margaret Sims  
Subject: Interview Request

Mr. Chairman,

Will Lester of the Associated Press wants to interview you briefly via phone about the preliminary fraud report. I recommend you accomodate him, as he has dutifully covered EAC, and plans to include us in a story next week about the election landscape. He has requested a copy of the preliminary report, which I am sending to him. He only needs a few minutes, and as we discussed, i think the message is that these are preliminary findings that we presented to our advisory boards to get their input. When the final report is complete, we will release it. You can also use some of the talking pts from your speech, such as the challenge related to the very definition of the term "fraud," as people define it differently. How about I set it up for noon?

The only question he asked that I don't know the answer to is when we expect the final report. Peg... please weigh in on this.

Jeannie Layson  
U.S. Election Assistance Commission  
1225 New York Ave., NW  
Suite 1100  
Washington, DC 20005  
Phone: 202-566-3100  
www.eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----

Bryan Whitener/EAC/GOV  
10/11/2006 11:34 AM

To Thomas R. Wilkey/EAC/GOV@EAC  
cc Jeannie Layson/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC, Karen Lynn-Dyson/EAC/GOV@EAC, Juliet E. Hodgkins/EAC/GOV@EAC

Subject: Fw: request for reports - Wendy Weiser, Brennan Center

Tom,

Do we have a policy on distributing the items she is requesting?

----- Forwarded by Bryan Whitener/EAC/GOV on 10/11/2006 11:33 AM -----

"Wendy Weiser"
Mr. Whitener,

I write to request a copy of the following two reports submitted to the Election Assistance Commission:

(1) a report on voter fraud and voter intimidation, outlining a future research agenda, prepared by Tova Wang and Job Serebrov, and discussed in this morning's USA TODAY;

(2) a report on provisional ballots and voter ID, prepared by the Moritz School of Law at Ohio State University in collaboration with others.

It is my understanding that these reports were commissioned by and submitted to the EAC several months ago. It is in the public interest to release these reports since they will advance the public discussion and understanding of important election administration issues.

Thank you very much for your attention to this request. Please let me know when I can expect to receive a copy of these reports. If this request is denied, please provide an explanation as to why.

Sincerely,

Wendy R. Weiser
Deputy Director, Democracy Program
Brennan Center for Justice at NYU School of Law
161 Avenue of the Americas, 12th Floor
New York, NY 10013
(212) 998-6130 (direct)
(212) 995-4550 (fax)
Just a note to clarify that we are not releasing the preliminary report on voting fraud and voter intimidation (Tova & Job's report) because the draft report is going through EAC review. The only document we can offer at this time is the status report on the research project, which was delivered to our boards and which apparently is considered public information. The status report does not address any recommendations for future EAC action.

I am using some of my work at home time on the draft report. Hopefully, I can meet with Julie and Tamar next week. After that, we will have a better idea of when it will be ready for a Commissioner briefing. --- Peggy

Find a time that works. There's a story in today's St Louis PD that points to over 1000 suspect voter registrations.

Mr. Chairman,
Will Lester of the Associated Press wants to interview you briefly via phone about the preliminary fraud report. I recommend you accommodate him, as he has dutifully covered EAC, and plans to include us in a story next week about the election landscape. He has requested a copy of the preliminary report, which I
am sending to him. He only needs a few minutes, and as we discussed, I think the message is that these
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please weigh in on this.

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Margaret Sims/EAC/GOV
10/11/2006 01:57 PM
To Jeannie Layson/EAC/GOV
cc twilkey@eac.gov, Juliet E. Hodgkins/EAC/GOV@EAC,
bwhitener@eac.gov
Subject Re: Voting Fraud-Voter Intimidation Report

The working group met prior to the meeting of the EAC boards, but too late for its deliberations to be
summarized in the written status report on the project that was delivered to the boards. The status report
notes that a meeting of the working group was about to be held to review the research so far and make
recommendations. ---- Peggy

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV
10/11/2006 01:03 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Voting Fraud-Voter Intimidation Report

Has the working group met since the preliminary report was given to the Standards Bd?
-----------------------------------------------------
Sent from my BlackBerry Wireless Handheld
Margaret Sims
----- Original Message -----
Just a note to clarify that we are not releasing the preliminary report on voting fraud and voter intimidation (Tova & Job's report) because the draft report is going through EAC review. The only document we can offer at this time is the status report on the research project, which was delivered to our boards and which apparently is considered public information. The status report does not address any recommendations for future EAC action.

I am using some of my work at home time on the draft report. Hopefully, I can meet with Julie and Tamar next week. After that, we will have a better idea of when it will be ready for a Commissioner briefing. --- Peggy

Find a time that works. There's a story in today's St Louis PD that points to over 1000 suspect voter registrations.

Sent from my BlackBerry Wireless Handheld

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From: Jeannie Layson
Sent: 10/11/2006 10:15 AM
To: Paul DeGregorio
Cc: Amie Sherrill; Margaret Sims
Subject: Interview Request

Mr. Chairman,
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Jeannie Layson  
U.S. Election Assistance Commission  
1225 New York Ave., NW  
Suite 1100  
Washington, DC 20005  
Phone: 202-566-3100  
www.eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----  
Paul DeGregorio/EAC/GOV  
09/28/2006 11:27 PM  
To Margaret Sims/EAC/GOV  
cc  
Subject Speech

Peg,

I thought I would share with you the speech I am going to given on Fraud and Intimidation in Salt Lake City at noon on Friday. If you have time, please read it over and let me know if you see anything I shouldn't say. Thanks.

Speech on Fraud intimidation Sept 29 06 Salt Lake Clty.doc

Paul DeGregorio  
Chairman  
US Election Assistance Commission  
1225 New York Ave, NW  
Suite 1100  
Washington, DC 20005  
1-866-747-1471 toll-free  
202-566-3100  
202-566-3127 (FAX)  
pdeggregorio@eac.gov  
www.eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----  
Thomas R. Wilkey/EAC/GOV  
10/11/2006 11:42 AM  
To Bryan Whitener/EAC/GOV@EAC  
cc Jeannie Layson/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC, Karen Lynn-Dyson/EAC/GOV@EAC, Juliet E. Hodgkins/EAC/GOV@EAC  
Subject Re: request for reports - Wendy Weiser, Brennan Center

004519
Both of these reports are draft reports to the EAC and are currently being reviewed by staff. While we have released some of the data tables that Eagleton neither of these reports can be released.

Sent from my BlackBerry Wireless Handheld
Bryan Whitener
----- Original Message -----

From: Bryan Whitener
Sent: 10/11/2006 11:34 AM
To: Thomas Wilkey
Cc: Jeannie Layson; Margaret Sims; Karen Lynn-Dyson; Juliet Hodgkins
Subject: Fw: request for reports - Wendy Weiser, Brennan Center

Tom,

Do we have a policy on distributing the items she is requesting?

----- Forwarded by Bryan Whitener/EAC/GOV on 10/11/2006 11:33 AM -----

"Wendy Weiser"

To bwhitener@eac.gov

10/11/2006 10:57 AM

Subject request for reports

Mr. Whitener,

I write to request a copy of the following two reports submitted to the Election Assistance Commission:

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(2) a report on provisional ballots and voter ID, prepared by the Moritz School of Law at Ohio State University in collaboration with others.

It is my understanding that these reports were commissioned by and submitted to the EAC several months ago. It is in the public interest to release these reports since they will advance the public discussion and understanding of important election administration issues.

Thank you very much for your attention to this request. Please let me know when I can expect to receive a copy of these reports. If this request is denied, please provide an explanation as to why.

Sincerely,
Thanks but Wendy Weiser seems to be under the assumption that we provided all of this material to USA Today. As agreed to by the commissioners, counsel and staff, we only provided USA Today with the public documents that were presented to the advisory boards at the May meetings. Should we not clarify this to Wendy and provide her or anyone else with the same. I also just received the same request from election officials in Cook County, IL and King County, WA. Reporters are pestering them for information based on the USA Today article so election officials now want it from EAC. Looks like this is only the start so we need to get ahead of the curve.

Both of these reports are draft reports to the EAC and are currently being reviewed by staff. While we have released some of the data tables that Eagleton neither of these reports can be released.

Sent from my BlackBerry Wireless Handheld

----- Original Message -----
To: Thomas Wilkey
Cc: Jeannie Layson; Margaret Sims; Karen Lynn-Dyson; Juliet Hodgkins
Subject: Fw: request for reports - Wendy Weiser, Brennan Center

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----- Forwarded by Bryan Whitener/EAC/GOV on 10/11/2006 11:33 AM -----

"Wendy Weiser"
10/11/2006 10:57 AM
To bwhitener@eac.gov
cc
Subject request for reports

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Sincerely,

Wendy R. Weiser
Deputy Director, Democracy Program
Brennan Center for Justice at NYU School of Law
161 Avenue of the Americas, 12th Floor
New York, NY 10013
(212) 998-6130 (direct)
(212) 995-4550 (fax)
We don't have a summary in numbers. We just have a summary of cases, some of which do not appear to reach the level of election fraud, and the charts of newspaper articles, some of which only contain allegations and some of which report convictions. These charts were on the CD I sent you before the Working Group meeting. Unfortunately, we have a long way to go before we have what I would classify as statistics.

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
e-mail: psims@eac.gov

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

No reliable, comprehensive data --- just the preliminary research results from case law, literature review, and interviews. --- Peggy
Does EAC have access to stats on -- State and local level prosecutions dealing with electoral fraud?

This message was brought to you by Dr. D's fabulous Blackberry!

The answer is tricky. The working group met after the written report was submitted for the board meetings, but before the status report was formally presented (orally) at the board meetings. --- Peggy

So the answer is yes, they did meet after the status report was presented?
The status report was written on May 17, 2006 (the last day it could be submitted for the upcoming board meetings). The first and only meeting of the working group was May 18, 2006. --- Peggy

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV

Yes, that is what prompted my question. So the answer is no -- they have not met since May 17?

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Thomas R. Wilkey/EAC/GOV
10/13/2006 01:33 PM

Peggy,
Could you give Jeannie a call she needs some help fashioning a statement regarding the USA Today article since Tova and Job are hoping mad
Thanks
--------------
Sent from my BlackBerry Wireless Handheld
FYI.

Peggy,

As noted in our recent status report, 75 percent of contract funding has been reached. The attached is submitted in accordance with the contract requirements.

If you have any questions please contact me.

Regards,
Jim

James Carrera / KPMG LLP / icarrera@kpmg.com / 703 286-8106 (office) / 202 390-2781 (cell) / 703 995-0325 (fax) /
Lynn-Dyson/EAC/GOV@EAC
Subject Status Report on Voting Fraud-Voter Intimidation Study

Bryan:

An electronic copy of the status report is attached, as requested for the USA Today inquiry. The status report includes the attachment listing the Working Group members. I suggest that you check to ensure that I have protected the copy against any manipulation, and protect it yourself if I have not, before sending it out to anyone. --- Peggy

EAC Boards VF-V Status Report.doc
---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ----

Jeannie Layson/EAC/GOV
10/12/2006 04:20 PM

To Thomas R. Wilkey/EAC/GOV@EAC
cc ggilmour@eac.gov, jthompson@eac.gov, klynndyson@eac.gov, psims@eac.gov
Subject Re: Brennan Center letter

Who is signing the letter?

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov
---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ----

Thomas R. Wilkey/EAC/GOV
10/12/2006 04:27 PM

To Jeannie Layson/EAC/GOV@EAC
cc ggilmour@eac.gov, jthompson@eac.gov, klynndyson@eac.gov, psims@eac.gov
Subject Re: Brennan Center letter

I will IF they sign off on it
Who is signing the letter?

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov

See questions below. I can answer the first two, but see if this language is acceptable for questions 3 and 4.

Can I get full report submitted by Tova Wang? If not, why not? EAC staff is currently reviewing the data, and we have not compiled a final report. I will make sure you receive the final report when it is issued.

This answer will probably not make him happy, but it's the best I can come up with. Suggestions?
deadlines today or tomorrow

What exactly is the document USA Today refers to?  
Is it a report or just a staff document?  
Can I get full report submitted by Tova Wang?  
If not, why not?  

FYI  
Google search shows this on the DLC website  
http://www.dlc.org/ndol_ci.cfm?kaid=139&subid=275&contentid=253439

Art Levine  
Senior Fellow  
Progressive Policy Institute  
3003 Van Ness St. NW, Apt. W-516  
Washington, D.C. 20008

Also,

Salon's shameful six

There was Florida in 2000 and Ohio in 2004. Here are the six states where vote suppression could cost voters their voice -- and Democrats the election -- in 2006.

Salon News  
By Art Levine

Eva Steele has a son in the military who is supposed to be fighting for freedom in Iraq, but sitting in a wheelchair in her room in a Mesa, Ariz., assisted-living facility, she wonders why it's so hard for her to realize a basic freedom back here in America: the right to vote.
Arriving in Arizona in January from Kansas City, weakened by four heart attacks and degenerative disk disease, Steele, 57, discovered that without a birth certificate she can't register to vote. Under a draconian new Arizona law that supposedly targets illegal immigrants, she needs proof of citizenship and a state-issued driver's license or photo I.D. to register. But her van and purse were stolen in the first few weeks after she moved to Mesa, and with her disability checks going to rent and medicine, she can't afford the $15 needed to get her birth certificate from Missouri. Her wheelchair makes it hard for her to navigate the bus routes or the bureaucratic maze required to argue with state bureaucrats. She's unable to overcome the hurdles thrown in her way -- and in the way of as many as 500,000 other Arizona residents -- by the state's Republican politicians.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

Jeannie Layson/EAC/GOV
To Thomas.Hicks@mail.house.gov
cc
Subject Research update

Tom,
Per our conversation, attached is the update the Standards Bd. and Bd. of Adv. received at their May meeting. That's all it was -- a status report. And we clearly stated in our Fed. Register notice that we would deliver an update on our research projects. And this meeting was open to the public.

Take care, and let's get together soon. Let me know if you need anything else.

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100

www.eac.gov VF:VI Study Status 5-17-06.pdf
--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM ---

Jeannie Layson/EAC/GOV
To ghillman@eac.gov, pdegregorio@eac.gov, ddaidson@eac.gov
cctwilkey@eac.gov, jthompson@eac.gov, ggilmour@eac.gov, psims@eac.gov, klynndyson@eac.gov, bwhitener@eac.gov
Subject FOR YOUR APPROVAL

Commissioners,
Wendy Weiser of the Brennan Center has requested some of the information that was distributed to the Bd. of Adv. and the Standards Bd. at the May meeting. Her request is below. Attached is a draft letter that I
suggest accompany the information we provide. Also enclosed would be the resolutions passed by both entities. Please let me know if the letter meets your approval. (The letter would be from Tom.)

I write to request a copy of the following two reports submitted to the Election Assistance Commission:

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(2) a report on provisional ballots and voter ID, prepared by the Moritz School of Law at Ohio State University in collaboration with others.

It is my understanding that these reports were commissioned by and submitted to the EAC several months ago. It is in the public interest to release these reports since they will advance the public discussion and understanding of important election administration issues.

Thank you very much for your attention to this request. Please let me know when I can expect to receive a copy of these reports. If this request is denied, please provide an explanation as to why.

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100

www.eac.gov  brennan center letter.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>  To "Campbell, Benton" <Benton.Campbell@usdoj.gov>,
"Simmons, Nancy" <Nancy.Simmons@usdoj.gov>
cc psims@eac.gov
Subject FW: Does EAC have access to stats on --

Ben - -

This forwards a short e-mail chain between me and Peg Sims at the EAC. Peg is an institution where this sort of thing is concerned and if there were national stats available she would be the first place I would go - - which come to think of it is why I did!

Her remarks bring-up another issue: apples and oranges.

There are a lot of categories of crime that could arguably fit under the umbrella of "election crime" but which would not be the sort of thing we would find useful for present purposes. Examples would be theft of election materials unrelated to an intent to corrupt the election, campaigning or assaults in or near polls, "campaign slander" (i.e., lying about one's opponent) which is not a federal crime but is potentially a crime in 20 or so states, corruption in the procurement of election equipment (i.e., Louisiana had a recent high
profile case against its secretary of state who took bribes from voting equipment vendors in exchange for buying their machines). This stuff is criminal, but it does not involve corruption of the electoral process itself.

Also, some local prosecutors who do enforce the laws dealing with particularly vote buying - - for various reasons - - chose to prosecute the voters for selling their votes rather than the corrupt political operatives who buy the votes. Many times this is simply because slamming the voter rather than the corrupt pols is easier, quicker and does not entangle the prosecutor in the caldron of local politics. In other instances it is more sinister: I am aware of several instances where local prosecutors tried to charge voters whose names surfaced as people whose votes locally prominent pols had been bought in order to silence them in the federal case. Federally, we usually treat the voters as victims and go after those who tried to purchase their birthright. In one case in Western North Carolina, the target of our case was a local DA. When our indictment against him was returned it named the voters whose votes he was being charged with having bought (we try to avoid this now!). His first act of defense was to charge all these voters with selling their votes under N.C. law. We had to intercede for him - - through the U.S. Attorney at that time - - with the N.C. Governor to pardon these voters so that they could testify concerning the material facts without incriminating themselves.

My point here is this:

Even if we can get some State stats, since the State concept of "election crime" and ours is usually different, and since state prosecutors often approach this type of case from an entirely different perspective than we do at the federal level, State stats will likely have minimal value to substantiating the thesis we are trying to advance: that local law enforcement in the election crime area is not adequate.

----- Message from psims@eac.gov on Tue, 22 Aug 2006 14:09:06 -0400 ----- 

To: "Donsanto, Craig" <Craig.Donsanto@crm.usdoj.gov>

Subject: RE: Does EAC have access to stats on --

We don't have a summary in numbers. We just have a summary of cases, some of which do not appear to reach the level of election fraud, and the charts of newspaper articles, some of which only contain allegations and some of which report convictions. These charts were on the CD I sent you before the Working Group meeting. Unfortunately, we have a long way to go before we have what I would classify as statistics.

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

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

08/22/2006 01:54 PM 

To psims@eac.gov

cc

Subject RE: Does EAC have access to stats on --

004532
Peggy - - I can take whatever you got!!! What does the data you got show?

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, August 22, 2006 1:53 PM
To: Donsanto, Craig
Subject: Re: Does EAC have access to stats on --

No reliable, comprehensive data --- just the preliminary research results from case law, literature review, and interviews. --- Peggy

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>

08/22/2006 12:50 PM

--- State and local level prosecutions dealing with electoral fraud?

This message was brought to you by Dr. D's fabulous Blackberry!

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Thanks Adam. As the current project moves forward and then proceeds to phase 2, this will be a great resource I'm sure. Tova

Tova Andrea Wang, Democracy Fellow
The Century Foundation
1333 H Street, NW, Washington, D.C. 20005

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

From: Ambrogi, Adam (Rules) [mailto:Adam_Ambrogi@rules.senate.gov]
Sent: Monday, October 02, 2006 11:39 AM
To: psims@eac.gov; wang@tcf.org
Subject: Chapin Survey

Peggy and Tova:

I know that we had been looking for a state survey of election fraud and intimidation statutes—as you may have seen, doug chapin recently released a report on this info-attached here. I hope all is well with the both of you.

Best regards,
Adam

Adam D. Ambrogi
Democratic Professional Staff Member
Senate Committee on Rules and Administration
Russell Senate Office Building, Room 479
Washington, D.C. 20510
202-224-0279

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Margaret Sims/EAC/GOV
10/13/2006 04:40 PM
To Jeannie Layson/EAC/GOV
cc twilkey@eac.gov
Subject Fw: Don't Believe Everything You Read

Jeannie:

Attached is the email I sent to Tova and Job, and Job's response. (I have not yet heard back from Tova.)
Peg:

We saw both the USA Today article and a similar thing was reported on Rush Limbaugh's show naming both of us. I had a talk this morning with folks at the EAC. I told them at this point there needs to be a press release sent out by the Chairman saying just what you stated. This is the only way to rehabilitate the work we did, the Chairman's credibility, and our reputations. I also fear that if this is not done the EAC will begin to receive calls from Congressman and Senators regarding the "report" and its effect on voter ID requirements.

Peg, up to now Tova and I have refused to speak with the press at all out of respect for the EAC and its mission. We both stand by our work and its conclusions. We both also feel that if a statement (as well phrased as you did in this e-mail clarifying the issue) is not forthcoming from the Chairman then I will have to correct this error with the Press. I explained this in my conversation this morning with the EAC.

Tova and I worked hard to produce a correct, accurate and truthful report. I could care less that the results are not what the more conservative members of my Party wanted. Neither one of us was willing to conform results for political expediency. I think it's important for me to note that I was very impressed with Tova's members of the Working Group and I can't say enough about Tova's partnership effort in this endeavor. While neither one of us really care about outside opinions, we do care that the Chairman was quoted or misquoted in a way that would disparage our year-long effort and all of the tax payer money that went into it. For this reason, we believe that a press release clarifying the situation is necessary from either the Chairman or from me.

Regards,

Job

psims@eac.gov wrote:

Tova and Job:

I am home recuperating, but see that in my absence, a USA Today article has gotten everyone stirred up. The report to which the article refers is only the status report on the voting fraud-voter intimidation research project that was delivered to our Standards Board and Board of Advisors last spring. I provided a copy of this document to both of you. but have attached another copy for your information. This
Due to internal resource allocation problems, your final report has not yet been reviewed by the Commissioners. It is considered a working document (not subject to public release) until it has completed the review process and the Commissioners have agreed to release it. There has been no attempt by the Commission to hold up the report. I bear responsibility for any delays in moving it along. Please be reassured that we would not release your report without letting you know.

Peggy Sims  
Election Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave, NW - Ste 1100  
Washington, DC 20005  
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)  
Fax: 202-566-3127  
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----

Jeannie Layson/EAC/GOV  
10/13/2006 04:11 AM  
To: psims@eac.gov  
cc:  
Subject: job and tova

Please forward me the email you sent Tova and Job, as he is calling me and I want to make sure I understand what is being communicated to them. Thank you.

Jeannie Layson  
U.S. Election Assistance Commission  
1225 New York Ave., NW  
Suite 1100  
Washington, DC 20005  
Phone: 202-566-3100  
www.eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----

Jeannie Layson/EAC/GOV  
10/11/2006 08:22 AM  
To: pdegregorio@eac.gov, ghilman@eac.gov, ddavidson@eac.gov, twilkey@eac.gov, jthompson@eac.gov, psims@eac.gov, bwhitener@eac.gov  
cc:  
Subject: USA Today

See story below that ran in today's USA Today. This reporter requested the info a few weeks ago, and we had to release it b/c it was distributed at a Standards Bd. meeting, which is considered a public venue.
Report refutes fraud at poll sites

Updated 10/11/2006 8:05 AM ET
By Richard Wolf, USA TODAY
WASHINGTON — At a time when many states are instituting new requirements for voter registration and identification, a preliminary report to the U.S. Election Assistance Commission has found little evidence of the type of polling-place fraud those measures seek to stop. USA TODAY obtained the report from the commission four months after it was delivered by two consultants hired to write it. The commission has not distributed it publicly.

NEW LAWS: Thousands of voters shut out
At least 11 states have approved new rules for independent voter-registration drives or requirements that voters produce specific forms of photo ID at polling places. Several of those laws have been blocked in court, most recently in Arizona last week. The House of Representatives last month approved a photo-ID law, now pending in the Senate.

The bipartisan report by two consultants to the election commission casts doubt on the problem those laws are intended to address. "There is widespread but not unanimous agreement that there is little polling-place fraud, or at least much less than is claimed, including voter impersonation, 'dead' voters, non-citizen voting and felon voters," the report says.

The report, prepared by Tova Wang, an elections expert at the Century Foundation think tank, and Job Serebrov, an Arkansas attorney, says most fraud occurs in the absentee ballot process, such as through coercion or forgery. Wang declined to comment on the report, and Serebrov could not be reached for comment.

Others who reviewed the report for the election commission differ on its findings. Jon Greenbaum of the liberal Lawyers' Committee for Civil Rights Under Law says it was convincing. The committee wrote to the commission Friday seeking its release.

Conservatives dispute the research and conclusions. Thor Hearne, counsel to the American Center for Voting Rights, notes that the Justice Department has sued Missouri for having ineligible voters registered, while dead people have turned up on the registration rolls in Michigan. "It is just wrong to say that this isn't a problem," he says.

That's one reason the commission decided not to officially release the report. "There was a division of opinion here," Chairman Paul DeGregorio says. "We've seen places where fraud does occur."

The consultants found little evidence of that. Barry Weinberg, former deputy chief of the voting section in the Justice Department's civil rights division, reviewed their work. "Fraud at the polling place is generally difficult to pull off," he says. "It takes a lot of planning and a lot of coordination."

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
The proposed response sounds okay but the story is out. Other media may want the information. That the material given USA Today wasn't identified as draft or preliminary findings is now our problem.

I hope we are working post haste to have the report ready to release less we be seen as trying to bury this. It seems to me that other articles will be written, if not from the document that we sent to USA Today, then certainly from the USA Today article as the source document.

My initial reaction is that both reports are currently under review by EAC staff. I will entertain other thoughts but that is pretty much the what is the situation right now. Both research projects were designed to give the EAC issues and recommendations in both of these areas and are currently being reviewed. As a matter of fact the report from our consultants on Voter fraud and Intimation has not been forwarded by staff to the Commissioners but Peg will need to weigh in on that.

Sent from my BlackBerry Wireless Handheld

Bryan Whitener

----- Original Message -----
Richard Wolf of USA Today called and asked for the following. Jeannie and I ask that you consider this carefully and let us know ASAP what to provide.

(1) The status report on voter fraud and consultant update that was presented to the advisory boards in May, 2006.

(2) The status of the required guidance document on provisional voting and voter ID that is referenced in the following passage in today's Electionline Weekly by Doug Chapin.

In addition to the EAC's considerable election management responsibilities (especially in the area of voting equipment certification and testing), the agency has key policy issues to resolve in the immediate to near-term future, including a required guidance document on provisional voting and voter ID (now nearly two years overdue) and continued regulatory oversight over state implementation of "motor voter". This latter issue will almost certainly involve questions about the intersection of state and federal laws on voter registration - questions which divided the Commission when applied to Arizona, and could divide it again as Republicans and Democrats continue their traditional struggle to balance access to the franchise with concerns about the potential for fraud at the polls.

Thanks,
Bryan

I like this..it needs to go to the 3 C's for review and approval.
We also need to be prepared as to what happens when they receive it.
Thanks for your help.
Tom
To twilkey@eac.gov
cc jthompson@eac.gov, ggilmour@eac.gov, klynndyson@eac.gov, psims@eac.gov
Subject Brennan Center letter

Tom,

A draft letter is attached. I’ve incorporated comments from Gavin and Julie.

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100

www.eac.gov brennan center letter.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----

Margaret Sims/EAC/GOV
09/25/2006 12:36 PM 	 To Juliet E. Hodgkins/EAC/GOV@EAC, twilkey@eac.gov
cc Karen Lynn-Dyson/EAC/GOV@EAC
Subject Preparation for Vote Fraud Conference in Utah

Matt (and Amy) are working on a speech for the Chairman to deliver at the Vote Fraud conference in Utah at the end of the week. Matt has asked for the consultants' definition of vote fraud/voter intimidation and the draft recommendations. As neither have been through full Commission review, I would like to speak with one or both of you before I drop this information in any one Commissioner's lap. Matt is looking for this information today. FYI, attached are copies of the consultants' definition and the draft recommendations from the consultants and others from the working group. Also attached is a summary of concerns expressed by the working group. --- Peggy

Fraud Project Definition-rev 6-27.doc RECOMMENDATIONS - final2.doc Working Group Recommendations final.doc

Key Working Group Comments and Observations AND concerns final.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----

Bryan Whitener/EAC/GOV
10/11/2006 05:29 PM 	 To Paul DeGregorio/EAC/GOV@EAC, Donetta L. Davidson/EAC/GOV@EAC, Gracia Hillman/EAC/GOV@EAC
cc Thomas R. Wilkey/EAC/GOV@EAC, Juliet E.
Report: Voter fraud may be overstated

By WILL LESTER
Associated Press Writer
Oct 11, 4:40 PM EDT
October 11, 2006

WASHINGTON (AP) -- The most common form of voter fraud involves absentee ballots, including forgery and coercion in getting older or ailing voters to fill them out, according to a preliminary report to the U.S. Election Assistance Commission.

But the report, delivered in May, suggested that reports of polling place fraud involving "dead" voters and voting by felons and non-citizens might be overstated. The researchers said there is far more anecdotal evidence about voter fraud than specific verifiable claims.

"On balance, more researchers find it to be less of a problem than is commonly described in political debate," the report said.

"Many times people put their own partisan spin on voter fraud and voter intimidation," EAC Chairman Paul DeGregorio said Wednesday.

DeGregorio said the report was only preliminary and cautioned that more investigation is needed to understand the amount of voter fraud in this country.

"Many times you see people attempting to commit fraud, but it never gets to the level of being reported," said DeGregorio, a former elections official in St. Louis. He noted a case of more than 1,400 suspect voter registration cards being investigated in St. Louis.

The preliminary report was prepared by Tova Wang, an elections expert at the Century Foundation think tank and Job Serebrov, an Arkansas attorney.

Conservatives have argued the problem of voter fraud is severe in some states, while liberals generally argue that voters face too many restrictions.

New state laws requiring voters to present identification at polling places have faced legal challenges in states such as Arizona and Georgia.

"It's absolutely a serious problem," said Thor Hearne, counsel to the American Center for Voting Rights. "It's an unfortunate reality, particularly in battleground states."

Those problems include voter fraud and voter intimidation, he said.

The final voter fraud report is expected after the Nov. 7 midterm elections, DeGregorio said.

###

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Jeannie Layson/EAC/GOV
10/12/2006 10:32 AM
To tokaji.1@osu.edu
Dan,

Just wanted to let you know that the USAT article is not about a research report but a "status" report, which was presented to the Standards Bd. and the Bd. of Advisors at a meeting held in May. During this meeting, these entities received updates on many EAC activities, and the aforementioned status report was just one of those updates. And by the way, the meeting was open to the public, and posted on our website and in the Fed. Register. In the Fed. Register notice you’ll see that the agenda included an update on our research projects.

Please let me know if you have any questions. Thank you for your consideration in this matter.

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov

A.) The "report" they refer to was a status report written by staff
B.) The full report is currently being reviewed by staff and the report was intended to give recommendations to the EAC on how and what to do additional studies or guidance on.
C.) the report will be available at some future time after staff has had an opportunity to review and evaluate it's contents.
See questions below. I can answer the first two, but see if this language is acceptable for questions 3 and 4.

Can I get full report submitted by Tova Wang? If not, why not? EAC staff is currently reviewing the data, and we have not compiled a final report. I will make sure you receive the final report when it is issued.

This answer will probably not make him happy, but it’s the best I can come up with. Suggestions?

----- Forwarded by Jeannie Layson/EAC/GOV on 10/12/2006 04:06 PM -----
Bryan Whitener/EAC/GOV

What exactly is the document USA Today refers to?
Is it a report or just a staff document?
Can I get full report submitted by Tova Wang?
If not, why not?
FYI
Google search shows this on the DLC website
http://www.dlc.org/ndol_ci.cfm?kaid=139&subid=275&contentid=253439

Art Levine
Senior Fellow
Progressive Policy Institute
3003 Van Ness St. NW, Apt. W-516
Washington, D.C. 20008

Also,

Salon's shameful six

There was Florida in 2000 and Ohio in 2004. Here are the six states where vote suppression could cost voters their voice -- and Democrats the election -- in 2006.

Salon News
By Art Levine

Eva Steele has a son in the military who is supposed to be fighting for freedom in Iraq, but sitting in a wheelchair in her room in a Mesa, Ariz., assisted-living facility, she wonders why it's so hard for her to realize a basic freedom back here in America: the right to vote.

Arriving in Arizona in January from Kansas City, weakened by four heart attacks and degenerative disk disease, Steele, 57, discovered that without a birth certificate she can't register to vote. Under a draconian new Arizona law that supposedly targets illegal immigrants, she needs proof of citizenship and a state-issued driver's license or photo I.D. to register. But her van and purse were stolen in the first few weeks after she moved to Mesa, and with her disability checks going to rent and medicine, she can't afford the $15 needed to get her birth certificate from Missouri. Her wheelchair makes it hard for her to navigate the bus routes or the bureaucratic maze required to argue with state bureaucrats. She's unable to overcome the hurdles thrown in her way -- and in the way of as many as 500,000 other Arizona residents -- by the state's Republican politicians.

No big deal--and no big delay. Don't worry about it.

Paul DeGregorio
Chairman
US Election Assistance Commission
Dear Mr. Chairman:

The last submission from the Vote Fraud-Voter Intimidation Study consultants is dated August 8. At this time, EAC staff are reviewing all items submitted for the report to the Commission with an eye toward the best way of presenting the information to the Commissioners for their consideration. There has been some delay in this staff review process, for which I take full responsibility.

Peggy Sims
Election Research Specialist

Attached is a proposed draft. I have to get this resolved ASAP as she is demanding a delivery time from me. I literally cannot answer my phone. Unfortunately, the Brennan Center can and will make a big stink if we don't respond. We don't need more accusations about us sitting on research.

The letter would be accompanied by the resolutions passed at the May meetings.
And, I need to know who is supposed to sign this letter.

Jeannie Layson  
U.S. Election Assistance Commission  
1225 New York Ave., NW  
Suite 1100  
Washington, DC 20005  
Phone: 202-566-3100

www.eac.gov brennan center letter.doc
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----

Jeannie Layson/EAC/GOV  
10/12/2006 01:18 PM  
To twilkey@eac.gov  
cc klyndyson@eac.gov, jthompson@eac.gov, ggilmour@eac.gov, psims@eac.gov  
Subject Brennan Center

Please note that Wendy Weiser has asked me to provide a time frame for when I will provide the following documents. Tom, per our conversation, I can write a letter, but how do we address her request for the voter ID info? Also, is this something Karen should handle as these are for research docs? I need an answer soon...

Mr. Whitener,

I write to request a copy of the following two reports submitted to the Election Assistance Commission:

(1) a report on voter fraud and voter intimidation, outlining a future research agenda, prepared by Tova Wang and Job Serebrov, and discussed in this morning's USA TODAY;

(2) a report on provisional ballots and voter ID, prepared by the Moritz School of Law at Ohio State University in collaboration with others.

It is my understanding that these reports were commissioned by and submitted to the EAC several months ago. It is in the public interest to release these reports since they will advance the public discussion and understanding of important election administration issues.

Thank you very much for your attention to this request. Please let me know when I can expect to receive a copy of these reports. If this request is denied, please provide an explanation as to why.

Sincerely,

Wendy R. Weiser
Jeannie:

Here are the changes I suggested for the Vote Count-Recount and the Voting Fraud-Voter Intimidation research projects. I don't think they will help the current situation much, as the original VF-VI description already stated that it is preliminary research. As it is preliminary research, we did not expect that it would provide a total picture of voting fraud and voter intimidation in this country. We just wanted to get some sense of what is going on, and a better idea of the direction future EAC research on the subject should take. To ensure that the research would be balanced, we had consultants and project working group members from opposing sides of the political spectrum.

According to folks intimately familiar with the development of HAVA, disputes over the extent to which voting fraud and voter intimidation existed caused Congress to add the study of these subjects to EAC's list of research projects. Given the nature of the subject (most offenders try to hide their activities, sufficient evidence is hard come by with some types of activity, and prosecution of offenses may not occur for political or budgetary reasons), it is doubtful that we will ever have completely reliable statistics on occurrences of voting fraud and voter intimidation, but we may be able to obtain better statistics than anyone else has. And we should be able to identify where in the voting process most offenses tend to occur and to explore alternatives for addressing vulnerabilities that leave the process open to corruption. --- Peggy
Peg:

We saw both the USA Today article and a similar thing was reported on Rush Limbaugh's show naming both of us. I had a talk this morning with folks at the EAC. I told them at this point there needs to be a press release sent out by the Chairman saying just what you stated. This is the only way to rehabilitate the work we did, the Chairman's credibility, and our reputations. I also fear that if this is not done the EAC will begin to receive calls from Congressman and Senators regarding the "report" and its effect on voter ID requirements.

Peg, up to now Tova and I have refused to speak with the press at all out of respect for the EAC and its mission. We both stand by our work and its conclusions. We both also feel that if a statement (as well phrased as you did in this e-mail clarifying the issue) is not forthcoming from the Chairman then I will have to correct this error with the Press. I explained this in my conversation this morning with the EAC.

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Regards,

Job

psims@eac.gov wrote:

Tova and Job:

I am home recuperating, but see that in my absence, a USA Today article has gotten everyone stirred up. The report to which the article refers is only the status report on the voting fraud-voter intimidation research project that was delivered to our Standards Board and Board of Advisors last spring. I provided a copy of this document to both of you but have attached another copy for your information. This document is subject to public release because it was presented at a public meeting.

Due to internal resource allocation problems, your final report has not yet been reviewed by the Commissioners. It is considered a working document (not subject to public release) until it has completed the review process and the Commissioners have agreed to release it. There has been no attempt by the Commission to hold up the report. I bear responsibility for any delays in moving it along.
Please be reassured that we would not release your report without letting you know.

Peggy Sims  
Election Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave, NW - Ste 1100  
Washington, DC 20005  
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)  
Fax: 202-566-3127  
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----  
Margaret Sims/EAC/GOV  
09/26/2006 12:50 PM  
To: Thomas Wilkey  
cc:  
Subject: Fw: Preparation for Vote Fraud Conference in Utah

Here are the documents I sent you yesterday. Also attached is a copy of the status report on this research that was provided to the Standards Board and Board of Advisors earlier this year. --- Peggy

EAC Boards VF-VI Status Report.doc

----- Forwarded by Margaret Sims/EAC/GOV on 09/26/2006 12:48 PM -----  
Margaret Sims/EAC/GOV  
09/25/2006 12:36 PM  
To: Juliet E. Hodgkins/EAC/GOV@EAC, twilkey@eac.gov  
cc: Karen Lynn-Dyson/EAC/GOV@EAC  
Subject: Preparation for Vote Fraud Conference in Utah

Matt (and Amy) are working on a speech for the Chairman to deliver at the Vote Fraud conference in Utah at the end of the week. Matt has asked for the consultants' definition of vote fraud/voter intimidation and the draft recommendations. As neither have been through full Commission review, I would like to speak with one or both of you before I drop this information in any one Commissioner's lap. Matt is looking for this information today. FYI, attached are copies of the consultants' definition and the draft recommendations from the consultants and others from the working group. Also attached is a summary of concerns expressed by the working group. --- Peggy

Fraud Project Definition-rev 6-27.doc  RECOMMENDATIONS - final2.doc  Working Group Recommendations final.doc  
Key Working Group Comments and Observations AND concerns final.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----  
Karen Lynn-Dyson/EAC/GOV  
09/25/2006 12:39 PM  
To: Margaret Sims/EAC/GOV@EAC
Many, many thanks for keeping me in the loop on this (I think)

:-)

Karen Lynn-Dyson
Research Director
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3123
A new email you may want to add to the collection.

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
e-mail: psims@eac.gov

Do we know who received her letter? I haven't seen it. --- Peggy

Jeannie Layson/EAC/GOV

See her press release (third item).

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov
All,

Please see Dan Seligson's questions and request. Exactly what are we going to provide to the House subcommittee and when? Once they receive it, can the subcommittee or its members then release it to anyone they choose? Do we plan to release it to everyone once we've provided it to the subcommittee?

----- Forwarded by Bryan Whitener/EAC/GOV on 03/09/2007 02:29 PM -----

"Dan Seligson"
<dseligson@electionline.org>
03/09/2007 02:26 PM

To "Bryan Whitener" <bwhitener@eac.gov>
cc

Subject info request re: House Appropriations subcommittee hearing

Bryan -

As I mentioned on the phone, I am seeking information as a follow up to the House Appropriations Subcommittee on Financial Services. At the hearing, Rep. Maurice Hinchey, D-N.Y., requested that the EAC submit the original version of a report written by Tova Wang and Job Serebrov. Chairwoman Davidson said she would provide the original report (I believe) within three days. Is that still the case? Will the subcommittee have the original report, as submitted by the consultants, on Monday? And if so, may we have a copy as well?

Thanks,
Dan

Daniel Seligson
editor
electionline.org
1025 F St. NW Suite 900
Washington, DC 20004

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 04:22 PM -----
Looks fine to me. Of course, she is probably referring to our decision not to release the consultants' draft final report. --- Peggy

Jeannie Layson/EAC/GOV

Hello all,
A columnist from the WaPo has asked for info about both the voter ID and the fraud and intimidation reports. This was prompted by the accusation that the president was concerned that the fired prosecutors were not aggressively pursuing voter fraud cases. She had heard that we were refusing to release this information, so I am trying to demonstrate otherwise, as well as show that we have discussed these projects numerous times in public meetings. Please take a look at my draft email to her and let me know if you have any suggestions. She needs to hear back from me by 4 p.m. Thanks for your help with this.

Ms. Cocco,
Per your questions, go here to view the testimony regarding voter ID from our Feb. 2 public meeting. As I mentioned, at this meeting EAC Chair Donetta Davidson requested that staff review the initial research provided by Eagleton and produce a final report, which would include recommendations for further study on this subject. Currently, staff is working to finalize the voter ID report.

Regarding the voter fraud and intimidation research, at a May 2006 public meeting of our Standards Board and Board of Advisors, the EAC project manager for this research presented a staff update on the project. Go here to view the agenda, page 3. The document you referred to was the update the project manager gave at this public meeting, and it has been made available to anyone who asked for it. The final culmination of this project can be found here, and links to the attachments provided by the consultants are available by going to page 24 of this report. The commissioners adopted this report at a public meeting in Dec. 2006.

As a small agency of 23 employees, including the four commissioners, it is necessary for the agency to contract with consultants to gather the initial data for these projects. After EAC receives the initial data, the agency reviews the data for accuracy and then releases a final report.

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
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Washington, DC 20005
Phone: 202-566-3100
The info that is on the website should be everything that you and she need. If you have trouble locating that info, Jeannie can probably direct you to where you can find it.

Sent from my BlackBerry Wireless Handheld

Karen Lynn-Dyson

----- Original Message ----- 

From: Karen Lynn-Dyson
Sent: 04/02/2007 11:02 AM EDT
To: Margaret Sims
Cc: Juliet Hodgkins; stephanie.wolson@gmail.com

Peg-

This week Heather Moss, a research intern will be starting with us. Heather is presently in law school and worked for DOJ in the Voting Rights Division for four years. Heather's primary responsibility (for the next month or so) will be helping us develop the follow-on research project for the Election Crimes study.

Also as an FYI- Commissioner Hunter and her Special Assistant, Stephanie Wolson have expressed an interest in working closely with staff on this project.

I would like to schedule a call/meeting for later on this week so that everyone can be brought up to speed on this work.

In preparation for this meeting I would like to give Heather the project materials which Job and Tova worked on and any relevant material you may have.

Could you direct me to these files so that Heather may begin her work on this project? Could you also let me know dates and times this week that might work for you?

Thanks

Karen Lynn-Dyson
Research Director
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3123
Julie has already raised the point that most concerned me: I don't think it is accurate to say the consultant's recommendations were their findings. The recommendations were a combination of consultant recommendations and working group recommendations for future EAC action. We did not ask the consultants to provide “findings” because this research was never supposed to be the definitive study on the subject. Instead, it was supposed to be an initial effort to see what relevant information is available, to define voting fraud and voter intimidation, and to make recommendations to EAC regarding how to pursue the subject (next steps). --- Peggy

This are questions from a “freelance” reporter who is very hot about the “Tova Wang report.” Please let me know if my answers are accurate, and I welcome any suggestions you may have. I need to get your input by COB tomorrow. I am also looking for more clarification on what didn’t make it into the fraud report. She is asking if we included all of their “findings” and their “research.”

Thanks.

1) You said that the Wang/Serebrov report has not been released because it was predecisional. Was the Moritz/Eagleton report released because it was not predecisional? The Moritz/Eagleton report was a predecisional document. The commissioners took an action not to adopt a final report based upon the Moritz/Eagleton report, but to release all the predecisional information (the draft report).

2) I understood you to say that the December EAC report includes all of the Wang/Serebrov recommendations but not all of the Wang/Serebrov findings. Is that correct? The report does include all of their recommendations, which were their findings, and all of the research they conducted.

3) I understood you to say that EAC staff added results of their own research to the December EAC report. Is that correct? What I said was EAC staff reviewed the report for accuracy, for grammar and added language that reflected the commission's decision to adopt the final version based upon the initial research provided by the consultants.

4) If I'm correct on questions 2 and 3, would it be accurate to say that
readers of the December report cannot tell how much of that report does and
does not reflect the original Wang/Serebrov findings? The consultants'
recommendations are their findings. All of the recommendations are included in
the final report, so readers can make the determination regarding the
recommendations.

5) I called earlier today requesting the Wang/Serebrov report, and you sent me
the December EAC report. I am concerned that if I had not already been
researching this closely, I would have thought that you'd sent me the
Wang/Serebrov report and would have reported incorrectly that you had. Does
the EAC have any comment on this manner of responding to press inquiries? (I
contacted you to request the report after I read in the Statesman Journal of
Salem, Oregon, an article by Marie Cocco that says: "The bipartisan commission
didn't widely release the consultants' review, but makes it available on
request." Did the EAC indeed give Ms. Cocco a copy of the "consultants'
review"? Or has she misunderstood you in the way I'm concerned about?) I sent
you a link to the "EAC report" because it is what was adopted by the
commission based upon the research conducted by the consultants. The final
report clearly states how it was compiled and includes bios for both of the
consultants. Regarding Ms. Cocco, I explained the entire process to her. I
provided the staff update on the project which was presented at a public
meeting in May 2006 and the final report, which is posted on the EAC website.
Regarding "this manner of responding to press inquiries," I have forwarded
your comments to my supervisor so he can review my performance regarding the
handling of your inquiry.

6) I understood you to say that the EAC did not release the Wang/Serebrov
report in its original form because the EAC has to do due diligence and its
staff is small. Do I understand you correctly? As a small agency of 23
employees, including the four commissioners, it is necessary for the agency to
contract with consultants to gather the initial data for research projects.
After EAC receives the initial data, the agency reviews the data for accuracy.
What form of due diligence does the EAC's staff routinely conduct on research
that is contracted out to experts before that research is released? You
mentioned "vetting" the research. What does that vetting entail? It depends on
the project. For instance, if it is information directly related to a mandate
within the Help America Vote Act (HAVA), staff will make sure that the
information is consistent with the law. In addition, we often ask for input
from our Standards Board and Board of Advisors, which combined consist of more
than 147 members. If we are using research that will eventually become
guidance, we are required by HAVA to seek the input of these boards. Go here
for more information about these boards and its members. If the board members
have feedback, then we must make the determination whether to incorporate it,
and, if so, how to incorporate their changes. If the research is focused on
election laws throughout the country, we make sure the laws are cited
correctly and that state legislatures haven't changed or amended these laws
since the research was conducted. (As you probably know, there have been many
new election laws introduced at the state level since 2004.) Throughtout the
process, we review for grammar as well as make sure the document flows and is
arranged logically -- the basic tenets of editing.

Jeannie Layson
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www.eac.gov
Most of the working files for this project are in a red folder sitting on my window sill; but I have some individual files in manila folders for Job and Tova propped upright on my desk next to the computer. Isn't this something that can wait until Monday? --- Peggy

Edgardo Cortes/EAC/GOV

Where are your working files maintained?
Margaret Sims

From: Margaret Sims
Sent: 04/13/2007 04:27 PM EDT
To: Edgardo Cortes
Subject: Re: Working group meeting transcript

I don't maintain "official" contract files, just working copies (and I am missing a copy of one of Tova's contracts). The official files should be with the other official EAC contract files. There were 4 personal services contracts between Tova and Job. --- Peggy

Edgardo Cortes/EAC/GOV

Peggy,
They are also requesting copies of the signed contracts. Where are your official contract files for that contract? Let me know where they are and I will pull them to give Gavin the copies so he can review for releasability. Thanks!

Edgardo Cortés
Election Research Specialist
There is only one transcript. In addition to the electronic copy, I have a hard copy in the file. Job Serebrov submitted one correction related to the information reported on his background, not the study. Otherwise, the transcript has NOT been reviewed for accuracy and we have not released copies to anyone but our consultants. --- Peggy

Edgardo Cortes/EAC/GOV

Peggy,
Is the transcript contained in T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION\Working Group the only transcript that exists for that working group? Did you ever review it for accuracy? Has it been released to anyone previously? We've had a request from Todd Rokita's office for a copy and I want to be sure we are sending the correct file. Please let us know as soon as possible. Thanks!

Edgardo Cortés
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave. NW, Ste. 1100
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866-747-1471 toll free
202-566-3126 direct
202-566-3127 fax
eortes@eac.gov
Gavin:
For the most part, the appendices published on our website appear to be cleaned up versions of what was on the CD. One big exception: the appendices do not include the charts of Nexis articles reviewed, which were on the CD. Also, I can't tell at a glance if all of the case law charts were put on the website. ---
Peggy

Gavin S. Gilmour/EAC/GOV

Gavin S. Gilmour/EAC/GOV
04/16/2007 03:24 PM
To Margaret Sims/EAC/GOV@EAC
cc ecortes@eac.gov, Jeannie Layson/EAC/GOV@EAC, Juliet E. Hodgkins/EAC/GOV@EAC
Subject Re: Fw: Your Information Request

Is this the same thing (with subsequent research collected) that appears in the 4 appendix to the final report as posted on our website?

GG

Gavin S. Gilmour
Deputy General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

THIS MESSAGE IS FOR ITS INTENDED RECIPIENT ONLY. IT IS A PRIVILEGED DOCUMENT AND SHALL NOT BE RELEASED TO A THIRD PARTY WITHOUT THE CONSENT OF THE SENDER.

Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
04/16/2007 02:18 PM
To Gavin S. Gilmour/EAC/GOV@EAC
cc ecortes@eac.gov, Juliet E. Hodgkins/EAC/GOV@EAC, Jeannie Layson/EAC/GOV@EAC
Subject Re: Fw: Your Information Request

Gavin:
We put the bulk of the raw research, as it stood just prior to the Working Group meeting, on a CD that was included in the folder provided to all meeting participants. You can access the contents that we put on the
Thank you. I would also like to obtain a certain CD (I presume this contains data from the Serebrov/Wang research) that is referred to many times in the transcript of the May 18, 2006 EAC Voting Fraud Meeting. Do you know if this is available? I believe it was sent to the meeting participants before the meeting - but we cannot locate a copy in our office materials. A copy sent by mail to my attention would be most helpful. Thank you. Jerry Bonnet
Jerry,

The employment agreements you requested.

[attachment "Employee Agreements Fraud Project.pdf" deleted by Gavin S. Gilmour/EAC/GOV]

Let me know if you have questions

Gavin S. Gilmour
Deputy General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
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Jerry,

Per your request, please find a copy of the meeting transcript.
[attachment "Transcript 051806.TXT" deleted by Gavin S. Gilmour/EAC/GOV]

Additionally, you will find the final EAC report (including the attachments--see page 24) on our website. The link is posted, below.

[attachment "Voter%20Fraud%20&%20Intimidation%20Report%20-POSTED.url" deleted by Gavin S. Gilmour/EAC/GOV]

A copy of a draft report has been posted on the NY Times Website. I
believe you can find it at the following link:

[attachment "20070411voters_draft_report.url" deleted by Gavin S. Gilmour/EAC/GOV]

I will need to get back with you regarding the Contract Employees scope of work.

Gavin S. Gilmour
Deputy General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
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----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 04:21 PM -----
Margaret Sims/EAC/GOV
04/17/2007 01:27 PM	To Jeannie Layson/EAC/GOV
cc Juliet E. Hodgkins/EAC/GOV@EAC
Subject Re: Vote fraud report

As far as I know, you are absolutely correct! Julie did the bulk of the rewrite and used my analyses of the preliminary info submitted by our contractors. I know that I had no contact with the administration regarding this study. --- Peggy

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV
04/17/2007 01:16 PM	To psims@eac.gov, Thomas R. Wilkey/EAC/GOV@EAC, jthompson@eac.gov
cc
Subject Vote fraud report

The St. Louis Post Dispatch wrote an editorial that said the administration edited our report. I am almost absolutely sure that is not true, but I wanted to confirm that with you before I request a correction. Thanks.

Jeannie Layson
Julie:
The attached appears to be the Job Serebrov email, a portion of which was quoted in the NY Times. He was responding to my email advising him that recent press reports were referring to the status report on the vote fraud-voter intimidation project, and that we had not released the final report. (A copy of my email is attached.) There are no follow-up emails on this topic. --- Peggy

Peg:

We saw both the USA Today article and a similar thing was reported on Rush Limbaugh's show naming both of us. I had a talk this morning with folks at the EAC. I told them at this point there needs to be a press release sent out by the Chairman saying just what you stated. This is the only way to rehabilitate the work we did, the Chairman's credibility, and our reputations. I also fear that if this is not done the EAC will begin to receive calls from Congressman and Senators regarding the "report" and its effect on voter ID requirements.

Peg, up to now Tova and I have refused to speak with the press at all out of respect for the EAC and its mission. We both stand by our work and its conclusions. We both also feel that if a statement (as well phrased as you did in this e-mail clarifying the issue) is not forthcoming from the Chairman then I will have to correct this error with the Press. I explained this in my conversation this morning with the EAC.

Tova and I worked hard to produce a correct, accurate and truthful report. I could care less that the results are not what the more conservative members of my Party wanted. Neither one of us
was willing to conform results for political expediency. I think it's important for me to note that I was very impressed with Tova's members of the Working Group and I can't say enough about Tova's partnership effort in this endeavor. While neither one of us really care about outside opinions, we do care that the Chairman was quoted or misquoted in a way that would disparage our year-long effort and all of the tax payer money that went into it. For this reason, we believe that a press release clarifying the situation is necessary from either the Chairman or from me.

Regards,

Job

psims@eac.gov wrote:

Tova and Job:

I am home recuperating, but see that in my absence, a USA Today article has gotten everyone stirred up. The report to which the article refers is only the status report on the voting fraud-voter intimidation research project that was delivered to our Standards Board and Board of Advisors last spring. I provided a copy of this document to both of you, but have attached another copy for your information. This document is subject to public release because it was presented at a public meeting.

Due to internal resource allocation problems, your final report has not yet been reviewed by the Commissioners. It is considered a working document (not subject to public release) until it has completed the review process and the Commissioners have agreed to release it. There has been no attempt by the Commission to hold up the report. I bear responsibility for any delays in moving it along. Please be reassured that we would not release your report without letting you know.

Peggy Sims
Election Research Specialist
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Juliets E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV 04/17/2007 02:58 PM To Margaret Sims/EAC/GOV@EAC
cc
Subject Need emails

Peggy,

Can you pull out the emails between you and Job that were quoted in the NYT? I need anything that has to do with the subject that was referred to in the quoted email as well as any follow up to that email. We
need it to be able to respond to the letter from Sen. Feinstein, and I figured you could identify those easier than me searching through the reams of paper in Jeannie's office.

Juliet T. Hodgkins  
General Counsel  
United States Election Assistance Commission  
1225 New York Ave., NW, Ste 1100  
Washington, DC 20005  
(202) 566-3100

--- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 04:21 PM ---

Margaret Sims/EAC/GOV  
04/18/2007 05:40 PM  
To Jeannie Layson/EAC/GOV@EAC  
cc Juliet E. Hodgkins/EAC/GOV@EAC, Thomas R. Wilkey/EAC/GOV@EAC  
Subject Re: Need your help ASAP

Jeannie:

I did not receive your request in time to type responses on my blackberry by 2 PM, given the information needed. Here are the answers to your questions:

1. Why did we only contact DOJ officials regarding the accuracy of their interviews?

As far as I know, we didn't contact DOJ officials about this except in response to concerns they had previously expressed to us. Also, I don't believe we ever allowed DOJ to edit the summaries. (I certainly didn't.) I believe the consultants and I discussed the idea of having all the interviewees review their respective interview summaries, but the consultants objected to the idea and there were concerns that the all of the money remaining available was needed to complete the final report.

Craig Donsanto, Election Crimes Branch, saw the summary of his interview among the documents provided to the Working Group (prior to the meeting of that group), and pointed out an important factual error. The summary, as originally written, portrayed DOJ as switching from the prosecution of conspiracies to the prosecution of individuals. I was present at this interview and this was not what Craig had said, nor is it supported by the information available on the election crimes pursued by that branch. DOJ continues to pursue conspiracies and, in addition, has begun to pursue individuals (specifically, double voting, felon voting and alien voting) in an effort to deter others from election crime.

To my knowledge, John Tanner, Voting Section, Civil Rights Division, had not seen the consultants' full summary of his interview; but he expressed concern to Tova Wang and EAC about the consultants' characterization of the interviews with Donsanto and him that had been included in the May 2006 status report. This report was provided to the members of the EAC Standards and Advisory Boards. Per HAVA requirements, the Voting Section is represented on the Advisory Board. Tanner pointed to the following errors:

• First, the consultants stated that DOJ was not pursuing voter suppression cases. Tanner responded that "[t]he Department has brought two 11(b) cases, one of the two in this Administration. The focus of DOJ activity has shifted, in fact, to voter suppression as there are fewer cases over voter dilution (challenges to at-large election systems, etc.) being brought by anyone as the number of jurisdictions with at-large election systems has shrunk dramatically. This Administration has, in fact, brought far more voter-suppression cases ... than ever in the past, including a majority of all cases under Sections 203 and 208 of the Act, and such key recent Section 2 cases as US v. City of Boston and US
v. Long County, Georgia."

- Second, the consultants implied that DOJ is not pursuing instances of unequal implementation of ID rules. Tanner’s response was that "[c]hallenges based on race and unequal implementation of ID rules are indeed actionable and we have brought lawsuits, such as in Boston and Long County; we have not identified instances of such discrimination in which we have not taken action."

Tanner also pointed to the consultants’ refusal during the interview to define what they meant by "voter intimidation", which Tanner suspected did not jibe with the meaning of the term in federal prosecutions and probably contributed to misunderstandings. (Federal voter intimidation prosecutions require the threat of economic or physical harm.)

By the way, both of these officials are career attorneys, not political appointees. They have years of service at DOJ, working under a number of different administrations.

2. Exactly what did we change and why?

In the case of the Donsanto interview summary, I spoke with our consultants and asked them to make the correction. At first, they both refused. Later, they revised the summary to be a little less blatant, but the implication that there had been a complete change in approach remained. We revised the summary to clearly indicate that prosecution of conspiracies continues. The revised paragraph is on page 4 of the published summary. We also added an intro paragraph similar to other interview summaries submitted by the consultants to summarize the enforcement authority of the Election Crimes Branch and to distinguish it from the Voting Section, Civil Rights Division.

In the case of the actual John Tanner interview summary, we added an intro paragraph similar to other interview summaries submitted by the consultants to summarize the enforcement authority of the Voting Section and to distinguish it from the Election Crimes Branch. We also moved the consultants’ note about the refusal to share certain internal working papers to the end of the summary because it seemed to distract from the main interview points if left as an introduction.

Making the distinction between the Election Crimes Branch and the Voting Section is important. The Voting Section brings cases involving "systemic" discrimination because federal voting statutes focus on discriminatory action by local governments. It is criminal statutes that involve malfeasance by individuals and that are enforced by the Election Crimes Branch through Us Attorneys’ offices. The difference is key to understanding federal election law enforcement.

Peggy Sims
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Jeannie Layson/EAC/GOV

04/18/2007 12:17 PM
To psims@eac.gov
cc Juliet E. Hodgkins/EAC/GOV@EAC, Thomas R. Wilkey/EAC/GOV@EAC
Subject Need your help ASAP
Peg,
If possible, I need answers for these questions in reference to the vote fraud/voter intimidation project by 2 p.m. today for an inquiry for Congressional Quarterly:

1. Why did we only contact DOJ officials regarding the accuracy of their interviews?
2. Exactly what did we change and why?

Jeannie Layson  
U.S. Election Assistance Commission  
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Phone: 202-566-3100  
www.eac.gov

FYI - I noticed that some newsclips are saying we spent $100,000 on the Voting Fraud-Voter Intimidation project. Each of the consultants had two contracts totaling almost $75,000 (not including funds set aside for related travel), so the total between them would have been closer to $150,000. If anyone needs to know the added travel costs, Wang spent about $4,500 and Serebrov $1,200 over the course of the 2 contracts.

Peggy Sims  
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Fax: 202-566-3127  
email: psims@eac.gov
Here are most of the emails from my active email files. A few did not hold the check mark, so I will send them separately. I'm trying to work out the best way to hand off copies of the emails from my archived files.

Peggy Sims
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Fax: 202-566-3127
e-mail: psims@eac.gov

Hi Peg, I left you a voice message last week -- you might have been at NCSL. Anyway, would you give me a call when you have a moment? Thanks.

Tova Andrea Wang, Democracy Fellow
The Century Foundation
1333 H Street, NW, Washington, D.C. 20037
Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

I spoke to Job about the documents that I need. He will send me his summary of the articles/books that he read. However, he said that Tova also summarized some of those articles/books. I don't have a contact number/email for Tova. Could you contact her and ask her to provide us with any summary of the articles/books that she read as they are listed in Appendix 2?
Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
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(202) 566-3100

--- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM ---

Margaret Sims/EAC/GOV
11/03/2006 07:11 PM
To: Juliet E. Hodgkins/EAC/GOV@EAC
cc
Subject: Re: Job and Tova

Juliet E. Hodgkins/EAC/GOV

I spoke to Job about the documents that I need. He will send me his summary of the articles/books that he read. However, he said that Tova also summarized some of those articles/books. I don't have a contact number/email for Tova. Could you contact her and ask her to provide us with any summary of the articles/books that she read as they are listed in Appendix 2?

Juliet Thompson Hodgkins
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--- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:52 PM ---

Margaret Sims/EAC/GOV
11/03/2006 05:42 PM
To: Margaret Sims/EAC/GOV@EAC
cc
Subject: Job and Tova
I think we should use the content of those articles or some summary of them as a background of what we know about VF and VI. I just didn't want to have to read all of those articles to be able to make some generalized statements about their contents.

Sent from my BlackBerry Wireless Handheld
Margaret Sims

----- Original Message -----

From: Margaret Sims
Sent: 11/03/2006 06:11 PM
To: Juliet Hodgkins
Subject: Re: Job and Tova

Julie:

All of the summaries received are in the shared drawer under T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION\Research Summaries. There are too many of them to append to this message, or I would do it. The researchers did not propose to include these summaries in the report. Are you considering adding them?

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Juliet E. Hodgkins / EAC/GOV

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11/03/2006 05:42 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Job and Tova

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Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Juliet E. Hodgkins/EAC/GOV
11/03/2006 07:41 PM
To Margaret Sims/EAC/GOV@EAC
cc
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Sent from my BlackBerry Wireless Handheld
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----- Original Message -----

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Sent: 11/03/2006 06:38 PM
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To: Margaret Sims
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Sent: 11/03/2006 06:11 PM
To: Juliet Hodgkins
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Margaret Sims/EAC/GOV
11/06/2006 11:07 AM To Juliet E. Hodgkins/EAC/GOV@EAC
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EAC:Learned from Lit Review 11-6-06.doc  EAC Lit Review Notes 11-5-06.doc

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11/03/2006 06:41 PM To Margaret Sims/EAC/GOV@EAC
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To  Margaret Sims/EAC/GOV@EAC  
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sorry, about that. Here's the outline...

I. BACKGROUND/INTRODUCTION

A. WHAT WE KNOW ABOUT FRAUD
B. PURPOSE OF THE EAC STUDY
C. METHODOLOGY OF THE EAC STUDY

II. DEFINITION OF ELECTION CRIMES

A. VOTER FRAUD IS TOO LIMITED
B. COLLOQUIAL DEFINITION IS TOO BROAD
C. ELECTION CRIMES
D. WHAT IS NOT AN ELECTION CRIME FOR PURPOSES OF THIS STUDY

III. RECOMMENDATIONS ON HOW TO STUDY ELECTION CRIMES

A. ACCEPTED RECOMMENDATIONS
   i. SURVEY LAW ENFORCEMENT, INVESTIGATORY AGENCIES, AND PROSECUTORS
   ii. REVIEW ADMINISTRATIVE COMPLAINTS FILED WITH STATES
   iii. REVIEW DOJ/USA ACTIONS
B. REJECTED RECOMMENDATIONS
   i. REASONS WHY REJECTED
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----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----  
Margaret Sims/EAC/GOV
11/06/2006 12:21 PM
To Juliet E. Hodgkins/EAC/GOV
cc
Is this an outline of an EAC staff report to accompany the consultants' report, or has there been a decision not to publish the consultants' report at all? (Just curious, as I have been a little out of the loop.) --- Peg

---- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM ----

Juliet E. Hodgkins/EAC/GOV
11/06/2006 12:30 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: VF_VI Literature Review

The consultant's report is a draft of an EAC report. We will take the consultant's report and finalize it into OUR report.
Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
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(202) 566-3100
Margaret Sims/EAC/GOV

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11/06/2006 12:21 PM
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11/06/2006 05:18 PM
To Margaret Sims/EAC/GOV@EAC
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Subject: Re: Job and Tova

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Margaret Sims/EAC/GOV
11/06/2006 06:36 PM
To Juliet E. Hodgkins/EAC/GOV@EAC
cc
Subject Re: VF_VI Literature Review

Julie:

Happy to help, especially as I have to assume the blame for the report turned in by the consultants. I think you were aware that I was disappointed that it was not a more professional product. As I was not clear what the Commission's position is on editing such reports after receipt of the final, and as the consultants insisted that their work not be changed, I felt a bit stymied. Let me know what else I can do.

In the meantime, I'm revisiting some drafts received on the Vote Count-Recount best practices to see if I can encourage more improvements before submission of the final. We're still waiting for the state-by-state summary of practices, originally delayed by the subcontractor's nonperformance, which could affect goes into the best practices. I think some of the emphasis I see in the drafts on post election audits and proper recordkeeping will help respond to some of the issues raised in the literature review for the voting fraud-voter intimidation study.

--- Peggy

Juliet E. Hodgkins/EAC/GOV

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----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----  
Karen Lynn-Dyson/EAC/GOV  
11/07/2006 07:05 AM  
To Juliet E. Hodgkins/EAC/GOV@EAC  
cc Margaret Sims/EAC/GOV@EAC

Subject: Fw: please investigate

Hi-

Is this the kind of thing I should be passing on to you or Gavin?
Please investigate this incident or pass it on to the proper authority.

This morning, I received a recorded message saying that my polling place was "St. Francis" something or other. Later in the day, I wondered why I was informed of this change via a phone number with an out of state area code. I just check the Mahoning County Board of Elections site and the polling location is still listed as "Frank Ohl School" which is where I've voted since moving here. Since I received another call about the same time, I'll give you information on both numbers.

For the first call (which I believe is the culprit) the information on my caller ID was "Unknown Name 320-230-0961". They claimed they were from American for Reform Now or something like that. When I dialed that number, I received this message: "Mailbox for Rob Olsen is full." While writing this email, I just received another call from this number. Now the recorded message was from Ohio for Fair Minimum Wage.

For the other call (from this morning) the information on my caller ID was "Amer Voice Retr 206-706-2650". When I dialed that number I got a recording which identified them as "People for Washington State Democrats... authorized by KI 2006."

Thank you for your time and attention to this matter.

Cheryl Bollinger
Austintown, OH
330.318.7993
Subject VF and VI study

Did Tova and Job provide us with summaries or notes of their interviews?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

--- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM ---
Margaret Sims/EAC/GOV
11/07/2006 09:45 AM
To Juliet E. Hodgkins/EAC/GOV
cc
Subject Re: VF and VI study

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11/07/2006 09:47 AM
To Margaret Sims/EAC/GOV@EAC
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Subject Re: VF and VI study

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11/07/2006 11:29 AM
To Juliet E. Hodgkins/EAC/GOV@EAC
cc
Subject Re: VF and VI study

OK, I will get started on the interview summaries today.

DOJ (Donsanto and Tanner) raised objections to the consultants’ description of their interviews, which
state that DOJ officials agreed they were bringing fewer intimidation and suppression cases. An advocacy group is going after DOJ, accusing the agency of doing just that for political reasons, so this is something DOJ wants corrected.

Apart from the consultants pre-existing bias that "the feds aren't doing enough", a big part of the problem appears to have been a misunderstanding over terminology. When our consultants used the term "intimidation", they included all sorts of suppression activities. When Craig Donsanto used the term "intimidation", he was using the definition under federal criminal vote fraud statutes, which requires the action be accompanied by threat of physical or economic harm. (He told me he has had only one such case in 30 tears.) His office is actively pursuing voter suppression activities under statutes other than federal voter intimidation laws (e.g.; the recent case in NH where a campaign operative conspired to block election day GOTV telephone lines of the opposing party). A copy of Tanner's comments on the interview summary in the status report for the Standards and Advisory Boards meetings is attached.

I had many long discussions with Tova and Job about this. I was able to get them to soften their description (see 4th bullet on page 7 of the draft report), but not entirely to my satisfaction. Also, at the Working Group meeting, it was agreed that the consultants would add a note to their definition to clarify that the working definition for purposes of the research includes activities that do not meet the federal definition of voter intimidation. The resulting note on page 5 of the draft report is too vague.

DOJ has not seen everything the consultants put in the draft final report, so they may have additional concerns. For example, the consultants' recommendations include the following:

Attend the Department of Justice's Ballot Access and Voting Integrity Symposium. The consultants also believe it would be useful for any further activity in this area to include attendance at the next Ballot Access and Voting Integrity Symposium. According to the Department, DEOs are required to attend annual training conferences centered on combating election fraud and voting rights abuses. These conferences sponsored by the Voting Section of the Civil Rights Division and the Public Integrity Section of the Criminal Division, feature presentations by civil rights officials and senior prosecutors from the Public Integrity Section and the U.S. Attorneys' Offices. According to the Department, DEOs are required to attend annual training conferences centered on combating election fraud and voting rights abuses. These conferences sponsored by the Voting Section of the Civil Rights Division and the Public Integrity Section of the Criminal Division, feature presentations by civil rights officials and senior prosecutors from the Public Integrity Section and the U.S. Attorneys' Offices.

Footnote:
By attending the symposium researchers could learn more about the following:
How DEOs are trained, e.g. what they are taught to focus their resources on; How they are instructed to respond to various types of complaints; How information about previous elections and voting issues is presented; and, How the Voting Rights Act, the criminal laws governing election fraud and intimidation, the National Voter Registration Act, and the Help America Vote Act are described and explained to participants.

DOJ has stated that this is an internal meeting, involving only DOJ officials, US Attorneys and FBI. EAC researchers cannot be admitted without opening the meeting to other outsiders. DOJ does not want to do this, probably for two reasons: (1) confidential information on current enforcement cases may be discussed; and (2) making enforcement strategies public could give unscrupulous individuals a virtual "how to" manual for circumventing such strategies when committing election crimes.

We may also have a hard time gaining access to the DOE reports and the Voting Section records of complaints, as they probably aren't considered public documents.

--- Peggy
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11/07/2006 09:45 AM
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Almost finished sorting through the interview summaries. I don't find them as helpful as the literature summaries, but hope to have something to you by the end of the day. (I was at the clinic yesterday, and could only work a half day.) --- Peggy

Juliet E. Hodgkins/EAC/GOV
11/09/2006 11:41 AM
To Juliet E. Hodgkins/EAC/GOV
cc
Subject How are the summaries of the interviews coming?
Thanks. Currently, on the phone with Job. Ugh!!!!

Juliet Thompson Hodgkins
General Counsel
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Sorry this is later than expected. I was missing the notes of one interview and had several computer crashes when I tried to retrieve archived email to determine if I had failed to file it after one of the consultants sent it. I finally gave up looking for it in favor of summarizing what I had.

Attached is a summary of points raised in the interviews. I found it more difficult to extract lessons learned from the interview notes, so I used a summary format. (The interview notes make it appear that the focus of the interviews differed from one person to another, perhaps because consultants were seeking different information from interviewees). I've also attached a list of interviewees with pertinent interview notes. (Some of the interview notes dealt with irregularities other than voting fraud and voter intimidation.) --- Peggy

---

Julie:

I just remembered that there was one other DOJ objection. It was about the way the consultants described the Election Crimes Branch focus on cases. In the interview with Donsanto (the only interview I attended), he made reference to the fact that the Election Crimes Branch used to only go after conspiracies, not individuals. Now, however, they had begun prosecuting individuals for noncitizen and felon voting. The consultants heard an unexpressed "instead", which would mean that DOJ had dropped pursuing conspiracies in favor of going after individuals. Based on my previous experience, I heard and unexpressed "in addition", meaning that DOJ was not just prosecuting conspiracies, the department also had begun to prosecute individuals.

I had lengthy discussions with the consultants over this issue as well. Donsanto confirmed that he meant "in addition", and the lists of cases he provided indicates that the department continues to pursue conspiracies. (It doesn't make sense any other way, unless you believe that the government is out to get the little guy.) --- Peggy
Peggy,

I have attached a rough draft of the report that I think that we should propose to the Commissioners. I was hoping that you could give it a read and give me your comments by Friday morning, as I have to deliver a draft to the Commissioners on Friday. I also have a couple of questions. You will notice that I have noted that several items will be attached as appendixes. First question: Should we attach these things? Second question: In cases where you have provided summaries of the summaries, should we attach yours or theirs?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:51 PM -----

Do you have contact information for this guy?

Thomas R. Wilkey
Executive Director
US Election Assistance Commission
1225 New York Ave, NW - Suite 1100
Washington, DC 20005
(202) 566-3109 phone
TWilkey@eac.gov
----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----
Do you have contact information for this guy?

Thomas R. Wilkey
Executive Director
US Election Assistance Commission
1225 New York Ave, NW - Suite 1100
Washington, DC 20005
(202) 566-3109 phone
TWilkey@eac.gov

------ Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM ------
Margaret Sims/EAC/GOV
11/15/2006 04:02 PM
To Juliet E. Hodgkins/EAC/GOV
cc
Subject Re: Draft Voter Fraud/Voter Intimidation

Got it, and will get back to you by Friday AM. --- Peggy
------ Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM ------
Juliet E. Hodgkins/EAC/GOV
11/15/2006 04:10 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Draft Voter Fraud/Voter Intimidation

Thanks.
Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
11/15/2006 04:02 PM
To Juliet E. Hodgkins/EAC/GOV@EAC
cc
Subject Re: Draft Voter Fraud/Voter Intimidation

Got it, and will get back to you by Friday AM. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----
Margaret Sims/EAC/GOV
11/17/2006 09:28 AM
To Juliet E. Hodgkins/EAC/GOV@EAC
cc
Subject Draft Voter Fraud/Voter Intimidation Report

Julie:

I really like the tone, focus, and organization of the paper. I also liked the way you interspersed the lists of Working Group members, interviewees, and reports reviewed with the text (drawing the reader's attention to the info, cutting down on the # of appendices, and giving the eye a break from regular text). Attached is your document with my comments, questions, and suggested changes. I did not do much to it.

Regarding your questions about the appendices:
I really did not prepare my summaries with an eye toward publication, but the consultants' summaries probably include incendiary info (particularly re DOJ interviews). As for the case law, we have multiple, voluminous charts, but no list. We can create a list from the charts, but that will take time. The Commissioners may want to see the consultants' or my summaries and the case law charts, but do we need to publish them?

Do we need to put short bios for Tova and Job in an appendix? --- Peggy

EAC VF-VI Report- rev 11-17-06.doc
----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----
Thanks for your comments.

Last night, I took the case charts and assembled into one 200-page document. So, that is compiled. I have also amended to include Job and Tova’s bios as appendix “1”. I have established both your summaries and theirs into alternative appendixes and will talk to the commissioners about that. One question that I have is whether we would need to go through and “clean up” their summaries? I have compiled them into a single document (that is one for interviews and one for literature). Other than the DOJ issue, are there any other “problems” that you recall?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

Margaret Sims/EAC/GOV
11/17/2006 02:54 PM
To Juliet E. Hodgkins/EAC/GOV
cc
Subject Re: Draft Voter Fraud/Voter Intimidation Report

I’ll need to refresh my memory. I’ll take a look at them one more time and get back to you. Hope you enjoy your time out of the office, and have a happy turkey day. --- Peggy

Juliet E. Hodgkins/EAC/GOV

Margaret Sims/EAC/GOV
11/17/2006 02:54 PM
To Juliet E. Hodgkins/EAC/GOV
cc
Subject Re: Draft Voter Fraud/Voter Intimidation Report

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Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Thanks so much for all of your help. Have a very Happy Thanksgiving.

Sent from my BlackBerry Wireless Handheld
Margaret Sims

----- Original Message -----
From: Margaret Sims
Sent: 11/17/2006 02:54 PM
To: Juliet Hodgkins
Subject: Re: Draft Voter Fraud/Voter Intimidation Report

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Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV
11/17/2006 09:44 AM
To: Margaret Sims/EAC/GOV@EAC
cc
Subject: Re: Draft Voter Fraud/Voter Intimidation Report

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Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Julie:
I reviewed our materials and refreshed my memory. The DOJ issues appear to be the only potential pitfalls in the consultants' interview summaries. The only other issue that arose during the course of the work was Secretary Rokita's objection to EAC doing the research. I think you have taken care of that in your paper. --- Peggy

Juliet E. Hodgkins/EAC/GOV

Juliet E. Hodgkins/EAC/GOV

Thanks so much for all of your help. Have a very Happy Thanksgiving.

------------------------
Sent from my BlackBerry Wireless Handheld
Margaret Sims
----- Original Message -----

From: Margaret Sims
Sent: 11/17/2006 02:54 PM
To: Juliet Hodgkins
Subject: Re: Draft Voter Fraud/Voter Intimidation Report

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Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----

Gavin S. Gilmour/EAC/GOV
11/27/2006 10:58 AM	To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: My Thoughts --PRIVILEGED COMMUNICATION

Peggy,

Just to clarify... you only attended (by teleconference or otherwise) one of the interviews? I thought it was more than that?

Gavin S. Gilmour
Deputy General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

THIS MESSAGE IS FOR ITS INTENDED RECIPIENT ONLY. IT IS A PRIVILEGED DOCUMENT AND SHALL NOT BE RELEASED TO A THIRD PARTY WITHOUT THE CONSENT OF THE SENDER.

Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV 11/17/2006 02:48 PM
To Gavin S. Gilmour/EAC/GOV@EAC
cc Juliet E. Hodgkins/EAC/GOV@EAC, Jeannie Layson/EAC/GOV@EAC
Subject Re: My Thoughts --PRIVILEGED COMMUNICATION

Gavin:

This looks good to me. I just have a few questions/clarifications, both involving the second paragraph:

1. First sentence - Do you mean "intra-agency", rather than interagency?
2. Second sentence - If we plan to release an EAC report based on the material provided by the consultants, then can we avoid implying that we are ever going to release a report written by the consultants?
3. Sixth sentence - I was present at only one interview, not all of them; but I did facilitate and help schedule the interviews.

--- Peggy

Gavin S. Gilmour/EAC/GOV

--- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM ---

Margaret Sims/EAC/GOV
11/27/2006 11:30 AM
To Gavin S. Gilmour/EAC/GOV
cc
Subject Re: My Thoughts --PRIVILEGED COMMUNICATION

I attended only the interview with Craig Donsanto. --- Peggy
Peggy,

Just to clarify... you only attended (by teleconference or otherwise) one of the interviews? I thought it was more than that?

Gavin S. Gilmour
deputy general counsel
United States election assistance commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

THIS MESSAGE IS FOR ITS INTENDED RECIPIENT ONLY. IT IS A PRIVILEGED DOCUMENT AND SHALL NOT BE RELEASED TO A THIRD PARTY WITHOUT THE CONSENT OF THE SENDER.

Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
to Gavin S. Gilmour/EAC/GOV@EAC

cc Juliet E. Hodgkins/EAC/GOV@EAC, Jeannie Layson/EAC/GOV@EAC

subject Re: My Thoughts --PRIVILEGED COMMUNICATION

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Gavin S. Gilmour/EAC/GOV

Gavin S. Gilmour/EAC/GOV
to Juliet E. Hodgkins/EAC/GOV@EAC, Jeannie Layson/EAC/GOV, Margaret Sims/EAC/GOV@EAC

c

subject My Thoughts --PRIVILEGED COMMUNICATION

Do Not Release
Attached is a revised version of the Voting Fraud/Voter Intimidation Draft Report. The changes that Commissioner Hillman suggested have been made and highlighted in yellow. See pages 10-11.

Peggy and I are working on the revision of the Donsanto and Tanner interview summaries and will forward that to you under a separate email.
Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----

Margaret Sims/EAC/GOV
11/30/2006 04:37 PM
To Juliet E. Hodgkins/EAC/GOV@EAC
cc
Subject Donsanto-Tanner Interviews

Julie:

I made some suggested edits in the attached excerpts of the Donsanto and Tanner interview summaries. You may be able to better phrase them. The most important edits are:

- I noticed that the consultants had listed Donsanto's and Tanner's titles incorrectly (which we may also need to correct in our report where we list the interviewees). Donsanto and Tanner might be amused that our consultants "promoted" them, but their bosses may not.
- I redacted two sentences that I thought we should not publicize and one that I thought was in error from the Donsanto description. I also tried to correct the paragraph that discusses DOJ's pursuit of individual offenders.
- I moved the note about Tanner's failure to provide data and information to the end of the description (the highlighted paragraph) so that its isn't so "in your face". I also tried to edit it, but am still a bit concerned about including it at all.

If you have any questions, or want to talk about this, give me a call (703-323-9277). Also, I may be in the office tomorrow, if my insides cooperate. --- Peggy

Juliet E. Hodgkins/EAC/GOV
12/01/2006 03:17 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Donsanto-Tanner Interviews

I made the correction on the titles in the report. There was one that was not correct.

There are a couple of things I may suggest that we leave in, as I don't think that DOJ would have a problem with it, (e.g. the fact that they won't release information on pending cases).

I will forward to the Cs for their review.
Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
To Juliet E. Hodgkins/EAC/GOV@EAC
cc
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Summaries of Interviews with Donsanto-Tanner redacted-revised.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----

Margaret Sims/EAC/GOV
To Juliet E. Hodgkins/EAC/GOV
cc
Subject Re: Donsanto-Tanner Interviews

Julie:

I assume you mean the note associated with the Tanner interview when you mentioned the pending cases. That's fine by me. I was just a little concerned that the note as a whole was a little adversarial and whiny. If any questions arise as to why certain items should be deleted from the Donsanto interview summary, I have answers. --- Peggy

004603
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Juliet Thompson Hodgkins  
General Counsel  
United States Election Assistance Commission  
1225 New York Ave., NW, Ste 1100  
Washington, DC 20005  
(202) 566-3100

Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV  
11/30/2006 04:37 PM  
To Juliet E. Hodgkins/EAC/GOV@EAC  
cc  
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Summaries of Interviews with Donsanto-Tanner redacted-revised.doc
Dear Peter:

I apologize for the delayed response. The paper that the media touted as an EAC statement on vote fraud was actually just a report on the status of preliminary research into voting fraud and voter intimidation conducted by EAC consultants. The document does not represent a consensus statement on the subject by EAC. The status report was presented to the EAC Board of Advisors and the EAC Standards Board last spring. As these meetings were open to the public, the status report is available to the public. (See attached.)

EAC plans to consider a draft of its own report, which is based on the preliminary research of our consultants, at this Thursday's public meeting. (See agenda published at http://www.eac.gov/docs/Public%20Meeting.%2012-07-06.%2020Wash,%2020Revised%20Final%20Agenda.pdf.) If the report is approved, EAC will publish it on our web page.

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

VF-VI Study Status 5-17-06.pdf

Then I need to get commishes to okay.

--- Forwarded by Bryan Whitener/EAC/GOV on 12/06/2006 12:36 PM ---

"RoseUtley, Jennifer"
Jennifer.RoseUtley@bm.co

To bwhitener@eac.gov
Brian,

Please find attached the draft fraud report press release for review. The other documents will follow in a separate email.

Jennifer

--------------------
NEW E-MAIL:

Jennifer Rose-Utley
Manager, Public Affairs
Burson-Marsteller
202.530.4505

--------------------
We've Moved!

Please visit us at our new location:

Burson-Marsteller
1110 Vermont Avenue, NW, Suite 1100
Washington, DC 20005

--------------------
Fraud Press Release - DRAFT v2.doc
--- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM ---

Margaret Sims/EAC/GOV
12/06/2006 03:46 PM
To bwhitener@eac.gov
cc
Subject VF-VI Research Contacts

Bryan:

The two consultants were:

- Tova Wang (wang@tcf.org)
- Job Serebrov (redacted)
The contact information for the Project Working Group, including technical advisor, Craig Donsanto, is in the attached spreadsheet.

You should also send notice to John Tanner, Chief, Voting Section, Civil Rights Division, DOJ (john.k.tanner@usdoj.gov). --- Peggy

For Immediate Release
December 7, 2006

Contact:
Jeannie Layson
Bryan Whitener
(202) 566-3100

EAC Releases Findings of Voting Fraud and Voter Intimidation Study

No consensus on the regularity of voting fraud and voting intimidation found
Agency accepts recommendations to conduct a comprehensive study on elections crimes

WASHINGTON - The United States Election Assistance Commission (EAC) today voted on the findings of the "Voting Fraud and Voter Intimidation Study" and accepted recommendations to conduct...
a comprehensive assessment of all claims, charges and prosecutions of voting crimes.

The study represents the first phase of the information gathering process and includes a working definition of election crimes. EAC will now proceed with the second phase, a more comprehensive data-driven survey and study of elections crimes and voter intimidation. The new phase will offer consistency to the study and will identify a common definition of the issue for dialogue among elections officials, civil rights and voter advocacy groups, law enforcement officials, attorneys and the public.

The recommendations accepted by EAC today include:

Survey Chief Elections Officers to Review and Assess Administrative Complaints: EAC will survey the states' chief election officers regarding complaints that have been filed, investigated and resolved since January 1, 2004.

Survey State Election Crime Investigation Units Regarding Complaints Filed and Referred: EAC will gather information on the numbers and types of complaints that have been received by, investigated, and ultimately referred to local or state law enforcement by election crime investigation units since January 1, 2004.

Survey Law Enforcement and Prosecutorial Agencies Regarding Complaints and Charge of Voting Crimes: EAC will survey law enforcement and prosecutorial agencies at the local, state and federal level to determine the number and types of complaints, charges, or indictments, and pleas or convictions of election crimes since January 1, 2004.

Analyze Survey Data in Light of State Laws and Procedures: EAC will use the reliable data gathered from each survey group to analyze the effectiveness of fraud prevention and reporting measures.

In order to arrive at the findings, EAC consultants reviewed existing studies, articles, reports and case law on voting fraud and intimidation and conducted interviews with experts in the field regarding their experiences and research. According to the findings, while there is currently no consensus on the frequency of voting fraud and voter intimidation, most participants agreed that absentee balloting is subject to the greatest proportion of fraudulent acts, followed by vote buying and voter registration fraud.

Following today's vote to approve the survey recommendations, EAC will begin a comprehensive survey and subsequent study on voting fraud and voter intimidation based on hard data. Section 241 of the Help America Vote Act of 2002 (HAVA) mandates that EAC research and study various issues related to the administration of elections. During Fiscal Year 2006, EAC in consultation with the Standards Board and Board of Advisors selected voting fraud and voter intimidation from a list of potential research topics that serve to improve the administration of elections for federal office.

For the EAC's full report on the Voting Fraud and Voter Intimidation Study or to view testimony from today's hearing, visit www.eac.gov.
EAC is an independent bipartisan commission created by HAVA. It is charged with administering payments to states and developing guidance to meet HAVA requirements, implementing election administration improvements, adopting voluntary voting system guidelines, accrediting voting system test laboratories and certifying voting equipment and serving as a national clearinghouse and resource of information regarding election administration. The three EAC commissioners are Paul DeGregorio, chairman; Donetta Davidson and Gracia Hillman. One vacancy currently exists.

###

Commissioners,

I want to respond to Rick Hasen's post regarding EAC and the fraud report. My suggested response is below, and his original post follows. Please let me know if you agree that I should attempt to correct the misinformation he posted. If so, please let me know if you approve of my suggested response. Thank you.

Mr. Hasen,

I write to point out incorrect information you posted on your website on December 11, 2006. You wrote: "Note what's missing compared to the earlier version leaked to the USA Today Newspaper." No one at the EAC leaked anything to USA Today. The reporter asked for a copy of the staff report about the fraud research that was presented at a public meeting in May to our Board of Advisors and the Standards Board, and the EAC provided it to him. This information was presented and discussed at a meeting that was open to the public, so we provided materials distributed at the meeting to anyone who requested it. The staff report about the fraud project was also distributed to every member of both advisory boards. Go here to view the Federal Register notice about the public meeting at which this project and many others were discussed.

The statement you attribute to one of the consultants is absolutely correct. As stated by their contract, these consultants were hired so that the EAC could "...obtain consulting services from an individual who can provide advice drawn from broad professional and technical experience in the area of voter fraud and intimidation."

As for your reference to what's "missing compared to the earlier version," the report contains the complete summaries of every interview conducted by the consultants as well as every book, article, report or case that was reviewed. It does not contain the synopsis of those interviews, which were written by the consultants. EAC provided the individual summaries so readers could reach their own conclusions about the substance of the interviews.
EAC's interpretation of HAVA and its determination of what it will study and how it will use its resources to study it are matters of agency policy and decision. These are not, nor should they be, determinations or decisions made by consultants. The EAC has the ultimate responsibility for the reports it issues, and it is incumbent upon the agency to conduct due diligence to ensure reports, data or any other information is complete and accurate before it is adopted by the Commission.

As someone with a public platform who informs the public about matters regarding election administration, I would appreciate it if you would extend the same professional courtesy most journalists do and contact the agency in the future if you have questions or concerns about EAC policy or actions. You may reach me directly at 202-566-3103. I appreciate your consideration in this matter.

Sincerely,
Jeannie Layson
Director of Communications
US Election Assistance Commission

More on FL-13, and a Role for the EAC?
When I saw this headline on the Sarasota Herald Tribune web page, I thought it must have been about the FL-13 race. Over on the election law listserv, Doug Johnson, responding to my commentary calling for the House to investigate the problems and declare a revote in the FL-13 race, suggested that perhaps the EAC is better situated to conduct an investigation than the House of the problems in the FL-13.
I'm afraid we might not be able to count on the EAC to conduct an investigation that is well-funded, tough, and fair. Politics appears to be creeping in to decisions of the EAC's advisory board, and there's real concern about the EAC's vote fraud report. Note what's missing compared to the earlier version leaked to the USA Today newspaper. Tova Wang, who authored the draft report for the EAC, issued the following statement to me: "My co-consultant and I provided the EAC with a tremendous amount of research and analysis for this project. The EAC released what is their report yesterday."
The EAC has also lost two commissioners, one Republican and one Democrat, who appeared to be tough-minded and fair. I am very worried about the fairness and non-partisanship of the new rumored nominees.
In short, the EAC has to prove it is up to the task of fair and serious inquiry before it could be trusted with something like an investigation of the FL-13.

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov
I agree that Jeannie should send the response.

Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----

Gracia Hillman/EAC/GOV

12/14/2006 12:07 PM

To: "Paul DeGregorio" <pdegregorio@eac.gov>, "Donetta Davidson" <Ddavidson@eac.gov>, Thomas R. Wilkey/EAC/GOV@EAC, Thomas R. Wilkey/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC, Juliet E. Thompson/EAC/GOV@EAC, Karen Lynn-Dyson <klynn-dyson@eac.gov>, "Jeannie Layson" <jlayson@eac.gov>, "Karen Lynn-Dyson" <klynn-dyson@eac.gov>

cc: "Sheila Banks" <sbanks@eac.gov>

Subject: People For

I know that People For the American Way delivered petitions to EAC about release of the Fraud report but I need to know what other communications EAC has had with People For about the study.

Was it represented on the study's working group? If so, by whom? Did they write to us and did we answer? Did anybody from there talk with anybody at EAC about the study and our work? Thanks.

--------------

Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----

Margaret Sims/EAC/GOV

12/14/2006 12:40 PM

To: Gracia Hillman/EAC/GOV@EAC

cc: "Donetta Davidson" <Ddavidson@eac.gov>, "Jeannie Layson" <jlayson@eac.gov>, Juliet E. Thompson/EAC/GOV@EAC, "Karen Lynn-Dyson" <klynn-dyson@eac.gov>, "Paul DeGregorio" <pdegregorio@eac.gov>, "Sheila Banks" <sbanks@eac.gov>, Thomas R. Wilkey/EAC/GOV@EAC

Subject: Re: People For

Commissioner Hillman:

PFAW was not represented on the Working Group for the Voting Fraud-Voter Intimidation research project. Also, I have had no communications with the organization about the study. I did work with
Jeannie and Gavin on a response to PFAW's FOIA request for the study. Jeannie should have the final copy of that reply.

Peggy Sims
Election Research Specialist
Gracia Hillman/EAC/GOV

To "Paul DeGregorio" <pdegregorio@eac.gov>, "Donetta Davidson" <d davidson@eac.gov>, Thomas R. Wilkey/EAC/GOV@EAC, Juliet E. Thompson/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC, "Jeannie Layson" <jlayson@eac.gov>, "Karen Lynn-Dyson" <klynn-dyson@eac.gov>
cc “Sheila Banks” <sbanks@eac.gov>

Subject People For

I know that People For the American Way delivered petitions to EAC about release of the Fraud report but I need to know what other communications EAC has had with People For about the study.

Was it represented on the study’s working group? If so, by whom? Did they write to us and did we answer? Did anybody from there talk with anybody at EAC about the study and our work? Thanks.

Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----
Margaret Sims/EAC/GOV
12/14/2006 12:55 PM
To Juliet E. Hodgkins/EAC/GOV, Jeannie Layson/EAC/GOV
cc
Subject PFAW Response to EAC Vote Fraud Report

Are there any plans to rebut the PFAW response? If so, may I help? --- Peggy
----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----
Jeannie Layson/EAC/GOV
12/14/2006 01:08 PM
To Margaret Sims/EAC/GOV@EAC
cc Juliet E. Hodgkins/EAC/GOV@EAC
Subject Re: PFAW Response to EAC Vote Fraud Report

I didn't get any comments from you regarding yesterday's response to Rick Hasen. Any thoughts on that?

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW

- 004612
Margaret Sims/EAC/GOV
12/14/2006 12:55 PM
To Juliet E. Hodgkins/EAC/GOV@EAC, Jeannie Layson/EAC/GOV@EAC
cc
Subject PFAW Response to EAC Vote Fraud Report

Are there any plans to rebut the PFAW response? If so, may I help? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM ----
Margaret Sims/EAC/GOV
12/14/2006 01:19 PM
To Jeannie Layson/EAC/GOV@EAC
cc
Subject Re: PFAW Response to EAC Vote Fraud Report

Sorry. I saw a message addressed to the Commissioners. I did not realize the fact that I was cc'd meant that you wanted my comments as well. Will do better next time. In the case of PFAW, I think we may need to address other points, as well. I can put some comments in bullet form, and you can take them or leave them. --- Peggy

Jeannie Layson/EAC/GOV

12/14/2006 01:08 PM
To Margaret Sims/EAC/GOV@EAC
cc Juliet E. Hodgkins/EAC/GOV@EAC
Subject Re: PFAW Response to EAC Vote Fraud Report

I didn't get any comments from you regarding yesterday's response to Rick Hasen. Any thoughts on that?
Are there any plans to rebut the PFAW response? If so, may I help? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----

Karen Lynn-Dyson/EAC/GOV
12/14/2006 01:36 PM

To Margaret Sims/EAC/GOV@EAC
cc "Donetta Davidson" <Ddavidson@eac.gov>, Gracia Hillman/EAC/GOV@EAC, "Jeannie Layson" <jlayson@eac.gov>, Juliet E. Thompson/EAC/GOV@EAC, "Karen Lynn-Dyson" <klynn-dyson@eac.gov>, "Paul DeGregorio" <pdegregorio@eac.gov>, "Sheila Banks" <sbanks@eac.gov>, Thomas R. Wilkey/EAC/GOV@EAC

Subject Re: People For

--- Peg, et.al-

I did not have any interaction with this group.

Karen Lynn-Dyson
Research Director
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3123

Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
12/14/2006 12:40 PM

To Gracia Hillman/EAC/GOV@EAC
cc "Donetta Davidson" <Ddavidson@eac.gov>, "Jeannie Layson" <jlayson@eac.gov>, Juliet E. Thompson/EAC/GOV@EAC, "Karen Lynn-Dyson" <klynn-dyson@eac.gov>, "Paul DeGregorio" <pdegregorio@eac.gov>, "Sheila Banks" <sbanks@eac.gov>, Thomas R. Wilkey/EAC/GOV@EAC

Subject Re: People For

Commissioner Hillman:
PFAW was not represented on the Working Group for the Voting Fraud-Voter Intimidation research project. Also, I have had no communications with the organization about the study. I did work with Jeannie and Gavin on a response to PFAW's FOIA request for the study. Jeannie should have the final copy of that reply.

Peggy Sims
Election Research Specialist

I know that People For the American Way delivered petitions to EAC about release of the Fraud report but I need to know what other communications EAC has had with People For about the study.

Was it represented on the study's working group? If so, by whom? Did they write to us and did we answer? Did anybody from there talk with anybody at EAC about the study and our work? Thanks.

Sent from my BlackBerry Wireless Handheld

Attached is the suggested timeline that I offered for the Election Crimes Study.

It is an excel spreadsheet, which, if printed, should be done with Landscape layout. If printed on 8 1/2 x 11 paper, it will print as two pages.
Was the report that was drafted after the working group meeting or the interviews done with eac participant reviewed after the draft was completed. Need this right away

------------------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----
Karen Lynn-Dyson/EAC/GOV
01/26/2007 11:49 AM
To: Elileen L. Kuala/EAC/GOV@EAC
cc: Margaret Sims/EAC/GOV@EAC
Subject: Re: 

Peg-
Could you get Elle and answer on this, if she hasn't already gotten one?

Thanks

Karen Lynn-Dyson
Research Director
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3123

Elileen L. Kuala/EAC/GOV

Hey Karen,
Did Barbara Arnwine ever attend ANY of the voter fraud working group meetings?
Thanks,
I already got one, thanks!

Karen Lynn-Dyson/EAC/GOV

Peg-

Could you get Elle and answer on this, if she hasn't already gotten one?

Thanks
Hey Karen,

Did Barbara Arnwine ever attend ANY of the voter fraud working group meetings?

Thanks,
Elle
Elle Collver
U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, D.C. 20005
(202) 566-2256
www.eac.gov

Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 04/24/2007 02:50 PM -----
Juliet E. Hodgkins/EAC/GOV
02/09/2007 05:45 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Fw: 1099

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
----- Forwarded by Juliet E. Hodgkins/EAC/GOV on 02/09/2007 05:44 PM -----
"Job Serebrov"
02/09/2007 05:33 PM
To "Julie Thompson-Hodgkins" <jhodgkins@eac.gov>
cc
Subject 1099
Curtis:

I believe that the only items I have in hard copy, and not in electronic format, are my working copies of the contracts (official copies would be in the agency contract files), the monthly pay invoices and travel reimbursement requests submitted by the consultants, and some DOJ training documentation that was given to us on condition that we keep it confidential.

Other than emails, the documentation that is in electronic form is housed in EAC’s shared drawer at T:\RESEARCH IN PROGRESS\VOTING FRAUD-VOTER INTIMIDATION. Do you have read access to that?

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

All:

The Office of Inspector General has initiated an evaluation of the contracting process used by the EAC for the voter fraud and voter intimidation projects. In order for us to complete our evaluation, we need copies of all e-mails or other documents that you have regarding either project. Electronic documents can be sent to an e-mail account that we have set up- eaccon@eac.gov.
If you have any hard copy documents, please let me know.

If you do not have any documents or e-mails, please send me an e-mail to that effect.

Thank you,

Curtis Crider
Office of Inspector General, Election Assistance Commission
Phone - (202) 566-3125
Fax - (202) 566-0957

Important: This electronic transmission is intended for the use of the individual or entity to which it is
Fifth batch attached. More to come. --- Peggy Sims

Please do ask him. Thanks
-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 03 2006 4:14 PM
To: wang@tcf.org;
Subject: Fw: DOJ Training Materials

Devon's response is attached. Guess I'll add this to the list of questions going to Donsanto.
---Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/03/2006 05:12 PM -----
Devon E. Romig/EAC/GOV

04/03/2006 04:21 PM

Peggy,

The sections that you listed below are also empty in our copy. I have attached a copy of the complete table of contents with all of the section that are empty in our copy of the 2004 DOJ training binder.

Thanks,

Devon
Devon:
One of our consultants noted that there are several sections appear to be missing from the 2004 DOJ training binder. She wasn't sure if it is because of what DOJ sent over to EAC or a problem in the photocopying. From what she can see, some of the table of contents is missing and tabs 14, 15, 16, 17, 21, 23 and 26 are all empty. I think we must have provided the T of C because I don't see one in the binder. Can you please retrieve the binder and check this out for me?
Thanks! --- Peggy

Hi Peg,

I will call J.R. on Thursday to run it by him and let you know what he says. As for my availability on Wednesday, April 12, the answer is "yes". Morning is best for me, although I could be available in the afternoon. You choose a time and I will be here.

Thanks,

Tony

----- Original Message -----
From: psims@eac.gov
To: psims@eac.gov
Sent: Wednesday, April 05, 2006 12:32 PM
Subject: Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group
Intimidation Working Group

Tony:

Which one do you think would be best? J.R. Perez, as Election Administrator, should have knowledge of voting fraud and voter intimidation in both voter registration and voting. I assume that, though Patricia is the voter registration supervisor, she also would have knowledge of voting fraud and voter intimidation in balloting. Would they be available in May for a meeting of the project working group? Who could best stand up to the DNC and RNC counsels?

On a related matter, would you be available for our consultants to interview you by telephone next Wednesday? If so, let me know a convenient time. I’ll confirm the time with the two consultants, Job Serebrov and Tova Wang. Then, I’ll get back to you with the toll-free line and pass code you will need to use for the teleconference.

Thanks!

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

"Tony J. Sirvello III"  
04/04/2006 02:17 PM  
To "Peggy Sims" <psims@eac.gov>  
cc  
Subje Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation ct Working Group

Good Afternoon Peg,

How about J. R. Perez, Elections Administrator, Guadalupe County or Patricia Benavides, Voting Registration Supervisor, Tarrant County, Texas?

Tony
----- Original Message -----
From: Helen Jamison
To: Tony J. Sirvello III
Sent: Tuesday, April 04, 2006 11:46 AM
Subject: RE: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Dear Tony,
Unfortunately both Javier and myself have to decline in being members of the working group from Texas. It is a bad time of the year where we have so many elections and would not be able to contribute enough time to doing research of any kind. Please keep us in mind for future meetings.
Helen Jamison

-----Original Message-----
From: Tony J. Sirvello III [mailto://]
Sent: Monday, April 03, 2006 1:19 PM
To: Helen Jamison; Javier Chacon
Subject: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Helen, Javier,

Attached is the information from the EAC requesting your services as a member of the working group from Texas. Please let me know in a couple of days if one of you will be able to participate. If you need more information, call me and I will conference in with Peggy Sims, who can give you more details.

Thanks,

Tony

----- Original Message -----
From: psims@eac.gov
To: //
Sent: Thursday, March 16, 2006 10:29 AM
Subject: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:

Thanks for being willing to help me identify a qualified, nonpartisan local election official to serve on our Project Working Group for the preliminary research being conducted on voting fraud and voter intimidation.

Background
Section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are the development of:

1. nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
2. methods of identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC's Board of Advisors recommended that EAC make research on these topics a high priority.

Preliminary EAC Research

Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

1. develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
2. perform preliminary research on these topics (including Federal and State administrative and case law review), identify related activities of key government agencies and civic and advocacy organizations, and deliver a summary of this research and all source documentation;
3. convene a meeting of a project working group composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation, provide the results of the preliminary research to the working group, and record the working group's deliberations; and
4. produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future EAC action, if any.

The Project Working Group will probably meet only once during this preliminary research effort (probably in late April) to review the consultants research and provide input. Other members of the Working Group are lawyers from advocacy groups and major political parties, two State election officials, and Barry Weinberg, former Deputy Chief of DOJ's Voting Section, Civil Rights Division. Craig Donsanto, Director of DOJ's Election Crimes Branch will serve as a technical advisor to the group.

I really appreciate any help you can offer in identifying a qualified individual to fill the slot on the Working Group that has been reserved for an experienced, nonpartisan local election official.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

"Tony J. Sirvello III" <black_out>

04/04/2006 02:17 PM
To: "Peggy Sims" <psims@eac.gov>
cc
Subject: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group
Good Afternoon Peg,

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Tony

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Sent: Tuesday, April 04, 2006 11:46 AM 
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Helen Jamison
-----Original Message-----
From: Tony J. Sirvello III [mailto:Tony.SirvelloIII@texas.gov] 
Sent: Monday, April 03, 2006 1:19 PM 
To: Helen Jamison; Javier Chacon
Subject: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Helen, Javier,

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Thanks,

Tony

----- Original Message ----- 
From: psims@eac.gov
To: [Redacted]

Sent: Thursday, March 16, 2006 10:29 AM

Subject: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

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I really appreciate any help you can offer in identifying a qualified individual to fill the slot on the Working Group that has been reserved for an experienced, nonpartisan local election official.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Tony:

How about scheduling the teleconference with our consultants for 10 AM CST/11 AM EST on Wednesday, April 12? --- Peggy

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, April 04, 2006 8:46 AM
To: Tova Andrea Wang; Job Serebrov
Subject: Project Working Group Meeting

The Chairman and Vice Chairman are interested in attending the meeting. Due to schedule conflicts, they are asking us to look at the week of May 15. Does that pose a problem for either of you peggy

-------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
"Tova Wang" <wang@tcf.org>
04/12/2006 12:30 PM
To "Job Serebrov" <psims@eac.gov>
cc "Nicole Mortellito" <nmortellito@eac.gov>
Subject RE: working group meeting
That's fine, just asking

-----Original Message-----
From: Job Serebrov [mailto:
Sent: Wednesday, April 12, 2006 11:26 AM
To: Tova Wang; psims@eac.gov
Cc: 'Job Serebrov'; 'Nicole Mortellito'
Subject: Re: working group meeting

It was my understanding that the meeting would be on
the 15th or later.

Tova, Peggy is out of the office this week.

--- Tova Wang <wang@tcf.org> wrote:

> I cannot do it on May 5 now. Any update on a date?
> I will be in DC for
> other meetings May 4 - May 7 if that makes any
> difference (EAC would not
> have to pay my transportation if it was on, for
> example, Monday May 8 or
> possibly even the 9th) Thanks.
> 
> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
> 41 East 70th Street - New York, NY 10021
> phone: 212-452-7704 fax: 212-535-7534
> 
> www.tcf.org, for the latest news,
> analysis, opinions, and events.
> 
> <mailto:join-tcfmain@mailhost.groundspring.org>
> Click here to receive our
> weekly e-mail updates.
> 
>
As I have alerted Nicole, the call is not working. Someone ought to get in touch with Kevin -- I do not have his contact information.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 10, 2006 8:45 PM
To: Tova Andrea Wang; Job Serebrov
Subject: Kennedy Interview

It appears that the teleconference with Kevin Kennedy is set for tomorrow, April 11, at 10:30 AM CST/11:30 AM EST. Use the usual phone number (866-222-9044) and passcode (62209).

If you have trouble connecting, contact Nicole.

Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Nicole Mortellito/CONTRACTOR/EA C/GOV
04/11/2006 11:45 AM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc psims@eac.gov, "Job Serebrov"
Subject RE: Kennedy Interview

the call is up and running!! you may dial in

Regards,

Nicole K. Mortellito
Research Assistant
U.S. Election Assistance Commission
1225 New York Avenue - Suite 1100
Washington, DC
202.566.2209 phone
202.566.3128 fax

"Tova Wang" <wang@tcf.org>

04/11/2006 11:42 AM
As I have alerted Nicole, the call is not working. Someone ought to get in touch with Kevin -- I do not have his contact information.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 10, 2006 8:45 PM
To: Tova Andrea Wang; Job Serebrov
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If you have trouble connecting, contact Nicole.

Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
Nicole Mortellito/CONTRACTOR/EA C/GOV
04/10/2006 10:05 AM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Teleconference set up

You are set for the 12th at 11am 866-222-9044 pass code 62209

Regards,

Nicole K. Mortellito
Research Assistant
U.S. Election Assistance Commission
1225 New York Avenue - Suite 1100
Washington, DC
202.566.2209 phone
202.566.3128 fax
Margaret Sims/EAC/GOV
Nicole:
Could you please help me set up a teleconference for Wednesday, April 12 at 11 AM EST (for 1 hour)?
Please send me confirmation.
Peg

Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
"Weinberg and Utrecht"
04/04/2006 08:14 AM
To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation Project

Peggy:
May looks pretty good right now. I will not be available May 1, or in the morning (before 12:30) on May 4 or May 11, or in the afternoon on May 10.
Barry

----- Original Message -----
From: psims@eac.gov
To: [Redacted]
Sent: Monday, April 03, 2006 3:15 PM
Subject: Voting Fraud-Voter Intimidation Project

Hi, Barry:

I'm trying to arrange a meeting of the Working Group for EAC's Voting Fraud-Voter Intimidation project. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov
I didn't have anything specific in mind yet, especially as I have not finished going through the voluminous documentation, but I will let you know

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 03, 2006 2:41 PM
To: wang@tcf.org; serebrov@sbcglobal.net
Subject: Mentioning DOJ Training Guidance

Tova and Job:

Craig Donsanto responds that it is not possible for him to assess the level of public attribution that would be appropriate without seeing the substantive stuff in context. He does not foresee a problem; but recommends that I provide him with the draft text. He will review it to ensure we are not disclosing things we shouldn't disclose.

Therefore, please provide the draft text to me ASAP, so that I can forward it to him for review. I suspect he will provide me with a prompt response, which I will forward to you.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

That time is fine. A half hour earlier would be better. I also have a 12 CDT meeting.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, April 07, 2006 12:27 PM
To: Kevin Kennedy  
Subject: Interview  

Kevin:
I'm just following up on my request for your availability to be interviewed by our consultants for our voting fraud/voter intimidation project. Are you available Tuesday, April 11 at 11 AM CST?
Peggy Sims

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ----
Margaret Sims/EAC/GOV
04/03/2006 05:11 PM  
To "Job Serebrov"  
cc
Subject Re: Working Group Contact Info

Thanks, Job! --- Peggy

"Job Serebrov"  
04/03/2006 04:57 PM  
To psims@eac.gov  
cc
Subject Re: Working Group Contact Info

Norcross's assistant is Maria Rivers:
Rivers@BlankRome.com

Rokita's assistant is:

Amy Miller  
Executive Assistant  
Indiana Secretary of State Todd Rokita  
317-232-6536  
assistant@sos.in.gov

--- psims@eac.gov wrote:
> Please review the attached and let me know of any corrections that should be made. Thanks! --- Peggy
> 
>
"Job Serebrov"

To psims@eac.gov, wang@tcf.org

cc

Subject Re: Mentioning DOJ Training Guidance

Lets discuss this in 10 minutes.

--- psims@eac.gov wrote:

> Tova and Job:
> 
> Craig Donsanto responds that it is not possible for
> him to assess the
> level of public attribution that would be
> appropriate without seeing the
> substantive stuff in context. He does not foresee a
> problem; but
> recommends that I provide him with the draft text.
> He will review it to
> ensure we are not disclosing things we shouldnâ€™t
> disclose.
> 
> Therefore, please provide the draft text to me ASAP,
> so that I can forward
> it to him for review. I suspect he will provide me
> with a prompt
> response, which I will forward to you.
> 
> Peggy Sims
> Election Research Specialist
> U.S. Election Assistance Commission
> 1225 New York Ave, NW - Ste 1100
> Washington, DC 20005
> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)
> Fax: 202-566-3127
> email: psims@eac.gov
>

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

"Tova Wang"
<wang@tcf.org>

04/04/2006 01:30 PM

To psims@eac.gov

cc "Job Serebrov"
<wang@tcf.org>

Subject working group agenda
Hi Peg,

Attached is a draft of an agenda for the working group. Let us know what you think. Thanks. Tova

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704  fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

Click here to receive our weekly e-mail updates.

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---

"Job Serebrov"
04/04/2006 12:35 PM
To  psims@eac.gov, "Tova Andrea Wang" <wang@tcf.org>
cc
Subject  Re: Project Working Group Meeting

Peggy:

Here is my situation. I am to go to work full time for the Governor at some time in June. I just don't know when and because we are having a special session right now, no one can give me any indications as to the date. The special session will last for at least two weeks. However, I had to arrange a job because the contract ends at the end of May. So---all of this said---if, for instance, I go to work for the Governor the first week of June, I will only be able to work on EAC matters after hours at night.

Job

--- psims@eac.gov wrote:

> The Chairman and Vice Chairman are interested in
> attending the meeting. Due
> to schedule conflicts, they are asking us to look at
> the week of May 15.
> Does that pose a problem for either of you?
> -------------
> Sent from my BlackBerry Wireless Handheld
> >
> >
Sorry, you mean its today. OK, thanks. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]  
Sent: Monday, April 10, 2006 8:45 PM  
To: Tova Andrea Wang; Job Serebrov  
Subject: Kennedy Interview

It appears that the teleconference with Kevin Kennedy is set for tomorrow, April 11, at 10:30 AM CST/11:30 AM EST. Use the usual phone number (866-222-9044) and passcode (62209).

If you have trouble connecting, contact Nicole...
Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

Kevin:

Following up on yesterday's conversation, would you be available next Tuesday (4/11) to be interviewed by phone by our consultants on the Voting Fraud-Voter Intimidation research project? The interview is likely to take less than an hour. You pick the time and I'll confirm it with our consultants, Tova Wang and Job Serebrov. Then, I'll send you an email with the toll-free number and pass code that you will need for the teleconference.

EAC is conducting this preliminary research to determine how best to meet HAVA requirements. Section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are the development of:
• nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
• methods of identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

Please let me know if you have any questions. Thanks.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ----
Margaret Sims/EAC/GOV
04/03/2006 04:33 PM
To Tova Andrea Wang, Job Serebrov
cc
Subject Working Group Contact Info

Please review the attached and let me know of any corrections that should be made. Thanks! --- Peggy

Work Group Contact Info.xls
----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ----
Margaret Sims/EAC/GOV
04/03/2006 03:41 PM
To "Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL
cc
Subject RE: Voting Fraud-Voter Intimidation Project

Thanks, Craig! --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

"Donsanto, Craig"
04/03/2006 03:16 PM
To psims@eac.gov
cc
Subject RE: Voting Fraud-Voter Intimidation Project

Hello Peg!

God willing, I will be here the first two weeks of May.
As for your second question, it is not possible for me to assess the level of public attribution that would be appropriate without seeing the substantive stuff in context. I do not foresee a problem. So, I recommend that you get me a draft text and I will review it to ensure we are not disclosing things we shouldn't disclose.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 03, 2006 3:13 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation Project

Craig:

I have 2 issues for you today.

First, I am trying to schedule a meeting of the project working group for EAC's Voting Fraud-Voter Intimidation research project. As a technical advisor on this project, your attendance is particularly important to me. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Second, is it OK for our consultants to refer in their report to guidance provided in the DOJ training materials? I ask this because I understood that some materials in the materials are considered confidential and we do not want to violate your confidentiality provisions. If there is a compromise position, such as having you review that portion of the consultants' report, then let me know.

Thanks!

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
"Tova Wang"
<wang@tcf.org>
04/10/2006 11:04 AM
To psims@eac.gov
cc "Job Serebrov"
Subject small question for Donsanto

Could you please also ask him what the training materials are referring to when they discuss "ballot box stuffing?" Does this mean elections workers add extra votes? Thanks so much. Tova

Tova Andrea Wang
Craig is on the list because the Commission requested he serve as a technical advisory to the project. Although not a member of the project working group, I do need to check his availability for the meeting.

I tried to tell you on the phone that we still are trying to confirm the El Paso County, TX election official for the working group. (Several attempts have been made to contact the Election Director, but she has been out of town.) If we can't get her, we will try for her deputy (also Hispanic). Once I have a response that one of them is willing to serve, I'll update the contact info table and see if I can't get a bio for you two to review. --- Peggy

Why is Craig Donsanto on the list? And what happened about the local election official? Thanks. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 03, 2006 3:33 PM
To: wang@tcf.org; serebrov@sbcglobal.net
Subject: Working Group Contact Info

Please review the attached and let me know of any corrections that should be made. Thanks! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
That gives us no time between interviews though, right? We've never been able to really limit it to 30 minutes.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 10, 2006 8:45 PM
To: Tova Andrea Wang; Job Serebrov
Subject: Kennedy Interview

It appears that the teleconference with Kevin Kennedy is set for tomorrow, April 11, at 10:30 AM CST/11:30 AM EST. Use the usual phone number (866-222-9044) and passcode (62209).

If you have trouble connecting, contact Nicole.

Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Peggy:
The interviews are ok with me.

Tova:
I think I should write the review on the IFES white paper instead of the red book.

Job

--- psims@eac.gov wrote:
> Hi, Job and Tova:
Tony Sirvello (former election director for Harris County, TX and current Executive Director of the International Association of Clerks, Recorders, Election Officials and Treasurers) can make himself available for an interview next Wednesday morning (4/12). He is on CST. Is there a time that works well for the two of you? How about 10 AM CST/11 AM EST? I saw Kevin Kennedy at a meeting in our office this past Tuesday. We are trying to set up an interview with him next Tuesday (4/11).

I asked Donsanto about an updated version of his Prosecution of Election Offenses. He responded that it is at the printers and will not be available for a couple of months. In the interim, he referred me to the white paper he did for IFES, which I have attached. He said that the white paper includes the same information on the prosecution of election fraud that will be in the book. --- Peggy

Hi Peg,

I've just made it through the 2004 binder of materials and have two questions. First, I understand that these materials are confidential, but may we refer to guidance provided in them in our report? Otherwise they are of not much use to us. There's not that much in it that would add to what Donsanto and Tanner told us, but there are a few issues raised that I believe might be germane.

Second, there are several sections evidently missing from the 2004 binder and I'm not sure if that's because of what Donsanto sent over or a problem in the photocopying. From what I can see, some of the table of contents is missing and tabs 14, 15, 16, 17, 21, 23 and 26 are all empty. Can you please look into this?

Thanks and I look forward to speaking to you tomorrow. Tova

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
Margaret Sims/EAC/GOV

004642
Tony:

Which one do you think would be best? J.R. Perez, as Election Administrator, should have knowledge of voting fraud and voter intimidation in both voter registration and voting. I assume that, though Patricia is the voter registration supervisor, she also would have knowledge of voting fraud and voter intimidation in balloting. Would they be available in May for a meeting of the project working group? Who could best stand up to the DNC and RNC counsels?

On a related matter, would you be available for our consultants to interview you by telephone next Wednesday? If so, let me know a convenient time. I'll confirm the time with the two consultants, Job Serebrov and Tova Wang. Then, I'll get back to you with the toll-free line and pass code you will need to use for the teleconference.

Thanks!

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

Good Afternoon Peg,

How about J. R. Perez, Elections Administrator, Guadalupe County or Patricia Benavides, Voting Registration Supervisor, Tarrant County, Texas?

Tony

----- Original Message -----
From: Helen Jamison
To: Tony J. Sirvello III
Sent: Tuesday, April 04, 2006 11:46 AM
Subject: RE: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Dear Tony,
Unfortunately both Javier and myself have to decline in being members of the working group from Texas. It is a bad time of the year where we have so many elections and would not be able to contribute enough time to doing research of any kind. Please keep us in mind for future meetings.

Helen Jamison

-----Original Message-----
From: Tony J. Sirvello III [mailto:
Sent: Monday, April 03, 2006 1:19 PM
To: Helen Jamison; Javier Chacon
Subject: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Helen, Javier,

Attached is the information from the EAC requesting your services as a member of the working group from Texas. Please let me know in a couple of days if one of you will be able to participate. If you need more information, call me and I will conference in with Peggy Sims, who can give you more details.

Thanks,

Tony

----- Original Message ----- 
From: psims@eac.gov
To: 
Sent: Thursday, March 16, 2006 10:29 AM
Subject: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:

Thanks for being willing to help me identify a qualified, nonpartisan local election official to serve on our Project Working Group for the preliminary research being conducted on voting fraud and voter intimidation.

Background

Section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are the development of:
1. nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
2. methods of identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC's Board of Advisors recommended that EAC make research on these topics a high priority.

Preliminary EAC Research

Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

1. develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
2. perform preliminary research on these topics (including Federal and State administrative and case law review), identify related activities of key government agencies and civic and advocacy organizations, and deliver a summary of this research and all source documentation;
3. convene a meeting of a project working group composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation, provide the results of the preliminary research to the working group, and record the working group's deliberations; and
4. produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future EAC action, if any.

The Project Working Group will probably meet only once during this preliminary research effort (probably in late April) to review the consultants research and provide input. Other members of the Working Group are lawyers from advocacy groups and major political parties, two State election officials, and Barry Weinberg, former Deputy Chief of DOJ's Voting Section, Civil Rights Division. Craig Donsanto, Director of DOJ's Election Crimes Branch will serve as a technical advisor to the group.

I really appreciate any help you can offer in identifying a qualified individual to fill the slot on the Working Group that has been reserved for an experienced, nonpartisan local election official.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov
Good Afternoon Peg,

How about J. R. Perez, Elections Administrator, Guadalupe County or Patricia Benavides, Voting Registration Supervisor, Tarrant County, Texas?

Tony

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Helen Jamison

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To: Helen Jamison; Javier Chacon 
Subject: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group 

Helen, Javier,

Attached is the information from the EAC requesting your services as a member of the working group from Texas. Please let me know in a couple of days if one of you will be able to participate. If you need more information, call me and I will conference in with Peggy Sims, who can give you more details.

Thanks,

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I really appreciate any help you can offer in identifying a qualified individual to fill the slot on the Working Group that has been reserved for an experienced, nonpartisan local election official.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
OK, thanks. I can access the IFES web site. That will give the consultants something to work with. --- Peg

The fraud chapter has been published by IFES as part of their Money and Politics Program. It's on their website. I tweeked the text a bit and presented it in Abjua. The rest of it is regretably not public at present.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@usdoj.gov>
Sent: Wed Apr 05 17:26:12 2006
Subject: Re: Voting Fraud-Voter Intimidation Project

Is there any way to get an advance copy? Our consultants will need to review it before you receive your printed versions. --- Peggy
To
psims@eac.gov

cc

Subject
Re: Voting Fraud-Voter Intimidation Project

The 7th edition is done and on its way to the printer. It is my hope to get it our in a couple months.

Sent from Dr. D’s Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed Apr 05 13:05:15 2006
Subject: Voting Fraud-Voter Intimidation Project

Craig:

In reviewing the great materials you gave our consultants, we have not found an updated draft of your famous Prosecution of Election Offenses. Is that available for review? If you have a pdf version, I could pass that on to our consultants (noting any restrictions you may have on use).

Also, we noticed some gaps in the 2004 DOJ training binder. It appears that we are missing the Chris Herren information from Panel 3 and something titled "July 21, 2004" from Panel 4. If these were removed because we should not see them, just let me know.

I also have to check your availability the week of May15. I'm still trying to find a date that everyone will be available for the working group meeting.

Sorry to bug you. Hope all is going well.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov
Hi, Barry:

I'm trying to arrange a meeting of the Working Group for EAC's Voting Fraud-Voter Intimidation project. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

I've been trying to schedule an interview (by teleconference) among our two consultants, Tova Wang and Job Serebrov, and an election attorney, Colleen McAndrews (310/458-1405). I had to leave your name with her assistant, today, just in case she calls back when I am out of the office.

The EAC consultants are available for interviews next week before 4:30 AM EST on Monday (4/10) and in the afternoon on Wednesday (4/12). Email info on any teleconferences scheduled to Job (serebrov@sbcglobal.net) and Tova (wang@tcf.org). Job operates on CST; Tova on EST.

Thanks! --- Peggy

That time is fine for me. Thanks.
Hi, Job and Tova:

Tony Sirvello (former election director for Harris County, TX and current Executive Director of the International Association of Clerks, Recorders, Election Officials and Treasurers) can make himself available for an interview next Wednesday morning (4/12). He is on CST. Is there a time that works well for the two of you? How about 10 AM CST/11 AM EST? I saw Kevin Kennedy at a meeting in our office this past Tuesday. We are trying to set up an interview with him next Tuesday (4/11).

I asked Donsanto about an updated version of his *Prosecution of Election Offenses*. He responded that it is at the printers and will not be available for a couple of months. In the interim, he referred me to the white paper he did for IFES, which I have attached. He said that the white paper includes the same information on the prosecution of election fraud that will be in the book. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---

"Kennedy, Kevin"

To "psims@eac.gov" <psims@eac.gov>

cc

Subject RE: Interview

Thank you.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 10, 2006 11:02 AM
To: Kevin Kennedy
Subject: Re: Interview

I am trying to arrange the teleconference for 10:30 AM CST tomorrow, April 11. Will get back to you once confirmed.

Peggy

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message -----  
From: "Kennedy, Kevin" [Kevin.Kennedy@seb.state.wi.us]  
Sent: 04/09/2006 11:13 AM  
To: "'psims@eac.gov'" <psims@eac.gov>  
Subject: RE: Interview  

That time is fine. A half hour earlier would be better. I also have a 12 CDT
meeting.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, April 07, 2006 12:27 PM
To: Kevin Kennedy
Subject: Interview

Kevin:
I'm just following up on my request for your availability to be interviewed by our consultants for our voting fraud/voter intimidation project. Are you available Tuesday, April 11 at 11 AM CST?
Peggy Sims

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
Nicole Mortellito/CONTRACTOR/EA C/GOV 04/11/2006 11:45 AM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc psims@eac.gov
Subject conf call is up and running

all dial in info is the same!

Regards,

Nicole K. Mortellito
Research Assistant
U.S. Election Assistance Commission
1225 New York Avenue - Suite 1100
Washington, DC
202.566.2209 phone
202.566.3128 fax

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
Margaret Sims/EAC/GOV 04/03/2006 03:18 PM
To wang@tcf.org@GSAEXTERNAL
cc
Subject Re: doj training materials

Tova:
I'm checking with Craig regarding reference in our report to the DOJ training materials. The 2004 DOJ training materials did not have a table of contents. I think Devon added that to help you find your way
Hi Peg,

I've just made it through the 2004 binder of materials and have two questions. First, I understand that these materials are confidential, but may we refer to guidance provided in them in our report? Otherwise they are of not much use to us. There's not that much in it that would add to what Donsanto and Tanner told us, but there are a few issues raised that I believe might be germane.

Second, there are several sections evidently missing from the 2004 binder and I'm not sure if thats because of what Donsanto sent over or a problem in the photocopying. From what I can see, some of the table of contents is missing and tabs 14, 15, 16, 17, 21, 23 and 26 are all empty. Can you please look into this?

Thanks and I look forward to speaking to you tomorrow. Tova

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Devon E. Romig/EAC/GOV
04/07/2006 11:12 AM

To wang@tcf.org
cc Margaret Sims/EAC/GOV@EAC, Edgardo Cortes/EAC/GOV@EAC
Subject Travel voucher

Ms. Wang,

My name is Devon Romig and I am working with Peggy and Edgardo at the EAC. I have completed a travel voucher for you and I need your signature in order to submit the voucher.

If you could please respond with a fax number, I will send you a copy of the voucher.

Let me know if you have any other questions.

Sincerely,

Devon Romig
United States Election Assistance Commission
Job Serebrov
04/17/2006 11:03 AM
To: psims@eac.gov
cc:
Subject: Re: Invoice Schedule

I just saw what you did. I should be out of hours at the end of May. I believe I will be working for the state in June which will make it difficult to find time to finish and could slow things down but I am not yet sure of that.

--- psims@eac.gov wrote:

> Attached is an updated invoice schedule for the FY 06 contracts for the
> Voting Fraud/Voter Intimidation project. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Margaret Sims/EAC/GOV
04/17/2006 11:48 AM
To: Tova Andrea Wang
cc:
Subject: Interviews

I know you preferred Friday, but Job is not available then. He also said he is not available next week. Do you have any time available this Wednesday? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/17/2006 11:45 AM -----

"Job Serebrov"
04/17/2006 11:06 AM
To: psims@eac.gov
cc:
Subject: Re: Follow up Donsanto and KY Interviews

I can't do it Friday but Wednesday is ok.

--- psims@eac.gov wrote:

> Tova and Job:
I've passed Tova's request on to Craig.

Also, Sarah Ball Johnson, KY, finally called back to say she would be available Wednesday through Friday this week and next week for the interview. Which day and time is best for you and Job?

--- Peggy

wang@tcf.org
04/16/2006 11:39 AM

To psims@eac.gov
cc "Tova Wang" <wang@tcf.org>
Subject donsanto again

Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Margaret Sims/EAC/GOV
04/17/2006 10:48 AM
To Job Serebrov, Tova Andrea Wang
cc
Subject Invoice Schedule

Attached is an updated invoice schedule for the FY 06 contracts for the Voting Fraud/Voter Intimidation project. --- Peggy

FY06 Contracts Invoice Schedule.xls
That's what I am concerned about. I think we need to end all interviews with Sarah Ball Johnson. With the literature reviews I am finishing, the case write up and the Tova's Nexis research that I need to read, I will have about 45 hours left for the Working Group meeting and final write up.

--- psims@eac.gov wrote:

> I have to check with Conny McCormack to see if things have settled down for her enough so that she would be available. I have had no response to my overtures to Colleen McAndrews' office. I can try again, but I have to be out of town again, from Wednesday through Friday this week, on another research contract and for EAC's public meeting in Seattle. Were you able to get through to Mike McCarthy?

> Please remember to watch your time. We'll need to reserve some of your time for the working group meeting and the subsequent reports. --- Peggy

> "Job Serebrov"
> 04/17/2006 10:17 AM

> To
> psims@eac.gov, wang@tcf.org
> cc

> Subject
> Re: Follow up Donsanto and KY Interviews

> Next week is out for me. I need to check my schedule this week. Is this the last interview that you were able to arrange?
--- psims@eac.gov wrote:

Tova and Job:

I've passed Tova's request on to Craig.

Also, Sarah Ball Johnson, KY, finally called back to say she would be available Wednesday through Friday this week and next week for the interview. Which day and time is best for you and Job?

--- Peggy

warg@tcf.org
04/16/2006 11:39 AM

To
psims@eac.gov
cc
"Tova Wang" <wang@tcf.org>
Subject
donsanto again

Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/apri06/electioncrime04l406.htm

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ----

"Tova Wang"
<wang@tcf.org>
04/17/2006 10:21 AM

To "Job Serebrov" psims@eac.gov
cc

Subject RE: Announcement of FBI Election Crimes Initiative
We could skim it

-----Original Message-----
From: Job Serebrov [mailto:
Sent: Monday, April 17, 2006 9:13 AM
To: Tova Wang; psims@eac.gov
Subject: RE: Announcement of FBI Election Crimes Initiative

Tova-Do we have time to review this?

--- Tova Wang <wang@tcf.org> wrote:

> Is it possible to get the materials they are using
> for the trainings?
> Thanks Peg.
>
> -----Original Message-----
> From: psims@eac.gov [mailto:psims@eac.gov]
> Sent: Monday, April 17, 2006 9:08 AM
> To: wang@tcf.org;
> Subject: Fw: Announcement of FBI Election Crimes
> Initiative
>
>
> See Donsanto response below.--- Peggy
> 
> ----- Forwarded by Margaret Sims/EAC/GOV on
> 04/17/2006 10:07 AM ------
> 
> "Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
> 
> 04/17/2006 09:56 AM
> 
> 
> To
> psims@eac.gov
> 
> cc
> 
> Subject
> RE: Announcement of FBI Election Crimes Initiative
>
>
>
> Peg --
>
> This is essentially FBI's equivalent of the
> Department's Ballot Access and
> Integrity Initiative. The news conference on
> Thursday announced that FBI
> was enhancing its prioritization of campaign
> financing offenses. The main
feature of this initiative, aside from enhancing the
priority these cases
will get in the Bureau, is that each of the Bureau's
57 Field Divisions will
have at least one "Election Coordinator Agent" who
will be the equivalent of
the District Election Officer AUSAs. We have been
training these new
FBI-types: the week before last we had roughly 75 of
them in Denver in a
very well received two-day session in election law enforcement at
which several FEC people spoke. On Wednesday, I head out
to Portland, Oregon for
more of the same.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 17, 2006 9:00 AM
To: Donsanto, Craig
Subject: Fw: Announcement of FBI Election Crimes
Initiative

Hi, Craig:

Tova noticed an article about an FBI initiative
against election crimes (see
attached email). Is this something new, or is it
more of the same
initiative that you addressed in your interview? If
it is new, would you
have time for a teleconference with Job and Tova to
answer any questions
they may have on the initiative?

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
04/17/2006 08:56 AM -----
Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

<http://www.fbi.gov/page2/april06/electioncrime041406.htm>

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Peggy:

This is incorrect. Our project ends May 31. This month's invoice is due on April 21 and is invoice number 3. Invoice number 4 is due at the end of May.

--- psims@eac.gov wrote:
Attached is an updated invoice schedule for the FY 06 contracts for the Voting Fraud/Voter Intimidation project. --- Peggy

Any time Friday is fine for me. Thanks

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 17, 2006 8:05 AM
To: wang@tcf.org; serebrov@sbcglobal.net
Subject: Re: Follow up Donsanto and KY Interviews

Tova and Job:

I've passed Tova's request on to Craig.

Also, Sarah Ball Johnson, KY, finally called back to say she would be available Wednesday through Friday this week and next week for the interview. Which day and time is best for you and Job?

--- Peggy

wang@tcf.org
04/16/2006 11:39 AM
To
psims@eac.gov
cc
"Tova Wang" <wang@tcf.org>
Subject
donsanto again
Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

"Job Serebrov"

04/17/2006 10:17 AM

To psims@eac.gov, wang@tcf.org

cc

Subject Re: Follow up Donsanto and KY Interviews

Next week is out for me. I need to check my schedule this week. Is this the last interview that you were able to arrange?

--- psims@eac.gov wrote:

> Tova and Job:
> >
> > I've passed Tova's request on to Craig.
> >
> > Also, Sarah Ball Johnson, KY, finally called back to say she would be available Wednesday through Friday this week and next week for the interview. Which day and time is best for you and Job?
> >
> > --- Peggy
> >
> >
> >
> > wang@tcf.org
> > 04/16/2006 11:39 AM
> >
> > To
> > psims@eac.gov
> > cc
> > "Tova Wang" <wang@tcf.org>
> > Subject
donsanto again
Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
"Tony J. Sirvello III"
04/07/2006 08:52 AM
To psims@eac.gov
cc
Subject Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Good Morning Peg,

That works for me....I will stay off the phone and wait on the call.

Have A Great Weekend,

Tony

----- Original Message -----
From: psims@eac.gov
To: [REDACTED]
Sent: Thursday, April 06, 2006 2:27 PM
Subject: Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:

How about scheduling the teleconference with our consultants for 10 AM CST/11 AM EST on Wednesday, April 12? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
Margaret Sims/EAC/GOV
04/17/2006 08:59 AM
To Craig Donsanto
cc
Subject Fw: Announcement of FBI Election Crimes Initiative
Hi, Craig:

Tova noticed an article about an FBI initiative against election crimes (see attached email). Is this something new, or is it more of the same initiative that you addressed in your interview? If it is new, would you have time for a teleconference with Job and Tova to answer any questions they may have on the initiative?

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 04/17/2006 08:56 AM -----  
wang@tcf.org  
04/16/2006 11:39 AM  
To psims@eac.gov  
cc "Tova Wang" <wang@tcf.org>  
Subject donsanto again

Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm  
----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----  
"Tony J. Sirvello III"  
04/11/2006 03:40 PM  
To psims@eac.gov  
cc  
Subject Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Good Afternoon Peg,

I will make the call as scheduled. I am still in shock about Ray.

Tony
Tony:

We have set up your telephone interview with our 2 consultants (Job Serebrov and Tova Wang) as a teleconference. Please call 1-866-222-9044 (toll free) at around 10 AM CST on Wed 4/12. At the prompt for the passcode, enter 62209. Tova and Job will join you on the line. This works best if you use a land line, rather than a cell phone.

If you have trouble connecting, please call Nicole Mortellito at our office (866-747-7421. Thanks!

Peggy

Sent from my BlackBerry Wireless Handheld
The 4th batch. More to come tomorrow.
Peg Sims

OK, I get it. The text in the attachment follows:

EXCERPTS FROM TEXAS ELECTION CODE

SUBCHAPTER B. COUNTY ELECTIONS ADMINISTRATOR

§ 31.032. APPOINTMENT OF ADMINISTRATOR; COUNTY ELECTION COMMISSION.

(a) The position of county elections administrator is filled by appointment of the county election commission, which consists of:

(1) the county judge, as chair;
(2) the county clerk, as vice chair;
(3) the county tax assessor-collector, as secretary; and
(4) the county chair of each political party that made nominations by primary election for the last general election for state and county officers preceding the date of the meeting at which the appointment is made.

(b) The affirmative vote of a majority of the commission's membership is necessary for the appointment of an administrator.

(c) Each appointment must be evidenced by a written resolution or order signed by the number of commission members necessary to make the appointment. Not later than the third day after the date an administrator is appointed, the officer who presided at the meeting shall file a signed copy of the resolution or order with the county clerk. Not later than the third day after the date the copy is filed, the county clerk shall deliver a certified copy of the resolution or order to the secretary of state.

(d) The initial appointment may be made at any time after the adoption of the order creating the position.
§ 31.035. RESTRICTIONS ON POLITICAL ACTIVITIES.

(a) A county elections administrator may not be a candidate for a public office or an office of a political party, hold a public office, or hold an office of or position in a political party. At the time an administrator becomes a candidate or accepts an office or position in violation of this subsection, the administrator vacates the position of administrator.

(b) A county elections administrator commits an offense if the administrator makes a political contribution or political expenditure, as defined by the law regulating political funds and campaigns, or publicly supports or opposes a candidate for public office or a measure to be voted on at an election. An offense under this subsection is a Class A misdemeanor. On a final conviction, the administrator's employment is terminated, and the person convicted is ineligible for future appointment as county elections administrator.

"Job Serebrov"

The code attachment did not work that is what I meant by it did not come through.

--- psims@eac.gov wrote:

> Did you look at the attached excerpts from Texas Code? --- Peggy

--- 004667
We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

--- psims@eac.gov wrote:

As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it.

In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.)

Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State.

Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the
The association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted at that organization's conferences. His peers in IACREOT and The Election Center have selected his submissions on web presentations (IACREOT) and his professional practices papers (Election Center) for awards.

Mr. Perez also has access to information from other States through his membership in IACREOT and The Election Center. He also has a sense of humor, which you will note if you access the staff web page on the Guadalupe County Elections web site and hear the Mission Impossible theme .. something that might be useful in the upcoming meeting.

Guadalupe County is small but growing. In 2004, the county had over 65 thousand registered voters (a number more than doubled the number of registered voters in 1988). A third of the county's population claims Hispanic or Latino origin, according to the U.S. Census Bureau. The county is in south central Texas and is bordered by Comal, Hays, Cladwell, Gonzales, Wilson, and Bexar counties. In the 1980s, the county was predominately a farming community; but in recent years, many people have moved from San Antonio (Bexar County) to Guadalupe County, preferring to live in Guadalupe County and work in Bexar County.

--- Peggy
Peggy:

What political party is Perez with? How political is he? Is the position in Texas neutral or political? Who appointed Perez?

As to Pat I will contact him but I can't promise anything. If Pat can't come, who is getting knocked off Tova's list?

Job
--- psims@eac.gov wrote:

> Tova just sent me the summary you prepared of The Federal Crime of Election Fraud by Craig Donsanto. There is something wrong in the fourth paragraph (odd characters and missing text). Can you please send a replacement fourth paragraph? You can send it in an email and I will place it in the document. --- Peggy

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

Fraud Project Definition rev 5-12-06.doc

Thanks! I'll get back to you. --- Peggy

"Weinberg and Utrecht"
Peggy:
You’ve hit the jackpot! I’m available, with 2 exceptions, every hour of every day from May 15 through May 19. I am not available Thursday morning, May 18, or Friday afternoon, May 19.

Barry
----- Original Message ----- 
From: psims@eac.gov
To: Barry Weinberg
Sent: Wednesday, April 26, 2006 8:28 PM
Subject: Re: Voting Fraud-Voter Intimidation Project

Barry:
Are you available any days in the third week of May?
Peggy

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Weinberg and Utrecht"
Sent: 04/04/2006 08:14 AM
To: Margaret Sims
Subject: Re: Voting Fraud-Voter Intimidation Project

Peggy:
May looks pretty good right now. I will not be available May 1, or in the morning (before 12:30) on May 4 or May 11, or in the afternoon on May 10.
Barry
----- Original Message ----- 
From: psims@eac.gov
To: 
Sent: Monday, April 03, 2006 3:15 PM
Subject: Voting Fraud-Voter Intimidation Project

Hi, Barry:

I'm trying to arrange a meeting of the Working Group for EAC's Voting Fraud-Voter Intimidation project. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov
Your response suggests that you do not care what the Commissioners may think about the effort. --- Peggy

"Job Serebrov"

Peggy:

Braden is ok also with me but please don’t tell me not to "stir up" things. I assure you nothing will come back to bite me. I know these people well enough to say they will also want a balanced group. In fact, one of them was very unhappy with Tova's folks.

Job

--- psims@eac.gov wrote:

> According to the Commissioners, you and Tova each
> got to pick three
> members of the Working Group. The Commission
> guidance regarding this
> particular member follows:
> > 4 people from the Academic, Legal and Advocacy
> > sectors - 2 to be chosen by
> > Tova and 2 to be chosen by Job.
> > This issue of allowing a designee relates to Tova's
> > pick.
> > As I understand it, we are working on a replacement
> > for Norcross. If
> > Ginsberg is not viable, how about Mark Braden, who
> > includes public
> > integrity in his areas of specialization. I would
> > not try and stir up
> > other members of the Working Group, if I were you.
> The effort is likely
> to come back and bite you.
I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.
--- Tova Wang <wang@tcf.org> wrote:

is Jon Greenbaum

Here's his info in full:

http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

www.tcf.org, for the latest news, analysis, opinions, and events.

---

Click here to receive our weekly e-mail updates.
--- psims@eac.gov wrote:

> Tova just sent me the summary you prepared of The Federal Crime of Election Fraud by Craig Donsanto. There is something wrong in the fourth paragraph (odd characters and missing text). Can you please send a replacement fourth paragraph? You can send it in an email and I will place it in the document. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM ---

Devon E. Romig/EAC/GOV
05/02/2006 09:45 AM

To wang@tcf.org
cc Margaret Sims/EAC/GOV@EAC
Subject Voting Fraud/Voter Intimidation Project Working Group

Dear Tova,

I am working with Peggy Sims in order to set a date for the Voting Fraud/Voter Intimidation Project Working Group. I have been trying to reach Barbara Arnwine in order to find out which days in May she is potentially available to attend this meeting but all of my attempts have been unsuccessful.

I would appreciate any help that you could provide in this matter.
As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State’s colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.)

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--- Peggy
Peggy:

What political party is Perez with? How political is he? Is the position in Texas neutral or political? Who appointed Perez?

As to Pat I will contact him but I can't promise anything. If Pat can't come, who is getting knocked off Tova's list?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
Devon E. Romig/EAC/GOV
04/24/2006 04:41 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Updated scheduling list and Contact info

Peggy,

Here is the most updated version of the list that I have available.

![Excel spreadsheet icon]

Work Group Contact/Availability Info.xlsx

Thanks,

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
05/16/2006 01:41 PM
To psims@eac.gov
cc
Subject RE: Your Materials
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

c
cc
Subject: RE: Your Materials

Thank you, Peg. This stuff is very interesting.

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>
Peg - -

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----

"Job Serebrov"

To psims@eac.gov
cc
Subject Re: research summary

Peggy:
What about my question on gas receipts?

Job

--- psims@eac.gov wrote:

> I can email this out to our participants after I get
> back to the office, and we can have copies available
> at the meeting.
> Peggy

> --------------------------
> Sent from my BlackBerry Wireless Handheld

> ----- Original Message ----- 
> From: wang
> Sent: 05/13/2006 10:54 AM
> To: psims@eac.gov
> Cc: "Job Serebrov" <Job Serebrov@psims.eac.gov>
> Subject: Fw: research summary

> Job found it. I'm assuming its too late to include
> so as I said I'll just
> present it if thats OK. Thanks again Job. T
> ----- Original Message ----- 
> From: "Job Serebrov" <pjob@tcf.org>
> To: <wang@tcf.org>
> Sent: Saturday, May 13, 2006 10:12 AM
> Subject: Re: research summary

> > T-
> >
> > Are you talking about this?
> >
> > J-
> >
> > --- wang@tcf.org wrote:
> >
> > >>> In the middle of the night I got the feeling that
> > >>> you may be right, that I did do a summary of the
> > >>> existing literature review (that Job, you
> > >>> approved)
> > >>> . I'll have to look for it on Monday (unless I go
> > >>> into the office over the weekend, which is
> > >>> possible). I may be hallucinating, but if not,
> > >>> I'll
> > >>> just present it at the meeting rather than try to
> > >>> get it to them ahead of time. Tova
> >
> ----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
I don't know if it's too late, but in the interview summary we actually said there is widespread but not unanimous agreement that there is little polling place fraud. That's 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;
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 -----
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

Sure. But where is the resistance coming from? The notes were not accurate. As you know, I have to be very concerned about that.

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
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

Peg --

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request -- or routinely receive -- audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an
election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get0-out-the-vote phone bank lines attest.

How about specifying Section 2 and 203 of the VRA?

----- Original Message ----- 
From: psims@eac.gov
To: wang@tcf.org
Sent: Friday, May 12, 2006 1:34 PM
Subject: RE: Fraud Definition

Lets raise this issue at the meeting. (I'll add "DRAFT" to the current document.) My concern is that there are a number of requirements in the Voting Rights Act. Not all of them are considered election fraud, when violated. For example, failure to preclear changes in election procedures is not treated as election fraud, though it is actionable. --- Peggy

"Tova Wang" <wang@tcf.org>
05/12/2006 12:45 PM 
To psims@eac.gov, 
cc 
Subject RE: Fraud Definition

Upon first reading, my only comment would be that I would like to restore "failing to follow the
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;  
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 took 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"
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 people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real 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

Subject: RE: Your Materials

Sure. But where is the resistance coming from? The notes were not accurate. As you know, I have to be very concerned about that.

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, May 16, 2006 12:34 PM

To: Donsanto, Craig

Subject: RE: Your Materials

Craig:

I am getting some resistance from my consultants to correcting the summary of the interview prior to the meeting. Would you mind noting the corrections at the meeting? --- Peggy

*Donsanto, Craig* <Craig.Donsanto@usdoj.gov>

05/16/2006 12:06 PM

Topsims@eac.gov

cc

Subject: RE: Your Materials
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>
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

How about specifying Section 2 and 203 of the VRA?

----- Original Message ----- 
From: psims@eac.gov
To: wang@tcf.org
Sent: Friday, May 12, 2006 1:34 PM
Subject: RE: Fraud Definition

Lets raise this issue at the meeting. (I'll add "DRAFT" to the current document.) My concern is that there are a number of requirements in the Voting Rights Act. Not all of them are considered election fraud, when violated. For example, failure to preclear changes in election procedures
is not treated as election fraud, though it is actionable. --- Peggy

"Tova Wang" <wang@tcf.org>

05/12/2006 12:45 PM

To

psims@eac.gov.

cc

Subject

RE: Fraud Definition

Upon first reading, my only comment would be that I would like to restore
"failing to follow the 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 -----
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 focusing 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 04:19 PM -----
Margaret Sims/EAC/GOV
05/15/2006 01:09 PM

To  "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject Re: Thursday

No problem. I've got the conference room reserved from Noon to 6 PM, so you can come earlier. --- Peggy

"Tova Wang" <wang@tcf.org>

05/15/2006 11:36 AM

To  psims@eac.gov
cc
Subject thursday

Is it OK if I come around 12:30 or so to make sure I have all my materials arranged properly for presentation? 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.
I did not realize that I had to itemize the per diem, so yes, that was an oversight. There was a $5 service charge. I will forward you the documentation on that. Thanks so much. Tova

--- Original Message ---
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, June 01, 2006 1:50 PM
To: wang@tcf.org
Subject: Travel Reimbursement

Tova:
In reviewing your travel reimbursement request that arrived in my In box this week, I noticed that you did not include per diem in your request for payment. Was that an oversight? I calculate that you would be eligible for a total of $160 in per diem for the trip ($48 for Wednesday 5/17, $64 for Thursday 5/18, and $48 for Friday 5/19). Also, the airfare receipt shows a total charge of $288.60, but the amount you requested for airfare was $293.60. Perhaps there was a service fee that does not show on the receipt. Can you clarify? --- Peggy

--- "Craig C. Donsanto" <cdonsanto@yahoo.com> wrote:

> Date: Tue, 30 May 2006 19:57:36 -0700 (PDT)
> From: "Craig C. Donsanto" <cdonsanto@yahoo.com>
> Subject: Re: Article to your secondary e-mail address
> address
> To: "Elliott, Michael (LA) (IC)" <Michael.Elliott@ic.fbi.gov>
> >
> > Mike - -
> > As we say back where I come from: this article is
> > "wicked pissah"
> >
> The woman mentioned in this piece towards the end
> has
been contracted with the Election Assistance
Commission to do a study of electoral fraud in the
US.
She is my problem, and she doesn't have a clue --
despite the fact that she has had the rare
opportunity
to interview me and get stats from me and my
colleagues on our electoral fraud cases.

You should be most proud of this article as it
accurately captures the soul of what you and I are
trying to do in this very important area of federal
law enforcement.

And greetings from Hilton Head, South Carolina --

--- "Elliott, Michael (LA) (IC)"
<Michael.Elliott@ic.fbi.gov> wrote:

> Craig,
>
> As requested, please find below The Hill article
> on
> the CF&BF
> Initiative:
>

> Michael
>
> SSA Michael B. Elliott
> Public Corruption/Governmental Fraud Unit
> FBIHQ, Room 3975
> 202-324-4687 (Office)
> 310-210-8511 (Cellular)

> Craig C. Donsanto
cdonsanto@yahoo.com
This is the last batch of archived emails related to the voting fraud study. I have some records concerning the study that are available in hard copy only. I will photocopy them for you as soon as I am able to do so.

--- Peggy Sims

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:12 PM ---

"Job Serebrov"

To psims@eac.gov
cc
Subject RE: Voting Fraud Teleconference-Meeting-Work Schedule

Peggy:

Any word on getting us a copy of our contracts?

Job

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:12 PM ---

Karen Lynn-Dyson/EAC/GOV

To Margaret Sims/EAC/GOV@EAC
cc
Subject Tova and Job contracts

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:12 PM ---

Margaret Sims /EAC/GOV

To Jeannie Layson/EAC/GOV
cc
Subject Chair Ltr to Donsanto-DOJ
Jeannie:

Thanks for helping me out on this. I talked to Donsanto by phone about the need for his assistance. He said he needs a letter from the chair spelling out the Commission's mandate and how he can help it, and asking him to do so. Attached is the draft. I would appreciate your wordsmithing. --- Peggy

Chair Ltrto Donsanto-DRAFT.doc

Dear Tova and Job:

Rest assured that I have not ignored your emails. We have a lot going on around here, and have had to use a triage system to tackle all of the things that currently need our attention. I understand that Julie has responded to Tova's question about the September monthly report, indicating that the nomenclature refers to work done in September, not a monthly report due in September. Here are responses to other questions you have raised, and some concerns of mine:

Teleconference - We do need a teleconference this week to discuss some procedural issues and any remaining concerns that you may have. At the moment, my schedule for the remainder of the week is flexible. When would a teleconference be convenient for you two?

Working Group - I am circulating your lists of possible working group members to our Commissioners for review and comment. I will get back to you as soon as I have heard from everyone. This may take awhile, probably through the end of November, as one of our Commissioners is out of the office for an extended period due to a death in the family.

Revised Workplan - Due to political sensitivities regarding this project, it is more important than usual that you act as a team. I noticed several instances on the revised workplan where only one of you is scheduled to be involved. While it seems to me that it would be OK for one or the other to take the lead on a particular aspect of the work (e.g.; developing Westlaw search terms, drafting a research instrument, or setting up interviews), it is very important that both of you be involved in making final decisions on the information gathering process and in the resulting information gathering effort (e.g.; finalizing the Westlaw search terms and reviewing the search results; finalizing the proposed research instrument, administering the survey, and reviewing the survey responses; and conducting interviews).

DOJ Contact - I am working through the DOJ bureaucracy to obtain the input we need from the Election Crimes Branch. I have spoken to the career attorney I mentioned in previous teleconferences, Craig Donsanto. He is very interested in providing information and perspectives that will be useful to the project; but may have to obtain his superior's permission to participate. I will keep you posted on my efforts. Once we have access to him, it will be important to schedule an initial interview at the earliest time convenient for him and the two of you.

Contacting Other EAC Contractors - Questions for other EAC contractors need to be fielded through me. I realize this may seem cumbersome, but there are a number of reasons for this, some involving contractual issues, some procedural and policy issues. I will have to coordinate our activities on this
project with the EAC project manager for the other EAC research project(s). Together, we will ascertain what the other contractors already have provided to EAC that may answer your questions, perhaps without an interview being necessary, or if the research is not far enough along to provide the information you seek.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:12 PM ---

"Job Serebrov" To psims@eac.gov, wang@tcf.org
11/17/2005 02:44 PM cc
Subject Re: Teleconference

Its ok.
Job

--- psims@eac.gov wrote:

> How about 2 PM EST tomorrow (Friday)? I'll call
> each of you and bring you
> into the conference. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:12 PM ---

"Job Serebrov" To psims@eac.gov
10/19/2005 12:22 PM cc
Subject Working Group List

Benjamin L Ginsberg.doc Cleta Mitchell Bio.doc David A Norcross.doc E. Mark Braden.doc TER.official.shortbio.7.15.05.doc
Thor_Heane_Resume_5_05.pdf W0528622.DOC

Dear Peggy:

Here is my list for the Working Group. I still have two out who have not yet responded but there are seven on my current list and you need to pick three. I recommend Roketa, Rogers and Hearne.
Please let me know your picks asap.

The seven are:

Cleta Mitchell (DC)
Patrick Rogers (NM)
Mark (Thor) Hearne II (MO)
Mark Braden (DC)
David Norcross (DC)
Ben Ginsberg (DC)
Todd Roketa, Sec of State, Indiana (IN)

Regards,

Job

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:12 PM -----

"Job Serebrov"
10/21/2005 04:02 PM

Subject Re: Contracts

--- psims@eac.gov wrote:

> Job:
> 
> I am sorry to say that I have no further information for you at this time.
> 
> --- Peggy

> "Job Serebrov"
> 10/21/2005 12:38 PM
> 
> To psims@eac.gov
> cc
> Subject Contracts

> Peggy:
Any word on either the final signed contracts or the form for the invoice or will I have to become a general nuisance on Monday the 24th?

Job

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:12 PM ---

"Tova Wang"
<wang@tcf.org> 10/03/2005 03:54 PM
To psims@eac.gov, [redacted] ggilmour@eac.gov
cc ggilmour@eac.gov
Subject RE: Voting Fraud Teleconference-Meeting-Work Schedule

Peg, This all sounds good. Will you be calling us on Wednesday?

I should not need a hotel for the 28th. Just let me know what time. Are there expense forms we should have for reimbursement?

On the work product, we did send Karen a very preliminary draft of a work plan. I attach it again here and we can talk about it more on Wednesday.

My only money question is, are we being paid on a monthly basis? And if so, when does that begin? I assume this all is in the contracts we'll be getting...

Thanks.

Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, October 03, 2005 2:48 PM
To: wang@tcf.org; [redacted]
Cc: ggilmour@eac.gov
Subject: Voting Fraud Teleconference-Meeting-Work Schedule

Tova and Job:

Teleconference -
Let's schedule the teleconference for 4:00 PM on Wednesday, October 5. Gavin Gilmour will join us.

Meeting -
October 28 is fine for the face-to-face meeting in DC. We have allocated $5,000 to each of you to cover reasonable and necessary travel and other incidental expenses. Expenses claimed for reimbursement need to be itemized, with appropriate receipts provided. You should be able to
obtain the Federal government rate at an area hotel (if you plan to stay overnight). If the hotel needs a letter from EAC (in lieu of showing them your signed contract), just let me know. Airlines apparently no longer honor government rates for government contractors. Rail carriers may provide government rates for government contractors. If you drive, the current government rate for a personally owned vehicle (POV) is 48.5 cents per mile.

**Deliverables**

The first item on the list of deliverables is the draft project workplan, which is due ASAP after award. Would it be possible for the two of you to deliver a draft workplan to me via email by 10/11? That would be after we have had our teleconference to work out lingering questions.

**Questions for Finance**

If you have questions for our Finance Officer, you can reach her via email at dscott@eac.gov. I would appreciate it if you would cc: me on such emails, so that I know to follow up with her.

Hi Peg,

Attached please find our joint working definition of voter fraud and intimidation.

This is also to let you know that Job and I have agreed that I may speak with political and social scientists with expertise in methodology and data collection alone.

Finally, the types of expenses that we are incurring unrelated to travel include such items as long distance phone calls, particularly between Job and myself, but also between me and the political scientists mentioned above; and books such as John Fund's "Stealing Elections," Andrew Gumbel's "Stealing the Election," and "Deliver the Vote: A History of Election Fraud, an American Political Tradition-1742-2004" by Tracy Campbell, which cost in the $25 range each. I also ordered the 2005 National Directory of Prosecuting Attorneys for $50. Another potential expense might be shipping fees if we want to exchange material that cannot be emailed. Please let us know how you would like us to arrange for reimbursement for such expenses.

Thanks.
Peg and Gavin,

Peg, I know you are out sick today. Hope you are feeling better by the time you get this message.

While we had a kick off conference scheduled for the Legal Resources Website, we did not have one for the Voter Fraud project. We should probably try to schedule a telephone kick off this week. I don't forsee any reason that the conference would have to be in person, do you?

Juliet E. Thompson
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

Peggy:

As to the clips, your solution will be fine. Do you think the chair will sign the contracts in the next two or so days? Also, when the contracts are signed please make sure our first month invoices are sent for processing.
--- psims@eac.gov wrote:

> Job:
> I found Gavin. He said that the Chair has the
> letters that have to
> accompany the contracts for you and Tova. Once she
> signs them, the
> finance folks will fax a copy to you and send the
> original by mail.
> After we have the signed contracts:
> Adjusted Workplan - You and Tova should look at the
> workplan to determine
> what should be revised due to the contract issues.
> Working Group - I will ask for a one or two
> sentences for each person you
> have on the list of potential working group members.
> The sentences should
> summarize why you think the person would be perfect
> for this particular
> project. What in their particular experience
> qualifies them to help
> develop recommendations for future avenues of EAC
> research on voting fraud
> and voter intimidation? (Remember, other research
> efforts already are
> underway to address items such as provisional
> voting, voter ID issues, and
> contested elections and recounts.) If you want to
> put an asterisk next to
> the names that you especially recommend, that would
> be fine. I have to
> discuss the potential working group members with our
> Commissioners, only
> one of which is in the office now. Others are in
> the field and I can
> speak with them as they return. I'll bet that this
> will take some time,
> probably through next week.
> Westlaw Search - You and Tova can provide more
> information about the
> Westlaw search. I spoke with our Executive Director
> and he authorized me
> to use a part-time legal intern to conduct the
> search and provide the
> results to you and Tova.
> Meetings - The three of us should probably decide a
> time for a
> teleconference and a tentative in-person meeting
> date in the
> not-to-distant future.
> Regarding the election fraud newscaps, Tova was in
town this morning for
a non-EAC meeting. While here, she took the
opportunity to look over the
newscips in one of my files. (I have another file
that I have yet to
unearth from my FEC boxes.) I mentioned to Tova
that one of our EAC
interns could sort the clips, put them in pdf, and
drop them on a CD for
each of you. Tova thinks that it would be most
useful to have the clips
organized by type of voting fraud (e.g.; absentee
ballot, voter
registration, etc.) and, within that sorting, by
State. Does this work
for you, or would you prefer a different
organization?

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120
(direct)
Fax: 202-566-3127
email: psims@eac.gov

"Job Serebrov"
11/08/2005 03:40 PM

To
psims@eac.gov
cc
Subject
Various

Peggy:
Tova and I will need copies of your vote fraud
literature file. Also, do you want a one liner on
all
of the people proposed for the working group or just
the three that we are recommending for the final
group?
Any work from Gavin?
Peggy:

Friday is best for me to teleconference.

Job

--- psims@eac.gov wrote:

> Dear Tova and Job:
> 
> Rest assured that I have not ignored your emails.
> We have a lot going on
> around here, and have had to use a triage system to
> tackle all of the
> things that currently need our attention. I
> understand that Julie has
> responded to Tova's question about the September
> monthly report,
> indicating that the nomenclature refers to work done
> in September, not a
> monthly report due in September. Here are responses
> to other questions
> you have raised, and some concerns of mine:
> 
> Teleconference - We do need a teleconference this
> week to discuss some
> procedural issues and any remaining concerns that
> you may have. At the
> moment, my schedule for the remainder of the week is
> flexible. When would
> a teleconference be convenient for you two?
> 
> Working Group - I am circulating your lists of
> possible working group
> members to our Commissioners for review and comment.
> I will get back to
> you as soon as I have heard from everyone. This may
> take awhile, probably
> through the end of November, as one of our
> Commissioners is out of the
> office for an extended period due to a death in the
Thank you, Peg. This stuff is very interesting.

From: 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>
I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request or routinely receive audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

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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

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;
Subject: Fw: Your Materials

See corrections from Donsanto at DOJ. We should probably provide corrected versions to the Working Group. --- Peggy

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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.

-----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

00470
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
Voter and deny and Hispanic
Vote and deny and Latino
Vote and Hispanic and challenge
Vote 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
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

00470
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
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
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Ballot box and stealing
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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

004712
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
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Election official and intimidate
Election official and intimidation
Election official and intimidating
Election official and threatening
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Poll watcher and challenge
Poll watcher and intimidate
Poll watcher and intimidating
Poll watcher and intimidation
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Poll inspector and challenge
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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
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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

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 people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real 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
Subject: RE: Your Materials

Sure. But where is the resistance coming from? The notes were not accurate. As you know, I have to be very concerned about that.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 12:34 PM
To: Donsanto, Craig
Subject: RE: Your Materials
Craig:

I am getting some resistance from my consultants to correcting the summary of the interview prior to the meeting. Would you mind noting the corrections at the meeting? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 12:06 PM

Topsims@eac.gov
cc
Subject: RE: Your Materials

Thank you, Peg. This stuff is very interesting.

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Sent: Tuesday, May 16, 2006 11:27 AM
To: Donsanto, Craig
Subject: Re: Your Materials

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at the WG meeting. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 10:46 AM

Peg - -

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

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----- 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
twilkey@eac.gov, jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC, scortes@eac.gov, Amie J. Sherrill/EAC/GOV@EAC, Adam Ambrogi/EAC/GOV@EAC, Eileen L. Collier/EAC/GOV@EAC, Sheila A. Banks/EAC/GOV@EAC
cc: twilkey@eac.gov, jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC, scortes@eac.gov, Amie J. Sherrill/EAC/GOV@EAC, Adam Ambrogi/EAC/GOV@EAC, Eileen L. Collier/EAC/GOV@EAC, Sheila A. Banks/EAC/GOV@EAC
Subject: Voting Fraud-Voter Intimidation Project Briefing

Dear Commissioners:

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Peggy Sims
Election Research Specialist

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"Tova Wang"
<wang@tcf.org>
05/16/2006 11:03 AM

To: psims@eac.gov
cc: psims@eac.gov
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Sent from Dr. D’s Fabulous BlackBerry Wireless Handheld
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Sent: Fri May 19 14:51:21 2006
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Vote and Indian and challenge
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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
Peg - -

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request or routinely receive audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM ---

Margaret Sims/EAC/GOV
05/16/2006 02:37 PM
To Elieen L. Collver/EAC/GOV
cc dromig@eac.gov
Subject Re: Tent Cards

Oops! I hit send prematurely. Here is the attachment. --- Peggy

Working Group Attendees 5-18-06.doc

Elieen L. Collver/EAC/GOV

Elieen L. Collver/EAC/GOV
05/16/2006 01:38 PM
To Margaret Sims/EAC/GOV@EAC
cc dromig@eac.gov
Subject Re: Tent Cards

Please forward list...there was no attachment. thanks!

Elle L.K Collver
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 ----

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,
• There is as much evidence, and as much concern, about structural forms of disenfranchisement as about intentional abuse of the system. These include felon disenfranchisement, poor maintenance of databases and identification requirements.

• There is tremendous disagreement about the extent to which polling place fraud, e.g. double voting, intentional felon voting, noncitizen voting, is a serious problem. On balance, more researchers find it to be less of a problem than is commonly described in the political debate, but some reports say it is a major problem, albeit hard to identify.

• There is substantial concern across the board about absentee balloting and the opportunity it presents for fraud.

• Federal law governing election fraud and intimidation is varied and complex and yet may nonetheless be insufficient or subject to too many limitations to be as effective as it might be.

• Deceptive practices, e.g. targeted flyers and phone calls providing misinformation, were a major problem in 2004.

• Voter intimidation continues to be focused on minority communities, although the American Center for Voting Rights uniquely alleges it is focused on Republicans.

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/15/2006 04:53 PM	 Topsims@eac.gov
cc	 cc
SubjectRe: Voting Fraud-Voter Intimidation Working Group

Peggy --

I am currently on train in transit back from a day in Newark. I tried to recover your attachment on Blackberry but got a message telling me the "file is empty."

Can you paste it to an e-mail perhaps?
-------------------------------
Sent from Dr. D's Fabulous BlackBerry Wireless Handheld
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

Craig:

This is what I was working on for the upcoming meetings of the EAC Board of Advisors and EAC Standards Board. --- Peggy
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 morning's Commissioner briefing. Thanks! --- Peggy

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
> 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
>
>

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>

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
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

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM ---

To: Eileen L. Collver/EAC/GOV
cc: Laiza N. Otero/EAC/GOV, devon.romig@eac.gov
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.

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  
Elleen L. Collver/EAC/GOV

Elleen 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 Coliver  
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 04:21 PM -----  
Devon E. Romig/EAC/GOV  
05/15/2006 03:28 PM  
To Elleen 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
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
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Washington, D.C. 20005
office: (202) 566-2256
blackberry: (202) 294-9251
www.eac.gov

Margaret Sims/EAC/GOV

05/15/2006 02:48 PM
to do in preparation. --- Peggy

Elle

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.

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM -----
"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>

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 election 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 -----
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
blackberry: (202) 294-9251
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

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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:  
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

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.
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Elle

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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 04:21 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 igreenbaum@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
Gaylin Vogel/EAC/GOV
05/15/2006 03:39 PM

I haven't really looked into it. I know that contractors and grantees 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
05/15/2006 03:35 PM

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
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. Coliver/EAC/GOV

To: Elieen L. Coliver/EAC/GOV@EAC
cc: Margaret Sims/EAC/GOV@EAC
Subject: Re: working group

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Peggy,
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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 Collier
U.S. Election Assistance Commission
The contracts for the two consultants on this project do not cover such costs. --- 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

- Research 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" To psims@eac.gov
cc Subject Re: Payment Vouchers

05/23/2006 09:17 AM
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"
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" 
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

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.

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
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; serebrov@sbcglobal.net
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 Elileen 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

Elleen 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
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: 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

Elleen L. Collver/EAC/GOV
Peggy,

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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
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 transit back from a day in Newark. I tried to recover your attachment on Blackberry but got a message telling me the "file is empty."

Can you paste it to an e-mail perhaps?

--------------------------  
Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----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>; krogers@sos.state.ga.us <krogers@sos.state.ga.us>; assistant@sos.in.gov <assistant@sos.in.gov>; 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 -----
I found some typos in the Status Report. Please replace the one I gave you with the attached. Thanks. --- Peggy

EAC Boards V-F 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"
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 attend 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

-------------------
----- 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

004756
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
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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

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.

Craig:

This is what I was working on for the upcoming meetings of the EAC Board of Advisors and EAC
Peggy -- can you call me about this in about an hour?

202-514-1421.

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>
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 focusing 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
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 your 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> To psims@eac.gov
05/24/2006 09:14 AM 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

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----
"Tova Wang"
<wang@tcf.org> To psims@eac.gov
05/24/2006 03:27 PM 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).

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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
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41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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----- 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
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
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
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----- 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
To: psims@eac.gov
cc
Subject: Your Materials
Peg --

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request or routinely receive audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM ---

"Job Serebrov"
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: [redacted]
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"
05/16/2006 11:13 AM
To "Tova Wang" <wang@tcf.org>, psims@eac.gov
cc wang@tcf.org
Subject Re: Corrections

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Margaret Sims/EAC/GOV
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"Job Serebrov"
05/16/2006 11:13 AM
To "Tova Wang" <wang@tcf.org>, psims@eac.gov
cc wang@tcf.org
Subject Corrections

I don't think anyone should be given the opportunity to correct mistakes.
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 ---

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

----- Original Message ------
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"
<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

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Click here to receive our weekly e-mail updates.
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

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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
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---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM ----
"Job Serebrov" To psims@eac.gov
05/15/2006 09:28 AM cc
Subject Re: Fw: New Working Group Member

Excellent!

--- psims@eac.gov wrote:

> Just though 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

004769
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 at (610) 780-8551 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
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

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

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]
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

A letter detailing the costs, noting the total reimbursement expected, and attaching your travel receipts is fine. --- Peggy

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,
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

Research 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 ---
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"
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"

"Weinberg and Utrecht"
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

004775
"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>  
To   psims@eac.gov
cc
Subject Your Materials

Peg --

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request or routinely receive audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----
"Tova Wang"  
<wang@tcf.org>  
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
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

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Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

I agree!

--- Tova Wang <wang@tcf.org> wrote:

> I still think it's 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 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: serebrov@sbcglobal.net
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"
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"
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.
Great -- thanks so much and apologies for the false alarm.

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

That's 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"
To psims@eac.gov
cc

05/15/2006 04:53 PM
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
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
e-mail: psims@eac.gov

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 a problem than is commonly described in the political debate, but some reports say it is a major problem, albeit hard to identify.

• There is substantial concern across the board about absentee balloting and the opportunity it presents for fraud.

• Federal law governing election fraud and intimidation is varied and complex and yet may nonetheless be insufficient or subject to too many limitations to be as effective as it might be.
Deceptive practices, e.g. targeted flyers and phone calls providing misinformation, were a major problem in 2004.

Voter intimidation continues to be focused on minority communities, although the American Center for Voting Rights uniquely alleges it is focused on Republicans.

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

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
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
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 people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real 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
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
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
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
Peg - 

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request - or routinely receive - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get out-the-vote phone bank lines attest.
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

---

"Tova Wang"
<wang@tcf.org>
05/16/2006 11:03 AM
To: psims@eac.gov
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
Sent: Tuesday, May 16 2006 9:59 AM
To: wang@tcf.org
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
I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request -- or routinely receive -- audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>

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
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
Voter 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 intimidating
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> To psims@eac.gov
05/15/2006 05:05 PM 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
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 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
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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
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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 abusive
Poll watcher and threatening
Poll inspector and challenge
Poll inspector and intimidate
Poll inspector and intimidating
Poll inspector and abusive
Poll inspector and threatening
Poll judge and challenge
Poll judge and intimidate
Poll judge and intimidating
Poll judge and abusive
Poll judge and threatening
Poll monitor and challenge
Poll monitor and intimidate
Poll monitor and intimidating
OK. --- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

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

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 people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real 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
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
Revised Workplan - Due to political sensitivities regarding this project, it is more important than usual that you act as a team. I noticed several instances on the revised workplan where only one of you is scheduled to be involved. While it seems to me that it would be OK for one or the other to take the lead on a particular aspect of the work (e.g., developing Westlaw search terms, drafting a research instrument, or setting up interviews), it is very important that both of you be involved in making final decisions on the information gathering process and in the resulting information gathering effort (e.g., finalizing the Westlaw search terms and reviewing the search results; finalizing the proposed research instrument, administering the survey, and reviewing the survey responses; and conducting interviews).

DOJ Contact - I am working through the DOJ bureaucracy to obtain the input we need from the Election Crimes Branch. I have spoken to the career attorney I mentioned in previous teleconferences, Craig Donsanto. He is very interested in providing information and perspectives that will be useful to the project; but may have to obtain his superior's permission to participate. I will keep you posted on my efforts. Once we have access to him, it will be important to schedule an initial interview at the earliest time convenient for him and the two of you.

Contacting Other EAC Contractors - Questions for other EAC contractors need to be fielded through me. I realize this may seem cumbersome, but there are a number of reasons for this, some involving contractual issues, some procedural and policy issues. I will have to coordinate our activities on this project with the EAC project manager for the other EAC research project(s). Together, we will ascertain what the other contractors already have provided to EAC that may answer your questions, perhaps without an interview being necessary, or if the research is not far enough along to provide the information you seek.
Hi Peggy,

I got the email, but not the attachment...

This week, I will be in the office on Friday, but can participate in a conference call during the following times:

Today: Any time after 4 PM  
Wednesday: Between 12 and 1 and any time after 3:30 PM  
Thursday: Any time after 4 PM  
Friday: I'm in the office

Hope one of those times works!
Tamar Nedzar  
Law Clerk  
U.S. Election Assistance Commission  
1225 New York Avenue, NW Suite 1100  
Washington, DC 20005  
(202) 566-2377  
http://www.eac.gov  
TNedzar@eac.gov

-----Margaret Sims/EAC/GOV wrote: -----  

To: Tamar Nedzar/EAC/GOV@EAC  
From: Margaret Sims/EAC/GOV  
Date: 11/28/2005 11:49AM  
Subject: Teleconference

Tamar:

The contractors for the Voting Fraud/Voter Intimidation research want to have another teleconference involving you this week. I have received an initial list of search terms (see attached), but have some questions about why some items are on the list (e.g.; overvotes, undervotes, paper & ballot).
I've forgotten when you usually come in. Even if you are not in the office, perhaps you might be available by phone. When might you NOT be available?

Peggy Sims  
Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave, NW - Ste 1100  
Washington, DC 20005  
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)  
Fax: 202-566-3127  
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----  
Margaret Sims/EAC/GOV  
11/29/2005 02:27 PM  
To Tamar Nedzar/EAC/GOV  
cc  
Subject Re: Teleconference

Tamar:

I will try to set up the teleconference for tomorrow. I'll confirm the time, once I hear back from Tova and Job regarding the times you thought you would be available. Below is the search term attachment that you did not receive with the earlier email. Tova later noted that everywhere we have a term, such as African American and .... or Latino and .... we should also have the following:

Asian American (and if possible, Chinese, Korean, Vietnamese)  
Native American  
Indian  
Indian Country

We may receive a revised search term listing before our teleconference, in which case I will forward it to you. Also attached is a separate list of search terms proposed for a Nexis search, which I received just today.

Peggy Sims  
Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave, NW - Ste 1100  
Washington, DC 20005  
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)  
Fax: 202-566-3127  
email: psims@eac.gov

Word Search Terms DRAFT 11-22-05.doc  nexis word search 1128.doc
Hi Peggy,

I got the email, but not the attachment...

This week, I will be in the office on Friday, but can participate in a conference call during the following times:

Today: Any time after 4 PM  
Wednesday: Between 12 and 1 and any time after 3:30 PM  
Thursday: Any time after 4 PM  
Friday: I'm in the office

Hope one of those times works!
Tamar Nedzar
Law Clerk
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1225 New York Avenue, NW Suite 1100  
Washington, DC 20005  
(202) 566-2377  
http://www.eac.gov  
TNedzar@eac.gov

-----Margaret Sims/EAC/GOV wrote: ----- 

To: Tamar Nedzar/EAC/GOV@EAC  
From: Margaret Sims/EAC/GOV  
Date: 11/28/2005 11:49AM  
Subject: Teleconference

Tamar:

The contractors for the Voting Fraud/Voter Intimidation research want to have another teleconference involving you this week. I have received an initial list of search terms (see attached), but have some questions about why some items are on the list (e.g.; overvotes, undervotes, paper & ballot).

I've forgotten when you usually come in. Even if you are not in the office, perhaps you might be available by phone. When might you NOT be available?

Peggy Sims  
Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave, NW - Ste 1100  
Washington, DC 20005  
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)  
Fax: 202-566-3127  
email: psims@eac.gov
Just to be on the safe side, I'll prepare an authorization that covers estimated roundtrip cab fare. Hope you, too, have a great holiday. --- Peggy

Thanks Peg. The only immediate issue is the cab fares between the Capitol Hilton and American University next Thursday. You might know better than me what that's likely to cost. I also assume from this that we can submit our invoices after the weekend. I hope that's OK, because I'll be out of reach in about 15 minutes until Saturday.

Have a great holiday.

Tova

----- Original Message -----
From: psims@eac.gov
To: ; wang@tcf.org
Sent: Wednesday, November 23, 2005 2:24 PM
Subject: Personal Services Invoices-Travel Vouchers-Other Expenses

Job and Tova:

I've been busy seeking answers from our attorneys and our Finance Officer, Diana Scott, regarding your reimbursement questions. The results follow:

Invoices/Vouchers for Personal Services

In order to meet legal requirements and provide what is needed by our Finance Officer, we have developed the attached form that you may use for your monthly invoices for consulting services on the Voting Fraud and Voter Intimidation Project. This form is optional. If you prefer, you can provide the same information in a letter. Please see your contract for specifics regarding hours that can be worked
and compensation.

I also confirmed with Diana Scott that under the contract recently ratified, EAC considers that your service began on September 1, 2005. Consequently, you do not have to wait until the 25th of the month to file your vouchers for services provided during the previous month. Each voucher should cover one month, and may be filed immediately after the end of the month.

If you fax your invoice/voucher for personal services to me, please drop the original in the mail. We can begin processing your voucher based on the fax, but would like to have the original document for our files.

Travel Authorizations and Vouchers

Apparently, we need to prepare travel authorizations for any travel that you do on behalf of this project. I know how to prepare them, but will need input from you for each trip regarding the expected costs of transportation (separate costs of airfare, train fare, ground transportation), hotel (including taxes), other expected travel expenses (e.g.; airport parking), the points between which you will travel, and the days of travel. I'll prepare the authorization based on this information and put it into the pipeline for the appropriate officials' signatures. Once it is signed, I will fax a copy to you. It is important that we work together to prepare these authorizations well in advance of the travel dates.

Once the travel is concluded, we can prepare the travel vouchers to obtain reimbursement for your travel costs, in accordance with federal travel regulations. You will need to send me your receipts for the hotel, the plane or train, ground transportation (if you did not use your personal vehicle), and parking (if you parked at the airport). You will get a set amount for meals, so you do not need to provide meal receipts. I will prepare the voucher and fax it to you for your signature. If you see any problems with the voucher, this is the time to fix them. Once you are satisfied with the voucher, you will need to return the signed voucher by mail or in person. I'll attach the receipts you provided and a copy of the travel authorization, and send it forward for processing.

Other Expenses

Because your contracts do not provide for the reimbursement of other expenses, we have to look for other ways to deal with them.

For the publications, there are two options: (1) you can pay for them yourself and mark them up as you please; or (2) I can find them in our library or order them through our supply person. Anything paid for by EAC is EAC property, which would mean turning them over to EAC with no marks in them.

If you need to messenger items to accomplish the work under contract, I can authorize the use of EAC's Federal Express account number on a case-by-case basis. I'll need some advance notice and will have to supply our finance folks with the tracking number, who is sending the package, to whom, and when. That way, they won't be surprised when they see item on the FedEx invoice. (An easy way to provide all the information would be to fax a copy of the FedEx Airbill to me.)

At this time, our consultants pay their phone expenses out of their personal services compensation. When it works for you, we can bypass the need for you to incur phone charges by using EAC's teleconferencing capabilities.

Hope you have a Happy Thanksgiving!
Hi again Peggy,

I just looked at the list, and I have to tell you that I'm a bit concerned. I know of ways to condense searching to encompass many of the terms in one session (example: vote% & fraud would bring up voter fraud, vote fraud, etc.). However, the list is still 9 pages long. I will do my best to start on it tomorrow, but it will take me more than a day to complete it given the other projects I have on my plate. I just want you to be aware that it will take me some time to complete the task given the current parameters.

Talk to you later.
Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
http://www.eac.gov
TNedzar@eac.gov

-----Margaret Sims/EAC/GOV wrote:-----

To: Tamar Nedzar/EAC/GOV@EAC
From: Margaret Sims/EAC/GOV
Date: 11/30/2005 08:50AM
Subject: Fw: Updated Word Search List

Tamar:

Here is an updated word search list for the case law/administrative decisions search. I am still trying to confirm the time for the teleconference. As it stands right now, I will probably call you at 3:45 PM today. I should call your home phone (703-528-1863), right?

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Peggy & Tova:

Here is the updated case law word search list.

Job

Word Search Terms.doc

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Karen
Lynn-Dyson/EAC/GOV
11/09/2005 11:35 AM

To Paul DeGregorio/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC
ccc d davidson@eac.gov, Gracia Hillman/EAC/GOV@EAC, Juliet E. Thompson/EAC/GOV@EAC, Raymundo Martinez/EAC/GOV@EAC, Thomas R. Wilkey/EAC/GOV@EAC

Subject Re: Call from Paul Vinovich

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM ---

Vice Chairman-

Thanks, as always, for sharing feedback from our major stakeholders.

I have forwarded this e-mail on to Peg Sims, who has day-to-day oversight responsibility for this project. I'm certain Peg will be monitoring this project extremely closely and I'm pleased to have a pro like Peg watching out for EAC's best interests.

Regards-

Karen
Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3123

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM ---

"Tova Wang"
<wang@tcf.org>
11/29/2005 02:25 PM

To psims@eac.gov
cc

Subject RE: Teleconference With Legal Clerk and Intern

I am available any of those times. Remind us of their names again please? Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, November 29, 2005 2:18 PM
To: wang@tcf.org; serebrov@sbcglobal.net
Subject: Teleconference With Legal Clerk and Intern

Tova and Job:

Are you two available for a teleconference with our Law Clerk and Intern tomorrow at either of the times listed below?
The Law Clerk's name is Tamar Nedzar. She is very sharp. Our intern's name is Devon Romig.

Tamar has the most recent lists of search terms and may have questions about them. Devon will need to know how you want the press clippings sorted by type of voting fraud. I think we need to give her a specific list that I hope will not overlap. For example, do you want her to sort using the term Absentee Ballot Fraud when that can involve voter intimidation/coercion/undue influence, vote buying, ballot tampering, and ballot box stuffing (by voting in the name of another or under a fictitious name).

We need to discuss this because I am concerned that we currently do not have a full written description of what does and does not constitute voting fraud and voter intimidation. The current written definition excludes voter registration shenanigans; yet, voter registration applications submitted with fictitious names or that falsely affirm eligibility to vote are considered election crimes that can have an impact on election results. Specifically, they are used in schemes to vote more than once or to have ineligible persons participate in voting. Also, an increasing number of States are including as an election crime the knowing and willful destruction of voter registration applications by voter registration drives and their failure to transmit such applications to the election office in a timely manner.

If we define voting fraud as any illegal act that has a clear and direct distorting impact on the election results, then administrative mistakes that violate federal or State law could be included. For federal elections, administrative mistakes definitely are not considered voting fraud. The examples provided for "de facto" fraud and "quasi" fraud also are not likely to be considered part of voting fraud and voter intimidation without evidence that there also is ballot box stuffing, vote buying, tampering with ballots or vote tallies, voter intimidation, etc. Although a number of things other than voting fraud and voter intimidation can (and do) distort election results, EAC is handling such issues under separate research efforts.

For your information, I have attached a speech presented by Craig Donsanto (complete with typos) that addresses the issue of defining voting fraud. Perhaps it will be of interest to you.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100

Between 12 and 1 PM EST; or
Any time between 3:30 and 5:30 PM EST

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----
Job:

This is just to remind you that I will be calling today at 4:00 PM EST (3:00 PM CST). --- Peggy

Tova and Job,

It was good to talk to you today. Hope you are doing well. I've attached my African American search results below. It encompasses all of the terms you suggested having to do with African Americans.

The following is a search I used to truncate words and combine terms, but I still got a large number of results:

Vot! and deny and black or vot! and black and challenge or vot! and black and reject or vot! and black or vot! And deny and African w/s American or vot! And African w/s American and reject or challenge or vot! And African w/s American or election and black and deny or challenge or reject or election and black or election and African w/s American and deny or challenge or reject or election and African w/s American or ballot and security and black or ballot and security and African w/s American or black and vot! And suppress! Or African w/s American and vot! And suppress or African w/s and disenfranchis! or black and disenfranchis!

If this search yields useful cases for you, I can continue searching using the same strategy. If not, please provide me with additional guidelines and I will do my best!

Please feel free to contact me should you have any questions or need additional information.

Thank you,
Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
Diana:

Where are we on getting the first payment to Job Serebrov? Will GSA be able to transfer funds this week?
--- Peggy

Peggy:

We needed to schedule the face to face meeting for Oct 28. Talk with you on Weds.

Job

--- psims@eac.gov wrote:

> I will initiate the calls to you two on Wednesday.
> The number I have for
> Tova is 212-452-7704. For Job, I have 501-374-2176.
> Let me know if I
> should use a different number for you on Wednesday.
> Thanks, Tova, for the copy of the draft workplan you
> provided to Karen.
> I'll take a look at it and, hopefully, provide some
> feedback on Wednesday.
> I have not yet caught up to all the paperwork and
> emails that preceded my
> assignment to this project. Karen just handed me a
> folder full of
> documents that should help.
> I think you may have received an email from Nicole
> Mortellito regarding an
October 14 meeting. If you two cannot come in person but can attend via phone, just let me know. Nicole's message has information regarding hotel rates that conflicts with what I've just sent you. I've asked her to double check her information because I have another contractor that has had no problem obtaining government rate at hotels.

Yes, you will be paid on a monthly basis. You can file your first invoice on October 25, according to Diana Scott.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

"Tova Wang" <wang@tcf.org>
10/03/2005 03:54 PM

Peg, This all sounds good. Will you be calling us on Wednesday?

I should not need a hotel for the 28th. Just let me know what time. Are there expense forms we should have for reimbursement?

On the work product, we did send Karen a very preliminary draft of a work plan. I attach it again here and we can talk about it more on Wednesday.

My only money question is, are we being paid on a monthly basis? And if so, when does that begin? I assume this all is in the contracts we'll be getting...
Thanks.

Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, October 03, 2005 2:48 PM
To: wang@tcf.org; serebrov@sbcglobal.net
Cc: ggilmour@eac.gov
Subject: Voting Fraud Teleconference-Meeting-Work
Schedule

Tova and Job:

Teleconference -
Let's schedule the teleconference for 4:00 PM on
Wednesday, October 5.
Gavin Gilmour will join us.

Meeting -
October 28 is fine for the face-to-face meeting in
DC. We have allocated
$5,000 to each of you to cover reasonable and
necessary travel and other
incidental expenses. Expenses claimed for
reimbursement need to be
itemized, with appropriate receipts provided. You
should be able to
obtain the Federal government rate at an area hotel
(if you plan to stay
overnight). If the hotel needs a letter from EAC
(in lieu of showing them
your signed contract), just let me know. Airlines
apparently no longer
honor government rates for government contractors.
Rail carriers may
provide government rates for government contractors.
If you drive, the
current government rate for a personally owned
vehicle (POV) is 48.5 cents
per mile.

Deliverables -
The first item on the list of deliverables is the
draft project workplan,
which is due ASAP after award. Would it be possible
for the two of you to
deliver a draft workplan to me via email by 10/11?
That would be after we
have had our teleconference to work out lingering
questions.

Questions for Finance -
If you have questions for our Finance Officer, you
can reach her via email
at dscott@eac.gov. I would appreciate it if you
would cc: me on such
e-mails, so that I know to follow up with her.

Peggy Sims
Nicole:

I am forwarding the most recent workplan for the voting fraud-voter intimidation research contract. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 11/15/2005 05:02 PM -----

"Job Serebrov"
11/09/2005 04:27 PM

To wang@tcf.org, psims@eac.gov
cc

Subject Revised Work Plan

Revised Work Plan.doc Peggy:

Here is the revised work plan that Tova and I worked on today. Any word from the Chair on signing?

Job

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

"Tova Wang"
11/28/2005 05:30 PM

To "Job Serebrov" psims@eac.gov
cc

Subject word searches
In the course of compiling a list of search terms for the nexis research, I thought of some major omissions to the WESTLAW list.

Everywhere we have a term such as African American and .... or Latino and ....
we should also have the following:

Asian American (and if possible, Chinese, Korean, Vietnamese)
Native American
Indian
Indian Country

Moreover, everywhere we have poll worker or poll inspector we should also have the following:

Poll judges
Poll monitors
Poll observers

Let me know if you want me to re-do the list.

Tova

Tova Andrea Wang
Senior Program Officer and Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704  fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

Can you give us a better idea of the other EAC research projects that you think we might overlap with if we include these activities? Job and I had strong reasons for what we did and did not include and how we wanted to frame the term fraud, so we do indeed need to discuss this -- perhaps before or after the discussion with Tamar and Devon?

Thanks. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, November 29, 2005 3:18 PM
To: wang@tcf.org
Cc: 
Subject: RE: Teleconference With Legal Clerk and Intern

The Law Clerk's name is Tamar Nedzar. She is very sharp. Our intern's name is Devon Romig.

Tamar has the most recent lists of search terms and may have questions about them. Devon will need to know how you want the press clippings sorted by type of voting fraud. I think we need to give her a specific list, that, I hope, will not overlap. For example, do you want her to sort using the term Absentee Ballot Fraud when that can involve voter intimidation/coercion/undue influence, vote buying, ballot tampering, and ballot box stuffing (by voting in the name of another or under a fictitious name).

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For your information, I have attached a speech presented by Craig Donsanto (complete with typos) that addresses the issue of defining voting fraud. Perhaps it will be of interest to you.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM ---

"Job Serebrov" To psims@eac.gov
11/15/2005 12:34 PM cc
Subject One or More Line Info Bios
Peggy:

I am requesting that we be able to have four instead of three from each side. I have four very good people who have a lot of experience in this area. I left you a telephone call on this matter. I know we have to watch the budget but one of my picks is in DC and will not cost much if anything to get to meetings. I know that Tova also had Dc people that she could add as a fourth.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----
Margaret Sims/EAC/GOV
11/30/2005 09:28 AM
To Juliet Thompson, Gavin S. Gilmour/EAC/GOV
cc
Subject Definition of Voting Fraud and Voter Intimidation

Attached discusses the definitions that Job and Tova would like to use. I have already taken issue with the exclusion of all voter registration shenanigans and the inclusion of administrative mistakes. Would be pleased to have your feedback and, if possible, your assistance for 15 minutes of a teleconference today (3:30 PM to 3:45 PM). --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----
Margaret Sims/EAC/GOV
11/30/2005 04:50 PM
To Tova Andrea Wang, Job Serebrov
cc
Subject Tamar and Devon Contact Information

Tova and Job:

This is to confirm the email addresses and best phone numbers to reach Tamar Nedzar and Devon Romig. I would appreciate it if you would cc: me on any emails to them. That way you can keep me in the loop without my serving as a road block or go-between. Thanks! --- Peggy

Tamar Nedzar
Law Clerk
Phone (cell): 703-861-2055
Email: TNedzar@eac.gov

Devon Romig
Intern
I am available. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, October 31, 2005 2:45 PM
To: wang@tcf.org
Subject: Teleconference Needed

Would both of you be available for a teleconference tomorrow at 2 PM EST concerning contract issues? The teleconference would include Julie Thompson, our General Counsel, and me. We would call you.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----
Subject Fw: Tova and Job contracts

----- Forwarded by Margaret Sims/EAC/GOV on 10/05/2005 02:48 PM -----

Karen
Lynn-Dyson/EAC/GOV
10/03/2005 02:25 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Tova and Job contracts

Job Serebrov sow.doc Tova Wang sow.doc

--- Forwarded by Margaret Sims/EAC/GOV on 10/03/2005 02:25 PM ---

Karen Lynn-Dyson/EAC/GOV
10/03/2005 02:25 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Tova and Job contracts

Karen Lynn-Dyson/EAC/GOV
10/06/2005 12:28 PM
To Gavin S. Gilmour/EAC/GOV@EAC
cc Carol A. Paquette/EAC/GOV@EAC, Juliet E. Thompson/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC, Thomas R. Wilkey/EAC/GOV@EAC
Subject Re: Voter Fraud Contract

Gavin-

A few answers to your questions:

They have not received contracts but did receive a Statement of Work about a month ago.

That Statement of Work does not reference use of Westlaw or a law clerk. I have no recollection of offering such services. I have, however, had many conversations with Tova and Job. At some point I may have said that because the EAC has Westlaw and legal interns, there may or may not be a way from Job and Tova to avail them of these services.

The Statements of Work developed (see draft attached) were used in place of an RFP. Tova and Job are to serve as consultants on a project that may or may not result in their developing an RFP on voting fraud and intimidation for the EAC.
Karen/Tom,

Peggy held a meeting with voting fraud/intimidation contractors. In this meeting they noted that despite the fact that the contract requires them to perform legal research, they do not have the means to do so (no access to Westlaw, etc.). They noted that in discussions with the two of you, they were told that the EAC would provide them access to West Law and, possibly, a law clerk with office space. None of this is noted in the contract. They claim to have never seen the contract? Do we have their response to our RFP? We will all need to meet to clarify this.

GG

Gavin S. Gilmour
Associate General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

The SOWs that Karen provides below were revised for these contracts. I have attached one of these for your information, since they are identical.
Gavin-

A few answers to your questions:

They have not received contracts but did receive a Statement of Work about a month ago.

That Statement of Work does not reference use of Westlaw or a law clerk. I have no recollection of offering such services. I have, however, had many conversations with Tova and Job. At some point I may have said that because the EAC has Westlaw and legal interns, there may or may not be a way from Job and Tova to avail them of these services.

The Statements of Work developed (see draft attached) were used in place of an RFP. Tova and Job are to serve as consultants on a project that may or may not result in their developing an RFP on voting fraud and intimidation for the EAC.

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3123

Gavin S. Gilmour/EAC/GOV

To
Karen Lynn-Dyson/EAC/GOV@EAC
Gavin S. Gilmour/EAC/GOV@EAC
Carol A. Paquette/EAC/GOV@EAC
cc
Margaret Sims/EAC/GOV@EAC,
Juliet E. Thompson/EAC/GOV@EAC,
Thomas R. Wilkey/EAC/GOV@EAC

Subject
Re: Voter Fraud Contract
Karen/Tom,

Peggy held a meeting with voting fraud/intimidation contractors. In this meeting they noted that despite the fact that the contract requires them to perform legal research, they do not have the means to do so (no access to Westlaw, etc.). They noted that in discussions with the two of you, they were told that the EAC would provide them access to West Law and, possibly, a law clerk with office space. None of this is noted in the contract. They claim to have never seen the contract? Do we have their response to our RFP? We will all need to meet to clarify this.

GG

Gavin S. Gilmour
Associate General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----
Juliet E. Thompson/EAC/GOV To Margaret Sims/EAC/GOV@EAC
11/16/2005 03:58 PM cc
Subject Letter with Tova and Job contracts

to the best of my knowledge the letters that went with the Tova and Job letters were the following:

Wang contract cover letter.doc Serebrov contract cover letter.doc

Juliet E. Thompson
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----
"Craig.Donsanto@usdoj.gov To "Noel.Hillman@usdoj.gov" <Noel.Hillman@usdoj.gov>, "psims@eac.gov" <psims@eac.gov>
"<Craig.Donsanto@usdoj.gov To "psims@eac.gov" <psims@eac.gov> cc
Subject Re: Requesting Your Help-Preliminary Research on Voting Fraud and Voter Intimidation
Peg --

Please have your Chair send ME a letter spelling out what your Commission's mandate, how I can help it, and asking me to do so. I will take it from there.

--------------------------
Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@usdoj.gov>
Sent: Wed Nov 16 17:34:08 2005
Subject: Requesting Your Help-Preliminary Research on Voting Fraud and Voter Intimidation

Hi, Craig:

As I mentioned in my telephone call earlier today, I have been assigned to manage the U.S. Election Assistance Commission's (EAC) preliminary research project on voting fraud and voter intimidation. I know these are subjects with which you are intimately familiar and recognize that the project needs the information and insights that you can provide, so I am asking for your help.

As you know, section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are:

* nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and

* identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC's Board of Advisors recommended that EAC make research on these topics a high priority. Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

* develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;

* perform background research (including Federal and State administrative and case law review), identify current activities of key government agencies, civic and advocacy organizations regarding these topics, and deliver a summary of this research and all source documentation;

* establish a project working group, in consultation with EAC, composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation;

* provide the description of what constitutes voting fraud and
voter intimidation and the results of the background research to the working group;

* convene the working group to discuss potential avenues for future EAC research on this topic;

* produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future research, if any;

* draft the project scope and Statement of Work for future research on these topics, if EAC decides to pursue one or more recommendations for future research.

At minimum, I hope that you can serve as an information resource for the team of two EAC consultants hired to conduct the research and me. I also would like to explore the feasibility of your participation in meetings of the project working group.

If EAC needs to submit a more formal request for your help, please advise me how to do so. Also, it would help me to know if there are any restrictions on your participation, other than anticipated restrictions on the time you have available.

Let me know if you have any questions about this request or the research project. I look forward to hearing from you and hope you are doing well.

Regards,

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

"Jo Serebrov"

To: psims@eac.gov
cc
Subject: Question

11/15/2005 10:37 AM

Peggy:

We need to have a conference call this week if possible. I will have the one liner bios to you today. Also, when do you think the Commission with make its choices?
The following activities were performed in the month of October:

Sent draft work plan

Developed and sent list of potential working group members with short bios.

Drafted definition of fraud/intimidation

Developed partial list of people to interview (full list must wait for vetting of the working group list)

Developed preliminary working list of existing research

Discussed the use of a law clerk with the EAC who would perform given word searches on Westlaw regarding vote fraud and voter intimidation (waiting on EAC legal department for response).

Just one question on the receipt of contract -- it says that the first invoice was for September, but it actually was for October when we really got started, right? Should this be adjusted to say October 1 to October 31?

Thanks.

Tova
Job and Tova:

The Chair signed your letters this afternoon. Diana Scott has them and plans to fax everything to you. Have a good weekend!

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

Julie-

As you might imagine, there are many e-mails that were sent to Job and Tova regarding their work. This attached e-mail started the most definitive train of thought or work on this.

While there was not one definitive call or e-mail that said that the contract is ready, signed and sealed, there are many e-mails that imply that. I will send several of those on to you.

Carol-

Can you check your file for the final "contract/SOW" language that was used. I remember that in the beginning of September, Carol made some revisions to this piece and I believe, sent it on to Diana or to Gaylin.

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3123
Regards,

Nicole K. Mortellito
Assistant to the Executive Director - Thomas R. Wilkey
U.S. Election Assistance Commission
1225 New York Avenue - Suite 1100
Washington, DC
202.566.3114 phone
202.566.3127 fax

--- Forwarded by Nicole Mortellito/CONTRACTOR/EAC/GOV on 08/24/2005 05:26 PM ---

Karen Lynn-Dyson/EAC/GOV
08/17/2005 04:29 PM

To Nicole Mortellito/CONTRACTOR/EAC/GOV@EAC
cc Thomas R. Wilkey/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC, Diana Scott/EAC/GOV@EAC, Juliet E. Thompson/EAC/GOV@EAC
Subject Statement of Work to be circulated to the voting fraud/voter intimidation consultant candidates

Nicole-

Attached please find the Statement of Work which should be sent to each of the three candidates who are being considered for the consulting position:

Steve A.
Tova W.
Job S.

Please be certain they are sent separately and not collectively to all three and that it is sent by COB today.

Thanks so much for your help.

K

votefraud project consultants.doc

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3123

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM ---
Revised Work Plan.doc Peggy:

Here is the revised work plan that Tova and I worked on today. Any word from the Chair on signing?

Job:

I have been in meetings all afternoon, but I did find a moment to speak with the Chair's special assistant. She expected the Chair to sign off on the letters this afternoon. Unfortunately, this may have been done after our finance folks had gone home. For obvious reasons, the finance folks lock up before they go, so I cannot check their in-boxes tonight. I will check with them tomorrow AM.

I'll take a look at the revised workplan tomorrow.

Peggy Sims
Research Specialist
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Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov
Peggy & Edgardo,

I got an email and call from Job Serebrov this morning. I have meant to ask you two to get together on the invoice information. I know that we do not currently have a "standard", but I thought that the information that Edgardo gave out to Contractors was quite good. Perhaps Edgardo could just jot down his information in email format and send it to Tova and Job. I have Job's email if that would be helpful.

Juliet E. Thompson
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----

Edgardo Cortes/EAC/GOV
10/24/2005 10:20 AM
To Juliet E. Thompson/EAC/GOV@EAC
cc Margaret Sims/EAC/GOV@EAC
Subject Re: Invoice information

I can certainly put the information together in an email to send out to them (I got all that info from Carol). I won't be able to get it done until later today though.

Edgardo Cortés
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave. NW, Ste. 1100
Washington, DC 20005
866-747-1471 toll free
202-566-3126 direct
202-566-3127 fax
ecortes@eac.gov

Juliet E. Thompson/EAC/GOV

Juliet E.
Thompson/EAC/GOV
10/24/2005 10:17 AM
To Edgardo Cortes/EAC/GOV@EAC, Margaret
Sims/EAC/GOV@EAC
cc
Subject Invoice information

Peggy & Edgardo,

I got an email and call from Job Serebrov this morning. I have meant to ask you two to get together on the invoice information. I know that we do not currently have a "standard", but I thought that the information that Edgardo gave out to Contractors was quite good. Perhaps Edgardo could just jot down his information in email format and send it to Tova and Job. I have Job's email if that would be helpful.
Tamar and Devon:

The phone numbers and email addresses for Tova and Job follow. I would appreciate it if you would cc: me on any emails you send to them and summarize any phone calls with them. That way, I can be kept in the loop without serving as a roadblock or go-between. Thanks! --- Peggy

Tova Wang (New York)
Phone: 212-452-7704
Email: wang@tcf.org

Job Serebrov (Arkansas - one hour earlier time zone)
Phone: 501-374-2176
Email: serebrov@sbcglobal.net

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM ----

"Job Serebrov"
To psims@eac.gov
cc
Subject Re: One Month Extension

I understand government procedures. I just checked my bank account and still no funds. I need you to look into what is going on. --- psims@eac.gov wrote:

> I have already made a strong argument to that
effect. Everyone here
> understands. We shouldn't have any trouble
> budgetwise. We just have to
> ensure we follow the correct legal procedures. ---
> Peggy
>
Please remind everyone that without the extension the project will not be finished.

Job

--- psims@eac.gov wrote:

I have discussed this matter with Julie. She is looking into legal issues. I have also discussed the matter with Karen, as we are preparing our FY 06 department budget plans. (Any funds set aside for an additional month would have to come out of our FY 06 budget.)

I'll give you an update when I have more information.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

---

Job Serebrov
> Peggy:
> I understand that you and Tova spoke this morning.
> Have you been able to discuss the one month salary extension with Julie any further? As you recall our six month project now needs to be seven because the start date was moved back to Sept 1 to cover work done during that month. We still need the project to go through March which requires approval of an extra month's salary.
>
> Job

---------- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -------
Margaret Sims/EAC/GOV
11/30/2005 11:13 AM
To "Job Serebrov"
cc jthompson@eac.gov
Subject Re: One Month Extension

Job:

I have asked Diana to check with GSA on the status of your first payment (which will cover October work).

--- Peggy

---------- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -------
Gavin S. Gilmour/EAC/GOV
11/30/2005 10:19 AM
To Margaret Sims/EAC/GOV@EAC
cc jthompson@eac.gov
Subject Re: Definition of Voting Fraud and Voter Intimidation

Peggy,

Per our discussion, I have some initial concerns regarding the definitions that have been proposed.

1. Fraud is a legal term of art. Fraud is an intentional act or omission (i.e. actual fraud or constructive fraud) of misrepresentation or deceit. There is no such thing as defacto fraud or quasi fraud. Fraud must
be intentional... negligence alone is not fraud.

The general definition of voter fraud must concise and universally applicable (this in the challenging part). After this definition is created and intellectually tested, one can then create examples and explanations. These would 1) apply the definition to the entire election process (from beginning to end) and (2) apply it to action by voters, 3rd parties and election officials. Through this process a determination may be made regarding whether three definitions are needed or just one.

2. The document has no definition of voter intimidation. What is voter intimidation and how does it differ from voter fraud? I assume this would also be an intentional act.

3. Definitions need to be concise and tight. Such definitions need to be able to be broken down into elements. Each of these elements must have clear, applicable and enforceable meaning. This can be a challenge. For example use of the term "any illegal act" is unclear, begs the question and suggests that fraud only occurs in the course of committing a related crime.

These are just my initial thoughts.

GG
Gavin S. Gilmour
Associate General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
11/30/2005 09:28 AM
To jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC
cc
Subject Definition of Voting Fraud and Voter Intimidation

Attached discusses the definitions that Job and Tova would like to use. I have already taken issue with the exclusion of all voter registration shenanigans and the inclusion of administrative mistakes. Would be pleased to have your feedback and, if possible, your assistance for 15 minutes of a teleconference today (3:30 PM to 3:45 PM). --- Peggy

combined defining Fraud 11-13-05.doc

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----
Margaret Sims /EAC/GOV
10/31/2005 04:07 PM
To Juliet Thompson
cc
Subject Re Teleconference with Job and Tova
Julie:

Tova and Job have confirmed that they are available for a teleconference tomorrow afternoon at 2 PM. Job asked for more particulars and I mentioned the subject of billing for services. He said that both he and Tova had strenuously objected to the suggestion that they bill by the hour when the details of the contract were being discussed (I guess, with Karen) and that he might have to drop out if he has to do that. I suggested we save discussion of this issue for the teleconference.

We can call them from your office. I'll bring the phone numbers. --- Peggy

---- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM ----

Margaret Sims /EAC/GOV
10/19/2005 03:57 PM
To: wang@tcf.org@GSAEXTERNAL
cc: [blurred]
Subject: Re: Travel to DC and Proposed Working Group Members

Tova:

Yes, everyone here recognizes that we will have to amend the timelines associated with all of the contracts involved in the hold up. I suggest that we wait to do this until after the contract is signed.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

wang@tcf.org
10/19/2005 03:34 PM
To: "Job Serebrov"
cc: psims@eac.gov
Subject: Re: Travel to DC and Proposed Working Group Members

OK, but Peg, I think the timeline we originally proposed may have to be moved forward if we are not in a position to do the work we need to do yet. Will that be possible? Thanks.

----- Original Message ----- 
From: "Job Serebrov"
To: <wang@tcf.org>
Cc: <psims@eac.gov>
Sent: Wednesday, October 19, 2005 2:16 PM
Subject: Re: Travel to DC and Proposed Working Group Members

> Tova:
Would it be possible for Job and I just to use the EAC office as a meeting place since we already have the travel booked? He and I should meet. Thanks.

----- Original Message ----- 
From: psims@eac.gov
To: wang@tcf.org ; serebrov@sbcglobal.net
Sent: Wednesday, October 19, 2005 11:11 AM
Subject: Travel to DC and Proposed Working Group Members

Dear Tova and Job:

I have been advised by our Counsel that, since the contracts have not yet been signed, we will have to postpone our October 28th meeting. Tova, for future reference, the per diem rates for DC (the Greater Washington, DC area) can be accessed through that web site I provided by clicking on the District of Columbia link on the map.

I also have to ask you to hold any further efforts on the Working Group until further notice. We are going to have to limit the number in the group to no more than six. EAC has to pay for the travel for these folks out of FY 2006 dollars. The agency currently is operating under a continuing resolution, and may not have its FY 2006 budget until December 2005, or later. When you submit the names of possible Working Group members, I will need a summary of their work in studying or enforcing laws against voting fraud and voter intimidation. (It is not sufficient to have expressed an interest in these matters, we need experienced folks.) The working group can include nonpartisan members, so long as any partisan-leaning members are balanced (i.e., 1 R for 1 D).

I am sorry for any inconvenience that this may cause. I wish I had the power to change the situation, but I don’t.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov
Do we need to mail you the original of the EFT form? Thanks. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, November 03, 2005 3:55 PM
To: serebrov@sbcglobal.net; wang@tcf.org
Subject: Invoices and Payments

Job and Tova;

The attorneys have advised me that each of you should amend your invoice to indicate the total hours worked (20) during the first month. You should submit a letter ASAP to Diana Scott with that clarification.

I have been told that it takes our agent, the General Services Administration (GSA), two to three weeks to process our requests for payment. I understand that using the electronic funds transfer (EFT) process will reduce the time for payment by up to five days, because it takes additional time for GSA to cut and mail a paper check.

Diana does not have a completed EFT form from either of you, which would permit the electronic transfer of the funds directly to your chosen bank account. I can find no evidence that Karen suggested you should submit the form, so I have attached a blank form below. Please complete it and return it with the invoice amendment to Diana. If you have any questions about how to fill out the EFT form, let me know. I'll do my best to help you out.

I understand that the contract matters are moving forward. I hope to have more news for you on Monday afternoon.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov
Peggy:

I am getting an answer from Tova. I need Diana Scott's e-mail. Can you find out when we will receive our checks if we submit an invoice on 10/25. I am a little concerned that if we submit that late we will not be paid for the next three weeks. Would it not make more sense to submit early in the month for payment to arrive by the end of the month?

Job

--- psims@eac.gov wrote:

> I am available for a 3-way teleconference after Noon on Wednesday this week. My schedule on Thursday and Friday is flexible, as well. When would be best for you two? I can call the telephone numbers you prefer and set up the conference call from my desk.
> Both the 24th or the 28th are fine with me for the face-to-face meeting. Which do you prefer? If you have no preference, I suggest we pick the earlier of the two.
> Regarding your contracts, I understand that the contract will carry the date of 9/25/05. All contracts have to be signed by the Chair, who has been out of the office on Commission business. I have been told that she will sign off on your contracts, among others, today. Our financial officer will send it to you after that. I'll try to obtain copies and fax the appropriate one to you as soon as they have been signed.
> Regarding your pay, the contract will state that you should submit a monthly invoice to EAC for payment of your fee for
that month. The contract is for 6 months, so our Finance Officer, Diana Scott, wants you to submit an invoice to her each month for 1/6th of the total payment, beginning 10/25/05.

I look forward to talking again with the two of you.

Peggy Sims
Research Specialist
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1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

"Job Serebrov"
10/03/2005 10:08 AM

To
psims@eac.gov
cc
Subject
Meetings

Peggy:

Just spoke with Tova. We would like to have a three way telephone conference with you this week if possible. The best dates for our face to face are Oct 24th or 28th. Please let me know what works for you.

Talk with you when you get answers to my questions.

Regards,

Job

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM ---
We are going to need to put this off until we can get these contract reviews completed. If you need some language on this, let me know.

Juliet E. Thompson  
General Counsel  
United States Election Assistance Commission  
1225 New York Ave., NW, Ste 1100  
Washington, DC 20005  
(202) 566-3100  

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----  

Margaret Sims /EAC/GOV  
11/04/2005 12:41 PM  
To: "Tova Wang" <wang@tcf.org>@GSAEXTERNAL  
cc  
Subject: RE: Tuesday

Tova:  
Look forward to seeing you between 2 and 3 PM next Tuesday. If you need to make it later, that's OK. --- Peggy

"Tova Wang" <wang@tcf.org>

"Tova Wang" <wang@tcf.org>  
11/03/2005 05:28 PM  
To: psims@eac.gov  
cc  
Subject: RE: Tuesday

That's great. I'll probably come by between 2 and 3 if thats ok. I look forward to seeing you, even if only briefly. Tova

-----Original Message-----  
From: psims@eac.gov [mailto:psims@eac.gov]  
Sent: Thursday, November 03, 2005 5:23 PM  
To: wang@tcf.org  
Subject: Re: Tuesday

Tova:

I should be available during the mid to late afternoon, provided we are not besieged with election-related calls. Regardless, I can provide the file with the news clippings for your review.

--- Peggy
Hi Peg,

I will be down in DC next Tuesday for a meeting. I wonder if it would be useful for me to come by -- I think you mentioned at one point you had a big collection of articles. It would be great to be able to take a look at them. I'm available mid to late afternoon. Let me know.

Any word on the contract situation?

Thanks.

Tova Andrea Wang
Senior Program Officer and Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

Click here to receive our weekly e-mail updates.

I probably could give two to three days in January.

--- Tova Wang <wang@tcf.org> wrote:
As I mentioned to Job earlier, I think we need to meet as soon as possible in order to develop and pare down our lists of who we want to interview, determine how we are going to go about doing the interviews (in-person, phone, email), schedule such meetings, decide what themes we agree to discuss with them; go over existing research and how we will work on summarizing existing findings; hammer out what is within the scope of our research; meet with the intern and law clerk; discuss how we are going to do the case law research; etc. Up to now, we both agreed, we have been operating in a bit of a void. We've been trying to do this meeting for months.

Is it that you think we can combine this meeting with a meeting with Craig? I actually think they need to be separate since I think both will be very laborious and very different in nature.

However, I will defer to whatever you, Peg, think best. I don't feel so strongly about it that I will be extremely upset if we wait until January.

Thanks.

Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, November 21, 2005 5:09 PM
To: wang@tcf.org
Subject: Re: In-Person Meeting

Job and Tova:

If you both agree, a meeting in early January in lieu of a December meeting would be fine with me. As it would be good for you two to pick Craig Donsanto's brain when you are here, I'll find out when he is not available so that we can avoid that time.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120
(direct)
To psims@eac.gov

Subject Re: Word Search Terms

What do you think about moving the meeting to January after all of the holidays?

--- psims@eac.gov wrote:

> Thanks for the update. I'll let Tamar know. ---
> Peggy

Peggy:

> I sent the words search terms to Tova yesterday to review. Unfortunately, she will not be able to do so until late today or tomorrow. Consequently, I need to wait to send them to you.
As far as a trip to DC goes, I gave Tova two possible dates---Friday December 16 or Monday December 19.

Regards,

Job

---

Noel --

This forwards a long request from Peg Sims, formerly of FEC's Office of Election Administration and currently with the EAC.

The long and the short of her est is that EAC is required by HAVA to conduct research into election fraud, Peg has been put in charge of this project, and EAC through Peg want me to provide them input to this EAC activity.

I would be delighted to do this.

My question for you is whether I can just do this, or do AC have to submit a more formal request. If the latter, to whom should it be sent??

Thanks Chief.

--------------------------
Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@usdoj.gov>
Sent: Wed Nov 16 17:34:08 2005
Subject: Requesting Your Help-Preliminary Research on Voting Fraud and Voter
Intimidation

Hi, Craig:

As I mentioned in my telephone call earlier today, I have been assigned to manage the U.S. Election Assistance Commission's (EAC) preliminary research project on voting fraud and voter intimidation. I know these are subjects with which you are intimately familiar and recognize that the project needs the information and insights that you can provide, so I am asking for your help.

As you know, section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are:

* nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and

* identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC's Board of Advisors recommended that EAC make research on these topics a high priority. Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

* develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;

* perform background research (including Federal and State administrative and case law review), identify current activities of key government agencies, civic and advocacy organizations regarding these topics, and deliver a summary of this research and all source documentation;

* establish a project working group, in consultation with EAC, composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation;

* provide the description of what constitutes voting fraud and voter intimidation and the results of the background research to the working group;

* convene the working group to discuss potential avenues for future EAC research on this topic;

* produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future research, if any;

* draft the project scope and Statement of Work for future research on these topics, if EAC decides to pursue one or more recommendations for future research.

At minimum, I hope that you can serve as an information resource for the team.
of two EAC consultants hired to conduct the research and me. I also would like to explore the feasibility of your participation in meetings of the project working group.

If EAC needs to submit a more formal request for your help, please advise me how to do so. Also, it would help me to know if there are any restrictions on your participation, other than anticipated restrictions on the time you have available.

Let me know if you have any questions about this request or the research project. I look forward to hearing from you and hope you are doing well.

Regards,

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----

"Tova Wang"
<wang@tcf.org>
10/05/2005 05:26 PM
To psims@eac.gov
cc ggilmour@eac.gov
Subject fraud/intimidation project

------ Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM ------

"Job Serebryov"
004851
11/03/2005 12:03 PM
To psims@eac.gov, jthompson@eac.gov
cc
Subject Question

Peggy and Julie:

Were the contracts approved yet? Also, someone at the EAC was going to tell us how long it will take to process our Oct 25 invoices.

Job
Last email and then I have to get back to paying attention in class. (!) As I remember, Devon was going to do the Nexis search. Is that still the case?

Thanks,
Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
http://www.eac.gov
TNedzar@eac.gov

-----Margaret Sims/EAC/GOV wrote: -----

To: Tamar Nedzar/EAC/GOV@EAC
From: Margaret Sims/EAC/GOV
Date: 11/29/2005 02:27PM
Subject: Re: Teleconference

Tamar:

I will try to set up the teleconference for tomorrow. I'll confirm the time, once I hear back from Tova and Job regarding the times you thought you would be available. Below is the search term attachment that you did not receive with the earlier email. Tova later noted that everywhere we have a term, such as African American and .... or Latino and .... we should also have the following:

Asian American (and if possible, Chinese, Korean, Vietnamese)
Native American
Indian
Indian Country

We may receive a revised search term listing before our teleconference, in which case I will forward it to you. Also attached is a separate list of search terms proposed for a Nexis search, which I received just today.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov
Hi Peggy,

I got the email, but not the attachment...

This week, I will be in the office on Friday, but can participate in a conference call during the following times:

Today: Any time after 4 PM
Wednesday: Between 12 and 1 and any time after 3:30 PM
Thursday: Any time after 4 PM
Friday: I'm in the office

Hope one of those times works!
Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
http://www.eac.gov
TNedzar@eac.gov

-----Margaret Sims/EAC/GOV wrote: -----
Julie/Peggy:

In addition to my question about completion of our contracts---I am wondering whether you had a chance to address the working group issue and the law clerk issue?

Also, Peggy have you been able to get a response from DOJ?

Regards,

Job

Hi Peg,

I'm sorry to bother you with this, but the EAC receptionist will not put me through to Diana and she has not responded to my email. Do you know if she got my EFT fax? Thanks. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, November 03, 2005 3:55 PM
To: wang@tcf.org
Subject: Invoices and Payments
Job and Tova;

The attorneys have advised me that each of you should amend your invoice to indicate the total hours worked (20) during the first month. You should submit a letter ASAP to Diana Scott with that clarification.

I have been told that it takes our agent, the General Services Administration (GSA), two to three weeks to process our requests for payment. I understand that using the electronic funds transfer (EFT) process will reduce the time for payment by up to five days, because it takes additional time for GSA to cut and mail a paper check.

Diana does not have a completed EFT form from either of you, which would permit the electronic transfer of the funds directly to your chosen bank account. I can find no evidence that Karen suggested you should submit the form, so I have attached a blank form below. Please complete it and return it with the invoice amendment to Diana. If you have any questions about how to fill out the EFT form, let me know. I’ll do my best to help you out.

I understand that the contract matters are moving forward. I hope to have more news for you on Monday afternoon.

Peggy Sims
Research Specialist
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1225 New York Ave, NW - Ste 1100
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Fax: 202-566-3127
e-mail: psims@eac.gov

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM ---

"Tova Wang"
<wang@tcf.org>
08/23/2005 05:58 PM
To klyndyson@eac.gov, twilkey@eac.gov
cc psims@eac.gov
Subject RE: Kick off activities for the EAC Voting fraud/voter intimidation project

Karen and Tom,

Thanks so much. I am looking forward to working with you and my co-consultants on what I think is an extremely important topic.

I am pretty much available any day that week except Monday the 12th, so whatever is most convenient for everyone else any other day is fine by me. Please let me know the contract specifics when possible so I
Based on your feedback, I would like to schedule a teleconference among the three of us at 3:30 PM EST today --- to discuss any remaining issues regarding what we mean by voting fraud and voter intimidation, and what we want in the search terms. Then, I can bring Tamar and Devon in to join us at 3:45. Does that work for you two?

Peggy Sims  
Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave, NW - Ste 1100  
Washington, DC 20005  
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)  
Fax: 202-566-3127  
email: psims@eac.gov  
----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----  

"Tova Wang"  
<wang@tcf.org>  
11/30/2005 09:25 AM  
To psims@eac.gov.  
cc  
Subject RE: Wednesday Teleconference

Sounds good. Tova

-----Original Message-----  
From: psims@eac.gov [mailto:psims@eac.gov]  
Sent: Wednesday, November 30, 2005 8:41 AM  
To: wang@tcf.org  
Subject: Wednesday Teleconference

Based on your feedback, I would like to schedule a teleconference among the three of us at 3:30 PM EST today --- to discuss any remaining issues regarding what we mean by voting fraud and voter intimidation, and what we want in the search terms. Then, I can bring Tamar and Devon in to join us at 3:45. Does that work for you two?

Peggy Sims  
Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave, NW - Ste 1100  
Washington, DC 20005  
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)  
Fax: 202-566-3127  
email: psims@eac.gov  
----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----  

"Job Serebrov"  
10/31/2005 03:47 PM  
To psims@eac.gov  
cc  
Subject Re: Teleconference Needed
Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----

"Tova Wang"
<wang@tcf.org>
11/17/2005 02:39 PM
To psims@eac.gov
cc
Subject RE: Teleconference

Fine by me. Thanks.Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, November 17, 2005 2:33 PM
To: wang@tcf.org; serebrov@sbcglobal.net
Subject: Teleconference

How about 2 PM EST tomorrow (Friday)? I'll call each of you and bring you into the conference.
--- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----

"Job Serebrov"
11/29/2005 06:04 PM
To psims@eac.gov, wang@tcf.org
cc
Subject RE: Teleconference With Legal Clerk and Intern

Peggy:

I think that you have hit the major problem in voter fraud—the federal/state system. We are essentially operating under state laws that control federal elections. Administrative mistakes can amount to voter fraud because the state system controls voting procedure. I must strongly disagree with you as to whether de facto or quasi fraud needs anything else. In my 15 years of election practice and administration it needed nothing else.

We can discuss the rest of your additions to our definition at our conference call.
--- psims@eac.gov wrote:

> The Law Clerk's name is Tamar Nedzar. She is very sharp. Our intern's
> name is Devon Romig.
> Tamar has the most recent lists of search terms and may have questions
> about them. Devon will need to know how you want the press clippings
> sorted by type of voting fraud. I think we need to give her a specific
> list. That, I hope, will not overlap. For example, do you want her to
> sort using the term Absentee Ballot Fraud when that can involve voter
> intimidation/coercion/undue influence, vote buying, ballot tampering, and ballot box
> stuffing (by voting in the name of another or under a fictitious name).
> We need to discuss this because I am concerned that we currently do not
> have a full written description of what does and does not constitute voting fraud and voter intimidation. The current written definition excludes voter registration shenanigans; yet, voter registration applications submitted with fictitious names or that falsely affirm eligibility to vote are considered election crimes that can have an impact on election results. Specifically, they are used in schemes to vote more than once or to have ineligible persons participate in voting. Also, an increasing number of States are including as an election crime the knowing and willful destruction of voter registration applications by voter registration drives and their failure to transmit such applications to the election office in a timely manner.
>
> If we define voting fraud as any illegal act that has a clear and direct distorting impact on the election results, then administrative mistakes that violate federal or State law could be included. For federal elections, administrative mistakes definitely are not considered voting fraud. The examples provided for 'de facto' fraud and 'quasi' fraud also are not likely to be considered part of voting fraud and voter intimidation without evidence that there also is ballot box stuffing, vote
buying, tampering with ballots or vote tallies, 
voter intimidation, etc.
Although a number of things other than voting fraud 
and voter intimidation 
can (and do) distort election results, EAC is 
handling such issues under 
separate research efforts.

For your information, I have attached a speech 
presented by Craig Donsanto 
(complete with typos) that addresses the issue of 
defining voting fraud. 
Perhaps it will be of interest to you.

Peggy Sims 
Research Specialist 
U.S. Election Assistance Commission 
1225 New York Ave, NW - Ste 1100 
Washington, DC 20005 
Phone: 866-747-1471 (toll free) or 202-566-3120 
(direct) 
Fax: 202-566-3127 
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----
Tamar Nedzar/EAC/GOV
11/30/2005 10:18 AM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Fw: Updated Word Search List

Home should work, but the number you have is my old number. The new one is (703) 979-1863.

I'll talk to you at 3:45!
Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
http://www.eac.gov
TNedzar@eac.gov

-----Margaret Sims/EAC/GOV wrote: -----
Here is an updated word search list for the case law/administrative decisions search. I am still trying to confirm the time for the teleconference. As it stands right now, I will probably call you at 3:45 PM today. I should call your home phone (703-528-1863), right?

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
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Fax: 202-566-3127
e-mail: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 11/30/2005 08:47 AM -----

"Job Serebrov"
> Towang@tcf.org, psims@eac.gov
  11/29/2005 07:07 PM
  cc
  Subject: Updated Word Search List

Peggy & Tova:

Here is the updated case law word search list.

Job

Word Search Terms.doc

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----

Margaret Sims/EAC/GOV
10/24/2005 11:31 AM
To Juliet E. Thompson/EAC/GOV
cc Edgardo Cortes/EAC/GOV@EAC, Karen Lynn-Dyson/EAC/GOV@EAC, Carol A. Paquette/EAC/GOV@EAC
Subject: Re: Invoice information

Whatever happened to the training we were going to have on this and other aspects of recordkeeping for our contracts, or are we supposed to find this information as best we can? Also, what is the status of the contracts with Job and Tova. Can they submit an invoice without a signed contract? --- Peggy

Juliet E. Thompson/EAC/GOV

Juliet E.
Thompson/EAC/GOV
10/24/2005 10:17 AM
To Edgardo Cortes/EAC/GOV@EAC, Margaret Sims/EAC/GOV@EAC
cc
Subject Invoice information

Peggy & Edgardo,

I got an email and call from Job Serebrov this morning. I have meant to ask you two to get together on the invoice information. I know that we do not currently have a "standard", but I thought that the information that Edgardo gave out to Contractors was quite good. Perhaps Edgardo could just jot down his information in email format and send it to Tova and Job. I have Job's email if that would be helpful.

Juliet E. Thompson
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----

"Tova Wang"
<wang@tcf.org> To psims@eac.gov
11/29/2005 11:37 AM cc

Subject intern and law clerk

Do you know yet if we will be able to speak to them today or tomorrow? Thanks. Tova

Tova Andrea Wang
Senior Program Officer and Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----

Karen
Lynn-Dyson/EAC/GOV To Margaret Sims/EAC/GOV@EAC
11/09/2005 12:57 PM cc

Subject Fw: Call from Paul Vinovich

That saga continues :-)
What Paul V said is NOT at all an accurate statement of what Tova said. I was there. This is very disappointing to read. I may call Mr. V myself.

I watched and heard what was said and by whom. I will be glad to brief you tomorrow morning.

________________________________________
Sent from my BlackBerry Wireless Handheld
Paul DeGregorio

From: Paul DeGregorio  
To: Gracia Hillman; Donetta Davidson; Raymundo Martinez; Juliet Thompson; Thomas Wilkey  
Cc: Karen Lynn-Dyson  
Subject: Call from Paul Vinovich

I took a telephone call this morning from Paul Vinovich. He had attempted to reach Gracia, but since she was not here, he asked Sheila if I was in the office so he spoke to me.

Paul was very upset with comments that Tova Wang had made at yesterday's AEI's meeting in which she basically indicated that voter fraud did not exist in the USA. He asked how a person who believes that voter fraud does not exist--or not seem at least willing to listen to both sides--can be hired by the EAC to do a study on voter fraud/voter intimidation. I explained to Paul (as I have now had to explain to many others) that Tova was "balanced" on the study with Job Severbrov. He did not know Job but was well-aware of Tova's positions and was concerned that her public comments indicate that she will not be fair in looking at this issue. I explained to Paul that we were monitoring the work of our consultants on this study and no report would be issued publicly without the support of at least three commissioners. I sent him some background information on Job. I think this study will need close monitoring.
Peggy:

I just received an e-mail from Tova. She is also ok with the 28th which is better for me.

I am interested in your answer to her question about work product.

Job

--- psims@eac.gov wrote:

> I am available for a 3-way teleconference after Noon on Wednesday this week. My schedule on Thursday and Friday is flexible, as well. When would be best for you two? I can call the telephone numbers you prefer and set up the conference call from my desk.
> Both the 24th or the 28th are fine with me for the face-to-face meeting. Which do you prefer? If you have no preference, I suggest we pick the earlier of the two.
> Regarding your contracts, I understand that the contract will carry the date of 9/25/05. All contracts have to be signed by the Chair, who has been out of the office on Commission business. I have been told that she will sign off on your contracts, among others, today. Our financial officer will send it to you after that. I'll try to obtain copies and fax the appropriate one to you as soon as they have been signed.
> Regarding your pay, the contract will state that you should submit a monthly invoice to EAC for payment of your fee for that month. The contract is for 6 months, so our Finance Officer,
> Diana Scott, wants you
> to submit an invoice to her each month for 1/6th of
> the total payment,
> beginning 10/25/05.
>
> I look forward to talking again with the two of you.
>
> Peggy Sims
> Research Specialist
> U.S. Election Assistance Commission
> 1225 New York Ave, NW - Ste 1100
> Washington, DC 20005
> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)
> Fax: 202-566-3127
> email: psims@eac.gov
>
> "Job Serebrov" <serebrov@sbcglobal.net>
> 10/03/2005 10:08 AM
>
> To
> psims@eac.gov
> cc
>
> Subject
> Meetings
>
>
> Peggy:
>
> Just spoke with Tova. We would like to have a three
> way telephone conference with you this week if
> possible. The best dates for our face to face are
> Oct
> 24th or 28th. Please let me know what works for you.
>
> Talk with you when you get answers to my questions.
>
> Regards,
>
> Job

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----
Subject: Re: Address for Federal Express

You can send it to The Century Foundation, that's fine. For future reference, I have a doorman so sending stuff to my house is fine too. Thank you! Tova

-----Original Message-----
From: psims@eac.gov
To: wang@tcf.org
Date: Tue, 11 Oct 2005 13:41:38 -0400
Subject: Address for Federal Express

Tova:

I am about to Federal Express some material to you. Should I use your Century Foundation address, or your apartment address? If you want it sent to your apartment, is it OK for Fed Ex to leave the Fed Ex at your apartment building or should I mark it to be held for pick up at the nearest Fed Ex office?

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

-----Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM-----

"Tova Wang"
<wang@tcf.org>
10/03/2005 04:50 PM

To: psims@eac.gov
cc: psims@eac.gov

Subject: RE: Voting Fraud Teleconference-Meeting-Work Schedule

That's the right number. On the 14th I do want to be on by phone. I probably will only be able to be on for the beginning though. I may be able to rejoin again at the end. Will someone be taking notes?

Thanks for everything. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, October 03, 2005 3:42 PM
To: wang@tcf.org; 
Subject: RE: Voting Fraud Teleconference-Meeting-Work Schedule

I will initiate the calls to you two on Wednesday. The number I have for Tova is .

For Job, I have . Let me know if I should use a different number for you on
Wednesday.

Thanks, Tova, for the copy of the draft work plan you provided to Karen. I'll take a look at it and, hopefully, provide some feedback on Wednesday. I have not yet caught up to all the paperwork and emails that preceded my assignment to this project. Karen just handed me a folder full of documents that should help.

I think you may have received an email from Nicole Mortellito regarding an October 14 meeting. If you two cannot come in person but can attend via phone, just let me know. Nicole's message has information regarding hotel rates that conflicts with what I've just sent you. I've asked her to double check her information because I have another contractor that has had no problem obtaining government rate at hotels.

Yes, you will be paid on a monthly basis. You can file your first invoice on October 25, according to Diana Scott.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

"Tova Wang" <wang@tcf.org>
10/03/2005 03:54 PM
To: psims@eac.gov.
cc ggilmour@eac.gov
Subject: RE: Voting Fraud Teleconference-Meeting-Work Schedule

Peg, This all sounds good. Will you be calling us on Wednesday?

I should not need a hotel for the 28th. Just let me know what time. Are there expense forms we should have for reimbursement?

On the work product, we did send Karen a very preliminary draft of a work plan. I attach it again here and we can talk about it more on Wednesday.

My only money question is, are we being paid on a monthly basis? And if so, when does that begin? I assume this all is in the contracts we'll be getting...
Thanks.

Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, October 03, 2005 2:48 PM
To: wang@tcf.org; ggilmour@eac.gov
Cc: 
Subject: Voting Fraud Teleconference-Meeting-Work Schedule

Tova and Job:

Teleconference -
Let's schedule the teleconference for 4:00 PM on Wednesday, October 5. Gavin Gilmour will join us.

Meeting -
October 28 is fine for the face-to-face meeting in DC. We have allocated $5,000 to each of you to cover reasonable and necessary travel and other incidental expenses. Expenses claimed for reimbursement need to be itemized, with appropriate receipts provided. You should be able to obtain the Federal government rate at an area hotel (if you plan to stay overnight). If the hotel needs a letter from EAC (in lieu of showing them your signed contract), just let me know. Airlines apparently no longer honor government rates for government contractors. Rail carriers may provide government rates for government contractors. If you drive, the current government rate for a personally owned vehicle (POV) is 48.5 cents per mile.

Deliverables -
The first item on the list of deliverables is the draft project workplan, which is due ASAP after award. Would it be possible for the two of you to deliver a draft workplan to me via email by 10/11? That would be after we have had our teleconference to work out lingering questions.

Questions for Finance -
If you have questions for our Finance Officer, you can reach her via email at dscott@eac.gov. I would appreciate it if you would cc: me on such emails, so that I know to follow up with her.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----
I'm sorry, I don't understand

-----Original Message-----
From: Job Serebrov [mailto:
Sent: Tuesday, November 22, 2005 3:22 PM
To: psims@eac.gov; wang@tcf.org
Subject: Word Search Terms

Peggy:

Attached are the word search terms.

Job

Tova:

I placed the few words that you added in the middle of my list into my existing file so some terms are out of order from the last list that you sent me.

Job

I wasn't sure what it should be since we weren't doing the 20 hours a week at that point. Should it be the
Hi Peg:

I'm faxing you the September and October invoices. I will fax you the November one on Wednesday. Thanks. Tova

The following was done in September in furtherance of a project Providing Consulting Services in the Development of a Voting Fraud and Voter Intimidation

Project # E4019698

Invoice # 1: September 1, 2005-September 30, 2005

50 hours:

September Time Spent on EAC Project

Preparation for two teleconferences;

Two teleconferences and calls with Job;
Calls with EAC staff

Conceptualize project;

Draft work plan;

Draft preliminary definition of fraud;

Background research into vote fraud & voter intimidation.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Wednesday, November 23, 2005 2:25 PM
To: wang@tcf.org
Subject: Personal Services Invoices-Travel Vouchers-Other Expenses

Job and Tova:

I've been busy seeking answers from our attorneys and our Finance Officer, Diana Scott, regarding your reimbursement questions. The results follow:

Invoices/Vouchers for Personal Services

In order to meet legal requirements and provide what is needed by our Finance Officer, we have developed the attached form that you may use for your monthly invoices for consulting services on the Voting Fraud and Voter Intimidation Project. This form is optional. If you prefer, you can provide the same information in a letter. Please see your contract for specifics regarding hours that can be worked and compensation.

I also confirmed with Diana Scott that under the contract recently ratified, EAC considers that your service began on September 1, 2005. Consequently, you do not have to wait until the 25th of the month to file your vouchers for services provided during the previous month. Each voucher should cover one month, and may be filed immediately after the end of the month.

If you fax your invoice/voucher for personal services to me, please drop the original in the mail. We can begin processing your voucher based on the fax, but would like to have the original document for our files.

Travel Authorizations and Vouchers

Apparently, we need to prepare travel authorizations for any travel that you do on behalf of this project. I know how to prepare them, but will need input from you for each trip regarding the expected costs of transportation (separate costs of airfare, train fare, ground transportation), hotel (including taxes), other expected travel expenses (e.g.; airport parking), the points between which you will travel, and the days of travel. I'll prepare the authorization based on this information and put it into the pipeline for the appropriate officials' signatures. Once it is signed, I will fax a copy to you. It is important that we work together to prepare these authorizations well in advance of the travel dates.
Once the travel is concluded, we can prepare the travel vouchers to obtain reimbursement for your travel costs, in accordance with federal travel regulations. You will need to send me your receipts for the hotel, the plane or train, ground transportation (if you did not use your personal vehicle), and parking (if you parked at the airport). You will get a set amount for meals, so you do not need to provide meal receipts. I will prepare the voucher and fax it to you for your signature. If you see any problems with the voucher, this is the time to fix them. Once you are satisfied with the voucher, you will need to return the signed voucher by mail or in person. I'll attach the receipts you provided and a copy of the travel authorization, and send it forward for processing.

Other Expenses

Because your contracts do not provide for the reimbursement of other expenses, we have to look for other ways to deal with them.

For the publications, there are two options: (1) you can pay for them yourself and mark them up as you please; or (2) I can find them in our library or order them through our supply person. Anything paid for by EAC is EAC property, which would mean turning them over to EAC with no marks in them.

If you need to messenger items to accomplish the work under contract, I can authorize the use of EAC's Federal Express account number on a case-by-case basis. I'll need some advance notice and will have to supply our finance folks with the tracking number, who is sending the package, to whom, and when. That way, they won't be surprised when they see item on the FedEx invoice. (An easy way to provide all the information would be to fax a copy of the FedEx Airbill to me.)

At this time, our consultants pay their phone expenses out of their personal services compensation. When it works for you, we can bypass the need for you to incur phone charges by using EAC's teleconferencing capabilities.

Hope you have a Happy Thanksgiving!

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

---- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM ----

"Tova Wang"
<wang@tcf.org>
11/30/2005 04:25 PM
To psims@eac.gov
cc
Subject monthly report

Please see attached. I will be faxing my invoice. Thanks. Tova

Tova Andrea Wang
I will be down in DC 12/1-12/2 to speak at an election reform conference. While my major expenses will be charged to this other project, while I am there I would like to meet with a couple of people who are on our list of experts to interview. Would it be possible to get reimbursed for my travel within DC? For example, I'll be staying at the Capitol Hilton and one of the interviewees is a professor out at American University. Please let me know.

Also, I would still like to know if expenses unrelated to travel should simply be added to our monthly invoices.

Thanks.

Tova Andrea Wang
Senior Program Officer and Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704  fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.
If you have to spend time and effort pulling the information together, let’s wait until the contract is signed. If you already have the information on hand, please forward it to me.

Thanks!

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

"Tova Wang" <wang@tcf.org>

Hi Peg,

Do you want the information on the proposed working group members you requested (their backgrounds on this issue) now or should I wait until the contract situation is clear? I understand more information on that is forthcoming imminently.

Thanks. Tova

Tova Andrea Wang
Senior Program Officer and Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM ------

"Tova Wang" <wang@tcf.org> To psims@eac.gov
cc
Subject tuesday
Hi Peg,

I will be down in DC next Tuesday for a meeting. I wonder if it would be useful for me to come by -- I think you mentioned at one point you had a big collection of articles. It would be great to be able to take a look at them. I'm available mid to late afternoon. Let me know.

Any word on the contract situation?

Thanks.

Tova Andrea Wang  
Senior Program Officer and Democracy Fellow  
The Century Foundation  
41 East 70th Street - New York, NY 10021  
phone: 212-452-7704 fax: 212-535-7534

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----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----

Margaret Sims/EAC/GOV  
11/03/2005 06:23 PM  
To: "Tova Wang" <wang@tcf.org>@GSAEXTERNAL  
cc

Subject: Re: Tuesday

Tova:  

I should be available during the mid to late afternoon, provided we are not besieged with election-related calls. Regardless, I can provide the file with the news clippings for your review.

--- Peggy

"Tova Wang" <wang@tcf.org>

Hi Peg,

I will be down in DC next Tuesday for a meeting. I wonder if it would be useful for me to come by -- I think you mentioned at one point you had a big collection of articles. It would be great to be able to take a look
at them. I'm available mid to late afternoon. Let me know.

Any word on the contract situation?

Thanks.

Tova Andrea Wang  
Senior Program Officer and Democracy Fellow  
The Century Foundation  
41 East 70th Street - New York, NY 10021  
phone: 212-452-7704  fax: 212-535-7534

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===== Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM =====

Margaret Sims/EAC/GOV  
11/21/2005 03:26 PM  
To Tamar Nedzar/EAC/GOV  
cc  
Subject Re: Voter Fraud/Intimidation

Tamar:  
Job notified me today that he had sent the key word search terms to Tova yesterday to review. Unfortunately, she will not be able to do so until late today or tomorrow. Consequently, he needs to wait to send them to me. I'll let you know as soon as I know. --- Peggy

Tamar Nedzar/EAC/GOV

Tamar Nedzar/EAC/GOV  
11/21/2005 02:58 PM  
To Margaret Sims/EAC/GOV@EAC  
cc Karen Lynn-Dyson/EAC/GOV@EAC  
Subject Voter Fraud/Intimidation

Hi Peggy,  
Just wondering if you had heard anything from Tova and Job about the terms they want me to search for on Lexis. If they don't get back to you today, just forward anything they send you to this email. I check it at least once a day and can do work from home.

Thanks,  
Tamar Nedzar  
Law Clerk
I am about to Federal Express some material to you. Is it OK for Fed Ex to leave the package at your Spring Street address, or should I mark it to be held for pick up at the nearest Fed Ex office?

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

Devon:

In preparation for this afternoon's teleconference, you may want to review the attached list of Nexis search terms. If you have any questions, we can discuss them before the teleconference or, if I can't provide answers, we can ask our consultants who prepared the list. --- Peggy

Hi Peg,

I'd like to talk to you briefly about the development of the working group when you have a moment. I understand you are in a meeting right now -- is there a good time for me to give you a buzz today and/or tomorrow? Thanks so much. Tova
Peggy,

Serebrov has submitted a few versions of his invoice via email. I will provide you with paper copies of his emails. As we have been speaking recently about this, his invoice should contain:

- Date
- Name and address of payee
- Act Number that is on the contract
- Detailed description of services rendered --no 1 or 2 liners
- $ amount of invoice
- If invoice amount contains any reimbursement for travel expenses, the expenses need to be itemized (and of course, pre-approved). These expenses should not be on a travel voucher although the legal dept. stated that in the SOW. This is not so.

Finally, we previously required vendors to submit invoices via the mail. However, in the recently revised contracts, the legal dept. omitted this and used language "should be delivered" instead. I am not entertaining any invoice via email. I have brought this to Julie's attention.

Diana M. Scott
Administrative Officer
U.S. Election Assistance Commission
(202) 566-3100 (office)
(202) 566-3127 (fax)
dscott@eac.gov

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM ---

"Job Serebrov"
To psims@eac.gov
cc
Subject Re: Letters Were Signed

And they say there is no Santa Claus

--- psims@eac.gov wrote:

> Job and Tova:
> The Chair signed your letters this afternoon. Diana
> Scott has them and
> plans to fax everything to you. Have a good weekend!
> Peggy Sims
> Research Specialist
Only between 3:30 and 5:30

--- psims@eac.gov wrote:

> Tova and Job:
> 
> Are you two available for a teleconference with our
> Law Clerk and Intern
> tomorrow at either of the times listed below?
> 
> Between 12 and 1 PM EST; or
> Any time between 3:30 and 5:30 PM EST
> 
> Peggy Sims
> Research Specialist
> U.S. Election Assistance Commission
> 1225 New York Ave, NW - Ste 1100
> Washington, DC 20005
> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)
> Fax: 202-566-3127
> email: psims@eac.gov

Job and Tova:

If you both agree, a meeting in early January in lieu of a December meeting would be fine with me. As it
As far as a trip to DC goes, I gave Tova two possible dates---Friday December 16 or Monday December 19. Regards, Job

Peggy:

Any word from finance as to the status of the contracts? Job

Thanks for the update. I'll let Tamar know. --- Peggy
Peggy:

I sent the words search terms to Tova yesterday to review. Unfortunately, she will not be able to do so until late today or tomorrow. Consequently, I need to wait to send them to you.

As far as a trip to DC goes, I gave Tova two possible dates---Friday December 16 or Monday December 19.

Regards,

Job

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM ---
Margaret Sims/EAC/GOV
11/21/2005 04:57 PM To "Job Serebrov"
cc
Subject Re: Invoices

Dear Job:

I checked with the finance folks regarding your question about when you should submit your next invoice. They told me that it will not help to submit the invoice early because not all of the people who need to sign off on it will be in the office.

Also, Friday evening, Diana Scott asked for more information on your invoice (perhaps based on feedback from GSA). In addition to the total hours and total dollar amount that you have provided in your second email, she needs:

- Date of Invoice
- Name and Address of Payee
- Act Number, which is listed on your contract (E4019698)
- Pay Period
- # of days on which you worked

Diana also told me on Friday that she is not sure she can accept invoices by email. Until I can confirm with our attorneys that email is OK, I suggest that you fax the amended invoice and future invoices to me at the fax number listed below, and send the original by mail.

I understand that all of this back-and-forth must be as aggravating to you as to me. I am working with folks here to develop a form that you may use for invoices that will provide all of the information that our finance folks and GSA need. (We have not located a government form that we can use for personal services contracts.) The form would be strictly optional. Alternatively, you could send a letter that provides the same information. I also have reminded people about the federal government's prompt payment requirements. Although we have to process all of our payments through our agent, GSA, we remain bound by these provisions.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
We have initiated research projects on:

- Provisional Ballots and Voter ID;
- Laws and Practices Regarding Vote Counting (including pre-election testing, security, post-election audits), Recounts, and Contested Elections;
- Management Guidelines for Voting Systems;
- Technical Issues in the Implementation of the Statewide Voter Registration Database; and
- Pollworker Recruitment, Training, and Retention.

At minimum, I think we need to look at knowing and willful violations. Mistakes involving misunderstandings; unintentional errors in processing voter registration applications, absentee ballots, or provisional ballots; unintentional election coding errors on vote counting programs; unintentional errors in preparing or distributing ballots and voting equipment; unintentional errors in preparing vote tallies; and badly trained poll workers do not rise to the level of voting fraud—though they can definitely affect the integrity of the election.

Although some Voting Rights Act provisions are used to prosecute voter intimidation, the Department of Justice’s Voting Section, Civil Rights Division, also has initiated action against States for failure to properly implement other provisions of the Voting Rights Act, the National Voter Registration Act (including the list maintenance requirements) and the Uniformed and Overseas Citizens Absentee Voting Act. Failure of States and local jurisdictions to properly implement these provisions is not considered voting fraud, but is actionable.

We do have gaps in federal election crimes laws, however. For example, I remember when we first saw votes being auctioned on eBay and when we heard of voter registration drives destroying or failing to turn in voter registration applications they had collected, there was concern that current law did not provide leverage for federal prosecution. As it turned out, state prosecution under state election laws was more effective in those cases.
Can you give us a better idea of the other EAC research projects that you think we might overlap with if we include these activities? Job and I had strong reasons for what we did and did not include and how we wanted to frame the term fraud, so we do indeed need to discuss this -- perhaps before or after the discussion with Tamar and Devon?

Thanks. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, November 29, 2005 3:18 PM
To: wang@tcf.org
Cc: 
Subject: RE: Teleconference With Legal Clerk and Intern

The Law Clerk's name is Tamar Nedzar. She is very sharp. Our intern's name is Devon Romig.

Tamar has the most recent lists of search terms and may have questions about them. Devon will need to know how you want the press clippings sorted by type of voting fraud. I think we need to give her a specific list that I hope will not overlap. For example, do you want her to sort using the term Absentee Ballot Fraud when that can involve voter intimidation/coercion/undue influence, vote buying, ballot tampering, and ballot box stuffing (by voting in the name of another or under a fictitious name).

We need to discuss this because I am concerned that we currently do not have a full written description of what does and does not constitute voting fraud and voter intimidation. The current written definition excludes voter registration shenanigans; yet, voter registration applications submitted with fictitious names or that falsely affirm eligibility to vote are considered election crimes that can have an impact on election results. Specifically, they are used in schemes to vote more than once or to have ineligible persons participate in voting. Also, an increasing number of States are including as an election crime the knowing and willful destruction of voter registration applications by voter registration drives and their failure to transmit such applications to the election office in a timely manner.

If we define voting fraud as any illegal act that has a clear and direct distorting impact on the election results, then administrative mistakes that violate federal or State law could be included. For federal elections, administrative mistakes definitely are not considered voting fraud. The examples provided for "de facto" fraud and "quasi" fraud also are not likely to be considered part of voting fraud and voter intimidation without evidence that there also is ballot box stuffing, vote buying, tampering with ballots or vote tallies, voter intimidation, etc. Although a number of things other than voting fraud and voter intimidation can (and do) distort election results, EAC is handling
such issues under separate research efforts.

For your information, I have attached a speech presented by Craig Donsanto (complete with typos) that addresses the issue of defining voting fraud. Perhaps it will be of interest to you.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM ---

"Job Serebrov"

To psims@eac.gov
cc
Subject Re: Travel to DC and Proposed Working Group Members

Peggy:

What form do you want use to submit our invoice in for this month?

Job

--- psims@eac.gov wrote:

> Dear Tova and Job:
> 
> I have been advised by our Counsel that, since the contracts have not yet been signed, we will have to postpone our October 28th meeting. Tova, for future reference, the per diem rates for DC (the Greater Washington, DC area) can be accessed through that web site I provided by clicking on the District of Columbia link on the map.
> 
> I also have to ask you to hold any further efforts on the Working Group until further notice. We are going to have to limit the number in the group to no more than six. EAC has to pay for the travel for these folks out of FY 2006 dollars. The agency currently is operating under a continuing resolution, and may not have its FY 2006 budget until December 2005, or later. When you submit the names of
> possible Working Group
> members, I will need a summary of their work in
> studying or enforcing laws
> against voting fraud and voter intimidation. (It is
> not sufficient to
> have expressed an interest in these matters, we need
> experienced folks.)
> The working group can include nonpartisan members,
> so long as any
> partisan-leaning members are balanced (i.e.; 1 R for
> 1 D).
> I am sorry for any inconvenience that this may
> cause. I wish I had the
> power to change the situation, but I don't.
> Peggy Sims
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----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----
"Tova Wang"
<wang@tcf.org> To psims@eac.gov
10/14/2005 10:59 AM cc
Subject

Hi Peggy,

Just an FYI -- Job and I have developed our own draft of a definition of fraud and intimidation and are
working on compiling existing research. With respect to the working group, I have sent him the names
and bios of my first choices, most of whom I have not yet spoken to. My thought was that I would have
you vet them before asking them if they could do it, so I wouldn't have to turn around and say no. I have
plenty of "plan B" people should some of my first choices not work out. Job has gone ahead and inquired
as to people's availability before putting them on his list, which he expects to send me today.

Hope you had a great weekend.

Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, October 11, 2005 4:33 PM
To: wang@tcf.org
Subject: Contract Issues-Government Per Diem Rates
phone from home on the Job and Tova call. I have also asked Gavin to sit in as the drugs have left me a little foggy.

Let me know if you will call me or if I need to call you.

Sent from my BlackBerry Wireless Handheld

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM ---

Margaret Sims/EAC/GOV
11/18/2005 03:06 PM
To Donetta Davidson
cc Eileen L. Collver/EAC/GOV@EAC
Subject Fw: RESPONSE REQUESTED-Working Group for Voting Fraud and Voter Intimidation Project

Dear Commissioner Davidson:

Attached is the earlier email requesting feedback on potential Working Group members for the voting fraud and voter intimidation research project. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 11/18/2005 03:03 PM ---

Margaret Sims/EAC/GOV
11/16/2005 01:12 PM
To Gracia Hillman, Paul DeGregorio, Ray Martinez, Donetta Davidson, Sheila A. Banks/EAC/GOV@EAC, Amie J. Sherrill/EAC/GOV@EAC, Adam Ambrogi/EAC/GOV@EAC, Eileen L. Collver/EAC/GOV@EAC, Gavin S. Gilmour/EAC/GOV@EAC
cc Elieen L. Collver/EAC/GOV@EAC
Subject RESPONSE REQUESTED-Working Group for Voting Fraud and Voter Intimidation Project

Dear Commissioners:

The consultants' contracts for EAC's voting fraud and voter intimidation project require Tova Wang and Job Serebrov to work in consultation with EAC staff and the Commissioners "to identify a working group of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation". The contracts do not specify the number of working group members but, as EAC has to pay for the group's travel and we want the size of the group to be manageable, I recommend that we limit the number to 6 or 8. Please let me know if you think that this limit is too conservative.

Attached for your review and comment are two lists of potential working group members for this project. One list was submitted by Job, the other by Tova. Tova and Job have provided brief summaries of each candidate's relevant experience and have placed asterisks next to the names of the individuals whom they particularly recommend. I can provide more extensive biographies of these individuals, if you need them. If EAC agrees that the recommended working group members are acceptable, an equal number may be selected from each list in order to maintain a balanced perspective.

Absent from the attached lists is the name of a representative from the U.S. Department of Justice's Election Crimes Branch. At this time, I am working through the DOJ bureaucracy to determine to what degree Craig Donsanto will be permitted to participate. If he cannot be named as a working group
member, we may still be able to use him as a resource.

Please provide your feedback to me no later than Monday, November 28. I am available to meet with you if you would like to discuss this matter further.

Peggy Sims
Research Specialist

Attached is Jeannie’s edited version of the letter to DOJ. Would you please copy it to your file, accept all changes, and run it on the Chair’s letterhead. Once she signs it, I will want to fax a copy to Donsanto and send the original by mail. Thanks. --- Peggy

Peg,
My suggested edits are attached.

Chair Ltr to Donsanto-DRAFT jj edits.doc
Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----
Margaret Sims /EAC/GOV
11/03/2005 06:07 PM
To: Tova Wang<wang@tcf.org>@GSAEXTERNAL
cc
Subject: RE: Invoices and Payments
I think Diana Scott needs the original with the original signature. If you want to fax a copy to her, as well, fax it to her at 202-566-3127. --- Peggy

"Tova Wang" <wang@tcf.org>

Do we need to mail you the original of the EFT form? Thanks. Tova

----- Original Message ----- 
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, November 03, 2005 3:55 PM
To: serebrov@sbcglobal.net; wang@tcf.org
Subject: Invoices and Payments

Job and Tova;

The attorneys have advised me that each of you should amend your invoice to indicate the total hours worked (20) during the first month. You should submit a letter ASAP to Diana Scott with that clarification.

I have been told that it takes our agent, the General Services Administration (GSA), two to three weeks to process our requests for payment. I understand that using the electronic funds transfer (EFT) process will reduce the time for payment by up to five days, because it takes additional time for GSA to cut and mail a paper check.

Diana does not have a completed EFT form from either of you, which would permit the electronic transfer of the funds directly to your chosen bank account. I can find no evidence that Karen suggested you should submit the form, so I have attached a blank form below. Please complete it and return it with the invoice amendment to Diana. If you have any questions about how to fill out the EFT form, let me know. I'll do my best to help you out.

I understand that the contract matters are moving forward. I hope to have more news for you on Monday afternoon.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov
Hi Peg, Nicole and Karen,

Just FYI, I will be out of the office after today for the rest of the week (actually speaking at conferences down in DC). My cell is 917-656-7905 if you need to reach me, and I should be able to check email sporadically. Thanks

Tova

Tova Andrea Wang
Senior Program Officer and Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704  fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

Click here to receive our weekly e-mail updates.

Tova:
Yes, she has received your EFT fax. All is well. --- Peggy

"Tova Wang" <wang@tcf.org>
Peg:

Tova and I talked about the voter fraud project last evening and we believe that a face to face DC meeting is needed in the next few weeks. If you are in today, I hope to hear from you.

Regards,

Job

Hello Peg and greetings from Mexico City.

Interesting way you put that question!! When will I NOT be available!!!

Peg -- I have a speech to deliver to the Illinois Association of Election Commissioners December 7-8. After that, my wife says she will arise in protest if I don't stay put for the next couple months!!!

So I guess anytime after December 8 will work.

I hope I can help you and the EAC on this.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@usdoj.gov>
Sent: Tue Nov 22 16:50:20 2005
Subject: Re: Requesting Your Help-Preliminary Research on Voting Fraud and Voter Intimidation

Craig:

This is just to let you know that I have drafted a letter for the Chair's signature, but she may want to make some changes before she signs. Once it is signed, I'll fax a copy to you and send the original by mail. For planning purposes, can you tell me when you don't expect to be available during the next 3 months (Dec-Feb)?

Peggy Sims
Phone: 202-566-3120 (direct)
email: psims@eac.gov
Dear Julie and Peggy:

I am writing today to see if the contracts have finally been approved. Julie, you had indicated several days ago that your staff would take a few days to complete its review. Completion of the contract process affects our ability to proceed to month two scheduled work and, just as important, our getting paid by mid-November—which is financially critical at this point. Finally, I will need a copy of the contract by next week for the final stage of an interview process. The amount I am being paid for this project in effect pushes me to the upper end of the GS rating for this position.

Peggy, when do you think the final working group members will be selected? We need to know this as many of those who were not selected will default to the group of folks that we interview.

Job

Tova:

Thad's research on threat assessment is not being conducted under an EAC contract. The requirement to work through EAC only applies to contact with EAC contractors about EAC research. Thad's EAC contract is for Vote Counts/Contested Elections and Recounts. At this time, the contractor is analyzing State laws and procedures and contacting appropriate federal agencies regarding any pertinent consent agreements. Currently, there are no plans to do a survey that would be subject to the Paperwork Reduction Act requirements.

If your interest in Thad involves his non-EAC research, I would have no problem with you contacting him directly. If you think he will not respond unless I forward your request to him, I will see what I can do.
Hi Peg,

I would like to talk to Thad Hall about the methodology of our research and about the threat assessment survey he is doing with Electionline and Caltech [http://www.vote.caltech.edu/media/threat_risk.pdf](http://www.vote.caltech.edu/media/threat_risk.pdf). Can you please facilitate that? Thanks.

Tova Andrea Wang  
Senior Program Officer and Democracy Fellow  
The Century Foundation  
41 East 70th Street - New York, NY 10021  
phone: 212-452-7704 fax: 212-535-7534

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--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:08 PM ---

Yesterday, before I got food poisoning, I would have said yes. While I can participate in the conference, I don't know how focused I will be.

Job
I'll need to get back to you on this and the definition tomorrow (too many things going on today). In the meantime, I have attached the written status report that was presented to the EAC Standards Board and Board of Advisors, because I can't remember if I ever provided the final version to the two of you. The status report is primarily made up of your preliminary reports, with some intro information provided and a brief summary of recommendations discussed at the Working Group meeting. This may or may not help the two of you in preparing the final. You can use any of it, or none of it. I am sure that your product will be much better than this quickly pulled together thing. --- Peggy

EAC Boards VF-VI Status Report.doc

"Tova Wang" <wang@tcf.org>

Does this work for you?

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Peg:

So far no travel pay. Tova got hers a couple of days ago. Please call and check. I need it.

Thanks,

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----

"Tova Wang"
<wang@tcf.org> To psims@eac.gov,
06/29/2006 01:24 PM cc twilkey@eac.gov®
Subject RE: donsanto interview

Peg, If you review the numerous speeches and writings of Donsanto, including at the BAI training sessions, you will see that in the past he has frequently said that as a matter of law and policy the Department generally only pursued organized patterns. I can point you to particular citations if you like. He clearly said when we interviewed him that there had been a shift in resources and energy. This is in both of our notes. I don't think this should be an issue of departmental politics.

Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, June 29, 2006 12:00 PM
To: wang@tcf.org; twilkey@eac.gov
Cc:twilkey@eac.gov
Subject: Re: donsanto interview

Tova and Job:

All I can do is advise you that I don't think this paragraph will pass by the Commission, as written, because readers can misinterpret what is being reported and use something published by EAC against DOJ. I suspect that both of you are aware of legal action being taken by an advocacy group against DOJ alleging that the agency is acting in a manner that fails to protect, and even discourages, the voter participation of minorities and disadvantaged individuals. Though I do not intend to address the merits of that action, which focuses on the efforts of more than one DOJ office, I am concerned that some readers would use the sentence that begins with "This change in direction, focus, and level of aggression ..." as evidence that DOJ's Election Crimes Branch has completely changed course to focus on aggressively pursuing individuals who vote when ineligible, many of whom are minorities.

It is true that, for years, the Election Crimes Branch did not pursue individual violators. (I certainly observed this from the time I became involved in researching election administration matters in 1986.) Much of the reason for this is that the agency just did not have the resources to pursue everything; so, as the agency budget permitted, DOJ pursued cases that provided the most bang
for the buck --- cases involving multiple individuals that were not already being pursued by State or local public attorneys. As you know, DOJ recently expanded its efforts and added the prosecution of individuals for double voting or voting when ineligible (felony convictions or no U.S. citizenship). Although I did not know of this decision prior to the interview, the action is not a complete surprise, given the increasing pressure on the agency to pursue such cases that began with a real squeaker of a 1996 race in California's 46th CD (Orange County). In the interview with you, Donsanto also stated that the department evaluates each case before pursuing it, and does not pursue every individual referred for voting violations. (You may remember he noted his reluctance to pursue noncitizen voting, which can result in deportation, when it could separate the individual from his family.)

In my opinion, the addition of the prosecution of individuals, while an important new development, is not a complete change in direction or focus. The pursuit of individual violators does not supplant DOJ's continuing efforts to pursue organized schemes to corrupt the process. It is part of a recent expansion of the agency's efforts to combat election crime that includes: (1) more aggressive pursuit of criminal campaign finance violations (not covered by EAC's study); (2) exploration of new avenues to prosecute voter suppression schemes (e.g.; the NH phone bank blocking case); (3) better training of U.S. attorneys and FBI agents in the recognition, investigation and prosecution of election offenses; (4) efforts to improve coordination with state and local law enforcement agencies; and (5) press conferences and public announcements before federal elections to publicize how the public can report election crimes. Donsanto provided information on much of these efforts either during the interview or by supplying case lists and training information on the day of the interview.

I hope you will reconsider revising the paragraph at issue.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

Hi Peg,

Job and I have discussed this matter and agree on our response to it.

Presumably the paragraph you are concerned about is the following:
Since 2002, the department has brought more cases against alien voters, felon voters, and double voters than ever before. Previously, cases were only brought when there was a pattern or scheme to corrupt the process. Charges were not brought against individuals—those cases went un-prosecuted. This change in direction, focus, and level of aggression was by the decision of the Attorney General. The reason for the change was for deterrence purposes.

Neither of us thinks this passage says that the Department has stopped pursuing patterns, as you suggested, and we maintain that this is what Mr. Donsanto said to us in the interview. If Mr. Donsanto wants to object, perhaps he can write a letter or something to that effect that could be part of the record.

Tova Andrea Wang
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provided false information as to his or her eligibility to vote. Earlier federal law permitted the prosecution of noncitizens for registering to vote based on false claims of the U.S. citizenship that each State required for registering to vote in federal elections, but did not require U.S. citizenship to vote in federal elections. These laws made federal prosecution of noncitizen and felon voter registration and voting much more challenging. With the implementation of the NVRA in 1995, we began to see federal election law that could more easily be used for federal prosecution of both voter registration and voting by noncitizens and convicted felons. And, late in 1996, immigration reform legislation was passed that clearly prohibits noncitizens from voting in federal elections (without requiring the "knowing and willful" component).

--- Peggy

"Tova Wang" <wang@tcf.org>

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Sent: Thursday, June 29, 2006 12:00 PM
To: wang@tcf.org;
Cc: twilkey@eac.gov
Subject: Re: donsanto interview

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Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

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Tova Andrea Wang
Democracy Fellow
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41 East 70th Street - New York, NY 10021
phone: 212-452-7704  fax: 212-535-7534

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ----- 
Margaret Sims/EAC/GOV
06/30/2006 05:29 PM  
To Tova Andrea Wang

Subject Contract Hours & Payments for Services

Here is the spreadsheet I have for you. Please let me know if you notice any discrepancies. Thanks. ---
Peggy

Wang Payment Tracking.xls

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
06/30/2006 06:19 PM  
To "Job Serebrov" 

Subject Re: Various

Not yet. The problem is that so many folks seem to be off for a long 4th of
July weekend.

---------------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Job Serebrov"  
Sent: 06/30/2006 05:58 PM  
To: psims@eac.gov; wang@tcf.org 
Subject: Various

Peg:

I had to take time off this afternoon to handle some issues. Did you get an answer as to my travel reimbursement?

I spoke to Tova about the Donsanto issue. We both agree about what we heard during the interview. We also agree that this is taking up too much time (of which we have so little left) and is a minor part of one interview which makes up one of thirty interviews. I feel the same as Tova, the Commission was not in on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph as you do---I remember what was said---the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----

"Job Serebrov"  
06/30/2006 07:10 PM 

To psims@eac.gov, wang@tcf.org 
cc  
Subject Re: Various

Peg:

It's ok with me as long as we finish before the end of November.
--- psims@eac.gov wrote:

> Actually, the Donsanto interview was the only one I did attend, but I agree the issue is taking up too much of your time. I just wanted you to be forewarned that the paragraph has already raised red flags in DC of and is likely to result in an edit. Enough said about that.

> I am concerned about the number of hours left for this project. If you and Tova both agree, I'll see if our Contracting Officer will approve a contract mod to provide for some additional hours and money to incorporate comments received on the report and other efforts that fall within the tasks specified in the current contract. We won't get 60 thou, but there might be a little year end money we can use to finish this off properly.

> Peg

> --------------------------

> Sent from my BlackBerry Wireless Handheld

> ----- Original Message ----- 
> From: "Job Serebrov" 
> Sent: 06/30/2006 05:58 PM 
> To: psims@eac.gov; wang@tcf.org 
> Subject: Various 

> Peg:

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> I feel the same as Tova, the Commission was not in on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph
I wasn't planning on circulating the transcript to the Commissioners. Most of them probably don't have the time to go through the whole thing. I will let them know it is available, if they are interested in reviewing it.

--- Peggy

"Tova Wang" <wang@tcf.org>

Wow, there are a lot of errors in this. But at least it gets at the substance. Will this be circulated to the commissioners?

----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Thursday, June 22, 2006 2:45 PM
To: psims@eac.gov
Cc: wang@tcf.org
Subject: Fw: May 18, 2006 Meeting

Good news!!! The transcript is finally here.

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
Dear EAC,

Attached please note the ASCII file for the Voting Fraud-Voter Intimidation Meeting taken on Wednesday, May 18, 2006. Your transcript has been shipped to you.

ASCII file name: 051806.txt

Please let us know if you have any questions.

Timothy Brischler, Office Manager, 703.273.9221

I am ok with it.

--- Tova Wang <wang@tcf.org> wrote:

> Is this OK now?
> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
> 41 East 70th Street - New York, NY 10021
> phone: 212-452-7704  fax: 212-535-7534
> www.tcf.org, for the latest news,
> analysis, opinions, and events.
Jeannie:

Here are my responses:

1. **When will EAC receive the preliminary report on voter intimidation and voting fraud?**  
   I anticipate that we will have a draft final report from our consultants in 2-3 weeks, after our consultants have had time to review the transcript from the project Working Group meeting, which was not available until last week.

2. **When we receive the preliminary report, what is the EAC process to formulate a final product that will be made public?**  
   First, Commissioners and Commission staff will have to review the preliminary draft. Then a draft will be submitted to the EAC Standards Board and EAC Advisory Board for review and comment. This second step is taken in accordance with HAVA §247, which requires EAC to carry out its duties under Title II, Subtitle C (Studies and Other Activities to Promote Effective Administration of Federal Elections) in consultation with the Standards Board and the Board of Advisors.

3. **When will we make this research available to the public? What form will it be in? (Best practices, etc.)**  
   The final report cannot be made public until it has been accepted by the Commissioners. Normally, this does not happen until the researcher(s) submit a final report that has been revised to address clarifications and corrections deemed necessary through the review process described above. The time it takes for the researchers to produce this final report will depend, somewhat, on the number of clarifications and corrections deemed necessary.
As the researchers were charged with conducting preliminary background research on voting fraud and voter intimidation in the U.S., this report will not include recommended best practices. It will summarize the preliminary research as well as the deliberations of our project Working Group. It also will include recommendations for future EAC activity related to the development of: (1) methods of identifying, deterring, and investigating voting fraud and voter intimidation; and (2) nationwide statistics on voting fraud.

If the reporter has spoken to Secretary Rokita, who maintains that EAC has no authority to conduct this research, you may want to note that EAC initiated this preliminary research on voting fraud and voter intimidation in accordance with the Help America Vote Act, (HAVA) §241, which requires EAC to conduct research on election administration issues, including the development of:

- nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [§241(b)(6)]; and
- ways of identifying, deterring, and investigating methods of voter intimidation [§241(b)(7)].

At its 2005 meeting, EAC's Board of Advisors recommended that the agency make research on these matters a high priority.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV
06/27/2006 02:26 PM
To psims@eac.gov, twilkey@eac.gov
cc
Subject US News & World Report inquiry

Please provide answers to the following questions, posed to me by US News & World Report's Scott Michels. I need this info by the end of the day to meet his deadline.

1. When will EAC receive the preliminary report on voter intimidation and voting fraud?
2. When we receive the preliminary report, what is the EAC process to formulate a final product that will be made public?
3. When will we make this research available to the public? What form will it be in? (Best practices, etc.)

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov
Hi Peg,

Job and I have discussed this matter and agree on our response to it.

Presumably the paragraph you are concerned about is the following:

Since 2002, the department has brought more cases against alien voters, felon voters, and double voters than ever before. Previously, cases were only brought when there was a pattern or scheme to corrupt the process. Charges were not brought against individuals – those cases went un-prosecuted. This change in direction, focus, and level of aggression was by the decision of the Attorney General. The reason for the change was for deterrence purposes.

Neither of us thinks this passage says that the Department has stopped pursuing patterns, as you suggested, and we maintain that this is what Mr. Donsanto said to us in the interview. If Mr. Donsanto wants to object, perhaps he can write a letter or something to that effect that could be part of the record.
Tova and Job:

All I can do is advise you that I don't think this paragraph will pass by the Commission, as written, because readers can misinterpret what is being reported and use something published by EAC against DOJ. I suspect that both of you are aware of legal action being taken by an advocacy group against DOJ alleging that the agency is acting in a manner that fails to protect, and even discourages, the voter participation of minorities and disadvantaged individuals. Though I do not intend to address the merits of that action, which focuses on the efforts of more than one DOJ office, I am concerned that some readers would use the sentence that begins with "This change in direction, focus, and level of aggression ..." as evidence that DOJ's Election Crimes Branch has completely changed course to focus on aggressively pursuing individuals who vote when ineligible, many of whom are minorities.

It is true that, for years, the Election Crimes Branch did not pursue individual violators. (I certainly observed this from the time I became involved in researching election administration matters in 1986.) Much of the reason for this is that the agency just did not have the resources to pursue everything; so, as the agency budget permitted, DOJ pursued cases that provided the most bang for the buck --- cases involving multiple individuals that were not already being pursued by State or local public attorneys. As you know, DOJ recently expanded its efforts and added the prosecution of individuals for double voting or voting when ineligible (felony convictions or no U.S. citizenship). Although I did not know of this decision prior to the interview, the action is not a complete surprise, given the increasing pressure on the agency to pursue such cases that began with a real squeaker of a 1996 race in California's 46th CD (Orange County). In the interview with you, Donsanto also stated that the department evaluates each case before pursuing it, and does not pursue every individual referred for voting violations. (You may remember he noted his reluctance to pursue noncitizen voting, which can result in deportation, when it could separate the individual from his family.)

In my opinion, the addition of the prosecution of individuals, while an important new development, is not a complete change in direction or focus. The pursuit of individual violators does not supplant DOJ's continuing efforts to pursue organized schemes to corrupt the process. It is part of a recent expansion of the agency's efforts to combat election crime that includes: (1) more aggressive pursuit of criminal campaign finance violations (not covered by EAC's study); (2) exploration of new avenues to prosecute voter suppression schemes (e.g., the NH phone bank blocking case); (3) better training of U.S. attorneys and FBI agents in the recognition, investigation and prosecution of election offenses; (4) efforts to improve...
coordination with state and local law enforcement agencies; and (5) press conferences and public announcements before federal elections to publicize how the public can report election crimes. Donsanto provided information on much of these efforts either during the interview or by supplying case lists and training information on the day of the interview.

I hope you will reconsider revising the paragraph at issue.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

"Tova Wang" <wang@tcf.org>

Hi Peg,

Job and I have discussed this matter and agree on our response to it.

Presumably the paragraph you are concerned about is the following:

Since 2002, the department has brought more cases against alien voters, felon voters, and double voters than ever before. Previously, cases were only brought when there was a pattern or scheme to corrupt the process. Charges were not brought against individuals – those cases went un-prosecuted. This change in direction, focus, and level of aggression was by the decision of the Attorney General. The reason for the change was for deterrence purposes.

Neither of us thinks this passage says that the Department has stopped pursuing patterns, as you suggested, and we maintain that this is what Mr. Donsanto said to us in the interview. If Mr. Donsanto wants to object, perhaps he can write a letter or something to that effect that could be part of the record.

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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Click here to receive our weekly e-mail updates.
Peggy:

Still no travel funds. Please see what you can fund out on Monday. At this point this is late.

Jobs

Further comment from Tova. --- Peggy

Also, I maintain that a reasonable solution to this is to allow Donsanto and/or any of the commissioners who desire to do so to provide a statement that would be included in the report and in the record.

----- Original Message ----- 
From: <wang@tcf.org> 
To: <psims@eac.gov>; "Job Serebrov" 
Cc: "Tova Wang" <wang@tcf.org> 
Sent: Friday, June 30, 2006 9:42 PM 
Subject: Re: Various 

> That would be great on the contract. 
> 
> If the interview is "edited" as you put it, I will be very, very 
> uncomfortable, as I believe Job would be as well. I know you don't want 
> to spend anymore time on this, but I consider it a rather important issue,
and I think Job does too. I would be happy to talk to you and Tom and any of the commissioners about this further if that would be helpful. I am available by cell over the next four days and in the office all next week.

Thanks for the updated invoice stuff. Happy 4th.

Tova
----- Original Message -----  
From: <psims@eac.gov>
To: "Job Serebrov" <psims@eac.gov>
Cc: "Tova Andrea Wang" <wang@tcf.org>
Sent: Friday, June 30, 2006 6:41 PM
Subject: Re: Various

Actually, the Donsanto interview was the only one I did attend, but I agree the issue is taking up too much of your time. I just wanted you to be forwarned that the paragraph has already raised red flags in DC of and is likely to result in an edit. Enough said about that.

I am concerned about the number of hours left for this project. If you and Tova both agree, I'll see if our Contracting Officer will approve a contract mod to provide for some additional hours and money to incorporate comments received on the report and other efforts that fall within the tasks specified in the current contract. We won't get 60 thou, but there might be a little year end money we can use to finish this off properly.

Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message -----  
From: "Job Serebrov"<psims@eac.gov>
Sent: 06/30/2006 05:58 PM
To: psims@eac.gov; wang@tcf.org
Subject: Various

Peg:

I had to take time off this afternoon to handle some issues. Did you get an answer as to my travel reimbursement?

I spoke to Tova about the Donsanto issue. We both agree about what we heard during the interview. We also agree that this is taking up too much time (of which we have so little left) and is a minor part of one interview which makes up one of thirty interviews. I feel the same as Tova, the Commission was not in on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that
>> person. We simply can't afford to single out one
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>> disagreement on. Finally, I don't read the paragraph
>> as you do---I remember what was said---the paragraph
>> clearly does not imply an abandonment of other DOJ
>> electoral investigations.
>>
>> Job
>>
>>
>>
>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
07/03/2006 11:12 AM
To. Bola Olu/EAC/GOV
cc
Subject Fw: Travel Funds

Can you please find out where GSA is with this reimbursement? Thanks. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 07/03/2006 11:12 AM -----
"Job Serebrov"
07/02/2006 09:34 AM
To psims@eac.gov
cc
Subject Travel Funds

Peggy:

Still no travel funds. Please see what you can fund out on Monday. At this point this is late.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Bola Olu/EAC/GOV
07/03/2006 11:57 AM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Fw: Travel Funds

Peggy:
I am assuming you are referring to the 6/9/06 payment in the amount of $1,200.03. I checked with Finance and the payout date is today.

Bola Olu
Financial Administrative Specialist
United States Election Assistance Commission
1225 New York Avenue N.W., Suite - 1100
Washington, DC 20005
P:202-566-3124
F:202/566-3127
http://www.eac.gov/

"Integrity - Treat everyone with the same principle, be loyal to those who are not present"

Margaret Sims/EAC/GOV

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07/02/2006 09:34 AM
To psims@eac.gov
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Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
07/03/2006 12:51 PM
To Job Serebrov
cc
Subject Payments for Personal Services
Job:

I may have forgotten to send this summary of payments for personal services to you. If I didn't, here it is again. --- Peggy

---

Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---

Margaret Sims/EAC/GOV
07/03/2006 10:35 AM
To wang@tcf.org@GSAEXTERNAL
cc "Job Serebrov" <wang@tcf.org> "Tova Wang"
Subject Re: Various

That would be great on the contract.

If the interview is "edited" as you put it, I will be very, very uncomfortable, as I believe Job would be as well. I know you don't want to spend anymore time on this, but I consider it a rather important issue, and I think Job does too. I would be happy to talk to you and Tom and any of the commissioners about this further if that would be helpful. I am available by cell over the next four days and in the office all next week.

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Tova

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Sent: Friday, June 30, 2006 6:41 PM  
Subject: Re: Various

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Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

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Sent: 06/30/2006 05:58 PM
To: psims@eac.gov; wang@tcf.org
Subject: Various

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Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Devon E. Romig/EAC/GOV
07/03/2006 01:22 PM
To wang@tcf.org
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 04:17 PM ---

"Job Serebrov"  
07/06/2006 08:25 AM  
To: psims@eac.gov  
cc:  
Subject: Travel Funds

Peg:

I still have not received the travel funds. This is causing a large financial problem. I don't know what is with these people but it is obvious my bank has not received it and I doubt it was sent. Please find out what is going on.

Job

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---

"Tova Wang"  
<wang@tcf.org>  
07/03/2006 12:19 PM  
To: psims@eac.gov  
cc:  
Subject: RE: Estimated Additional Hours Needed

I think I've already gone over my hours. Let me know when I submit my invoice. If I have, I'll just reduce them on paper. Thanks.
We'll have to guesstimate. It is likely that we will receive some comments and questions from the Commissioners and a number of comments from the boards. We could do the modification a little later, but we have to do it before the end of August to take advantage of year-end funds. Basically, the sooner we can figure this out, the better chance we have of using some of the year-end money for this project, before it is taken for something else. We have no guaranties that funds will be available in the next fiscal year. --- Peggy

"Tova Wang" <wang@tcf.org>
07/03/2006 11:13 AM

To: psims@eac.gov
cc: twilkey@eac.gov
Subject: RE: Estimated Additional Hours Needed

Doesn't it really depend on what the Commission comes back to us with? Its kind of hard to estimate before knowing what they're going to want.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 03, 2006 10:11 AM
To: wang@tcf.org;
Cc: twilkey@eac.gov
Subject: Estimated Additional Hours Needed

Tova and Job:

I don't have the authority to modify contracts, but Tom Wilkey does. In order to help Tom determine how many additional hours (and dollars) should be added to your personal services contracts, I'll need an estimate from the two of you for the number of additional hours required to complete the final report (taking into account revisions that may be needed to address questions and comments submitted by the Commissioners and the EAC Standards Board and Board of Advisors). Please note that we cannot add any tasks to the existing contract, but we can account for additional hours required to complete the final report.

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 04:17 PM -----
I thought I emailed an account of your hours used. Just in case I didn't, here it is again.

Wang Payment Tracking.xls

I think I've already gone over my hours. Let me know when I submit my invoice. If I have, I'll just reduce them on paper. Thanks.

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From: psims@eac.gov [mailto:psims@eac.gov]
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To: wang@tcf.org
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To: wang@tcf.org; twilkey@eac.gov
Subject: Estimated Additional Hours Needed

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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 04:17 PM -----
"Job Serebrov"
07/07/2006 08:06 AM
To psims@eac.gov
cc
Subject Travel Funds

Peg:

My travel funds finally came in to my bank.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
"Tova Wang"
<wang@tcf.org>
07/03/2006 11:13 AM
To psims@eac.gov
cc
Subject: RE: Estimated Additional Hours Needed

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-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 03, 2006 10:11 AM
To: wang@tcf.org; [redacted]
Cc: twilkey@eac.gov
Subject: Estimated Additional Hours Needed

Tova and Job:

I don't have the authority to modify contracts, but Tom Wilkey does. In order to help Tom determine how many additional hours (and dollars) should be added to your personal services contracts, I'll need an estimate from the two of you for the number of additional hours required to complete the final report (taking into account revisions that may be needed to address questions and comments submitted by the Commissioners and the EAC Standards Board and Board of Advisors). Please note that we cannot add any tasks to the existing contract, but we can account for additional hours required to complete the final report.

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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 04:17 PM -----

wang@tcf.org
07/01/2006 05:30 PM

To: psims@eac.gov
CC: [redacted]
Subject: Re: FW: methodology

It would be great if someone there could work on cleaning it up. Let us know. Thanks.

----- Original Message -----
From: psims@eac.gov
To: wang@tcf.org
Cc: [redacted]
Sent: Friday, June 30, 2006 5:25 PM
Subject: Re: FW: methodology
Will it be possible for you to extract the excerpt for inclusion in the report? Thanks.

-----Original Message-----
From: Job Serebrov [mailto]
Sent: Wednesday, June 28, 2006 5:40 PM
To: Tova Wang; psims@eac.gov
Subject: Re: methodology

Agreed

--- Tova Wang <wang@tcf.org> wrote:

> As you may recall, the working group expressed
> interest in the risk analysis
> method. The recent report by the Brennan Center on
> voting machines employs
> this methodology. If you look at pp. 8-19 of the
> attached, it provides a
> potential model. I think it might be worth
> including this as an appendix or
> footnote in the methodology section. Please let me
> know what you think.
> 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
> www.tcf.org, for the latest news,
> analysis, opinions, and events.
I have asked our finance folks to check with GSA. I will let you know when I receive the answer. --- Peggy

Peggy:

Still no travel funds. Please see what you can fund out on Monday. At this point this is late.

Job

Tova and Job:
I don't have the authority to modify contracts, but Tom Wilkey does. In order to help Tom determine how many additional hours (and dollars) should be added to your personal services contracts, I'll need an estimate from the two of you for the number of additional hours required to complete the final report (taking into account revisions that may be needed to address questions and comments submitted by the Commissioners and the EAC Standards Board and Board of Advisors). Please note that we cannot add any tasks to the existing contract, but we can account for additional hours required to complete the final report.

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

I think it is this one. --- Peggy

Will you please send me a copy of the referenced report?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
07/11/2006 10:55 AM
To Juliet E. Thompson-Hodgkins/EAC/GOV
cc "Tom Wilkey" <twilkey@eac.gov>
Subject Re: Fraud and Intimidation Study

It sounds similar to the issues I had with the Donsanto interview. It was a classic example of the interviewers' interpreting what was said through their own biases.

It also is true that the original interview summaries failed to differentiate between the criminal definition of intimidation and the consultants use of the term. The consultants have revised their definition to note that it goes beyond the legal definition, but we may need to repeat the statement where the DOJ interviews are referenced.

I have already brought the Donsanto matter to our contractors' attention. When they responded that they did not think they should redraft that section, I told them that the section will likely be edited. It appears that we will have to do the same with the reference to Tanner's interview.

Why don't we discuss this with Tanner (and Donsanto) after we have had a chance to review a consolidated draft of the final report? We can determine what clarifications or corrections are necessary at that time.

Peg

------------------------
Sent from my BlackBerry Wireless Handheld
Juliet E. Thompson-Hodgkins

From: Juliet E. Thompson-Hodgkins
Sent: 07/11/2006 09:46 AM
To: Margaret Sims
Subject: Re: Fraud and Intimidation Study

His concerns are that there were inaccurate or false statements about DOJ on pages 5 and 6, that in his words demonstrated a lack of understanding of criminal law.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
07/11/2006 09:26 AM
To: Juliet E. Thompson-Hodgkins/EAC/GOV@EAC
cc
Subject: Re: Fraud and Intimidation Study

Perhaps he was looking at the report that was delivered to the EAC boards. Let's find out what his concerns are so that we can address them.
Peg

------------------------
Tanner said he got it from Cameron. And referred specifically to pp. 5 and 6. I don't remember that the summaries of interviews were laid out that way.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100.
Margaret Sims/EAC/GOV

I have not yet seen a draft final report. My best guess is that Tanner is concerned about the summary of his interview. I have already had discussions with our consultants about the description of the Donsanto interview, at which I was present. Wilkey knows that I won't let it go as is. I wasn't at the Tanner interview, but would be interested in hearing where he thinks the consultants went wrong.

It is possible that, due to my objections re the Donsanto interview, the consultants may have asked Tanner to review their description of his interview. I won't know for sure until I can contact them.

I gave you and Gavin a folder that included a summary of interviews, etc before the working group meeting. Also, the report delivered to the boards on this project is in the shared drawer under Research in Progress-Voting Fraud-Intimidation. That is everything I have at the moment.

Peg
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Peg

Sent from my BlackBerry Wireless Handheld
Juliet E. Thompson-Hodgkins

From: Juliet E. Thompson-Hodgkins
Sent: 07/10/2006 10:55 AM
To: Margaret Sims
Cc: Thomas Wilkey
Subject: Fraud and Intimidation Study

I received a call from John Tanner today who was upset with pages 5 and 6 of some draft paper that he had received regarding our Fraud and Intimidation Study. I am in a very uncomfortable situation in that I have not received a copy of this paper and the Office of General Counsel has not vetted this document and yet I am being questioned about why there are erroneous statements in this paper. Please provide me with a copy of this document and please explain to me how John Tanner got a copy of this document before I did.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
07/03/2006 11:38 AM
To Devon Romig
cc
Subject Fw: methodology

Please edit the attached Word document to remove the returns at the end of each line that are not needed, then send it to Tova and Job. Thanks! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 07/03/2006 11:37 AM -----
Margaret Sims/EAC/GOV
06/30/2006 05:25 PM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject Re: FW: methodology
The attached is the text extracted from pages 8-19 and the Attachment C referenced within the text. The formatting is still a little weird. Can you work with this, or do I need to play with it some more? --- Peggy

Risk Analysis Methodology-Brennan Center excerpt.doc

"Tova Wang" <wang@tcf.org>

Will it be possible for you to extract the excerpt for inclusion in the report? Thanks.

------Original Message------
From: Job Serebrov [mailto]
Sent: Wednesday, June 28, 2006 5:40 PM
To: Tova Wang; psims@eac.gov
Subject: Re: methodology

Agreed

--- Tova Wang <wang@tcf.org> wrote:

> As you may recall, the working group expressed
> interest in the risk analysis
> method. The recent report by the Brennan Center on
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> Tova
> Tova Andrea Wang
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> ---
> <mailto:join-tcfmain@mailhost.groundspring.org>
> Click here to receive our
> weekly e-mail updates.
>

---

Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---

Margaret Sims/EAC/GOV
07/05/2006 02:49 PM

To "Tova Andrea Wang" <wang@tcf.org>

cc

Subject Contract Hours

Tova:
If you have used up all of your remaining hours, you need to stop work until we have the contract modification in place that provides for more hours.
Peggy

---------------------------

Sent from my BlackBerry Wireless Handheld

---

Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---

wang@tcf.org
06/30/2006 09:45 PM

To wang@tcf.org, psims@eac.gov, "Job Serebrov"

cc "Tova Wang" <wang@tcf.org>

Subject Re: Various

Also, I maintain that a reasonable solution to this is to allow Donsanto and/or any of the commissioners who desire to do so to provide a statement that would be included in the report and in the record.

----- Original Message ----- 
From: <wang@tcf.org>
To: <psims@eac.gov>; "Job Serebrov"
Cc: "Tova Wang" <wang@tcf.org>
Sent: Friday, June 30, 2006 9:42 PM
Subject: Re: Various

> That would be great on the contract.
>
> If the interview is "edited" as you put it, I will be very, very
> uncomfortable, as I believe Job would be as well. I know you don't want
> to spend anymore time on this, but I consider it a rather important issue,
> and I think Job does too. I would be happy to talk to you and Tom and any
> of the commissioners about this further if that would be helpful. I am
> available by cell over the next four days and in the office all next week.
Thanks for the updated invoice stuff. Happy 4th.

Tova

----- Original Message ----- 
From: <psims@eac.gov>
To: "Job Serebrov"
Cc: "Tova Andrea Wang" <wang@tcf.org>
Sent: Friday, June 30, 2006 6:41 PM
Subject: Re: Various

Actually, the Donsanto interview was the only one I did attend, but I agree the issue is taking up too much of your time. I just wanted you to be forewarned that the paragraph has already raised red flags in DC of and is likely to result in an edit. Enough said about that.

I am concerned about the number of hours left for this project. If you and Tova both agree, I'll see if our Contracting Officer will approve a contract mod to provide for some additional hours and money to incorporate comments received on the report and other efforts that fall within the tasks specified in the current contract. We won't get 60 thou, but there might be a little year end money we can use to finish this off properly.
Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Job Serebrov"
Sent: 06/30/2006 05:58 PM
To: psims@eac.gov; wang@tcf.org
Subject: Various

I had to take time off this afternoon to handle some issues. Did you get an answer as to my travel reimbursement?

I spoke to Tova about the Donsanto issue. We both agree about what we heard during the interview. We also agree that this is taking up too much time (of which we have so little left) and is a minor part of one interview which makes up one of thirty interviews. I feel the same as Tova, the Commission was not in on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph
as you do---I remember what was said---the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

Job

GSA reports that a pay out of $1,200.03 was made today. --- Peggy

The attached is the text extracted from pages 8-19 and the Attachment C referenced within the text. The formatting is still a little weird. Can you work with this, or do I need to play with it some more? --- Peggy

Will it be possible for you to extract the excerpt for inclusion in the report? Thanks.

-----Original Message-----
From: Job Serebrov [mailto:serebrov@sbcglobal.net]
Sent: Wednesday, June 28, 2006 5:40 PM
Agreed

--- Tova Wang <wang@tcf.org> wrote:

> As you may recall, the working group expressed
> interest in the risk analysis
> method. The recent report by the Brennan Center on
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> this methodology. If you look at pp. 8-19 of the
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> including this as an appendix or
> footnote in the methodology section. Please let me
> know what you think.
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> Tova Andrea Wang
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> 41 East 70th Street - New York, NY 10021
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> Click here to receive our
> weekly e-mail updates.
>
> 

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ----

Margaret Sims/EAC/GOV
07/03/2006 11:04 AM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc [redacted]
Subject Re: final report

Once is enough. You don't need to resend. --- Peggy

"Tova Wang" <wang@tcf.org>
Peg, We don't need to re-send you all of the material that we gave you to provide to the working group for the final report, eg the individual interviews, research summaries, nexis and case charts, right? Thanks. Happy 4th. 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.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ---

"Job Serebrov"
To psims@eac.gov, wang@tcf.org
cc
Subject Hrs

Peg:

It seems to Tova and me that somewhere between 30 and 40 for each of us would be safe (having learned from not asking for enough hours).

Job

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ---

"Job Serebrov"
To psims@eac.gov
cc
Subject Re: Travel Reimbursement

No, its Bank of America. I just checked again and its
not there. If it does not appear by morning I will need you to see what is going on.

--- psims@eac.gov wrote:

> They usually send it electronically. Could your bank have failed to post it due to the holiday? Does your bank tend to float deposits for a day or two?
> Peggy

> --------------------------
> Sent from my BlackBerry Wireless Handheld

> ----- Original Message ----- 
> From: "Job Serebrov" 
> Sent: 07/05/2006 08:13 AM 
> To: psims@eac.gov 
> Subject: Re: Travel Reimbursement 

> Peg:

> I checked my account this morning (July 5th) and this still has not been paid. Did GSA mail it?
>
> Job

> --- psims@eac.gov wrote:

> > GSA reports that a pay out of $1,200.03 was made today. --- Peggy

We'll have to guesstimate. It is likely that we will receive some comments and questions from the Commissioners and a number of comments from the boards. We could do the modification a little later, but we have to do it before the end of August to take advantage of year-end funds. Basically, the sooner we can figure this out, the better chance we have of using some of the year-end money for this project, before it is taken for something else. We have no guaranties that funds will be available in the next fiscal year. --- Peggy

"Tova Wang" <wang@tcf.org>
Doesn't it really depend on what the Commission comes back to us with? It's kind of hard to estimate before knowing what they're going to want.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 03, 2006 10:11 AM
To: wang@tcf.org
Cc: twilkey@eac.gov
Subject: Estimated Additional Hours Needed

Tova and Job:

I don't have the authority to modify contracts, but Tom Wilkey does. In order to help Tom determine how many additional hours (and dollars) should be added to your personal services contracts, I'll need an estimate from the two of you for the number of additional hours required to complete the final report (taking into account revisions that may be needed to address questions and comments submitted by the Commissioners and the EAC Standards Board and Board of Advisors). Please note that we cannot add any tasks to the existing contract, but we can account for additional hours required to complete the final report.

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 04:16 PM -----

I need to move our call to next Monday at 7 pm EST.
What is the situation with the extra hours?
I've asked Devon to do it. She can get it to you faster than I. --- Peggy

The excess returns would be a great start, and then I can do the rest.
Thanks a lot.

Do you just need to have the excess returns removed, or do you think it needs other clean up as well? --- Peggy
suggest accompany the information we provide. Also enclosed would be the resolutions passed by both entities. Please let me know if the letter meets your approval. (The letter would be from Tom.)

I write to request a copy of the following two reports submitted to the Election Assistance Commission:

(1) a report on voter fraud and voter intimidation, outlining a future research agenda, prepared by Tova Wang and Job Serebrov, and discussed in this morning's USA TODAY;

(2) a report on provisional ballots and voter ID, prepared by the Moritz School of Law at Ohio State University in collaboration with others.

It is my understanding that these reports were commissioned by and submitted to the EAC several months ago. It is in the public interest to release these reports since they will advance the public discussion and understanding of important election administration issues.

Thank you very much for your attention to this request. Please let me know when I can expect to receive a copy of these reports. If this request is denied, please provide an explanation as to why.

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100

www.eac.gov

Ben - -

This forwards a short e-mail chain between me and Peg Sims at the EAC. Peg is an institution where this sort of thing is concerned and if there were national stats available she would be the first place I would go - - which come to think of it is why I did!

Her remarks bring-up another issue: apples and oranges.

There are a lot of categories of crime that could arguably fit under the umbrella of "election crime" but which would not be the sort of thing we would find useful for present purposes. Examples would be theft of election materials unrelated to an intent to corrupt the election, campaigning or assaults in or near polls, "campaign slander" (i.e., lying about one's opponent) which is not a federal crime but is potentially a crime in 20 or so states, corruption in the procurement of election equipment (i.e., Louisiana had a recent high
profile case against its secretary of state who took bribes from voting equipment vendors in exchange for buying their machines). This stuff is criminal, but it does not involve corruption of them electoral process itself.

Also, some local prosecutors who do enforce the laws dealing with particularly vote buying - - for various reasons - - chose to prosecute the voters for selling their votes rather than the corrupt political operatives who buy the votes. Many times this is simply because slamming the voter rather than the corrupt pols is easier, quicker and does not entangle the prosecutor in the caldron of local politics. In other instances it is more sinister: I am aware of several instances where local prosecutors tried to charge voters whose names surfaced as people whose votes locally prominent pols had been bought in order to silence them in the federal case. Federally, we usually treat the voters as victims and go after those who tried to purchase their birthright. In one case in Western North Carolina, the target of our case was a local DA. When our indictment against him was returned it named the voters whose votes he was being charged with having bought (we try to avoid this now!). His first act of defense was to charge all these voters with selling their votes under N.C. law. We had to intercede for him - - through the U.S. Attorney at that time - - with the N.C. Governor to pardon these voters so that they could testify concerning the material facts without incriminating themselves.

My point here is this:

Even if we can get some State stats, since the State concept of “election crime” and ours is usually different, and since state prosecutors often approach this type of case from an entirely different perspective than we do at the federal level, State stats will likely have minimal value to substantiating the thesis we are trying to advance: that local law enforcement in the election crime area is not adequate.

----- Message from psims@eac.gov on Tue, 22 Aug 2006 14:09:06 -0400 -----

To: "Donsanto, Craig" <Craig.Donsanto@crm.usdoj.gov>

Subject: RE: Does EAC have access to stats on --

We don’t have a summary in numbers. We just have a summary of cases, some of which do not appear to reach the level of election fraud, and the charts of newspaper articles, some of which only contain allegations and some of which report convictions. These charts were on the CD I sent you before the Working Group meeting. Unfortunately, we have a long way to go before we have what I would classify as statistics.

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

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

08/22/2006 01:54 PM
To psims@eac.gov
cc
Subject RE: Does EAC have access to stats on --
Peggy - - I can take whatever you got!!! What does the data you got show?

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, August 22, 2006 1:53 PM
To: Donsanto, Craig
Subject: Re: Does EAC have access to stats on --

No reliable, comprehensive data --- just the preliminary research results from case law, literature review, and interviews. --- Peggy

"Donsanto, Craig"  
<Craig.Donsanto@usdoj.gov>

08/22/2006 12:50 PM

-- State and local level prosecutions dealing with electoral fraud?

This message was brought to you by Dr. D's fabulous Blackberry!

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 02:25 PM -----
Fifth batch attached. More to come. --- Peggy Sims

Please do ask him. Thanks

----- Original Message ----- 
From: psims@eac.gov [mailto:psims@eac.gov]  
Sent: Monday, April 03, 2006 4:14 PM  
To: wang@tcf.org; serebrov@sbcglobal.net  
Subject: Fw: DOJ Training Materials

Devon's response is attached. Guess I'll add this to the list of questions going to Donsanto.

---Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/03/2006 05:12 PM ----- 
Devon E. Romig/EAC/GOV

04/03/2006 04:21 PM  
To: Margaret Sims/EAC/GOV@EAC  
cc  
Subject: Re: DOJ Training Materials

Peggy,

The sections that you listed below are also empty in our copy. I have attached a copy of the complete table of contents with all of the section that are empty in our copy of the 2004 DOJ training binder.

Thanks,

Devon
Devon:
One of our consultants noted that there are several sections appear to be missing from the 2004 DOJ training binder. She wasn't sure if it is because of what DOJ sent over to EAC or a problem in the photocopying. From what she can see, some of the table of contents is missing and tabs 14, 15, 16, 17, 21, 23 and 26 are all empty. I think we must have provided the T of C because I don't see one in the binder. Can you please retrieve the binder and check this out for me? Thanks! --- Peggy

Hi Peg,

I will call J.R. on Thursday to run it by him and let you know what he says. As for my availability on Wednesday, April 12, the answer is "yes". Morning is best for me, although I could be available in the afternoon. You choose a time and I will be here.

Thanks,

Tony

----- Original Message -----
Intimidation Working Group

Tony:

Which one do you think would be best? J.R. Perez, as Election Administrator, should have knowledge of voting fraud and voter intimidation in both voter registration and voting. I assume that, though Patricia is the voter registration supervisor, she also would have knowledge of voting fraud and voter intimidation in balloting. Would they be available in May for a meeting of the project working group? Who could best stand up to the DNC and RNC counsels?

On a related matter, would you be available for our consultants to interview you by telephone next Wednesday? If so, let me know a convenient time. I'll confirm the time with the two consultants, Job Serebrov and Tova Wang. Then, I'll get back to you with the toll-free line and pass code you will need to use for the teleconference.

Thanks!

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

Good Afternoon Peg,

How about J. R. Perez, Elections Administrator, Guadalupe County or Patricia Benavides, Voting Registration Supervisor, Tarrant County, Texas?

Tony
Dear Tony,
Unfortunately both Javier and myself have to decline in being members of the working group from Texas. It is a bad time of the year where we have so many elections and would not be able to contribute enough time to doing research of any kind. Please keep us in mind for future meetings.
Helen Jamison

Helen, Javier,

Attached is the information from the EAC requesting your services as a member of the working group from Texas. Please let me know in a couple of days if one of you will be able to participate. If you need more information, call me and I will conference in with Peggy Sims, who can give you more details.

Thanks,

Tony

Tony:

Thanks for being willing to help me identify a qualified, nonpartisan local election official to serve on our Project Working Group for the preliminary research being conducted on voting fraud and voter intimidation.

Background
Section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are the development of:

1. nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
2. methods of identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC's Board of Advisors recommended that EAC make research on these topics a high priority.

Preliminary EAC Research

Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

1. develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
2. perform preliminary research on these topics (including Federal and State administrative and case law review), identify related activities of key government agencies and civic and advocacy organizations, and deliver a summary of this research and all source documentation;
3. convene a meeting of a project working group composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation, provide the results of the preliminary research to the working group, and record the working group's deliberations; and
4. produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future EAC action, if any.

The Project Working Group will probably meet only once during this preliminary research effort (probably in late April) to review the consultants research and provide input. Other members of the Working Group are lawyers from advocacy groups and major political parties, two State election officials, and Barry Weinberg, former Deputy Chief of DOJ's Voting Section, Civil Rights Division. Craig Donsanto, Director of DOJ's Election Crimes Branch will serve as a technical advisor to the group.

I really appreciate any help you can offer in identifying a qualified individual to fill the slot on the Working Group that has been reserved for an experienced, nonpartisan local election official.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

"Tony J. Sirvello III" [redacted]

04/04/2006 02:17 PM
To "Peggy Sims" <psims@eac.gov>
cc
Subject Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation ct Working Group
Good Afternoon Peg,

How about J. R. Perez, Elections Administrator, Guadalupe County or Patricia Benavides, Voting Registration Supervisor, Tarrant County, Texas?

Tony

----- Original Message ----- 
From: Helen Jamison 
To: Tony J. Sirvello III 
Sent: Tuesday, April 04, 2006 11:46 AM 
Subject: RE: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group 

Dear Tony, 
Unfortunately both Javier and myself have to decline in being members of the woking group from Texas. It is a bad time of the year where we have so many elections and would not be able to contribute enough time to doing research of any kind. Please keep us in mind for future meetings. 
Helen Jamison

----- Original Message ----- 
From: Tony J. Sirvello III [mailto: ] 
Sent: Monday, April 03, 2006 1:19 PM 
To: Helen Jamison; Javier Chacon 
Subject: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group 

Helen, Javier,

Attached is the information from the EAC requesting your services as a member of the working group from Texas. Please let me know in a couple of days if one of you will be able to participate. If you need more information, call me and I will conference in with Peggy Sims, who can give you more details.

Thanks,

Tony

----- Original Message ----- 
From: psims@eac.gov
To: [redacted]

Sent: Thursday, March 16, 2006 10:29 AM

Subject: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:

Thanks for being willing to help me identify a qualified, nonpartisan local election official to serve on our Project Working Group for the preliminary research being conducted on voting fraud and voter intimidation.

Background

Section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are the development of:

1. nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
2. methods of identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC's Board of Advisors recommended that EAC make research on these topics a high priority.

Preliminary EAC Research

Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

1. develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
2. perform preliminary research on these topics (including Federal and State administrative and case law review), identify related activities of key government agencies and civic and advocacy organizations, and deliver a summary of this research and all source documentation;
3. convene a meeting of a project working group composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation, provide the results of the preliminary research to the working group, and record the working group's deliberations; and
4. produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future EAC action, if any.

The Project Working Group will probably meet only once during this preliminary research effort (probably in late April) to review the consultants research and provide input. Other members of the Working Group are lawyers from advocacy groups and major political parties, two State election officials, and Barry Weinberg, former Deputy Chief of DOJ's Voting Section, Civil Rights Division. Craig Donsanto, Director of DOJ's Election Crimes Branch will serve as a technical advisor to the group.

I really appreciate any help you can offer in identifying a qualified individual to fill the slot on the Working Group that has been reserved for an experienced, nonpartisan local election official.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Tony:

How about scheduling the teleconference with our consultants for 10 AM CST/11 AM EST on Wednesday, April 12? --- Peggy

No, except it means pushing everything back, ie the final report. I suppose we could, as we discussed, take a week or two off in May and tack it on to June. There's no way we could write a final report in ten days, obviously. That would be fine with me.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, April 04, 2006 8:46 AM
To: Tova Andrea Wang; Job Serebrov
Subject: Project Working Group Meeting

The Chairman and Vice Chairman are interested in attending the meeting. Due to schedule conflicts, they are asking us to look at the week of May 15. Does that pose a problem for either of you? Peggy

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC GOV on 05/01/2007 08:46 PM -----
That's fine, just asking

-----Original Message-----
From: Job Serebrov [mailto]
Sent: Wednesday, April 12, 2006 11:26 AM
To: Tova Wang; psims@eac.gov
Cc: 'Job Serebrov'; 'Nicole Mortellito'
Subject: Re: working group meeting

It was my understanding that the meeting would be on the 15th or later.

Tova, Peggy is out of the office this week.

--- Tova Wang <wang@tcf.org> wrote:

> I cannot do it on May 5 now. Any update on a date?
> I will be in DC for
> other meetings May 4 - May 7 if that makes any
> difference (EAC would not
> have to pay my transportation if it was on, for
> example, Monday May 8 or
> possibly even the 9th) Thanks.
>
> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
> 41 East 70th Street - New York, NY 10021
> phone: 212-452-7704  fax: 212-535-7534
>
> www.tcf.org, for the latest news,
> analysis, opinions, and events.
>
> <mailto:join-tcfmain@mailhost.groundspring.org>
> Click here to receive our
> weekly e-mail updates.
>
>
As I have alerted Nicole, the call is not working. Someone ought to get in touch with Kevin -- I do not have his contact information.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 10, 2006 8:45 PM
To: Tova Andrea Wang; Job Serebrov
Subject: Kennedy Interview

It appears that the teleconference with Kevin Kennedy is set for tomorrow, April 11, at 10:30 AM CST/11:30 AM EST. Use the usual phone number (866-222-9044) and passcode (62209).

If you have trouble connecting, contact Nicole.

Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Nicole Mortellito/CONTRACTOR/EA C/GOV
04/11/2006 11:45 AM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc psims@eac.gov,
Subject RE: Kennedy Interview

the call is up and running!! you may dial in

Regards,

Nicole K. Mortellito
Research Assistant
U.S. Election Assistance Commission
1225 New York Avenue - Suite 1100
Washington, DC
202.566.2209 phone
202.566.3128 fax
"Tova Wang" <wang@tcf.org>

04/11/2006 11:42 AM

004948
As I have alerted Nicole, the call is not working. Someone ought to get in touch with Kevin -- I do not have his contact information.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 10, 2006 8:45 PM
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Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----  
Nicole Mortellito/CONTRACTOR/EA C/GOV
04/10/2006 10:05 AM

To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Teleconference set up

You are set for the 12th at 11am 866-222-9044 pass code 62209

Regards,

Nicole K. Mortellito
Research Assistant
U.S. Election Assistance Commission
1225 New York Avenue - Suite 1100
Washington, DC
202.566.2209 phone
202.566.3128 fax
Margaret Sims/EAC/GOV
Nicole:
Could you please help me set up a teleconference for Wednesday, April 12 at 11 AM EST (for 1 hour)?
Please send me confirmation.
Peg

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---

"Weinberg and Utrecht"

To psims@eac.gov
cc

Subject Re: Voting Fraud-Voter Intimidation Project

Peggy:
May looks pretty good right now. I will not be available May 1, or in the morning (before 12:30) on May 4 or May 11, or in the afternoon on May 10.
Barry

----- Original Message ----- 
From: psims@eac.gov
To:
Sent: Monday, April 03, 2006 3:15 PM
Subject: Voting Fraud-Voter Intimidation Project

Hi, Barry:

I'm trying to arrange a meeting of the Working Group for EAC's Voting Fraud-Voter Intimidation project. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov
I didn't have anything specific in mind yet, especially as I have not finished going through the voluminous documentation, but I will let you know.

----Original Message----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 03, 2006 2:41 PM
To: wang@tcf.org
Subject: Mentioning DOJ Training Guidance

Tova and Job:

Craig Donsanto responds that it is not possible for him to assess the level of public attribution that would be appropriate without seeing the substantive stuff in context. He does not foresee a problem; but recommends that I provide him with the draft text. He will review it to ensure we are not disclosing things we shouldn't disclose.

Therefore, please provide the draft text to me ASAP, so that I can forward it to him for review. I suspect he will provide me with a prompt response, which I will forward to you.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

---- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ----
"Kennedy, Kevin"
<Kevin.Kennedy@seb.state.wi.us>
04/09/2006 11:13 AM
Subject: RE: Interview

That time is fine. A half hour earlier would be better. I also have a 12 CDT meeting.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, April 07, 2006 12:27 PM

00495
To: Kevin Kennedy  
Subject: Interview

Kevin: 
I'm just following up on my request for your availability to be interviewed by our consultants for our voting fraud/voter intimidation project. Are you available Tuesday, April 11 at 11 AM CST? 
Peggy Sims

--------------------------
Sent from my BlackBerry Wireless Handheld

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---
Margaret Sims/EAC/GOV  
04/03/2006 05:11 PM  
To: "Job Serebrov"  
cc:  
Subject: Re: Working Group Contact Info

Thanks, Job! --- Peggy

"Job Serebrov"

"Job Serebrov"  
04/03/2006 04:57 PM  
To: psims@eac.gov  
cc:  
Subject: Re: Working Group Contact Info

Norcross's assistant is Maria Rivers: 
Rivers@BlankRome.com

Rokita's assistant is:

Amy Miller  
Executive Assistant  
Indiana Secretary of State Todd Rokita  
assistant@sos.in.gov

--- psims@eac.gov wrote:

> Please review the attached and let me know of any corrections that should be made. Thanks! --- Peggy
>
"Job Serebrov"

To psims@eac.gov, wang@tcf.org

cc

Subject  Re: Mentioning DOJ Training Guidance

--- psims@eac.gov wrote:

> Tova and Job:
> 
> Craig Donsanto responds that it is not possible for
> him to assess the
> level of public attribution that would be
> appropriate without seeing the
> substantive stuff in context. He does not foresee a
> problem; but
> recommends that I provide him with the draft text.
> He will review it to
> ensure we are not disclosing things we shouldn’t
> disclose.
> 
> Therefore, please provide the draft text to me ASAP,
> so that I can forward
> it to him for review. I suspect he will provide me
> with a prompt
> response, which I will forward to you.
> 
> Peggy Sims
> Election Research Specialist
> U.S. Election Assistance Commission
> 1225 New York Ave, NW - Ste 1100
> Washington, DC 20005
> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)
> Fax: 202-566-3127
> email: psims@eac.gov

--- Tova Wang

To psims@eac.gov

cc "Job Serebrov"

Subject working group agenda
Hi Peg,

Attached is a draft of an agenda for the working group. Let us know what you think. Thanks. Tova

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

Click here to receive our weekly e-mail updates.

---

Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM

"Job Serehrov"
04/04/2006 12:35 PM
To psims@eac.gov, "Tova Andrea Wang" <wang@tcf.org>
cc
Subject Re: Project Working Group Meeting

Peggy:

Here is my situation. I am to go to work full time for the Governor at some time in June. I just don't know when and because we are having a special session right now, no one can give me any indications as to the date. The special session will last for at least two weeks. However, I had to arrange a job because the contract ends at the end of May. So---all of this said---if, for instance, I go to work for the Governor the first week of June, I will only be able to work on EAC matters after hours at night.

Job

--- psims@eac.gov wrote:

> The Chairman and Vice Chairman are interested in attending the meeting. Due to schedule conflicts, they are asking us to look at the week of May 15.
> Does that pose a problem for either of you peggy
> --------------------------
> Sent from my BlackBerry Wireless Handheld
Sorry, you mean its today. OK, thanks. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 10, 2006 8:45 PM
To: Tova Andrea Wang; Job Serebrov
Subject: Kennedy Interview

It appears that the teleconference with Kevin Kennedy is set for tomorrow, April 11, at 10:30 AM CST/11:30 AM EST. Use the usual phone number (866-222-9044) and passcode (62209).

If you have trouble connecting, contact Nicole.
Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

Kevin:

Following up on yesterday's conversation, would you be available next Tuesday (4/11) to be interviewed by phone by our consultants on the Voting Fraud-Voter Intimidation research project? The interview is likely to take less than an hour. You pick the time and I'll confirm it with our consultants, Tova Wang and Job Serebrov. Then, I'll send you an email with the toll-free number and pass code that you will need for the teleconference.

EAC is conducting this preliminary research to determine how best to meet HAVA requirements. Section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are the development of:
• nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
• methods of identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

Please let me know if you have any questions. Thanks.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

— Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM —-

Margaret Sims/EAC/GOV
04/03/2006 04:33 PM
To: Tova Andrea Wang, Job Serebrov
cc
Subject: Working Group Contact Info

Please review the attached and let me know of any corrections that should be made. Thanks! --- Peggy

— Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM —-

Margaret Sims/EAC/GOV
04/03/2006 03:41 PM
To: "Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL
cc
Subject: RE: Voting Fraud-Voter Intimidation Project

Thanks, Craig! --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

"Donsanto, Craig"
04/03/2006 03:16 PM
To: psims@eac.gov
cc
Subject: RE: Voting Fraud-Voter Intimidation Project

Hello Peg!

God willing, I will be here the first two weeks of May.
As for your second question, it is not possible for me to assess the level of public attribution that would be appropriate without seeing the substantive stuff in context. I do not foresee a problem. So, I recommend that you get me a draft text and I will review it to ensure we are not disclosing things we shouldn't disclose.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 03, 2006 3:13 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation Project

Craig:

I have 2 issues for you today.

First, I am trying to schedule a meeting of the project working group for EAC's Voting Fraud-Voter Intimidation research project. As a technical advisor on this project, your attendance is particularly important to me. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Second, is it OK for our consultants to refer in their report to guidance provided in the DOJ training materials? I ask this because I understood that some materials in the materials are considered confidential and we do not want to violate your confidentiality provisions. If there is a compromis position, such as having you review that portion of the consultants' report, then let me know.

Thanks!

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
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Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---

"Tova Wang"
<wang@tcf.org>
04/10/2006 11:04 AM
To psims@eac.gov
cc "Job Serebrov"
Subject small question for Donsanto

Could you please also ask him what the training materials are referring to when they discuss "ballot box stuffing?" Does this mean elections workers add extra votes? Thanks so much. Tova

Tova Andrea Wang
Craig is on the list because the Commission requested he serve as a technical advisory to the project. Although not a member of the project working group, I do need to check his availability for the meeting.

I tried to tell you on the phone that we still are trying to confirm the El Paso County, TX election official for the working group. (Several attempts have been made to contact the Election Director, but she has been out of town.) If we can't get her, we will try for her deputy (also Hispanic). Once I have a response that one of them is willing to serve, I'll update the contact info table and see if I can't get a bio for you two to review. --- Peggy

"Tova Wang" <wang@tcf.org>
That gives us no time between interviews though, right? We've never been able to really limit it to 30 minutes.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 10, 2006 8:45 PM
To: Tova Andrea Wang; Job Serebrov
Subject: Kennedy Interview

It appears that the teleconference with Kevin Kennedy is set for tomorrow, April 11, at 10:30 AM CST/11:30 AM EST. Use the usual phone number (866-222-9044) and passcode (62209).

If you have trouble connecting, contact Nicole.

Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ----

Peggy:
The interviews are ok with me.

Tova:
I think I should write the review on the IFES white paper instead of the red book.

Job

--- psims@eac.gov wrote:
> Hi, Job and Tova:
>
Tony Sirvello (former election director for Harris County, TX and current Executive Director of the International Association of Clerks, Recorders, Election Officials and Treasurers) can make himself available for an interview next Wednesday morning (4/12). He is on CST. Is there a time that works well for the two of you? How about 10 AM CST/11 AM EST? I saw Kevin Kennedy at a meeting in our office this past Tuesday. We are trying to set up an interview with him next Tuesday (4/11).

I asked Donsanto about an updated version of his Prosecution of Election Offenses. He responded that it is at the printers and will not be available for a couple of months. In the interim, he referred me to the white paper he did for IFES, which I have attached. He said that the white paper includes the same information on the prosecution of election fraud that will be in the book. --- Peggy

Hi Peg,

I’ve just made it through the 2004 binder of materials and have two questions. First, I understand that these materials are confidential, but may we refer to guidance provided in them in our report? Otherwise they are of not much use to us. There’s not that much in it that would add to what Donsanto and Tanner told us, but there are a few issues raised that I believe might be germane.

Second, there are several sections evidently missing from the 2004 binder and I’m not sure if that’s because of what Donsanto sent over or a problem in the photocopying. From what I can see, some of the table of contents is missing and tabs 14, 15, 16, 17, 21, 23 and 26 are all empty. Can you please look into this?

Thanks and I look forward to speaking to you tomorrow. Tova

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---

To psims@eac.gov
cc “Job Serebrov”, “Tova Wang”<wang@tcf.org>
Subject doj training materials
Tony:

Which one do you think would be best? J.R. Perez, as Election Administrator, should have knowledge of voting fraud and voter intimidation in both voter registration and voting. I assume that, though Patricia is the voter registration supervisor, she also would have knowledge of voting fraud and voter intimidation in balloting. Would they be available in May for a meeting of the project working group? Who could best stand up to the DNC and RNC counsels?

On a related matter, would you be available for our consultants to interview you by telephone next Wednesday? If so, let me know a convenient time. I'll confirm the time with the two consultants, Job Serebrov and Tova Wang. Then, I'll get back to you with the toll-free line and pass code you will need to use for the teleconference.

Thanks!

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Original Message -----
Dear Tony,
Unfortunately both Javier and myself have to decline in being members of the working group from Texas. It is a bad time of the year where we have so many elections and would not be able to contribute enough time to doing research of any kind. Please keep us in mind for future meetings.
Helen Jamison

-----Original Message-----
From: Tony J. Sirvello III
Sent: Monday, April 03, 2006 1:19 PM
To: Helen Jamison; Javier Chacon
Subject: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Helen, Javier,

Attached is the information from the EAC requesting your services as a member of the working group from Texas. Please let me know in a couple of days if one of you will be able to participate. If you need more information, call me and I will conference in with Peggy Sims, who can give you more details.

Thanks,

Tony

----- Original Message ----- 
From: psims@eac.gov
To: 
Sent: Thursday, March 16, 2006 10:29 AM
Subject: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:

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Background

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1. nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
2. methods of identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC’s Board of Advisors recommended that EAC make research on these topics a high priority.

Preliminary EAC Research

Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

1. develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
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I really appreciate any help you can offer in identifying a qualified individual to fill the slot on the Working Group that has been reserved for an experienced, nonpartisan local election official.

Peggy Sims
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U.S. Election Assistance Commission
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Fax: 202-566-3127
email: psims@eac.gov

"Tony J. Sirvello III" <tjthree@msn.com>
Good Afternoon Peg,

How about J. R. Perez, Elections Administrator, Guadalupe County or Patricia Benavides, Voting Registration Supervisor, Tarrant County, Texas?

Tony

----- Original Message -----  
From: Helen Jamison  
To: Tony J. Sirvello III  
Sent: Tuesday, April 04, 2006 11:46 AM  
Subject: RE: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group  

Dear Tony,  
Unfortunately both Javier and myself have to decline in being members of the working group from Texas. It is a bad time of the year where we have so many elections and would not be able to contribute enough time to doing research of any kind. Please keep us in mind for future meetings.  
Helen Jamison

-----Original Message-----  
From: Tony J. Sirvello III [REDACTED]  
Sent: Monday, April 03, 2006 1:19 PM  
To: Helen Jamison; Javier Chacon  
Subject: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group  

Helen, Javier,  

Attached is the information from the EAC requesting your services as a member of the working group from Texas. Please let me know in a couple of days if one of you will be able to participate. If you need more information, call me and I will conference in with Peggy Sims, who can give you more details.  

Thanks,  

Tony

----- Original Message -----  
From: psims@eac.gov  
To: [REDACTED]  
Sent: Thursday, March 16, 2006 10:29 AM
Subject: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:

Thanks for being willing to help me identify a qualified, nonpartisan local election official to serve on our Project Working Group for the preliminary research being conducted on voting fraud and voter intimidation.

Background

Section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are the development of:

1. nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
2. methods of identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC’s Board of Advisors recommended that EAC make research on these topics a high priority.

Preliminary EAC Research

Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

1. develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
2. perform preliminary research on these topics (including Federal and State administrative and case law review), identify related activities of key government agencies and civic and advocacy organizations, and deliver a summary of this research and all source documentation;
3. convene a meeting of a project working group composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation, provide the results of the preliminary research to the working group, and record the working group’s deliberations; and
4. produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future EAC action, if any.

The Project Working Group will probably meet only once during this preliminary research effort (probably in late April) to review the consultants research and provide input. Other members of the Working Group are lawyers from advocacy groups and major political parties, two State election officials, and Barry Weinberg, former Deputy Chief of DOJ’s Voting Section, Civil Rights Division. Craig Donsanto, Director of DOJ’s Election Crimes Branch will serve as a technical advisor to the group.

I really appreciate any help you can offer in identifying a qualified individual to fill the slot on the Working Group that has been reserved for an experienced, nonpartisan local election official.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
The fraud chapter has been published by IFES as part of their Money and Politics Program. It's on their website. I tweaked the text a bit and presented it in Abjua. The rest of it is regretably not public at present.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@usdoj.gov>
Sent: Wed Apr 05 17:26:12 2006
Subject: Re: Voting Fraud-Voter Intimidation Project

Is there any way to get an advance copy? Our consultants will need to review it before you receive your printed versions. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

04/05/2006 04:14 PM
To
psims@eac.gov

cc

Subject
Re: Voting Fraud-Voter Intimidation Project

The 7th edition is done and on its way to the printer. It is my hope to get it out in a couple months.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed Apr 05 13:05:15 2006
Subject: Voting Fraud-Voter Intimidation Project

Craig:

In reviewing the great materials you gave our consultants, we have not found an updated draft of your famous Prosecution of Election Offenses. Is that available for review? If you have a pdf version, I could pass that on to our consultants (noting any restrictions you may have on use).

Also, we noticed some gaps in the 2004 DOJ training binder. It appears that we are missing the Chris Herren information from Panel 3 and something titled "July 21, 2004" from Panel 4. If these were removed because we should not see them, just let me know.

I also have to check your availability the week of May 15. I'm still trying to find a date that everyone will be available for the working group meeting.

Sorry to bug you. Hope all is going well.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov
Hi, Barry:

I'm trying to arrange a meeting of the Working Group for EAC's Voting Fraud-Voter Intimidation project. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

I've been trying to schedule an interview (by teleconference) among our two consultants, Tova Wang and Job Serebrov, and an election attorney, Colleen McAndrews (310/458-1405). I had to leave your name with her assistant, today, just in case she calls back when I am out of the office.

The EAC consultants are available for interviews next week before 4:30 AM EST on Monday (4/10) and in the afternoon on Wednesday (4/12). Email info on any teleconferences scheduled to Job (serebrov@sbcglobal.net) and Tova (wang@tcf.org). Job operates on CST; Tova on EST.

Thanks! --- Peggy

That time is fine for me. Thanks.

----- Original Message -----

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---
Margaret Sims/EAC/GOV
04/03/2006 03:15 PM
To Barry Weinberg
cc
Subject Voting Fraud-Voter Intimidation Project

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ----
Margaret Sims/EAC/GOV
04/06/2006 03:33 PM
To Edgardo Cortes
cc
Subject Interview for Voting Fraud/Voter Intimidation Project

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ----
wang@tcf.org
04/06/2006 05:05 PM
To psims@eac.gov
cc
Subject Re: Upcoming Interviews-DOJ Info
From: psims@eac.gov
To: wang@tcf.org
Sent: Thursday, April 06, 2006 9:35 AM
Subject: Upcoming Interviews-DOJ Info

Hi, Job and Tova:

Tony Sirvello (former election director for Harris County, TX and current Executive Director of the International Association of Clerks, Recorders, Election Officials and Treasurers) can make himself available for an interview next Wednesday morning (4/12). He is on CST. Is there a time that works well for the two of you? How about 10 AM CST/11 AM EST? I saw Kevin Kennedy at a meeting in our office this past Tuesday. We are trying to set up an interview with him next Tuesday (4/11).

I asked Donsanto about an updated version of his Prosecution of Election Offenses. He responded that it is at the printers and will not be available for a couple of months. In the interim, he referred me to the white paper he did for IFES, which I have attached. He said that the white paper includes the same information on the prosecution of election fraud that will be in the book. --- Peggy

Thank you.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 10, 2006 11:02 AM
To: Kevin Kennedy
Subject: Re: Interview

I am trying to arrange the teleconference for 10:30 AM CST tomorrow, April 11. Will get back to you once confirmed.

Peggy

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Kennedy, Kevin" [Kevin.Kennedy@seb.state.wi.us]
Sent: 04/09/2006 11:13 AM
To: "psims@eac.gov" <psims@eac.gov>
Subject: RE: Interview

That time is fine. A half hour earlier would be better. I also have a 12 CDT
meeting.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, April 07, 2006 12:27 PM
To: Kevin Kennedy
Subject: Interview

Kevin:
I'm just following up on my request for your availability to be interviewed by our consultants for our voting fraud/voter intimidation project. Are you available Tuesday, April 11 at 11 AM CST?

Peggy Sims

---------------------------
Sent from my BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Nicole Mortellito/CONTRACTOR/EA C/GOV
04/11/2006 11:45 AM
To "Tova Wang" <wang@tcf.org> @GSAEXTERNAL
cc psims@eac.gov
Subject conf call is up and running

all dial in info is the same!

Regards,

Nicole K. Mortellito
Research Assistant
U.S. Election Assistance Commission
1225 New York Avenue - Suite 1100
Washington, DC
202.566.2209 phone
202.566.3128 fax

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Margaret Sims/EAC/GOV
04/03/2006 03:18 PM
To wang@tcf.org @GSAEXTERNAL
cc
Subject Re: doj training materials

Tova:
I'm checking with Craig regarding reference in our report to the DOJ training materials. The 2004 DOJ training materials did not have a table of contents. I think Devon added that to help you find your way
through the materials. I’ll have her check her copy and will get back to you.

Talk with you at 4. --- Peggy

wong@tcf.org

Hi Peg,

I've just made it through the 2004 binder of materials and have two questions. First, I understand that these materials are confidential, but may we refer to guidance provided in them in our report? Otherwise they are of not much use to us. There's not that much in it that would add to what Donsanto and Tanner told us, but there are a few issues raised that I believe might be germane.

Second, there are several sections evidently missing from the 2004 binder and I'm not sure if that's because of what Donsanto sent over or a problem in the photocopying. From what I can see, some of the table of contents is missing and tabs 14, 15, 16, 17, 21, 23 and 26 are all empty. Can you please look into this?

Thanks and I look forward to speaking to you tomorrow. Tova

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
Devon E. Romig/EAC/GOV
04/07/2006 11:12 AM

Ms. Wang,

My name is Devon Romig and I am working with Peggy and Edgardo at the EAC. I have completed a travel voucher for you and I need your signature in order to submit the voucher.

If you could please respond with a fax number, I will send you a copy of the voucher.

Let me know if you have any other questions.

Sincerely,

Devon Romig
United States Election Assistance Commission
I just saw what you did. I should be out of hours at the end of May. I believe I will be working for the state in June which will make it difficult to find time to finish and could slow things down but I am not yet sure of that.

--- psims@eac.gov wrote:

> Attached is an updated invoice schedule for the FY 06 contracts for the Voting Fraud/Voter Intimidation project. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---

Margaret Sims/EAC/GOV

04/17/2006 11:48 AM

To Tova Andrea Wang

Subject Interviews

I know you preferred Friday, but Job is not available then. He also said he is not available next week. Do you have any time available this Wednesday? --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/17/2006 11:45 AM ---

"Job Serebrov"

04/17/2006 11:06 AM

To psims@eac.gov

Subject Re: Follow up Donsanto and KY Interviews

I can't do it Friday but Wednesday is ok.

--- psims@eac.gov wrote:

> Tova and Job:
I've passed Tova's request on to Craig.

Also, Sarah Ball Johnson, KY, finally called back to say she would be available Wednesday through Friday this week and next week for the interview. Which day and time is best for you and Job?

--- Peggy

w@tcf.org
04/16/2006 11:39 AM

Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm

----- Forw by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

To Job Serebrov, Tova Andrea Wang
cc
Subject Invoice Schedule

Attached is an updated invoice schedule for the FY 06 contracts for the Voting Fraud/Voter Intimidation project. --- Peggy

FY06 Contracts Invoice Schedule.xls
That's what I am concerned about. I think we need to end all interviews with Sarah Ball Johnson. With the literature reviews I am finishing, the case write up and the Tova's Nexis research that I need to read, I will have about 45 hours left for the Working Group meeting and final write up.

--- psims@eac.gov wrote:

> I have to check with Conny McCormack to see if things have settled down
> for her enough so that she would be available. I have had no response to my overtures to Colleen McAndrews' office. I can try again, but I have to be out of town again, from Wednesday through Friday this week, on another research contract and for EAC's public meeting in Seattle. Were you able to get through to Mike McCarthy?
> > Please remember to watch your time. We'll need to reserve some of your time for the working group meeting and the subsequent reports. --- Peggy

> "Job Serebrov"
> 04/17/2006 10:17 AM
>
> To psims@eac.gov, wang@tcf.org
> cc
>
> Subject Re: Follow up Donsanto and KY Interviews
>
> Next week is out for me. I need to check my schedule this week. Is this the last interview that you were able to arrange?
--- psims@eac.gov wrote:

Tova and Job:

I've passed Tova's request on to Craig.

Also, Sarah Ball Johnson, KY, finally called back to say she would be available Wednesday through Friday this week and next week for the interview. Which day and time is best for you and Job?

--- Peggy

wang@tcf.org
04/16/2006 11:39 AM

To psims@eac.gov
cc "Tova Wang" <wang@tcf.org>
Subject donsanto again

Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

"Tova Wang"
<wang@tcf.org>
04/17/2006 10:21 AM

To "Job Serebrov" sims@eac.gov
cc
Subject RE: Announcement of FBI Election Crimes Initiative
We could skim it

----Original Message-----
From: Job Serebrov <serebrov@sbcglobal.net>
Sent: Monday, April 17, 2006 9:13 AM
To: Tova Wang; psims@eac.gov
Subject: RE: Announcement of FBI Election Crimes Initiative

Tova-Do we have time to review this?

--- Tova Wang <wang@tcf.org> wrote:

> Is it possible to get the materials they are using for the trainings? 
> Thanks Peg.
>
> -----Original Message-----
> From: psims@eac.gov [mailto:psims@eac.gov]
> Sent: Monday, April 17, 2006 9:08 AM
> To: wang@tcf.org; serebrov@sbcglobal.net
> Subject: Fw: Announcement of FBI Election Crimes Initiative
>
> See Donsanto response below.--- Peggy

> ----- Forwarded by Margaret Sims/EAC/GOV on 04/17/2006 10:07 AM ----- 
> 
> "Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
>
> 04/17/2006 09:56 AM
>
> To
> psims@eac.gov
>
> cc
>
> Subject
> RE: Announcement of FBI Election Crimes Initiative

> Peg - -

> This is essentially FBI's equivalent of the Department's Ballot Access and Integrity Initiative. The news conference on Thursday announced that FBI was enhancing its prioritization of campaign financing offenses. The main
feature of this initiative, aside from enhancing the priority these cases will get in the Bureau, is that each of the Bureau's 57 Field Divisions will have at least one "Election Coordinator Agent" who will be the equivalent of the District Election Officer AUSAs. We have been training these new FBI-types: the week before last we had roughly 75 of them in Denver in a very well received two-day session in election law enforcement at which several FEC people spoke. On Wednesday, I head out to Portland, Oregon for more of the same.

Hi, Craig:

Tova noticed an article about an FBI initiative against election crimes (see attached email). Is this something new, or is it more of the same initiative that you addressed in your interview? If it is new, would you have time for a teleconference with Job and Tova to answer any questions they may have on the initiative?

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 04/17/2006 08:56 AM -----
Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

<http://www.fbi.gov/page2/april06/electioncrime041406.htm>

http://www.fbi.gov/page2/april06/electioncrime041406.htm

Peggy:

This is incorrect. Our project ends May 31. This month's invoice is due on April 21 and is invoice number 3. Invoice number 4 is due at the end of May.

--- psims@eac.gov wrote:
Attached is an updated invoice schedule for the FY 06 contracts for the Voting Fraud/Voter Intimidation project. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----
"Tova Wang" <wang@tcf.org>
04/17/2006 09:20 AM
To psims@eac.gov
cc
Subject RE: Follow up Donsanto and KY Interviews

Any time Friday is fine for me. Thanks

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, April 17, 2006 8:05 AM
To: wang@tcf.org; serebrov@sbcglobal.net
Subject: Re: Follow up Donsanto and KY Interviews

Tova and Job:

I've passed Tova's request on to Craig.

Also, Sarah Ball Johnson, KY, finally called back to say she would be available Wednesday through Friday this week and next week for the interview. Which day and time is best for you and Job?

--- Peggy

wang@tcf.org
04/16/2006 11:39 AM
To psims@eac.gov
cc "Tova Wang" <wang@tcf.org>
Subject
donsanto again
Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova


--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---

"Job Serebrov"

To psims@eac.gov, wang@tcf.org.

cc

Subject Re: Follow up Donsanto and KY Interviews

Next week is out for me. I need to check my schedule this week. Is this the last interview that you were able to arrange?

--- psims@eac.gov wrote:

> Tova and Job:
> 
> I've passed Tova's request on to Craig.
> 
> Also, Sarah Ball Johnson, KY, finally called back to say she would be
> available Wednesday through Friday this week and next week for the
> interview. Which day and time is best for you and Job?
> 
> --- Peggy
> 
> 
> wang@tcf.org
> 04/16/2006 11:39 AM
> 
> To psims@eac.gov
> cc
> "Tova Wang" <wang@tcf.org>
> Subject donsanto again
> 
>
Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm

--- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM ---

"Tony J. Sirvello III"

04/07/2006 08:52 AM

To psims@eac.gov

cc

Subject Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Good Morning Peg,

That works for me....I will stay off the phone and wait on the call.

Have A Great Weekend,

Tony

----- Original Message ----- 

From: psims@eac.gov

To: 

Sent: Thursday, April 06, 2006 2:27 PM

Subject: Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:

How about scheduling the teleconference with our consultants for 10 AM CST/11 AM EST on Wednesday, April 12? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Margaret Sims/EAC/GOV

04/17/2006 08:59 AM

To Craig Donsanto

cc

Subject Fw: Announcement of FBI Election Crimes Initiative
Hi, Craig:

Tova noticed an article about an FBI initiative against election crimes (see attached email). Is this something new, or is it more of the same initiative that you addressed in your interview? If it is new, would you have time for a teleconference with Job and Tova to answer any questions they may have on the initiative?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
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Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/17/2006 08:56 AM -----

Hi Peg,

Happy Easter!

Would it be possible to talk to Mr. Donsanto about this latest initiative, or somehow get more information? Thanks. Tova

http://www.fbi.gov/page2/april06/electioncrime041406.htm

----- Forwarded by Margaret Sims/EAC/GOV on 05/01/2007 08:46 PM -----

Good Afternoon Peg,

I will make the call as scheduled. I am still in shock about Ray.

Tony
----- Original Message -----  
From: psims@eac.gov  
To: Tony Sirvello  
Sent: Monday, April 10, 2006 6:04 PM  
Subject: Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:  
We have set up your telephone interview with our 2 consultants (Job Serebrov and Tova Wang) as a teleconference. Please call 1-866-222-9044 (toll free) at around 10 AM CST on Wed 4/12. At the prompt for the passcode, enter 62209. Tova and Job will join you on the line. This works best if you use a land line, rather than a cell phone.

If you have trouble connecting, please call Nicole Mortelliti at our office
Peggy

--------------------------  
Sent from my BlackBerry Wireless Handheld

----- Original Message -----  
From: "Tony J. Sirvello III"  
Sent: 04/07/2006 08:52 AM  
To: Margaret Sims  
Subject: Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Good Morning Peg,

That works for me....I will stay off the phone and wait on the call.

Have A Great Weekend,

Tony

----- Original Message -----  
From: psims@eac.gov  
To:  
Sent: Thursday, April 06, 2006 2:27 PM  
Subject: Re: Fw: Nonpartisan Local Election Official Needed for Voting Fraud/Voter Intimidation Working Group

Tony:

How about scheduling the teleconference with our consultants for 10 AM CST/11 AM EST on Wednesday, April 12? --- Peggy
The 4th batch. More to come tomorrow.
Peg Sims

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----

OK, I get it. The text in the attachment follows:

EXCERPTS FROM TEXAS ELECTION CODE

SUBCHAPTER B. COUNTY ELECTIONS ADMINISTRATOR

§ 31.032. APPOINTMENT OF ADMINISTRATOR; COUNTY ELECTION COMMISSION.

(a) The position of county elections administrator is filled by appointment of the county election commission, which consists of:

(1) the county judge, as chair;
(2) the county clerk, as vice chair;
(3) the county tax assessor-collector, as secretary; and
(4) the county chair of each political party that made nominations by primary election for the last general election for state and county officers preceding the date of the meeting at which the appointment is made.

(b) The affirmative vote of a majority of the commission's membership is necessary for the appointment of an administrator.

(c) Each appointment must be evidenced by a written resolution or order signed by the number of commission members necessary to make the appointment. Not later than the third day after the date an administrator is appointed, the officer who presided at the meeting shall file a signed copy of the resolution or order with the county clerk. Not later than the third day after the date the copy is filed, the county clerk shall deliver a certified copy of the resolution or order to the secretary of state.

(d) The initial appointment may be made at any time after the adoption of the order creating the position.
§ 31.035. RESTRICTIONS ON POLITICAL ACTIVITIES.

(a) A county elections administrator may not be a candidate for a public office or an office of a political party, hold a public office, or hold an office of or position in a political party. At the time an administrator becomes a candidate or accepts an office or position in violation of this subsection, the administrator vacates the position of administrator.

(b) A county elections administrator commits an offense if the administrator makes a political contribution or political expenditure, as defined by the law regulating political funds and campaigns, or publicly supports or opposes a candidate for public office or a measure to be voted on at an election. An offense under this subsection is a Class A misdemeanor. On a final conviction, the administrator's employment is terminated, and the person convicted is ineligible for future appointment as county elections administrator.

The code attachment did not work that is what I meant by it did not come through.

--- psims@eac.gov wrote:

> Did you look at the attached excerpts from Texas Code? --- Peggy
> 
> "Job Serebrov" 05/09/2006 11:23 AM
> To psims@eac.gov
> cc wang@tcf.org
> Subject Re: Working Group-Perez
> 
> > "Job Serebrov" 05/09/2006 11:38 AM
> > To psims@eac.gov
> > Subject Re: Working Group-Perez
We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

--- psims@eac.gov wrote:

As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State.

Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the
association of Texas

election officials and the two largest
organizations

of election officials

in this country: the International Association of

Clerks, Recorders,

Election Officials and Treasurers (IACREOT); and

The

Election Center. He

is a past President and past Chairman of the

Legislative Committee for the

Texas Association of Election Administrators. He

currently serves on

IACREOT's Election Officials Committee, which
plans

sessions for election officials that are conducted
at that organization's
conferences. His peers in IACREOT and The
Election
Center have selected
his submissions on web presentations (IACREOT) and
his professional
practices papers (Election Center) for awards.

Mr. Perez also has access
to information from other States through his
membership in IACREOT and The
Election Center. He also has a sense of humor,
which you will note if you
access the staff web page on the Guadalupe County
Elections web site and
hear the Mission Impossible theme ... something
that
might be useful in the
upcoming meeting.

Guadalupe County is small but growing. In 2004,
the
county had over 65
thousand registered voters (a number more than
doubled the number of
registered voters in 1988). A third of the
county's
population claims
Hispanic or Latino origin, according to the U.S.
Census Bureau. The county
is in south central Texas and is bordered by
Comal,
Hays, Cladwell,
Gonzales, Wilson, and Bexar counties. In the
1980s,
the county was
predominately a farming community; but in recent
years, many people have
moved from San Antonio (Bexar County) to Guadalupe
County, preferring to
live in Guadalupe County and work in Bexar County.

--- Peggy
Peggy:

What political party is Perez with? How political is he? Is the position in Texas neutral or political? Who appointed Perez?

As to Pat I will contact him but I can't promise anything. If Pat can't come, who is getting knocked off Tova's list?

Job
--- psims@eac.gov wrote:

> Tova just sent me the summary you prepared of The Federal Crime of Election Fraud by Craig Donsanto. There is something wrong in the fourth paragraph (odd characters and missing text). Can you please send a replacement fourth paragraph? You can send it in an email and I will place it in the document. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM ----

Margaret Sims/EAC/GOV
05/12/2006 10:19 AM
To Tova Andrea Wang, Job Serebrov
cc
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

Fraud Project Definition-rev 5-12-06.doc

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM ----

Margaret Sims/EAC/GOV
04/27/2006 09:24 AM
To "Weinberg and Utrecht"
cc
Subject Re: Voting Fraud-Voter Intimidation Project

Thanks! I'll get back to you. --- Peggy

"Weinberg and Utrecht"

"Weinberg and Utrecht"
04/27/2006 07:56 AM
To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation Project
Peggy:
You've hit the jackpot! I'm available, with 2 exceptions, every hour of every day from May 15 through
May 19. I am not available Thursday morning, May 18, or Friday afternoon, May 19.

Barry

----- Original Message ----- 
From: psims@eac.gov
To: Barry Weinberg
Sent: Wednesday, April 26, 2006 8:28 PM
Subject: Re: Voting Fraud-Voter Intimidation Project

Barry:
Are you available any days in the third week of May?
Peggy

Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Weinberg and Utrecht"
Sent: 04/04/2006 08:14 AM
To: Margaret Sims
Subject: Re: Voting Fraud-Voter Intimidation Project

Peggy:
May looks pretty good right now. I will not be available May 1, or in the morning (before 12:30) on May
4 or May 11, or in the afternoon on May 10.

Barry

----- Original Message ----- 
From: psims@eac.gov
To: Barry Weinberg
Sent: Monday, April 03, 2006 3:15 PM
Subject: Voting Fraud-Voter Intimidation Project

Hi, Barry:

I'm trying to arrange a meeting of the Working Group for EAC's Voting Fraud-Voter Intimidation project.
Would you please look at your schedule and let me know if there are any days during the first 2 weeks of
May that you would NOT be available?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov
Your response suggests that you do not care what the Commissioners may think about the effort. --- Peggy

"Job Serebrov" <serebrov@sbcglobal.net>

To: "Job Serebrov"<br>
cc: Peggy<br>
Subject: Re: new working group representative

Peggy:

Braden is ok also with me but please don't tell me not to "stir up" things. I assure you nothing will come back to bite me. I know these people well enough to say they will also want a balanced group. In fact, one of them was very unhappy with Tova's folks.

Job

--- psims@eac.gov wrote:

> According to the Commissioners, you and Tova each got to pick three members of the Working Group. The Commission guidance regarding this particular member follows:
> 4 people from the Academic, Legal and Advocacy sectors - 2 to be chosen by Tova and 2 to be chosen by Job. One of these three sectors ispublic integrity in his areas of specialization. I would not try and stir up other members of the Working Group, if I were you. The effort is likely to come back and bite you.
I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.
--- Tova Wang <wang@tcf.org> wrote:

> is Jon Greenbaum

> Here's his info in full:

http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm

> He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

> His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
> 41 East 70th Street - New York, NY 10021
> phone: 212-452-7704  fax: 212-535-7534
> 
> www.tcf.org, for the latest news, analysis, opinions, and events.

<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.
Do you have text to replace the corrupted text in paragraph 4? --- Peggy

"Job Serebrov"

psims@eac.gov wrote:

> Tova just sent me the summary you prepared of The Federal Crime of Election Fraud by Craig Donsanto. There is something wrong in the fourth paragraph (odd characters and missing text). Can you please send a replacement fourth paragraph? You can send it in an email and I will place it in the document. --- Peggy

Dear Tova,

I am working with Peggy Sims in order to set a date for the Voting Fraud/Voter Intimidation Project Working Group. I have been trying to reach Barbara Arnwine in order to find out which days in May she is potentially available to attend this meeting but all of my attempts have been unsuccessful.

I would appreciate any help that you could provide in this matter.
As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.)

Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State. Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted at that organization's conferences. His peers in IACREOT and The Election Center have selected his submissions on web presentations (IACREOT) and his professional practices papers (Election Center) for awards. Mr. Perez also has access to information from other States through his membership in IACREOT and The Election Center. He also has a sense of humor, which you will note if you access the staff web page on the Guadalupe County Elections web site and hear the Mission Impossible theme .. something that might be useful in the upcoming meeting.

Guadalupe County is small but growing. In 2004, the county had over 65 thousand registered voters (a number more than doubled the number of registered voters in 1988). A third of the county's population claims Hispanic or Latino origin, according to the U.S. Census Bureau. The county is in south central Texas and is bordered by Comal, Hays, Cladwell, Gonzales, Wilson, and Bexar counties. In the 1980s, the county was predominately a farming community; but in recent years, many people have moved from San Antonio (Bexar County) to Guadalupe County, preferring to live in Guadalupe County and work in Bexar County.

--- Peggy
Peggy:

What political party is Perez with? How political is he? Is the position in Texas neutral or political? Who appointed Perez?

As to Pat I will contact him but I can't promise anything. If Pat can't come, who is getting knocked off Tova's list?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
Devon E. Romig/EAC/GOV
04/24/2006 04:41 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Updated scheduling list and Contact info

Peggy,

Here is the most updated version of the list that I have available.

\[\text{Work Group Contact Availability Info.xls}\]

Thanks,

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
05/16/2006 01:41 PM
To psims@eac.gov
cc
Subject RE: Your Materials
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>
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 received target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
What about my question on gas receipts?

Job

--- psims@eac.gov wrote:

> I can email this out to our participants after I get
> back to the office, and we can have copies available
> at the meeting.
> Peggy
> --------------------------
> Sent from my BlackBerry Wireless Handheld
> ----- Original Message ----- 
> From: wang
> Sent: 05/13/2006 10:54 AM
> To: psims@eac.gov
> Cc: "Job Serebrov"
> Subject: Fw: research summary
> > Job found it. I'm assuming it's too late to include
> > so as I said I'll just
> > present it if that's OK. Thanks again Job. T
> ----- Original Message ----- 
> From: "Job Serebrov" < 
> To: <wang@tcf.org>
> Sent: Saturday, May 13, 2006 10:12 AM
> Subject: Re: research summary
> >
> > T-
> >
> > Are you talking about this?
> >
> > J-
> >
> > --- wang@tcf.org wrote:
> >
> > >> In the middle of the night I got the feeling that
> > >> you may be right, that I did do a summary of the
> > >> existing literature review (that Job, you
> > >> approved)
> > >> I'll have to look for it on Monday (unless I go
> > >> into the office over the weekend, which is
> > >> possible). I may be hallucinating, but if not,
> > >> I'll
> > >> just present it at the meeting rather than try to
> > >> get it to them ahead of time. Tova
> > 
> ----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM ----- 
> "Tova Wang"
> <wang@tcf.org>
> 05/22/2006 06:07 PM
> To psims@eac.gov
> cc
I don't know if it's too late, but in the interview summary we actually said there is widespread but not unanimous agreement that there is little polling place fraud. That's 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
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 -----
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

Sure. But where is the resistance coming from? The notes were not accurate. As you know, I have to be very concerned about that.

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
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

---

Peg ---

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request - or routinely receive - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an
election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

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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;
Subject: Fraud Definition

Would you please take a look at the attached? I combined both of your definitions, reformatted the list, removed a reference to the fraud having to have an actual impact on the election results (because fraud can be prosecuted without proving that it actually changed the results of the election), and taken out a couple of vague examples (e.g.; reference to failing to enforce state laws --- because there may be legitimate reasons for not doing so).

I have made contact with Ben Ginsberg’s office and am waiting to hear if he accepts our invitation to join the working group. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
> To: psims@eac.gov
cc
05/16/2006 02:55 PM
Subject: RE: Your Materials

The first item is not as big a deal as the second one: the processes under which subjects of investigations come to Jesus is not as important as the overall assessment of our law enforcement achievements. But stressing the isolated test cases we brought - - and will continue to 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 people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real 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  Subject:RE: Your Materials

Sure. But where is the resistance coming from? The notes were not accurate. As you know, I have to be very concerned about that.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 12:34 PM
To: Donsanto, Craig
Subject: RE: Your Materials

Craig:

I am getting some resistance from my consultants to correcting the summary of the interview prior to the meeting. Would you mind noting the corrections at the meeting? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 12:06 PM  Topsims@eac.gov  cc  Subject:RE: Your Materials
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
Peg - -

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request or routinely receive audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM ----

Margaret Sims/EAC/GOV
05/16/2006 02:37 PM
To Eileen 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 5-13-06.doc

Eileen 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 Colliver
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"  
To psims@eac.gov, "Voris, Natalie (USAOE)"  
To Natalie.Voris@usdoj.gov, "Hillman, Noel"  
To Noel.Hillman@usdoj.gov, "Simmons, Nancy"  
To Nancy.Simmons@usdoj.gov  
CC dromig@eac.gov

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,
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 [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 8:44 AM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation Working Group

Here is the content of the email attachment:

**Existing Research Analysis**

There are many reports and books that describe anecdotes and draw broad conclusions from a large array of incidents. There is little research that is truly systematic or scientific. The most systematic look at fraud is the report written by Lori Minnite. The most systematic look at voter intimidation is the report by Laughlin McDonald. Books written about this subject seem to all have a political bias and a pre-existing agenda that makes them somewhat less valuable.

Researchers agree that measuring something like the incidence of fraud and intimidation in a scientifically legitimate way is extremely difficult from a methodological perspective and would require resources beyond the means of most social and political scientists. As a result, there is much more written on this topic by advocacy groups than social scientists. It is hoped that this gap will be filled in the “second phase” of this EAC project.

Moreover, reports and books make allegations but, perhaps by their nature, have little follow up. As a result, it is difficult to know when something has remained in the stage of being an allegation and gone no further, or progressed to the point of being investigated or prosecuted or in any other way proven to be valid by an independent, neutral entity. This is true, for example, with respect to allegations of voter intimidation by civil rights organizations, and, with respect to fraud, John Fund’s frequently cited book. Again, this is something that it is hoped will be addressed in the “second phase” of this EAC project by doing follow up research on allegations made in reports, books and newspaper articles.

Other items of note:
- There is as much evidence, and as much concern, about structural forms of disenfranchisement as about intentional abuse of the system. These include felon disenfranchisement, poor maintenance of databases and identification requirements.

- There is tremendous disagreement about the extent to which polling place fraud, e.g. double voting, intentional felon voting, noncitizen voting, is a serious problem. On balance, more researchers find it to be less of a problem than is commonly described in the political debate, but some reports say it is a major problem, albeit hard to identify.

- There is substantial concern across the board about absentee balloting and the opportunity it presents for fraud.

- Federal law governing election fraud and intimidation is varied and complex and yet may nonetheless be insufficient or subject to too many limitations to be as effective as it might be.

- Deceptive practices, e.g. targeted flyers and phone calls providing misinformation, were a major problem in 2004.

- Voter intimidation continues to be focused on minority communities, although the American Center for Voting Rights uniquely alleges it is focused on Republicans.

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/15/2006 04:53 PM	Topsims@eac.gov
cc
Subject: Re: Voting Fraud-Voter Intimidation Working Group

Peggy --

I am currently on train in transit back from a day in Newark. I tried to recover your attachment on Blackberry but got a message telling me the "file is empty."

Can you paste it to an e-mail perhaps?

--------------------
Sent from Dr. D's Fabulous BlackBerry Wireless Handheld
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

Craig:

This is what I was working on for the upcoming meetings of the EAC Board of Advisors and EAC Standards Board. --- Peggy
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

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 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

--- Original Message ---
> From: "Job Serebrov" (Job Serebrov)
> Sent: 05/12/2006 09:05 PM
> To: psims@eac.gov
> Subject: Question

005013
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" @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
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
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

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.
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

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:21 PM ---
Devon E. Romig/EAC/GOV
05/15/2006 03:28 PM

I have arranged for a transcriptionist to be at the meeting but I am not sure about the snacks for the break.

Devon Romig
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
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office: (202) 566-2256
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Peggy,

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----- 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 focusing 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. Colver/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 005021
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
blackberry: (202) 294-9251
www.eac.gov
Devon E. Romig/EAC/GOV

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

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
Elie 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  
05/15/2006 02:48 PM  
To Eileen 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

Eileen 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

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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 04:21 PM ----
Margaret Sims/EAC/GOV
05/22/2006 05:01 PM
To Cortes, Romig, Coliver, 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, dlovechio@perkinscole.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
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
Eileen L. Collver/EAC/GOV

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
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

Elle L.K Collver/EAC/GOV

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
Ellie:
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

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 Collier
U.S. Election Assistance Commission
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
05/15/2006 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

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

➢ Research absentee balloting process issues
  • Methodology of “for cause” absentee voting

➢ Risk-analysis for voting fraud
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

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>

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
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----- 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

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.

Subject   voucher

005031
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;
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:
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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

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Thanks!

Elle
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Elle

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U.S. Election Assistance Commission
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office: (202) 566-2256
blackberry: (202) 294-9251
www.eac.gov

Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
05/15/2006 02:48 PM
To: Eileen L. Collver/EAC/GOV@EAC
cc: dromig@eac.gov
Subject: Re: working group

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Eileen L. Collver/EAC/GOV
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Elle

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U.S. Election Assistance Commission
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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 04:21 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 transit back from a day in Newark. I tried to recover your attachment on Blackberry but got a message telling me the "file is empty."

Can you paste it to an e-mail perhaps?

--------------------------
Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----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>; krogers@sos.state.ga.us <krogers@sos.state.ga.us>; assistant@sos.in.gov <assistant@sos.in.gov>; CC: jgreenbaum@lawyerscommittee.org <jgreenbaum@lawyerscommittee.org>; vjohnson@lawyerscommittee.org <vjohnson@lawyerscommittee.org>; dlovechio@perkinscoie.com <dlovechio@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 -----
I found some typos in the Status Report. Please replace the one I gave you with the attached. Thanks. --- Peggy

---
EAC Boards V-FI 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, '^
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 attend 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

--------------------------
----- 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 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 my BlackBerry Wireless Handheld
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

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Click here to receive our weekly e-mail updates.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM ---

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 Advisers and EAC.
Peggy -- can you call me about this in about an hour?

202-514-1421.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@usdoj.gov>
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 focusing 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
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

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

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

"Tova Wang" <wang@tcf.org> To psims@eac.gov

05/24/2006 03:27 PM cc

Subject: RE: presentation

----- 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

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
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

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----
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 nxis 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

005043
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

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM ----- 
"Donsanto, Craig"
To: psims@eac.gov
cc
05/16/2006 12:06 PM 
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
I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

I don't think anyone should be given the opportunity to correct mistakes.

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
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"
05/16/2006 11:13 AM
To "Tova Wang" <wang@tcf.org>, psims@eac.gov
cc wang@tcf.org
Subject Re: 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"
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"
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.
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" wrote:

> 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 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).
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

I don't think I sent this to you either. Can we hand it out at the meeting as an addendum? It's 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.
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?

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
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


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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

Excellent!

--- psims@eac.gov wrote:

> Just thought 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
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 at (610) 780-8551 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

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

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

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

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
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:
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

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,
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

005054
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

Research 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 ---
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"
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"

"Weinberg and Utrecht"
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

005056
"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

To psims@eac.gov
cc
Subject Your Materials

05/16/2006 10:46 AM

Peg - -

I have read over the materials you sent to me and viewed the pieces on the CD:

I have only one correction:

I did not say that offenders who receive target letters routinely request - - or routinely receive - -
audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an
election fraud investigation is advised that he or she is going to be charged that person usually enters into
plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a
subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But
again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double
voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to
corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in
Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in
New Hampshire growing out of the jamming of 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 on 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
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 ---

I agree!

--- Tova Wang <wang@tcf.org> wrote:

> I still think it's 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]

005058
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

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

--- Original Message ---

From: "Job Serebrov"
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.
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

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> To psims@eac.gov
05/15/2006 04:53 PM cc
Subject Re: Voting Fraud-Voter Intimidation Working Group

Peggy --
I am currently on train in transit back from a day in Newark. I tried to
recover your attachment on Blackberry but got a message telling me the "file
is empty."

Can you paste it to an e-mail perhaps?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----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>; krogers@sos.state.ga.us <krogers@sos.state.ga.us>; assistant@sos.in.gov <assistant@sos.in.gov>; 
CC: jgreenbaum@lawyerscommittee.org <jgreenbaum@lawyerscommittee.org>; vjohnson@lawyerscommittee.org <vjohnson@lawyerscommittee.org>; dlovechio@perkinscoie.com <dlovechio@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
c
Subject: Re: Voting Fraud-Voter Intimidation Working Group

Here is the content of the email attachment:

005062
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 a problem than is commonly described in the political debate, but some reports say it is a major problem, albeit hard to identify.

• There is substantial concern across the board about absentee balloting and the opportunity it presents for fraud.

• Federal law governing election fraud and intimidation is varied and complex and yet may nonetheless be insufficient or subject to too many limitations to be as effective as it might be.
Deceptive practices, e.g. targeted flyers and phone calls providing misinformation, were a major problem in 2004.

Voter intimidation continues to be focused on minority communities, although the American Center for Voting Rights uniquely alleges it is focused on Republicans.

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/15/2006 04:53 PM
To: psims@eac.gov
cc: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation Working Group

Peggy --

I am currently on train in transit back from a day in Newark. I tried to recover your attachment on Blackberry but got a message telling me the "file is empty."

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Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
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To: barnwine@lawyerscommittee.org; Rbauer@perkinscoie.com; bginsberg@pattonboggs.com; barnwine@lawyerscommittee.org; mhearn@lathropgage.com; mhearn@lathropgage.com; krogers@sos.state.ga.us; krogers@sos.state.ga.us; assistant@sos.in.gov; assistant@sos.in.gov
CC: jgreenbaum@lawyerscommittee.org; vjohnson@lawyerscommittee.org; dlovechio@perkinscoie.com; dlovechio@perkinscoie.com; bschuler@lathropgage.com; bschuler@lathropgage.com; Donsanto, Craig
Sent: Mon May 15 16:37:48 2006
Subject: Voting Fraud-Voter Intimidation Working Group

Dear Working Group Members and Participants:

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Regards,
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
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
Voter 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 inspector and challenge
Poll inspector and intimidate
Poll inspector and intimidating
Poll inspector and intimidation
Poll inspector and abusive
Poll monitor and challenge
Poll monitor and intimidate
Poll monitor and intimidating
Poll monitor and intimidation
Poll monitor and abusive
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

OK. --- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

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
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 people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real 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
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
Thank you, Peg. This stuff is very interesting.

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>
I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request or routinely receive audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.
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

---

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 - -
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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---

"Donsanto, Craig"

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.

-----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.

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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
Vote and racial
Vote 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
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Vote and black and challenge
Voter and deny and African American
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Voter and African American and challenge
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Election and black and challenge
Election and African American and challenge
Voter and deny and Hispanic
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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 coercion
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>  To psims@eac.gov
05/15/2006 05:05 PM  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
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

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 people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real 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.

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 toexcerpt 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

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
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
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>
Peg - -

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Margaret Sims/EAC/GOV
05/15/2006 03:51 PM
To Paul DeGregorio, Ray Martinez, Donetta Davidson, Gracia Hillman
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

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;___
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

----- 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
cc
Subject RE: Your Materials
Peg --

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request -- or routinely receive -- audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>

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
Vote and racial
Vote 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
Voter and deny and Native American
Vote 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
Voter and Asian American and challenge
Voter and Asian American and challenge
Voter and Asian American and challenge
Election and Asian American and challenge
Voter and deny and Indian
Voter and deny and Indian
Voter and Indian and challenge
Voter 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
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Poll watcher and abusive
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Poll inspector and challenge
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Poll judge and challenge
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Poll monitor and challenge
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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

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 intimate
Election monitor and intimidating
Election monitor and intimidation
Election monitor and abusive
Election monitor and threatening
Election observer and challenge
Election observer and intimate
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
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 people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real 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

005092
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

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

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
I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request or routinely receive audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

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New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

Dear Commissioners:

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Peggy Sims
Election Research Specialist

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-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 9:59 AM
To: wang@tcf.org
Subject: Fw: Your Materials

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Peg --

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---

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

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

psims@eac.gov, To

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;
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
c
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 focusing 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 04:19 PM -----

Margaret Sims/EAC/GOV
05/15/2006 01:09 PM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject Re: Thursday

No problem. I've got the conference room reserved from Noon to 6 PM, so you can come earlier. --- Peggy

"Tova Wang" <wang@tcf.org>

"Tova Wang" <wang@tcf.org>
05/15/2006 11:36 AM
To psims@eac.gov
cc
Subject thursday

Is it OK if I come around 12:30 or so to make sure I have all my materials arranged properly for presentation? 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.
I did not realize that I had to itemize the per diem, so yes, that was an oversight. There was a $5 service charge. I will forward you the documentation on that. Thanks so much. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, June 01, 2006 1:50 PM
To: wang@tcf.org
Subject: Travel Reimbursement

Tova:
In reviewing your travel reimbursement request that arrived in my In box this week, I noticed that you did not include per diem in your request for payment. Was that an oversight? I calculate that you would be eligible for a total of $160 in per diem for the trip ($48 for Wednesday 5/17, $64 for Thursday 5/18, and $48 for Friday 5/19). Also, the airfare receipt shows a total charge of $288.60, but the amount you requested for airfare was $293.60. Perhaps there was a service fee that does not show on the receipt. Can you clarify? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
"Craig C. Donsanto" <cdonsanto@yahoo.com> To peggy_sims@eac.gov
05/30/2006 11:02 PM
Subject Fwd: Re: Article to your secondary e-mail address

--- "Craig C. Donsanto" <cdonsanto@yahoo.com> wrote:

> Date: Tue, 30 May 2006 19:57:36 -0700 (PDT)
> From: "Craig C. Donsanto" <cdonsanto@yahoo.com>
> Subject: Re: Article to your secondary e-mail address
> To: "Elliott, Michael (LA) (IC)"
> <Michael.Elliott@ic.fbi.gov>
> > Mike --
> > As we say back where I come from: this article is
> > "wicked pissah"!
> > The woman mentioned in this piece towards the end
> has
been contracted with the Election Assistance
Commission to do a study of electoral fraud in the
US.
She is my problem, and she doesn't have a clue --
despite the fact that she has had the rare
opportunity
to interview me and get stats from me and my
colleagues on our electoral fraud cases.

You should be most proud of this article as it
accurately captures the soul of what you and I are
trying to do in this very important area of federal
law enforcement.

And greetings from Hilton Head, South Carolina --

--- "Elliott, Michael (LA) (IC)"
> <Michael.Elliott@ic.fbi.gov> wrote:

> Craig,
>
> As requested, please find below The Hill article
> on
> the CF&BF
> Initiative:
>
>
> Michael
>
> SSA Michael B. Elliott
> Public Corruption/Governmental Fraud Unit
> FBIHQ, Room 3975
> Craig C. Donsanto
cdonsanto@yahoo.com
Craig C. Donsanto
cdonsanto@yahoo.com

Do You Yahoo!?  
Tired of spam?  Yahoo! Mail has the best spam protection around
http://mail.yahoo.com

-----Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM-----

"Tova Wang"
<wang@tcf.org>
06/01/2006 03:04 PM

To psims@eac.gov
cc
Subject FW: Expedia travel confirmation - Washington, DC - May 17, 2006 - (Itin# 116272039590)

-----Original Message-----
From: travel@expedia.com [mailto:travel@expedia.com]
Sent: Tuesday, May 09, 2006 4:55 PM
To: wang@tcf.org
Subject: Expedia travel confirmation - Washington, DC - May 17, 2006 - (Itin# 116272039590)

Travel Confirmation

Thank you for booking your trip with Expedia.com. View this itinerary online for the most up-to-date information. Our interactive demo can show you how easy it is to get information about your itinerary.

Need a hotel or a car or an activity or service in Washington DC? Here are some options we've found for you.

Connecticut Avenue Days Inn $666.00 per night
Renaissance Mayflower Hotel $459.00 per night
Comfort Inn Largo/Fed Ex Field $96.00 per night
Car Rental - Economy Midsize Full Size
Activities & Services - Sightseeing Dining options Ground transportation Attraction passes

Receive Expedia.com newsletters
Peggy:

I will not be home from Las Vegas until Saturday. I was given an offer for a career clerking position with a federal judge and accepted. I will be relocating in December.

Job

psims@eac.gov wrote:

Sorry. We have had so much going on, I did not have time to send the attached to you last week. This is Devon's compilation of notes taken by EAC staff at the working group meeting. --- Peggy

Hi Peg,

How are you? I was wondering, whatever happened to getting the collective notes of the EAC staff?
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  
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Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----  
"Tova Wang"  
<wang@tcf.org>  
05/31/2006 01:50 PM  
To: psims@eac.gov  
cc:  
Subject: RE: Working Group Notes

Peg, I'm sorry, but this is really not helpful. Its another outline. I guess we have to wait for the transcript. I wish now I had taken notes myself! Thanks anyway. Tova

----- Original Message -----  
From: psims@eac.gov [mailto:psims@eac.gov]  
Sent: Wednesday, May 31, 2006 12:31 PM  
To: wang@tcf.org  
Cc:  
Subject: Re: Working Group Notes

Sorry. We have had so much going on, I did not have time to send the attached to you last week. This is Devon's compilation of notes taken by EAC staff at the working group meeting. --- Peggy

"Tova Wang" <wang@tcf.org>  
05/31/2006 11:26 AM  
To: psims@eac.gov  
cc:  
Subject: notes
Hi Peg,

How are you? I was wondering, whatever happened to getting the collective notes of the EAC staff? Thanks. Tova

Tova Andrea Wang
Democracy Fellow
The Century Foundation
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phone: 212-452-7704  fax: 212-535-7534

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Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Margaret Sims/EAC/GOV
06/01/2006 02:50 PM
To Tova Andrea Wang
cc
Subject Travel Reimbursement

Tova:
In reviewing your travel reimbursement request that arrived in my In box this week, I noticed that you did not include per diem in your request for payment. Was that an oversight? I calculate that you would be eligible for a total of $160 in per diem for the trip ($48 for Wednesday 5/17, $64 for Thursday 5/18, and $48 for Friday 5/19). Also, the airfare receipt shows a total charge of $288.60, but the amount you requested for airfare was $293.60. Perhaps there was a service fee that does not show on the receipt. Can you clarify? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Margaret Sims/EAC/GOV
05/31/2006 01:30 PM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject Re: Working Group Notes

Sorry. We have had so much going on, I did not have time to send the attached to you last week. This is Devon's compilation of notes taken by EAC staff at the working group meeting. --- Peggy

VFVI Meeting Summary.doc

"Tova Wang" <wang@tcf.org>

"Tova Wang"
<wang@tcf.org>
05/31/2006 11:26 AM
Hi Peg,

How are you? I was wondering, whatever happened to getting the collective notes of the EAC staff? Thanks. Tova

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---

"Tova Wang"
<wang@tcf.org>
06/02/2006 04:50 PM
To psims@eac.gov
cc
Subject transcript

Hi Peg,

Do you have an ETA for the transcript? Seems like it should be around now. Thanks and have a great weekend. 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

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---

wang@tcf.org
06/08/2006 09:15 AM
To psims@eac.gov
cc "Job Serebrov"
Subject

005107
Hi, what's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks.

Tova

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----

Margaret Sims/EAC/GOV
06/08/2006 09:35 AM
To wang@tcf.org@GSAEXTERNAL
cc
Subject Re: ""

Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today. --- Peggy

wang@tcf.org

wang@tcf.org
06/08/2006 09:15 AM
To psims@eac.gov
cc "Job Serebrov"
Subject

Hi, what's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks.

Tova

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----

Devon E. Romig/EAC/GOV
06/07/2006 10:08 AM
To Margaret Sims/EAC/GOV@EAC
cc jwilson@eac.gov
Subject Re: Transcript of 5-18-06 Working Group Meeting

Tim at Carol reporting said the transcript will be here today or tomorrow.

Devon Romig
United States Election Assistance Commission
1225 New York Ave. NW, Suite 1100
Washington, DC 20005
Subject Transcript of 5-18-06 Working Group Meeting

Have we had any word about the transcript for the 5-18-06 Voting Fraud-Voter Intimidation Working Group meeting? Our consultants each need a copy so that they can draft the final report. If we have it in electronic form, so much the better. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----

"Tova Wang"
<wang@tcf.org>
06/09/2006 08:53 AM

Hi Peg,

How do you recommend dealing with this? I have this feeling like he's trying to create a situation where I will have to write it myself. Thanks. Tova

-----Original Message-----
From: Job Serebrov
Sent: Thursday, June 08, 2006 9:42 PM
To: psims@eac.gov; wang@tcf.org
Subject: Re: Transcript & Teleconference

Peggy:

I can't predict when I get home but it is between 5:30 and 6:30 my time. I know that is generally too late to have a teleconference.

I plan to review Tova's recommendations this weekend and work on my own as well as expanding the explanation of the case section.

Please see what your financial officer did with regards to my travel.
Thank you,

Job

--- psims@eac.gov wrote:

> What time do you arrive home from work? Perhaps we could talk then?
> Re your question on the mileage, I have approached our Financial Officer with a request that you receive full reimbursement on the grounds that your actual total travel costs are less than the estimated total travel costs if you had flown to DC, stayed in our more expensive hotels, and received the higher per diem for 3 days (instead of 1). I have not yet received a response from her and she has been out of the office much of this week, so I don't know what she decided to do.
> --- Peggy

"Job Serebrov" 06/08/2006 01:10 PM

To
psims@eac.gov, wang@tcf.org
cc
serebrov@sbcglobal.net
Subject
Re: Transcript & Teleconference

Peg:

I just arrived home for lunch. I can no longer take time during the work day for telephone conferences. As I told you I will need to finish this project after daily working hours. I am still getting things done from being out for ten days. I will review Tova's recommendations and expand on mine this weekend.

Also, I sent you an e-mail asking how you handled the mileage portion of my travel voucher?

Job

--- psims@eac.gov wrote:
Can we make it 4 est? I have another meeting at 3.

----- Original Message ------
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 1:55 AM
Subject: Re: Transcript & Teleconference

> I'll see how it comes in. I hope we receive an electronic copy. If we only receive a hard copy, we can pdf it and email it to the two of you.
> How about Monday afternoon at 3 PM EST for a brief teleconference? I really can't do it before them because of other commitments. --- Peggy

wang@tcf.org

06/08/2006 09:42 To AM
psims@eac.gov
cc
Subject

Re: Re:
How will you be getting it to us? Will it be something you can email? And can we set up a call for some time in the next few days? Thanks.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re:

>> Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.
--- Peggy

wang@tcf.org

06/08/2006 09:15 To AM
psims@eac.gov
cc
Serebrov"

Hi, What's going on? I have not received
responses from either one of
you
in a week. I'd like to wrap this up in the next
two weeks if we can.
Did
you get my recommendations? Thanks.

Tova

Did you get my recommendations? Thanks.

Tova

I'll fax it to you if that works. The total is $124.44. Thank you. Have a nice weekend. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, June 09, 2006 3:03 PM
To: wang@tcf.org
Subject: Re: travel

Send it now. Let me know how much it is, so that I can include it in the total for reimbursement. ---
Peggy

"Tova Wang" <wang@tcf.org>

06/09/2006 01:56 PM
Hi again,

I just got the bill from our car service from the trip last month. Can I still send it to you? Do I need a cover note? 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

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
"Tova Wang" <wang@tcf.org>
To psims@eac.gov.
cc
Subject more gao

Sorry, its 500 pages -- it also includes data on absentee fraud and voter intimidation

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Margaret Sims/EAC/GOV
06/12/2006 05:09 PM To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject RE: Will Call Later
How about 9:30 AM EST, Wednesday morning (6/14/06)?

"Tova Wang" <wang@tcf.org>

"Tova Wang" <wang@tcf.org> To psims@eac.gov cc Subject RE: Will Call Later

Either between 9 and 10 or between 12 and 1:30 would be ideal, but I should be around most of the afternoon. Thanks Peg. Tova

----- Original Message -----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, June 12, 2006 2:39 PM
To: wang@tcf.org
Subject: Will Call Later

I’ll try to call you Wednesday. Is there a time that is best for you? Today has been too hectic. Tomorrow is primary election day in VA. Still no transcript. I have taken a look at the recommendations that you sent me, but have not yet heard from Job. --- Peg

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Devon E. Romig/EAC/GOV
06/07/2006 10:01 AM

To Margaret Sims/EAC/GOV@EAC
cc jwilson@eac.gov
Subject Re: Transcript of 5-18-06 Working Group Meeting

I will call the transcript company and ask them about it.

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
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
06/07/2006 09:47 AM

To dromig@eac.gov, jwilson@eac.gov
cc
Subject Transcript of 5-18-06 Working Group Meeting

005115
Can we make it 4 EST? I have another meeting at 3.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:55 AM
Subject: Re: Transcript & Teleconference

> I'll see how it comes in. I hope we receive an electronic copy. If we
> only receive a hard copy, we can pdf it and email it to the two of you.
> How about Monday afternoon at 3 PM EST for a brief teleconference? I
> really can't do it before them because of other commitments. --- Peggy

> How will you be getting it to us? Will it be something you can email?
> And
> can we set up a call for some time in the next few days? Thanks.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re:
Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today. --- Peggy

---

Hi, What's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks.

Tova

---

I can't do that time, I'll be at an event in DC.

-----Original Message-----
From: Job Serebrov
Sent: Tuesday, June 13, 2006 8:10 AM

005117
To: psims@eac.gov; wang@tcf.org  
Subject: Transcripts, Etc.

Peggy:

Any sign of the transcript? Will the other members of the working group get a copy? I have had questions from several about it.

If you want to talk I can do so this Friday at 6 pm your time.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----
"Tova Wang" <wang@tcf.org>  
06/09/2006 12:09 PM 
To psims@eac.gov, "Job Serebrov"  
cc Subject gao report

This has information on many of our topics, but they also surveyed jurisdictions on voter reg fraud coming up with a rate of 5%


Tova Andrea Wang  
Democracy Fellow  
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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----
Joyce Wilson/EAC/GOV  
06/07/2006 09:58 AM 
To Margaret Sims/EAC/GOV@EAC  
cc Subject Re: Transcript of 5-18-06 Working Group Meeting
Not that I know of. Would it have gone to Bryan possibly? Our public meeting transcripts go to him.

Joyce H. Wilson  
Staff Assistant  
US Election Assistance Commission  
202-566-3100 (office)  
202-566-3128 (fax)

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----

Margaret Sims/EAC/GOV  
06/09/2006 04:50 PM  
To: "Job Serebrov"  
cc:  
Subject: Re: Travel & Transcripts

Our Financial Officer accepted my arguments. You should receive a travel reimbursement totalling $1,200.03. GSA will reimburse through electronic funds transfer. I don't usually receive notification when our consultants are reimbursed.

I still have no transcripts. --- Peggy

"Job Serebrov"  
06/08/2006 10:42 PM  
To: psims@eac.gov, wang@tcf.org  
cc:  
Subject: Re: Transcript & Teleconference

Peggy:

I can't predict when I get home but it is between 5:30 and 6:30 my time. I know that is generally too late to have a teleconference.

I plan to review Tova's recommendations this weekend and work on my own as well as expanding the explanation of the case section.

Please see what your financial officer did with regards to my travel.

Thank you,

Job

--- psims@eac.gov wrote:

> What time do you arrive home from work? Perhaps we
> could talk then?
>
> Re your question on the mileage, I have approached
> our Financial Officer
> with a request that you receive full reimbursement
> on the grounds that
> your actual total travel costs are less than the
> estimated total travel
> costs if you had flown to DC, stayed in our more
> expensive hotels, and
> received the higher per diem for 3 days (instead of
> 1). I have not yet
> received a response from her and she has been out of
> the office much of
> this week, so I don't know what she decided to do.
> --- Peggy
>
>
> "Job Serebrov" 06/08/2006 01:10 PM
>
> To
> psims@eac.gov, wang@tcf.org
> cc
> Subject
> Re: Transcript & Teleconference
>
> Peg:
>
> I just arrived home for lunch. I can no longer take
> time during the work day for telephone conferences.
> As
> I told you I will need to finish this project after
> daily working hours. I am still getting things done
> from being out for ten days. I will review Tova's
> recommendations and expand on mine this weekend.
> Also, I sent you an e-mail asking how you handled
> the
> mileage portion of my travel voucher?
> Job
>
>
> --- psims@eac.gov wrote:
> 
> > 4 PM EST is fine with me, if it works for Job.
> > ---
> > Peggy
> > 
> >
Can we make it 4 EST? I have another meeting at 3.

----- Original Message -----
From: psims@eac.gov
To: wang@tcf.org
Cc:
Sent: Thursday, June 08, 2006 9:55 AM
Subject: Re: Transcript & Teleconference

I'll see how it comes in. I hope we receive an electronic copy. If we only receive a hard copy, we can pdf it and email it to the two of you.

How about Monday afternoon at 3 PM EST for a brief teleconference? I really can't do it before then because of other commitments. --- Peggy

wang@tcf.org

06/08/2006 09:42 To AM
psims@eac.gov
cc
Subject

Re: Re:
How will you be getting it to us? Will it be something you can email? And can we set up a call for some time in the next few days? Thanks.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM 
Subject: Re:

>> Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.
--- Peggy

wang@tcf.org

06/08/2006 09:15 To AM
psims@eac.gov
cc
"Job Serebrov"

Subject

Hi, What's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks.
Could you do Friday in the morning?

----- Original Message ----- 
From: "Job Serebrov"
To: <wang@tcf.org>; <psims@eac.gov>
Sent: Wednesday, June 14, 2006 6:29 PM
Subject: Re: teleconference

> Tova:
> 
> 5 pm EST is 4 pm Central. Peg would have to call at 7
> pm EST to be 6 pm Central.
>
> Job
>
> --- wang@tcf.org wrote:
>
> >> Let's try to do that. Peg, you will call us 5 pm
> >> EST?
> >> ----- Original Message ----- 
> >> From: "Job Serebrov"
> >> To: "Tova Wang" <wang@tcf.org>
> >> Sent: Wednesday, June 14, 2006 6:29 PM
> >> Subject: Re: teleconference
> >> 
> >> > Wednesday next week? It would have to be 6 pm.
> >> >
> >> > --- Tova Wang <wang@tcf.org> wrote:
> >> >
> >> >> Hi Job,
> >> >>
> >> >> Peg tells me that we should now be getting the
transcript early next week.
Regardless, we should talk about the organization and distribution of work on the final report and try to finally get it done. Would it be possible for you to do a call before you leave for work in the morning, say 8 am your time, on Wednesday? If not, could you do 6 pm your time on Wednesday?
Thanks.

Tova

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Democracy Fellow
The Century Foundation
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www.tcf.org, for the latest news, analysis, opinions, and events.

<mailto:join-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----

"Job Serebrov"
06/08/2006 01:10 PM
psims@eac.gov, wang@tcf.org
Subject Re: Transcript & Teleconference

Peg:
I just arrived home for lunch. I can no longer take time during the work day for telephone conferences. As I told you I will need to finish this project after daily working hours. I am still getting things done from being out for ten days. I will review Tova's
recommendations and expand on mine this weekend.

Also, I sent you an e-mail asking how you handled the mileage portion of my travel voucher?

Job

--- psims@eac.gov wrote:

> 4 PM EST is fine with me, if it works for Job. ---
> Peggy

--- Original Message ---
> Can we make it 4 EST? I have another meeting at 3.
> I'll see how it comes in. I hope we receive an electronic copy. If we only receive a hard copy, we can pdf it and email it to the two of you. How about Monday afternoon at 3 PM EST for a brief teleconference? I really can't do it before them because of other commitments. --- Peggy
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And can we set up a call for some time in the next few days? Thanks.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re: 

Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.

--- Peggy

wang@tcf.org
06/08/2006 09:15 To AM
psims@eac.gov cc Serebrov 
Subject
Hi again,

I just got the bill from our car service from the trip last month. Can I still send it to you? Do I need a cover note? 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

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Click here to receive our weekly e-mail updates.
What time do you arrive home from work? Perhaps we could talk then?

Re your question on the mileage, I have approached our Financial Officer with a request that you receive full reimbursement on the grounds that your actual total travel costs are less than the estimated total travel costs if you had flown to DC, stayed in our more expensive hotels, and received the higher per diem for 3 days (instead of 1). I have not yet received a response from her and she has been out of the office much of this week, so I don't know what she decided to do. --- Peggy

--- psims@eac.gov wrote:
> 4 PM EST is fine with me, if it works for Job. ---
> Peggy
>
> wang@tcf.org
> 06/08/2006 10:10 AM
> 
> To
> psims@eac.gov
> CC
> Subject
> Re: Transcript & Teleconference
> 
>
Can we make it 4 EST? I have another meeting at 3.

I'll see how it comes in. I hope we receive an electronic copy. If we only receive a hard copy, we can pdf it and email it to the two of you. How about Monday afternoon at 3 PM EST for a brief teleconference? I really can't do it before them because of other commitments. --- Peggy

How will you be getting it to us? Will it be something you can email? And can we set up a call for some time in the next few days? Thanks.

----- Original Message ----- 
From: <psims@eac.gov> 
To: <wang@tcf.org> 
Cc: 
Sent: Thursday, June 08, 2006 9:55 AM 
Subject: Re: Transcript & Teleconference

----- Original Message ----- 
From: <psims@eac.gov> 
To: <wang@tcf.org> 
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM 
Subject: Re: Transcript & Teleconference
Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.

--- Peggy

Hi, What's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can.

Did you get my recommendations? Thanks.

Tova
-----Original Message-----
From: Job Serebrov
Sent: Friday, June 09, 2006 8:17 AM
To: Tova Wang
Subject: RE: Transcript & Teleconference

Normally I am not home for lunch.

--- Tova Wang <wang@tcf.org> wrote:

> What about during a lunch hour?
> 
> -----Original Message-----
> From: Job Serebrov
> Sent: Thursday, June 08, 2006 9:42 PM
> To: psims@eac.gov; wang@tcf.org
> Subject: Re: Transcript & Teleconference
> 
> Peggy:
> 
> I can't predict when I get home but it is between 5:30 and 6:30 my time. I know that is generally too late to have a teleconference.
> 
> I plan to review Tova's recommendations this weekend and work on my own as well as expanding the explanation of the case section.
> 
> Please see what your financial officer did with regards to my travel.
> 
> Thank you,
> 
> Job
> 
> --- psims@eac.gov wrote:
> 
> > What time do you arrive home from work? Perhaps we could talk then?
> > 
> > Re your question on the mileage, I have approached our Financial Officer with a request that you receive full reimbursement on the grounds that your actual total travel costs are less than the estimated total travel.
costs if you had flown to DC, stayed in our more
expensive hotels, and
received the higher per diem for 3 days (instead
of
1). I have not yet
received a response from her and she has been out
of
the office much of
this week, so I don't know what she decided to do.
--- Peggy

"Job Serebrov"
06/08/2006 01:10 PM

To
psims@eac.gov, wang@tcf.org

Subject
Re: Transcript & Teleconference

Peg:

I just arrived home for lunch. I can no longer
take
time during the work day for telephone
conferences.
As
I told you I will need to finish this project
after
daily working hours. I am still getting things
done
from being out for ten days. I will review Tova's
recommendations and
expand on mine this weekend.

Also, I sent you an e-mail asking how you handled
the
mileage portion of my travel voucher?

Job

--- psims@eac.gov wrote:

> 4 PM EST is fine with me, if it works for Job.
---
> Peggy
>
Can we make it 4 EST? I have another meeting at 3.

----- Original Message ----- 
From: <psims@eac.gov> 
To: <wang@tcf.org> 
Cc: 
Sent: Thursday, June 08, 2006 9:55 AM 
Subject: Re: Transcript & Teleconference

I'll see how it comes in. I hope we receive an electronic copy. If we only receive a hard copy, we can pdf it and email it to the two of you.

How about Monday afternoon at 3 PM EST for a brief teleconference? I really can't do it before then because of other commitments. --- Peggy
How will you be getting it to us? Will it be something you can email?

And can we set up a call for some time in the next few days? Thanks.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM 
Subject: Re:

Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.

--- Peggy

wang@tcf.org

06/08/2006 09:15 To AM

message truncated ===

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----

"Tova Wang" <wang@tcf.org>
06/21/2006 11:00 AM

To "Job Serebrov" <psims@eac.gov>
cc
Subject nexis

Hi Peg and Job,
I don't know how we might be able to use these but here, finally, are the super-refined versions of the nexis charts. Can we include them? Thanks. Tova

Thats a first! Thanks -- I'll fax and send. Tova

Looks good to me! --- Peggy

Hi Peg,

Attached is my voucher for the last month -- can you check it quickly before I send it? Also, are we good for Wednesday at 7? 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
Hi Job,

Let's try to do that. Peg, you will call us 5 pm EST?

--- Original Message -----
From: "Job Serebrov"
To: <wang@tcf.org>; <psims@eac.gov>
Sent: Wednesday, June 14, 2006 10:17 PM
Subject: Re: teleconference

> Tova:
> 5 pm EST is 4 pm Central. Peg would have to call at 7 pm EST to be 6 pm Central.
> Job
> --- wang@tcf.org wrote:
> > Let's try to do that. Peg, you will call us 5 pm EST?
> > ----- Original Message ------
> > From: "Job Serebrov"
> > To: "Tova Wang" <wang@tcf.org>
> > Sent: Wednesday, June 14, 2006 6:29 PM
> > Subject: Re: teleconference
> >
> > Wednesday next week? It would have to be 6 pm.
> >
> > --- Tova Wang <wang@tcf.org> wrote:
> >
> > Hi Job,
> >
> > Peg tells me that we should now be getting the transcript early next week.
> > Regardless, we should talk about the organization and distribution of work on the final report and try to finally get it done.
> > Would it be possible for you to do a call before you leave for work in the morning, say 8 am your time, on Wednesday? If not, could you do 6 pm your time on Wednesday?
Thanks.

Tova

Tova Andrea Wang

Democracy Fellow

The Century Foundation

41 East 70th Street - New York, NY 10021

phone: 212-452-7704 fax: 212-452-7704


www.tcf.org, for the latest news,

analysis, opinions, and events.

---

<mailto:join-tcfmain@mailhost.groundspring.org>

Click here to receive our

weekly e-mail updates.


---

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ----

Margaret Sims/EAC/GOV

06/19/2006 01:24 PM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL

cc

Subject Re: voucher

Looks good to me! --- Peggy

"Tova Wang" <wang@tcf.org>

"Tova Wang"

<wang@tcf.org>

06/19/2006 08:40 AM

To psims@eac.gov

cc

Subject voucher

Hi Peg,

Attached is my voucher for the last month -- can you check it quickly before I send it? Also, are we good

for Wednesday at 7? Thanks. Tova
Good news!!! The transcript is finally here.

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

Dear EAC,

Attached please note the ASCII file for the Voting Fraud-Voter Intimidation Meeting taken on Wednesday, May 18, 2006. Your transcript has been shipped to you.

ASCII file name: 051806.txt

Please let us know if you have any questions.
I have been told that GSA expects to make the disbursement next week, probably on or around June 28.
--- Peggy

----- Forwarded by Bryan Whitener/EAC/GOV on 06/15/2006 08:38 AM -----

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
06/13/2006 08:04 PM

To bwhitener@eac.gov
cc

Subject The 7th Edition!

Here's an update from Craig on his Election Crimes book. The last was published in 1995.

It is written and currently in the Deputy AG's office for policy review.

I have published the two most substantive chapters of the new book as private, personal papers under the aegis of the International Foundation for Electoral Systems (IFES), for which I have done a lot of work around the world. I recommend that you access IFES' website and go to the "Money and Politics" part of their extensive site. I should have two papers available there, one addressing Abuse of the Franchise (published in connection with work I did last year in Liberia) and the other involving Federal Campaign Finance Crime" done in connection with work in Bosnia.

If you can't find them this way, please call me: [Phone number]

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld
Subject Re: Teleconference

It will need to be early next week. What news of the transcript?

--- psims@eac.gov wrote:

> I am sorry, but I have to postpone the teleconference originally scheduled for this evening. Is another day this week or early next week good for you two? Peggy.

> --------------------------
> Sent from my BlackBerry Wireless Handheld

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ----

wang@tcf.org
06/22/2006 10:29 AM	 To psims@eac.gov
 cc
 Subject

Can I also get an answer on whether we can speak about the project publicly?

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----

Margaret Sims/EAC/GOV
06/19/2006 12:19 PM	 To wang@tcf.org@GSAEXTERNAL
 cc "Job Serebrov"
 Subject Re: teleconference

OK. I have marked my calendar for a 7 PM EST/6 PM CST teleconference for this Wednesday. Still no transcript. --- Peggy

wang@tcf.org
fine

----- Original Message ----- 
From: "Job Serebrov"
To: <wang@tcf.org>; <psims@eac.gov>
Sent: Wednesday, June 14, 2006 10:17 PM
Subject: Re: teleconference

> Tova:
> 5 pm EST is 4 pm Central. Peg would have to call at 7 pm EST to be 6 pm Central.
>
> Job
>
> --- wang@tcf.org wrote:
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>> Let's try to do that. Peg, you will call us 5 pm EST?
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>> From: "Job Serebrov" <
>> To: "Tova Wang" <wang@tcf.org>
>> Sent: Wednesday, June 14, 2006 6:29 PM
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>> > --- Tova Wang <wang@tcf.org> wrote:
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>> > Hi Job,
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>> >> Peg tells me that we should now be getting the transcript early next week.
>> >> Regardless, we should talk about the organization and distribution of work on the final report and try to finally get it done.
>> >> Would it be possible for you to do a call before you leave for work in the morning, say 8 am your time, on Wednesday? If not, could you do 6 pm your time on Wednesday?
>> >> Thanks.
>> >>
>> >> Tova
>> >>
>> >> Tova Andrea Wang
>> >> Democracy Fellow
>> >> The Century Foundation
>> >> 41 East 70th Street - New York, NY 10021
Would it be possible to find out how fast GSA will be able to process the travel reimbursement for Job Serebrov? --- Peggy

Peggy:

I need you to check on Monday to see when I will get my last invoice paid as well as my travel which was going to be expedited.

Are we still talking on Wednesday at 7 EST?

Thanks,

Job
---- Original Message ----
From: "Job Serebrov"
To: wang@tcf.org
Sent: Wednesday, June 14, 2006 10:17 PM
Subject: Re: teleconference

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>> To: wang@tcf.org
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>> Subject: Re: teleconference
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>> Tova Wang wrote:
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>
>> Peg tells me that we should now be getting the transcript early next week.
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>> Would it be possible for you to do a call before you leave for work in
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>> your time on Wednesday?
Thanks.

Tova

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: fax:
www.tcf.org, for the latest news,
analysis, opinions, and events.
---
<mailto:j:oin-tcfmain@mailhost.groundspring.org>
Click here to receive our weekly e-mail updates.

---

Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---
Margaret Sims/EAC/GOV
06/19/2006 01:24 PM

"Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject Re: voucher

Looks good to me! --- Peggy

"Tova Wang" <wang@tcf.org>

"Tova Wang"
<wang@tcf.org>
06/19/2006 08:40 AM
To psims@eac.gov
cc
Subject voucher

Hi Peg,

Attached is my voucher for the last month -- can you check it quickly before I send it? Also, are we good for Wednesday at 7? Thanks. Tova
Tova Andrea Wang  
Democracy Fellow  
The Century Foundation  
41 East 70th Street - New York, NY 10021  
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Click here to receive our weekly e-mail updates.

voucher 5-21 -- 6-17.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----  
Devon E. Romig/EAC/GOV  
06/22/2006 03:44 PM  
To Margaret Sims/EAC/GOV@EAC  
cc ang@tcf.org  
Subject Fw: May 18, 2006 Meeting

Good news!!! The transcript is finally here.

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 Devon E. Romig/EAC/GOV on 06/22/2006 03:44 PM -----  
"Carol J. Thomas Reporting"  
06/22/2006 03:24 PM  
To dromig@eac.gov  
cc jwilson@eac.gov  
Subject May 18, 2006 Meeting

Dear EAC,  

Attached please note the ASCII file for the Voting Fraud-Voter Intimidation Meeting taken on Wednesday, May 18, 2006. Your transcript has been shipped to you.  

ASCII file name: 051806.txt  

Please let us know if you have any questions.

051806.TXT Timothy Brischler, Office Manager  

00514
I have been told that GSA expects to make the disbursement next week, probably on or around June 28.

--- Peggy

Here's an update from Craig on his Election Crimes book. The last was published in 1995.

It is written and currently in the Deputy AG's office for policy review.

I have published the two most substantive chapters of the new book as private, personal papers under the aegis of the International Foundation for Electoral Systems (IFES), for which I have done a lot of work around the world. I recommend that you access IFES' website and go to the "Money and Politics" part of their extensive site. I should have two papers available there, one addressing Abuse of the Franchise (published in connection with work I did last year in Liberia) and the other involving Federal Campaign Finance Xrime" done in connection with work in Bosnia.

If you can't find them this way, please call me: 202-514-1421.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld
Subject Re: Teleconference

It will need to be early next week. What news of the transcript?

--- psims@eac.gov wrote:

> I am sorry, but I have to postpone the teleconference originally scheduled for this evening. Is another day this week or early next week good for you two? Peggy

-- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ----

wang@tcf.org
06/22/2006 10:29 AM To psims@eac.gov cc Subject

Can I also get an answer on whether we can speak about the project publicly?

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ----

Margaret Sims/EAC/GOV
06/19/2006 12:19 PM To wang@tcf.org@GSAEXTERNAL cc "Job Serebrov" Subject Re: teleconference

OK. I have marked my calendar for a 7 PM EST/6 PM CST teleconference for this Wednesday. Still no transcript. --- Peggy
fine
----- Original Message ----- 
From: "Job Serebrov"
To: <wang@tcf.org>; <psims@eac.gov>
Sent: Wednesday, June 14, 2006 10:17 PM
Subject: Re: teleconference

> Tova;
>
> 5 pm EST is 4 pm Central. Peg would have to call at 7 
> pm EST to be 6 pm Central.
>
> Job
>
> --- wang@tcf.org wrote:
>
> >> Let's try to do that. Peg, you will call us 5 pm 
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> >> ----- Original Message ----- 
> >> From: "Job Serebrov"
> >> To: "Tova Wang" <wang@tcf.org>
> >> Sent: Wednesday, June 14, 2006 6:29 PM
> >> Subject: Re: teleconference
> >>
> >>
> >> > Wednesday next week? It would have to be 6 pm.
> >> >
> >> > --- Tova Wang <wang@tcf.org> wrote:
> >> >
> >> > Hi Job,
> >> >
> >> > Peg tells me that we should now be getting the 
> >> > transcript early next week.
> >> > Regardless, we should talk about the organization 
> >> > and distribution of work 
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> >> > Would it be possible 
> >> > for you to do a call before you leave for work in 
> >> > the morning, say 8 am your 
> >> > time, on Wednesday? If not, could you do 6 pm 
> >> > your 
> >> > time on Wednesday?
> >> > Thanks.
> >> >
> >> > Tova
> >> >
> >> > Tova Andrea Wang 
> >> > Democracy Fellow
> >> > The Century Foundation
> >> > 41 East 70th Street - New York, NY 10021

005148
Would it be possible to find out how fast GSA will be able to process the travel reimbursement for Job Serebrov? --- Peggy

Peggy:

I need you to check on Monday to see when I will get my last invoice paid as well as my travel which was going to be expedited.

Are we still talking on Wednesday at 7 EST?

Thanks,

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----
Your personal services invoice should be paid this week (Thursday or Friday). The payment of travel costs will take longer. I'll check with Finance to see if we can get an estimated date from GSA. --- Peggy

Peggy:

I need you to check on Monday to see when I will get my last invoice paid as well as my travel which was going to be expedited.

Are we still talking on Wednesday at 7 EST?

Thanks,

Job

Adam, Craig thought you were looking for a list of federal statutes, which are discussed in our election fraud manual. We don't have lists of state election crimes. Craig suggests that you contact Peggy Sims at the EAC — she's a wonderful resource, and I'm including her in my reply. Good luck.

Nancy
Peggy--We sent the request to the Finance Center on 6/13. Finance quotes a 2 week turnaround.

Diana M. Scott
Administrative Officer
U.S. Election Assistance Commission
(202) 566-3100 (office)
(202) 566-3127 (fax)
dscott@eac.gov

Would it be possible to find out how fast GSA will be able to process the travel reimbursement for Job Serebrov? --- Peggy

OK. Next Monday (6-26) at 7 PM EST. I'll call you.
Peggy
To: wang@tcf.org; psims@eac.gov
Subject: Re: Teleconference

Monday at 7 EST is ok with me. What about you Peg?

Job

--- wang@tcf.org wrote:

> How about Monday at 6:30 or 7 est?
> ----- Original Message ----- 
> From: "Job Serebrov" <serebrov.net>
> To: <psims@eac.gov>; "Tova Andrea Wang"
> <wang@tcf.org>
> Sent: Wednesday, June 21, 2006 6:21 PM 
> Subject: Re: Teleconference
> 
> > It will need to be early next week. What news of 
> the 
> > transcript?
> >
> > --- psims@eac.gov wrote:
> >
> > >> I am sorry, but I have to postpone the 
> >> teleconference originally scheduled 
> >> for this evening. Is another day this week or 
> >> early 
> >> next week good for you 
> >> two?
> >> Peggy 
> >>
> >> --------------------------
> >> Sent from my BlackBerry Wireless Handheld 
> >>
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---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ----

Margaret Sims/EAC/GOV
06/19/2006 12:30 PM

To Bryan Whitener/EAC/GOV
cc Gavin S. Gilmour/EAC/GOV@EAC, Juliet E. Thompson-Hodgkins/EAC/GOV@EAC
Subject Re: Fw: The 7th Edition!

I have a copy of Donsanto's IFES paper, if you need it. We used it as one of the resources for the vote fraud-voter intimidation research. --- Peggy
Here's an update from Craig on his Election Crimes book. The last was published in 1995.

----- Forwarded by Bryan Whitener/EAC/GOV on 06/15/2006 08:38 AM -----

It is written and currently in the Deputy AG's office for policy review.

I have published the two most substantive chapters of the new book as private, personal papers under the aegis of the International Foundation for Electoral Systems (IFES), for which I have done a lot of work around the world. I recommend that you access IFES' website and go to the "Money and Politics" part of their extensive site. I should have two papers available there, one addressing Abuse of the Franchise (published in connection with work I did last year in Liberia) and the other involving Federal Campaign Finance Crime done in connection with work in Bosnia.

If you can't find them this way, please call me: [redacted]

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

----- Original Message -----
From: psims@eac.gov [mailto:psims@eac.gov]

Anyday anytime except tomorrow is OK by me. Tova

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----

Anyday anytime except tomorrow is OK by me. Tova
I am sorry, but I have to postpone the teleconference originally scheduled for this evening. Is another day this week or early next week good for you two? Peggy

Sent: Wednesday, June 21, 2006 11:15 AM
To: Tova Andrea Wang; Job Serebrov
Subject: Teleconference

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----
"Job Serebrov"
To: psims@eac.gov
cc
Subject: Suggestions

RECOMMENDATIONS.doc Peggy:

When Tova sent me her suggestions I made some changes and additions. Tova later wrote to me and said she expected me to come up with my own list. Due to time constraints and at risk of duplication I rather go with the corrected suggestions.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----
"Job Serebrov"
To: "Tova Wang" <wang@tcf.org>, psims@eac.gov
cc
Subject: Re: nexis

I have no objection to amending the official findings/CD to add these.

--- Tova Wang <wang@tcf.org> wrote:

> Hi Peg and Job,
> > I don't know how we might be able to use these but
> > here, finally, are the
Hi Peg and Job,

I don't know how we might be able to use these but here, finally, are the super-refined versions of the nexis charts. Can we include them? Thanks.

Tova
Am I correct in assuming that I still cannot discuss the findings of our report? 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

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Click here to receive our weekly e-mail updates.

For Donsanto to be able to do this, we would need enough time and money to contact all interviewees and also permit comment from them. However, in this matter I am 100% in agreement with Tova.

--- wang@tcf.org wrote:

> Also, I maintain that a reasonable solution to this
> is to allow Donsanto
> and/or any of the commissioners who desire to do so
> to provide a statement
> that would be included in the report and in the
> record.
> ----- Original Message -----  
> From: <wang@tcf.org>
> To: <psims@eac.gov>; "Job Serebrov"
> Cc: "Tova Wang" <wang@tcf.org>
> Sent: Friday, June 30, 2006 9:42 PM
> Subject: Re: Various
> 
> > That would be great on the contract.
> >
> > If the interview is "edited" as you put it, I will
> > be very, very
> > uncomfortable, as I believe Job would be as well.
> > I know you don't want
> > to spend anymore time on this, but I consider it a
> > rather important issue,
> > and I think Job does too. I would be happy to
> > talk to you and Tom and any
> > of the commissioners about this further if that
> > would be helpful. I am
> > available by cell over the next four days and in

00515°
the office all next week.

Thanks for the updated invoice stuff. Happy 4th.

Tova

----- Original Message ----- 
From: <psims@eac.gov>
To: "Job Serebrov" <psims@eac.gov>
Cc: "Tova Andrea Wang" <wang@tcf.org>
Sent: Friday, June 30, 2006 6:41 PM
Subject: Re: Various

Actually, the Donsanto interview was the only one I did attend, but I agree the issue is taking up too much of your time. I just wanted you to be forewarned that the paragraph has already raised red flags in DC of and is likely to result in an edit. Enough said about that.

I am concerned about the number of hours left for this project. If you and Tova both agree, I'll see if our Contracting Officer will approve a contract mod to provide for some additional hours and money to incorporate comments received on the report and other efforts that fall within the tasks specified in the current contract. We won't get 60 thou, but there might be a little year end money we can use to finish this off properly.

Peg

--------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Job Serebrov" <psims@eac.gov>
Sent: 06/30/2006 05:58 PM
To: psims@eac.gov; wang@tcf.org
Subject: Various

Peg:

I had to take time off this afternoon to handle some issues. Did you get an answer as to my travel reimbursement?

I spoke to Tova about the Donsanto issue. We both agree about what we heard during the interview. We also agree that this is taking up too much time (of which we have so little left) and is a minor part
of
one interview which makes up one of thirty
interviews.
I feel the same as Tova, the Commission was not
in on
the interview and thus do not know what was said
and
we are not giving those interviewed the
opportunity,
especially given how long ago the interviews
were, to
object. Frankly, if the Commission wants to give
us
another sixty hours each we can call all of our
interviewees, give them the review and ask for
comments. In any case, we can't include comments
from
other interviews with, or lectures by, person
interviewed, outside of our interview with that
person. We simply can't afford to single out one
statement in one interview that there is a
disagreement on. Finally, I don't read the
paragraph
as you do---I remember what was said---the
paragraph
clearly does not imply an abandonment of other
DOJ
electoral investigations.
Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
06/27/2006 02:47 PM To Jeannie Layson/EAC/GOV
cc
Subject Re: U.S. News & World Report

Here it is. --- Peg

EAC Boards VF-VI Status Report.doc

Jeannie Layson/EAC/GOV
Peg,
Would you please send me the document regarding this project that was submitted to the Standards Bd?

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov

As you may recall, the working group expressed interest in the risk analysis method. The recent report by the Brennan Center on voting machines employs this methodology. If you look at pp. 8-19 of the attached, it provides a potential model. I think it might be worth including this as an appendix or footnote in the methodology section. Please let me know what you think. 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
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brennan machine report.pdf

Margaret Sims/EAC/GOV
06/30/2006 05:31 PM
To Job Serebrov
cc
Subject Contract Hours & Payments for Services
Hi Peg,

What is the current invoice schedule? 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

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Will it be possible for you to extract the excerpt for inclusion in the report? Thanks.

-----Original Message-----
From: Job Serebrov  
Sent: Wednesday, June 28, 2006 5:40 PM  
To: Tova Wang; psims@eac.gov  
Subject: Re: methodology

Agreed

--- Tova Wang <wang@tcf.org> wrote:

> As you may recall, the working group expressed
interest in the risk analysis method. The recent report by the Brennan Center on voting machines employs this methodology. If you look at pp. 8-19 of the attached, it provides a potential model. I think it might be worth including this as an appendix or footnote in the methodology section. Please let me know what you think.

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

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analysis, opinions, and events.

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ------

"Job Serabrov" To psims@eac.gov
07/02/2006 10:28 AM cc
Subject Please Change This

Peggy:

In the transcript, there is one serious mistake that must be changed immediately. On page 5 it indicates that I helped review and draft changes to the election code of Libya. It should be Namibia not Libya. The reason this is so serious if it stands is that at the time I reviewed Namibia's Code it was illegal for Americans to deal with Libya. I need to know that this has been corrected and ALL parties who have seen the transcript notified.

Job
Hi, What's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks.

Tova

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---

"Tova Wang"
wang@tcf.org

To psims@eac.gov
cc
Subject travel

Hi again,

I just got the bill from our car service from the trip last month. Can I still send it to you? Do I need a cover note? 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

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Click here to receive our weekly e-mail updates.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---

Margaret Sims/EAC/GOV
06/08/2006 05:09 PM

To "Job Serebrany"
What time do you arrive home from work? Perhaps we could talk then?

Re your question on the mileage, I have approached our Financial Officer with a request that you receive full reimbursement on the grounds that your actual total travel costs are less than the estimated total travel costs if you had flown to DC, stayed in our more expensive hotels, and received the higher per diem for 3 days (instead of 1). I have not yet received a response from her and she has been out of the office much of this week, so I don't know what she decided to do. --- Peggy

"Job Serebrov"

06/08/2006 01:10 PM

To: psims@eac.gov, wang@tcf.org

Peg:

I just arrived home for lunch. I can no longer take time during the work day for telephone conferences. As I told you I will need to finish this project after daily working hours. I am still getting things done from being out for ten days. I will review Tova's recommendations and expand on mine this weekend.

Also, I sent you an e-mail asking how you handled the mileage portion of my travel voucher?

Job

--- psims@eac.gov wrote:

> 4 PM EST is fine with me, if it works for Job. ---
> Peggy
> 
> wang@tcf.org
> 06/08/2006 10:10 AM
> 
> To
> psims@eac.gov
> cc
> Subject
> Re: Transcript & Teleconference
How will you be getting it to us? Will it be something you can email?
And can we set up a call for some time in the next few days? Thanks.

----- Original Message -----
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re:

Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.

--- Peggy

--- message truncated ---

Hi Peg and Job,
I don't know how we might be able to use these but here, finally, are the super-refined versions of the nexis charts. Can we include them? Thanks. Tova

Thats a first! Thanks -- I'll fax and send. Tova

Thats a first! Thanks -- I'll fax and send. Tova

Looks good to me! --- Peggy

Hi Peg,

Attached is my voucher for the last month -- can you check it quickly before I send it? Also, are we good for Wednesday at 7? 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
Can we make it 4 est? I have another meeting at 3.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:55 AM 
Subject: Re: Transcript & Teleconference

> I'll see how it comes in. I hope we receive an electronic copy. If we only receive a hard copy, we can pdf it and email it to the two of you. 
> How about Monday afternoon at 3 PM EST for a brief teleconference? I really can't do it before them because of other commitments. --- Peggy

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM 
Subject: Re:

How will you be getting it to us? Will it be something you can email? And can we set up a call for some time in the next few days? Thanks.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM 
Subject: Re:
>> Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today. --- Peggy

weng@tcf.org

06/08/2006 09:15 AM

psims@eac.gov

to

"Job Serebrov"

cc

Subject

Hi, What's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks.

Tova

I can't do that time, I'll be at an event in DC.

-----Original Message-----
From: Job Serebrov
Sent: Tuesday, June 13, 2006 8:10 AM
To: psims@eac.gov; wang@tcf.org
Subject: Transcripts, Etc.

Peggy:

Any sign of the transcript? Will the other members of the working group get a copy? I have had questions from several about it.

If you want to talk I can do so this Friday at 6 pm your time.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----
"Tova Wang"
<wang@tcf.org>
06/09/2006 12:09 PM

To psims@eac.gov, "Job Serebrov

Subject gao report

This has information on many of our topics, but they also surveyed jurisdictions on voter reg fraud coming up with a rate of 5%

http://www.gao.gov/cgi-bin/getrpt?GAO-06-450

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----
Joyce Wilson/EAC/GOV
06/07/2006 09:58 AM

To Margaret Sims/EAC/GOV@EAC
cc

Subject Re: Transcript of 5-18-06 Working Group Meeting
Not that I know of. Would it have gone to Bryan possibly? Our public meeting transcripts go to him.

Joyce H. Wilson  
Staff Assistant  
US Election Assistance Commission  
202-566-3100 (office)  
202-566-3128 (fax)

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----

Margaret Sims/EAC/GOV  
06/09/2006 04:50 PM  
To: "Job Serebrov"  
cc

Subject: Re: Travel & Transcripts

Our Financial Officer accepted my arguments. You should receive a travel reimbursement totalling $1,200.03. GSA will reimburse through electronic funds transfer. I don't usually receive notification when our consultants are reimbursed.

I still have no transcripts. --- Peggy

"Job Serebrov"  
06/08/2006 10:42 PM  
To: psims@eac.gov, wang@tcf.org  
cc

Subject: Re: Transcript & Teleconference

Peggy:

I can't predict when I get home but it is between 5:30 and 6:30 my time. I know that is generally too late to have a teleconference.

I plan to review Tova's recommendations this weekend and work on my own as well as expanding the explanation of the case section.

Please see what your financial officer did with regards to my travel.

Thank you,

Job

--- psims@eac.gov wrote:
> What time do you arrive home from work? Perhaps we
< could talk then?

Re your question on the mileage, I have approached our Financial Officer with a request that you receive full reimbursement on the grounds that your actual total travel costs are less than the estimated total travel costs if you had flown to DC, stayed in our more expensive hotels, and received the higher per diem for 3 days (instead of 1). I have not yet received a response from her and she has been out of the office much of this week, so I don't know what she decided to do.

--- Peggy

"Job Serebrov" 06/08/2006 01:10 PM

To psims@eac.gov, wang@tcf.org

Subject Re: Transcript & Teleconference

Peg:

I just arrived home for lunch. I can no longer take time during the work day for telephone conferences. As I told you I will need to finish this project after daily working hours. I am still getting things done from being out for ten days. I will review Tova's recommendations and expand on mine this weekend.

Also, I sent you an e-mail asking how you handled the mileage portion of my travel voucher?

Job

--- psims@eac.gov wrote:

> 4 PM EST is fine with me, if it works for Job.

---

> Peggy

>
Can we make it 4 est? I have another meeting at

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:55 AM 
Subject: Re: Transcript & Teleconference 

I'll see how it comes in. I hope we receive an
electronic copy. If we
only receive a hard copy, we can pdf it and
email
it to the two of you.
How about Monday afternoon at 3 PM EST for a
brief
teleconference? I
really can't do it before them because of other
commitments. --- Peggy
How will you be getting it to us? Will it be something you can email? And can we set up a call for some time in the next few days? Thanks.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re:

>> Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.

--- Peggy

Hi, Whats going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks.
Could you do Friday in the morning?

----- Original Message ----- 
From: "Job Serebrov" <wang@tcf.org>
To: <wang@tcf.org>; <psims@eac.gov>
Sent: Wednesday, June 14, 2006 10:46 PM
Subject: Re: teleconference

> Tova:
> 
> 5 pm EST is 4 pm Central. Peg would have to call at 7 pm EST to be 6 pm Central.
> 
> Job
> 
> --- wang@tcf.org wrote:
> 
> > Let's try to do that. Peg, you will call us 5 pm EST?
> 
> ----- Original Message ----- 
> From: "Job Serebrov" <wang@tcf.org>
> To: "Tova Wang" <wang@tcf.org>
> Sent: Wednesday, June 14, 2006 6:29 PM
> Subject: Re: teleconference
> 
> > Wednesday next week? It would have to be 6 pm.
> 
> > --- Tova Wang <wang@tcf.org> wrote:
> 
> > Hi Job,
> 
> >> Peg tells me that we should now be getting the
Peg:

I just arrived home for lunch. I can no longer take time during the work day for telephone conferences. As I told you I will need to finish this project after daily working hours. I am still getting things done from being out for ten days. I will review Tova's
recommendations and expand on mine this weekend.

Also, I sent you an e-mail asking how you handled the mileage portion of my travel voucher?

Job

--- psims@eac.gov wrote:

> 4 PM EST is fine with me, if it works for Job. ---
> Peggy

---

wang@tcf.org
06/08/2006 10:10 AM

To
psims@eac.gov
cc
Subject
Re: Transcript & Teleconference

Can we make it 4 EST? I have another meeting at 3.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:55 AM
Subject: Re: Transcript & Teleconference

I'll see how it comes in. I hope we receive an electronic copy. If we only receive a hard copy, we can PDF it and email it to the two of you.

How about Monday afternoon at 3 PM EST for a brief teleconference? I really can't do it before them because of other commitments. --- Peggy

wang@tcf.org
06/08/2006 09:42 To
psims@eac.gov
Re: Re:

How will you be getting it to us? Will it be something you can email?
And can we set up a call for some time in the next few days? Thanks.

----- Original Message -----
From: <psims@eac.gov>
To: <wang@tcf.org>
Cc: [Redacted]
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re:

Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.

--- Peggy

wang@tcf.org

06/08/2006 09:15 To AM
psims@eac.gov cc "Job Serebrov"

Subject

00517.
To "Job Serebrov"

Subject Re: pay/travel

Your personal services invoice should be paid this week (Thursday or Friday). The payment of travel costs will take longer. I'll check with Finance to see if we can get an estimated date from GSA. --- Peggy

"Job Serebrov"

Subject pay/travel

Peggy:

I need you to check on Monday to see when I will get my last invoice paid as well as my travel which was going to be expedited.

Are we still talking on Wednesday at 7 EST?

Thanks,

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----

"Simmons, Nancy"
Nancy.Simmons@usdoj.gov
06/20/2006 06:52 PM
To aambrogi@eac.gov
cc psims@eac.gov, "Donsanto, Craig"
Craig.Donsanto@usdoj.gov
Subject list of state election crimes

Adam, Craig thought you were looking for a list of federal statutes, which are discussed in our election fraud manual. We don't have lists of state election crimes. Craig suggests that you contact Peggy Sims at the EAC – she's a wonderful resource, and I'm including her in my reply. Good luck.

Nancy
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----

Diana Scott/EAC/GOV
Peggy--We sent the request to the Finance Center on 6/13. Finance quotes a 2 week turnaround.

Diana M. Scott
Administrative Officer
U.S. Election Assistance Commission
(202) 566-3100 (office)
(202) 566-3127 (fax)
dscott@eac.gov

Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
06/19/2006 02:28 PM
To DScott@eac.gov
cc Bola Olu/EAC/GOV@EAC
Subject Travel Reimbursement for Serebrov

Would it be possible to find out how fast GSA will be able to process the travel reimbursement for Job Serebrov? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----

Margaret Sims/EAC/GOV
06/22/2006 10:30 AM
To "Job Serebrov" "Tova Andrea Wang" <wang@tcf.org>
cc
Subject Re: Teleconference

OK. Next Monday (6-26) at 7 PM EST. I'll call you.
Peggy

Sent from my BlackBerry Wireless Handheld.

----- Original Message ----- 
From: "Job Serebrov" 
Sent: 06/21/2006 09:34 PM
To: wang@tcf.org; psims@eac.gov
Subject: Re: Teleconference

Monday at 7 EST is ok with me. What about you Peg?

Job

--- wang@tcf.org wrote:

> How about Monday at 6:30 or 7 est?
> ----- Original Message ----- 
> From: "Job Serebrov" 
> To: <psims@eac.gov>; "Tova Andrea Wang"
> <wang@tcf.org>
> Sent: Wednesday, June 21, 2006 6:21 PM
> Subject: Re: Teleconference
> 
> > It will need to be early next week. What news of
> > the
> > transcript?
> >
> > --- psims@eac.gov wrote:
> >
> > >> I am sorry, but I have to postpone the
> > >> teleconference originally scheduled
> > >> for this evening. Is another day this week or
> > >> early
> > >> next week good for you
> > >> two?
> > >> Peggy
> > >> 
> > >> --------------------------
> > >> Sent from my BlackBerry Wireless Handheld
> > >
> > >
> > >
> >>
> >>
> >>
> >>
> >>
> >>
> >
> 

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----
Margaret Sims/EAC/GOV
06/19/2006 12:30 PM
To Bryan Whitener/EAC/GOV
cc Gavin S. Gilmour/EAC/GOV@EAC, Juliet E. Thompson-Hodgkins/EAC/GOV@EAC
Subject Re: Fw: The 7th Edition!

I have a copy of Donsanto's IFES paper, if you need it. We used it as one of the resources for the vote fraud-voter intimidation research. --- Peggy
Here's an update from Craig on his Election Crimes book. The last was published in 1995.

--- Forwarded by Bryan Whitener/EAC/GOV on 06/15/2006 08:38 AM ---

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
To bwhitener@eac.gov
cc
06/13/2006 08:04 PM
Subject The 7th Edition!

It is written and currently in the Deputy AG's office for policy review.

I have published the two most substantive chapters of the new book as private, personal papers under the aegis of the International Foundation for Electoral Systems (IFES), for which I have done a lot of work around the world. I recommend that you access IFES' website and go to the "Money and Politics" part of their extensive site. I should have two papers available there, one addressing Abuse of the Franchise (published in connection with work I did last year in Liberia) and the other involving Federal Campaign Finance Xrime" done in connection with work in Bosnia.

If you can't find them this way, please call me: 202-514-1421.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM -----

"Tova Wang"
<wang@tcf.org>
To psims@eac.gov, "Job Serebrov"
cc
06/21/2006 12:25 PM
Subject RE: Teleconference

Anyday anytime except tomorrow is OK by me. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
I am sorry, but I have to postpone the teleconference originally scheduled for this evening. Is another day this week or early next week good for you two? Peggy

Sent from my BlackBerry Wireless Handheld

Peggy:
When Tova sent me her suggestions I made some changes and additions. Tova later wrote to me and said she expected me to come up with my own list. Due to time constraints and at risk of duplication I rather go with the corrected suggestions.

I have no objection to amending the official findings/CD to add these.
Hi Peg and Job,

I don't know how we might be able to use these but
here, finally, are the
super-refined versions of the nlexis charts. Can we
include them? Thanks.

Tova
Am I correct in assuming that I still cannot discuss the findings of our report? 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

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----

"Job Serebrov"  To wang@tcf.org, psims@eac.gov
06/30/2006 10:02 PM   cc
Subject Re: Various

For Donsanto to be able to do this, we would need enough time and money to contact all interviewees and also permit comment from them. However, in this matter I am 100% in agreement with Tova.

--- wang@tcf.org wrote:

> Also, I maintain that a reasonable solution to this
> is to allow Donsanto
> and/or any of the commissioners who desire to do so
> to provide a statement
> that would be included in the report and in the
> record.
> ----- Original Message -----  
> From: <wang@tcf.org>
> To: <psims@eac.gov>; "Job Serebrov"
> Cc: "Tova Wang" <wang@tcf.org>
> Sent: Friday, June 30, 2006 9:42 PM
> Subject: Re: Various
> 
> > That would be great on the contract.
> >
> > If the interview is "edited" as you put it, I will
> be very, very
> > uncomfortable, as I believe Job would be as well.
> > I know you don't want
> > to spend anymore time on this, but I consider it a
> > rather important issue,
> > and I think Job does too. I would be happy to
> talk to you and Tom and any
> > of the commissioners about this further if that
> would be helpful. I am
> > available by cell over the next four days and in
the office all next week.

Thanks for the updated invoice stuff. Happy 4th.

Tova

----- Original Message ----- 
From: <psims@eac.gov>
To: "Job Serebrov"
Cc: "Tova Andrea Wan" <wang@tcf.org>
Sent: Friday, June 30, 2006 6:41 PM
Subject: Re: Various

Actually, the Donsanto interview was the only one I did attend, but I agree the issue is taking up too much of your time. I just wanted you to be forewarned that the paragraph has already raised red flags in DC of and is likely to result in an edit. Enough said about that.

I am concerned about the number of hours left for this project. If you and Tova both agree, I'll see if our Contracting Officer will approve a contract mod to provide for some additional hours and money to incorporate comments received on the report and other efforts that fall within the tasks specified in the current contract. We won't get 60 thou, but there might be a little year end money we can use to finish this off properly.

Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Job Serebrov" 
Sent: 06/30/2006 05:58 PM 
To: psims@eac.gov; wang@tcf.org 
Subject: Various

Peg:

I had to take time off this afternoon to handle some issues. Did you get an answer as to my travel reimbursement?

I spoke to Tova about the Donsanto issue. We both agree about what we heard during the interview. We also agree that this is taking up too much time (of which we have so little left) and is a minor part
One interview which makes up one of thirty interviews. I feel the same as Tova, the Commission was not in on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph as you do---I remember what was said—the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

Here it is. --- Peg

EAC Boards VF-VI Status Report.doc

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV
Peg,
Would you please send me the document regarding this project that was submitted to the Standards Bd?

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
"Tova Wang"
<wang@tcf.org> 06/28/2006 04:37 PM
To psims@eac.gov, "Job Serebrov"
cc
Subject methodology

As you may recall, the working group expressed interest in the risk analysis method. The recent report by the Brennan Center on voting machines employs this methodology. If you look at pp. 8-19 of the attached, it provides a potential model. I think it might be worth including this as an appendix or footnote in the methodology section. Please let me know what you think. 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

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brennan machine report.pdf

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV 06/30/2006 05:31 PM
To Job Serebrov
cc
Subject Contract Hours & Payments for Services
Hi Peg,

What is the current invoice schedule? 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

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Will it be possible for you to extract the excerpt for inclusion in the report? Thanks.

-----Original Message-----
From: Job Serebrov [mailto:]
Sent: Wednesday, June 28, 2006 5:40 PM
To: Tova Wang; psims@eac.gov
Subject: Re: methodology

Agreed

--- Tova Wang <wang@tcf.org> wrote:

> As you may recall, the working group expressed
interest in the risk analysis method. The recent report by the Brennan Center on voting machines employs this methodology. If you look at pp. 8-19 of the attached, it provides a potential model. I think it might be worth including this as an appendix or footnote in the methodology section. Please let me know what you think.

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

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mailto:join-tcfmain@mailhost.groundspring.org
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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----

"Job Serebrov"  To psims@eac.gov
07/02/2006 10:28 AM  cc
Subject Please Change This

Peggy:

In the transcript, there is one serious mistake that must be changed immediately. On page 5 it indicates that I helped review and draft changes to the election code of Libya. It should be Namibia not Libya. The reason this is so serious if it stands is that at the time I reviewed Namibia's Code it was illegal for Americans to deal with Libya. I need to know that this has been corrected and ALL parties who have seen the transcript notified.

Job
Jeannie

We suspect that someone from the Voting Fraud-Voter Intimidation Project Working Group has been talking to reporters, tipping them off about what we are finding in our preliminary study, and referring them to our consultants (although the information could have come from anyone on the EAC boards, too). Apparently, the U.S. News & World Report reporter who contacted me also contacted both consultants working on the project.

Based on my recommendation, Tova Wang and, possibly, Job Serebrov, who are on EAC personal services contracts for our voting fraud and voter intimidation research, will seek further clarification from you about what they can and cannot say to reporters and in public fora about vote fraud and voter intimidation and about EAC's research. I have previously advised Tova and Job not to discuss the work they are doing for us as this is EAC research, the Commissioners have not yet received and accepted the final report, and the Commission has not approved their speaking about the EAC research.

Tova plans to call you tomorrow (Tuesday, June 27) about the issue. In addition to the reporter's inquiry, she has been invited to speak on the subject at the summer conference of the National Association of State Legislatures. She has plenty of knowledge of the subject in her own right (apart from our study), but is having trouble differentiating between her own work and the work she is doing for us. Please, just let me know what you advise her to do.

--- Peggy

Does this work for you?

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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Click here to receive our weekly e-mail updates.
Attached is an updated schedule showing 2 more invoice periods. I'll send separate spreadsheets to you and Job showing what funds and hours have been used and what are available. --- Peggy

Hi Peg,

What is the current invoice schedule? 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

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I would make time to discuss this. I feel that any edit would be wrong while a comment at the end of the interview by the Commission would not be. But in this case, two of us remember it one way and one the other way.

--- wang@tcf.org wrote:

> That would be great on the contract.
> 
> If the interview is "edited" as you put it, I will be very, very uncomfortable, as I believe Job would be as well. I know you don't want to spend anymore time on this, but I consider it a rather important issue, and I think Job does too. I would be happy to talk to you and Tom and any of the commissioners about this further if that would be helpful. I am available by cell over the next four days and in the office all next week.
> 
> Thanks for the updated invoice stuff. Happy 4th.
> 
> Tova
> 
> ----- Original Message ----- 
> From: <psims@eac.gov>
> To: "Job Serebrov"
> Cc: "Tova Andrea Wang" <wang@tcf.org>
> Sent: Friday, June 30, 2006 6:41 PM
> Subject: Re: Various
> 
> 
> > Actually, the Donsanto interview was the only one I did attend, but I agree the issue is taking up too much of your time. I just wanted you to be forwarned that the paragraph has already raised red flags in DC of and is likely to result in an edit. Enough said about that.
> >
> > I am concerned about the number of hours left for this project. If you and Tova both agree, I'll see if our Contracting Officer will approve a contract mod to provide for some additional hours and money to incorporate comments received on the report and other efforts that fall within the tasks specified in the current contract. We won't get 60 thou, but there might be a little year end money we can use to finish this off properly.
> > Peg
> >
> > --------------------------
----- Original Message -----  
From: "Job Serebrov" 
Sent: 06/30/2006 05:58 PM  
To: psims@eac.gov; wang@tcf.org  
Subject: Various  

Peg:

I had to take time off this afternoon to handle some issues. Did you get an answer as to my travel reimbursement?

I spoke to Tova about the Donsanto issue. We both agree about what we heard during the interview. We also agree that this is taking up too much time (of which we have so little left) and is a minor part of one interview which makes up one of thirty interviews.

I feel the same as Tova, the Commission was not on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph as you do---I remember what was said---the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

Job

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---
I'll need to get back to you on this and the definition tomorrow (too many things going on today). In the meantime, I have attached the written status report that was presented to the EAC Standards Board and Board of Advisors, because I can't remember if I ever provided the final version to the two of you. The status report is primarily made up of your preliminary reports, with some intro information provided and a brief summary of recommendations discussed at the Working Group meeting. This may or may not help the two of you in preparing the final. You can use any of it, or none of it. I am sure that your product will be much better than this quickly pulled together thing. --- Peggy
Peg:

So far no travel pay. Tova got hers a couple of days ago. Please call and check. I need it.

Thanks,

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----

"Tova Wang"
<wang@tcf.org>
06/29/2006 01:24 PM

To psims@eac.gov,

cc twilkey@eac.gov

Subject RE: donsanto interview

Peg, If you review the numerous speeches and writings of Donsanto, including at the BAI training sessions, you will see that in the past he has frequently said that as a matter of law and policy the Department generally only pursued organized patterns. I can point you to particular citations if you like. He clearly said when we interviewed him that there had been a shift in resources and energy. This is in both of our notes. I don't think this should be an issue of departmental politics.

Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, June 29, 2006 12:00 PM
To: wang@tcf.org; 
Cc: twilkey@eac.gov
Subject: Re: donsanto interview

Tova and Job:

All I can do is advise you that I don't think this paragraph will pass by the Commission, as written, because readers can misinterpret what is being reported and use something published by EAC against DOJ. I suspect that both of you are aware of legal action being taken by an advocacy group against DOJ alleging that the agency is acting in a manner that fails to protect, and even discourages, the voter participation of minorities and disadvantaged individuals. Though I do not intend to address the merits of that action, which focuses on the efforts of more than one DOJ office, I am concerned that some readers would use the sentence that begins with “This change in direction, focus, and level of aggression ...” as evidence that DOJ's Election Crimes Branch has completely changed course to focus on aggressively pursuing individuals who vote when ineligible, many of whom are minorities.

It is true that, for years, the Election Crimes Branch did not pursue individual violators. (I certainly observed this from the time I became involved in researching election administration matters in 1986.) Much of the reason for this is that the agency just did not have the resources to pursue everything; so, as the agency budget permitted, DOJ pursued cases that provided the most bang
for the buck --- cases involving multiple individuals that were not already being pursued by State or local public attorneys. As you know, DOJ recently expanded its efforts and added the prosecution of individuals for double voting or voting when ineligible (felony convictions or no U.S. citizenship). Although I did not know of this decision prior to the interview, the action is not a complete surprise, given the increasing pressure on the agency to pursue such cases that began with a real squeaker of a 1996 race in California's 46th CD (Orange County). In the interview with you, Donsanto also stated that the department evaluates each case before pursuing it, and does not pursue every individual referred for voting violations. (You may remember he noted his reluctance to pursue noncitizen voting, which can result in deportation, when it could separate the individual from his family.)

In my opinion, the addition of the prosecution of individuals, while an important new development, is not a complete change in direction or focus. The pursuit of individual violators does not supplant DOJ's continuing efforts to pursue organized schemes to corrupt the process. It is part of a recent expansion of the agency's efforts to combat election crime that includes: (1) more aggressive pursuit of criminal campaign finance violations (not covered by EAC's study); (2) exploration of new avenues to prosecute voter suppression schemes (e.g.; the NH phone bank blocking case); (3) better training of U.S. attorneys and FBI agents in the recognition, investigation and prosecution of election offenses; (4) efforts to improve coordination with state and local law enforcement agencies; and (5) press conferences and public announcements before federal elections to publicize how the public can report election crimes. Donsanto provided information on much of these efforts either during the interview or by supplying case lists and training information on the day of the interview.

I hope you will reconsider revising the paragraph at issue.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

Hi Peg,

Job and I have discussed this matter and agree on our response to it.

Presumably the paragraph you are concerned about is the following:
Since 2002, the department has brought more cases against alien voters, felon voters, and double voters than ever before. Previously, cases were only brought when there was a pattern or scheme to corrupt the process. Charges were not brought against individuals — those cases went un-prosecuted. This change in direction, focus, and level of aggression was by the decision of the Attorney General. The reason for the change was for deterrence purposes.

Neither of us thinks this passage says that the Department has stopped pursuing patterns, as you suggested, and we maintain that this is what Mr. Donsanto said to us in the interview. If Mr. Donsanto wants to object, perhaps he can write a letter or something to that effect that could be part of the record.

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
06/29/2006 05:31 PM	To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
twikey@eac.gov
Subject RE: donsanto interviews

I don't think anyone disagrees that DOJ's earlier policy was to prosecute organized conspiracies, not individual violators. This policy was based both on existing law and resources available. Donsanto made clear in numerous presentations before election officials, though I doubt he would have highlighted the resource issue in any of his written reports.

I did not hear Donsanto say that there was a shift in resources and energy away from prosecuting organized conspiracies in order to pursue prosecutions of individuals. I think we should avoid implying that is the case. I understood his statement to address a shift in DOJ resources and energy to support increased efforts to prosecute election crimes, including the expansion of prosecutions to include individual incidents. I have not seen, nor do I think Donsanto has ever stated, that there has been a decrease in the effort to prosecute organized conspiracies to corrupt the process. Yet, adequate resources continue to be an issue, as Donsanto noted in his interview and at the Working Group meeting (when referring to having to decide which of two voter suppression cases to prosecute because he didn't have the resources to do both).

Your reference to policy based on law reminded me that changes in federal law, and an evolution in the understanding of how to use newer law, also would have affected DOJ's decision to add the prosecution of individuals for such violations as registering and voting when not a U.S. citizen or when a convicted felon. Earlier federal law did not directly address voter registration by felons, permitting federal prosecution in such instances only where it could be shown that the applicant knowingly and willfully
provided false information as to his or her eligibility to vote. Earlier federal law permitted the prosecution of noncitizens for registering to vote based on false claims of the U.S. citizenship that each State required for registering to vote in federal elections, but did not require U.S. citizenship to vote in federal elections. These laws made federal prosecution of noncitizen and felon voter registration and voting much more challenging. With the implementation of the NVRA in 1995, we began to see federal election law that could more easily be used for federal prosecution of both voter registration and voting by noncitizens and convicted felons. And, late in 1996, immigration reform legislation was passed that clearly prohibits noncitizens from voting in federal elections (without requiring the "knowing and willful" component).

--- Peggy

"Tova Wang" <wang@tcf.org>

Peg, If you review the numerous speeches and writings of Donsanto, including at the BAI training sessions, you will see that in the past he has frequently said that as a matter of law and policy the Department generally only pursued organized patterns. I can point you to particular citations if you like. He clearly said when we interviewed him that there had been a shift in resources and energy. This is in both of our notes. I don't think this should be an issue of departmental politics.

Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, June 29 2006 12:00 PM
To: wang@tcf.org; twilkey@eac.gov
Cc: psims@eac.gov, twilkey@eac.gov
Subject: Re: donsanto interview

Tova and Job:

All I can do is advise you that I don't think this paragraph will pass by the Commission, as written, because readers can misinterpret what is being reported and use something published by EAC against DOJ. I suspect that both of you are aware of legal action being taken by an advocacy group against DOJ alleging that the agency is acting in a manner that fails to protect, and even discourages, the voter participation of minorities and disadvantaged individuals. Though I do not intend to address the merits of that action, which focuses on the efforts of more than one DOJ office, I am concerned that some readers would use the sentence that begins with "This change in direction, focus, and level of aggression ..." as evidence that DOJ's Election Crimes Branch has completely changed course to focus on aggressively pursuing individuals who vote when ineligible, many of whom are minorities.

It is true that, for years, the Election Crimes Branch did not pursue individual violators. (I certainly observed this from the time I became involved in researching election administration matters in 1986.) Much of the reason for this is that the agency just did not have the resources to pursue everything; so, as the agency budget permitted, DOJ pursued cases that provided the most bang
for the buck --- cases involving multiple individuals that were not already being pursued by State or local public attorneys. As you know, DOJ recently expanded its efforts and added the prosecution of individuals for double voting or voting when ineligible (felony convictions or no U.S. citizenship). Although I did not know of this decision prior to the interview, the action is not a complete surprise, given the increasing pressure on the agency to pursue such cases that began with a real squeaker of a 1996 race in California's 46th CD (Orange County). In the interview with you, Donsanto also stated that the department evaluates each case before pursuing it, and does not pursue every individual referred for voting violations. (You may remember he noted his reluctance to pursue noncitizen voting, which can result in deportation, when it could separate the individual from his family.)

In my opinion, the addition of the prosecution of individuals, while an important new development, is not a complete change in direction or focus. The pursuit of individual violators does not supplant DOJ's continuing efforts to pursue organized schemes to corrupt the process. It is part of a recent expansion of the agency's efforts to combat election crime that includes: (1) more aggressive pursuit of criminal campaign finance violations (not covered by EAC's study); (2) exploration of new avenues to prosecute voter suppression schemes (e.g.; the NH phone bank blocking case); (3) better training of U.S. attorneys and FBI agents in the recognition, investigation and prosecution of election offenses; (4) efforts to improve coordination with state and local law enforcement agencies; and (5) press conferences and public announcements before federal elections to publicize how the public can report election crimes. Donsanto provided information on much of these efforts either during the interview or by supplying case lists and training information on the day of the interview.

I hope you will reconsider revising the paragraph at issue.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

"Tova Wang" <wang@tcf.org>
06/28/2006 04:47 PM
To: psims@eac.gov
Cc: "Job Serebrov"
Subject: Donsanto interview

Hi Peg,

Job and I have discussed this matter and agree on our response to it.

Presumably the paragraph you are concerned about is the following:
Since 2002, the department has brought more cases against alien voters, felon voters, and double voters than ever before. Previously, cases were only brought when there was a pattern or scheme to corrupt the process. Charges were not brought against individuals – those cases went un-prosecuted. This change in direction, focus, and level of aggression was by the decision of the Attorney General. The reason for the change was for deterrence purposes.

Neither of us thinks this passage says that the Department has stopped pursuing patterns, as you suggested, and we maintain that this is what Mr. Donsanto said to us in the interview. If Mr. Donsanto wants to object, perhaps he can write a letter or something to that effect that could be part of the record.

Tova Andrea Wang
Democracy Fellow
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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
06/30/2006 05:29 PM To Tova Andrea Wang
cc
Subject Contract Hours & Payments for Services

Here is the spreadsheet I have for you. Please let me know if you notice any discrepancies. Thanks. ---Peggy

Wang Payment Tracking.xls
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
06/30/2006 06:19 PM To “Job Serebrov”
cc
Subject Re: Various

Not yet. The problem is that so many folks seem to be off for a long 4th of
July weekend.

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Job Serebrov" 
Sent: 06/30/2006 05:58 PM 
To: psims@eac.gov; wang@tcf.org 
Subject: Various 

Peg:

I had to take time off this afternoon to handle some issues. Did you get an answer as to my travel reimbursement?

I spoke to Tova about the Donsanto issue. We both agree about what we heard during the interview. We also agree that this is taking up too much time (of which we have so little left) and is a minor part of one interview which makes up one of thirty interviews. I feel the same as Tova, the Commission was not in on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph as you do---I remember what was said---the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ----- 
"Job Serebrov" 
06/30/2006 07:10 PM 
To psims@eac.gov, wang@tcf.org 
cc 
Subject Re: Various 

Peg:

Its ok with me as long as we finish before the end of November.
--- psims@eac.gov wrote:

> Actually, the Donsanto interview was the only one I did attend, but I agree the issue is taking up too much of your time. I just wanted you to be forewarned that the paragraph has already raised red flags in DC of and is likely to result in an edit. Enough said about that.

> I am concerned about the number of hours left for this project. If you and Tova both agree, I'll see if our Contracting Officer will approve a contract mod to provide for some additional hours and money to incorporate comments received on the report and other efforts that fall within the tasks specified in the current contract. We won't get 60 thou, but there might be a little year end money we can use to finish this off properly.

> Peg

> --------------------------
> Sent from my BlackBerry Wireless Handheld

> ----- Original Message -----  
> From: "Job Serebrov"  
> Sent: 06/30/2006 05:58 PM  
> To: psims@eac.gov; wang@tcf.org  
> Subject: Various

> Peg:

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> I feel the same as Tova, the Commission was not in on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph
> as you do---I remember what was said---the paragraph
> clearly does not imply an abandonment of other DOJ
> electoral investigations.
>
> Job
>
>

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---
Margaret Sims/EAC/GOV
06/26/2006 04:38 PM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc dromig@eac.gov,
Subject RE: May 18, 2006 Meeting

I wasn't planning on circulating the transcript to the Commissioners. Most of them probably don't have the
time to go through the whole thing. I will let them know it is available, if they are interested in reviewing it.
--- Peggy

"Tova Wang" <wang@tcf.org>

"Tova Wang"
<wang@tcf.org>
06/23/2006 01:04 PM

To dromig@eac.gov, psims@eac.gov
cc wang@tcf.org
Subject RE: May 18, 2006 Meeting

Wow, there are a lot of errors in this. But at least it gets at the substance. Will this be circulated to the
commissioners?

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Thursday, June 22, 2006 2:45 PM
To: psims@eac.gov
Cc: wang@tcf.org
Subject: Fw: May 18, 2006 Meeting

Good news!!! The transcript is finally here.

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
Dear EAC,

Attached please note the ASCII file for the Voting Fraud-Voter Intimidation Meeting taken on Wednesday, May 18, 2006. Your transcript has been shipped to you.

ASCII file name: 051806.txt

Please let us know if you have any questions.

Timothy Brischler, Office Manager, 703.273.9221

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---

I am ok with it.

--- Tova Wang <wang@tcf.org> wrote:

> Is this OK now?
> > Tova Andrea Wang
> > Democracy Fellow
> > The Century Foundation
> > 41 East 70th Street - New York, NY 10021
> > phone: 212-452-7704 fax: 212-535-7534
> > www.tcf.org, for the latest news,
> > analysis, opinions, and events.
> > >
Jeannie:

Here are my responses:

1. **When will EAC receive the preliminary report on voter intimidation and voting fraud?**
   I anticipate that we will have a draft final report from our consultants in 2-3 weeks, after our consultants have had time to review the transcript from the project Working Group meeting, which was not available until last week.

2. **When we receive the preliminary report, what is the EAC process to formulate a final product that will be made public?**
   First, Commissioners and Commission staff will have to review the preliminary draft. Then a draft will be submitted to the EAC Standards Board and EAC Advisory Board for review and comment. This second step is taken in accordance with HAVA §247, which requires EAC to carry out its duties under Title II,Subtitle C (Studies and Other Activities to Promote Effective Administration of Federal Elections) in consultation with the Standards Board and the Board of Advisors.

3. **When will we make this research available to the public? What form will it be in? (Best practices, etc.)**
   The final report cannot be made public until it has been accepted by the Commissioners. Normally, this does not happen until the researcher(s) submit a final report that has been revised to address clarifications and corrections deemed necessary through the review process described above. The time it takes for the researchers to produce this final report will depend, somewhat, on the number of clarifications and corrections deemed necessary.
As the researchers were charged with conducting preliminary background research on voting fraud and voter intimidation in the U.S., this report will not include recommended best practices. It will summarize the preliminary research as well as the deliberations of our project Working Group. It also will include recommendations for future EAC activity related to the development of: (1) methods of identifying, deterring, and investigating voting fraud and voter intimidation; and (2) nationwide statistics on voting fraud.

If the reporter has spoken to Secretary Rokita, who maintains that EAC has no authority to conduct this research, you may want to note that EAC initiated this preliminary research on voting fraud and voter intimidation in accordance with the Help America Vote Act, (HAVA) §241, which requires EAC to conduct research on election administration issues, including the development of:

- nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [§241(b)(6)]; and
- ways of identifying, deterring, and investigating methods of voter intimidation [§241(b)(7)].

At its 2005 meeting, EAC's Board of Advisors recommended that the agency make research on these matters a high priority.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

Jeannie Layson/EAC/GOV

Jeannie Layson/EAC/GOV                         To psims@eac.gov, twilkey@eac.gov
06/27/2006 02:26 PM                             cc

Subject  US News & World Report inquiry

Please provide answers to the following questions, posed to me by US News & World Report's Scott Michels. I need this info by the end of the day to meet his deadline.

1. When will EAC receive the preliminary report on voter intimidation and voting fraud?
2. When we receive the preliminary report, what is the EAC process to formulate a final product that will be made public?
3. When will we make this research available to the public? What form will it be in? (Best practices, etc.)

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov
Hi Peg,

Job and I have discussed this matter and agree on our response to it.

Presumably the paragraph you are concerned about is the following:

Since 2002, the department has brought more cases against alien voters, felon voters, and double voters than ever before. Previously, cases were only brought when there was a pattern or scheme to corrupt the process. Charges were not brought against individuals – those cases went un-prosecuted. This change in direction, focus, and level of aggression was by the decision of the Attorney General. The reason for the change was for deterrence purposes.

Neither of us thinks this passage says that the Department has stopped pursuing patterns, as you suggested, and we maintain that this is what Mr. Donsanto said to us in the interview. If Mr. Donsanto wants to object, perhaps he can write a letter or something to that effect that could be part of the record.
Tova and Job:

All I can do is advise you that I don't think this paragraph will pass by the Commission, as written, because readers can misinterpret what is being reported and use something published by EAC against DOJ. I suspect that both of you are aware of legal action being taken by an advocacy group against DOJ alleging that the agency is acting in a manner that fails to protect, and even discourages, the voter participation of minorities and disadvantaged individuals. Though I do not intend to address the merits of that action, which focuses on the efforts of more than one DOJ office, I am concerned that some readers would use the sentence that begins with "This change in direction, focus, and level of aggression ..." as evidence that DOJ's Election Crimes Branch has completely changed course to focus on aggressively pursuing individuals who vote when ineligible, many of whom are minorities.

It is true that, for years, the Election Crimes Branch did not pursue individual violators. (I certainly observed this from the time I became involved in researching election administration matters in 1986.) Much of the reason for this is that the agency just did not have the resources to pursue everything; so, as the agency budget permitted, DOJ pursued cases that provided the most bang for the buck --- cases involving multiple individuals that were not already being pursued by State or local public attorneys. As you know, DOJ recently expanded its efforts and added the prosecution of individuals for double voting or voting when ineligible (felony convictions or no U.S. citizenship). Although I did not know of this decision prior to the interview, the action is not a complete surprise, given the increasing pressure on the agency to pursue such cases that began with a real squeaker of a 1996 race in California's 46th CD (Orange County). In the interview with you, Donsanto also stated that the department evaluates each case before pursuing it, and does not pursue every individual referred for voting violations. (You may remember he noted his reluctance to pursue noncitizen voting, which can result in deportation, when it could separate the individual from his family.)

In my opinion, the addition of the prosecution of individuals, while an important new development, is not a complete change in direction or focus. The pursuit of individual violators does not supplant DOJ's continuing efforts to pursue organized schemes to corrupt the process. It is part of a recent expansion of the agency's efforts to combat election crime that includes: (1) more aggressive pursuit of criminal campaign finance violations (not covered by EAC's study); (2) exploration of new avenues to prosecute voter suppression schemes (e.g., the NH phone bank blocking case); (3) better training of U.S. attorneys and FBI agents in the recognition, investigation and prosecution of election offenses; (4) efforts to improve
coordination with state and local law enforcement agencies; and (5) press conferences and public announcements before federal elections to publicize how the public can report election crimes. Donsanto provided information on much of these efforts either during the interview or by supplying case lists and training information on the day of the interview.

I hope you will reconsider revising the paragraph at issue.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

"Tova Wang" <wang@tcf.org>

Hi Peg,

Job and I have discussed this matter and agree on our response to it.

Presumably the paragraph you are concerned about is the following:

Since 2002, the department has brought more cases against alien voters, felon voters, and double voters than ever before. Previously, cases were only brought when there was a pattern or scheme to corrupt the process. Charges were not brought against individuals – those cases went un-prosecuted. This change in direction, focus, and level of aggression was by the decision of the Attorney General. The reason for the change was for deterrence purposes.

Neither of us thinks this passage says that the Department has stopped pursuing patterns, as you suggested, and we maintain that this is what Mr. Donsanto said to us in the interview. If Mr. Donsanto wants to object, perhaps he can write a letter or something to that effect that could be part of the record.

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

Click here to receive our weekly e-mail updates.
Peggy:

Still no travel funds. Please see what you can fund out on Monday. At this point this is late.

Job

Further comment from Tova. --- Peggy

Also, I maintain that a reasonable solution to this is to allow Donsanto and/or any of the commissioners who desire to do so to provide a statement that would be included in the report and in the record.

----- Original Message ----- 
From: <wang@tcf.org>
To: <psims@eac.gov>; "Job Serebrov" <
Cc: "Tova Wang" <wang@tcf.org>
Sent: Friday, June 30, 2006 9:42 PM
Subject: Re: Various

> That would be great on the contract.
> 
> If the interview is "edited" as you put it, I will be very, very
> uncomfortable, as I believe Job would be as well. I know you don't want
> to spend anymore time on this, but I consider it a rather important issue,
and I think Job does too. I would be happy to talk to you and Tom and any
of the commissioners about this further if that would be helpful. I am
available by cell over the next four days and in the office all next week.

Thanks for the updated invoice stuff. Happy 4th.

Tova

----- Original Message ----- 
From: <psims@eac.gov>
To: "Job Serebrov" <psims@eac.gov>
Cc: "Tova Andrea Wang" <wang@tcf.org>
Sent: Friday, June 30, 2006 6:41 PM
Subject: Re: Various

Actually, the Donsanto interview was the only one I did attend, but I
agree the issue is taking up too much of your time. I just wanted you to
be forwarned that the paragraph has already raised red flags in DC of and
is likely to result in an edit. Enough said about that.

I am concerned about the number of hours left for this project. If you
and Tova both agree, I'll see if our Contracting Officer will approve a
contract mod to provide for some additional hours and money to
incorporate comments received on the report and other efforts that fall
within the tasks specified in the current contract. We won't get 60
thou, but there might be a little year end money we can use to finish
this off properly.

Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Job Serebrov" <psims@eac.gov>
Sent: 06/30/2006 05:58 PM
To: psims@eac.gov; wang@tcf.org
Subject: Various

Peg:

I had to take time off this afternoon to handle some
issues. Did you get an answer as to my travel
reimbursement?

I spoke to Tova about the Donsanto issue. We both
agree about what we heard during the interview. We
also agree that this is taking up too much time (of
which we have so little left) and is a minor part of
one interview which makes up one of thirty interviews.
I feel the same as Tova, the Commission was not in on
the interview and thus do not know what was said and
we are not giving those interviewed the opportunity,
especially given how long ago the interviews were, to
object. Frankly, if the Commission wants to give us
another sixty hours each we can call all of our
interviewees, give them the review and ask for
comments. In any case, we can't include comments from
other interviews with, or lectures by person
interviewed, outside of our interview with that
person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph as you do—-I remember what was said—the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

Job

Can you please find out where GSA is with this reimbursement? Thanks. --- Peggy

Still no travel funds. Please see what you can fund out on Monday. At this point this is late.

Job

Peggy:

005211
Job:

I may have forgotten to send this summary of payments for personal services to you. If I didn't, here it is again. --- Peggy

Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM

Most of the Commissioners and Tom will be out of the office for the next two weeks to attend the IACREOT, NASS, and NASED summer conferences. I'll let Tom know you want to talk with him when I see him at the airport tomorrow. He may decide to call from out of town. --- Peggy

That would be great on the contract.

If the interview is "edited" as you put it, I will be very, very uncomfortable, as I believe Job would be as well. I know you don't want to spend anymore time on this, but I consider it a rather important issue, and I think Job does too. I would be happy to talk to you and Tom and any of the commissioners about this further if that would be helpful. I am available by cell over the next four days and in the office all next week.

Thanks for the updated invoice stuff. Happy 4th.

Tova

----- Original Message ----- 005212
From: psims@eac.gov
To: "Job Serebrov" <wang@tcf.org>
Cc: "Tova Wang" <wang@tcf.org>
Sent: Friday, June 30, 2006 6:41 PM
Subject: Re: Various

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> be forwarned that the paragraph has already raised red flags in DC of and
> is likely to result in an edit. Enough said about that.
I am concerned about the number of hours left for this project. If you and Tova both agree, I'll see if our Contracting Officer will approve a contract mod to provide for some additional hours and money to incorporate comments received on the report and other efforts that fall within the tasks specified in the current contract. We won't get 60 thou, but there might be a little year end money we can use to finish this off properly.

Peg

Sent from my BlackBerry Wireless Handheld

----- Original Message -----
From: "Job Serebrov"
Sent: 06/30/2006 05:58 PM
To: psims@eac.gov; wang@tcf.org
Subject: Various

Peg:

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I spoke to Tova about the Donsanto issue. We both agree about what we heard during the interview. We also agree that this is taking up too much time (of which we have so little left) and is a minor part of one interview which makes up one of thirty interviews. I feel the same as Tova, the Commission was not in on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph as you do—I remember what was said—the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Devon E. Romig/EAC/GOV
07/03/2006 01:22 PM
To: wang@tcf.org,
Peg:

I still have not received the travel funds. This is causing a large financial problem. I don't know what is with these people but it is obvious my bank has not received it and I doubt it was sent. Please find out what is going on.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----

"Tova Wang"
<wang@tcf.org>
07/03/2006 12:19 PM
To psims@eac.gov
cc
Subject RE: Estimated Additional Hours Needed

I think I've already gone over my hours. Let me know when I submit my invoice. If I have, I'll just reduce them on paper. Thanks.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 03, 2006 10:30 AM
To: wang@tcf.org
Subject: RE: Estimated Additional Hours Needed
We'll have to guesstimate. It is likely that we will receive some comments and questions from the Commissioners and a number of comments from the boards. We could do the modification a little later, but we have to do it before the end of August to take advantage of year-end funds. Basically, the sooner we can figure this out, the better chance we have of using some of the year-end money for this project, before it is taken for something else. We have no guaranties that funds will be available in the next fiscal year. --- Peggy

"Tova Wang" <wang@tcf.org>
07/03/2006 11:13 AM

Doesn't it really depend on what the Commission comes back to us with? Its kind of hard to estimate before knowing what they're going to want.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July, 03 2006 10:11 AM
To: wang@tcf.org; twilkey@eac.gov
Cc: 
Subject: Estimated Additional Hours Needed

Tova and Job:

I don't have the authority to modify contracts, but Tom Wilkey does. In order to help Tom determine how many additional hours (and dollars) should be added to your personal services contracts, I'll need an estimate from the two of you for the number of additional hours required to complete the final report (taking into account revisions that may be needed to address questions and comments submitted by the Commissioners and the EAC Standards Board and Board of Advisors). Please note that we cannot add any tasks to the existing contract, but we can account for additional hours required to complete the final report.

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 04:17 PM -----

005215
I thought I emailed an account of your hours used. Just in case I didn't, here it is again.

Wang Payment Tracking.xls

"Tova Wang" <wang@tcf.org>

I think I've already gone over my hours. Let me know when I submit my invoice. If I have, I'll just reduce them on paper. Thanks.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 03, 2006 10:30 AM
To: wang@tcf.org
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07/03/2006 11:13 AM
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From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 03, 2006 10:11 AM
To: wang@tcf.org;
Cc: twilkey@eac.gov
Subject: Estimated Additional Hours Needed

Tova and Job:

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Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
"Job Serebrov"
07/07/2006 08:06 AM
To psims@eac.gov
cc
Subject Travel Funds

Peg:

My travel funds finally came in to my bank.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
"Tova Wang"
<wang@tcf.org> 07/03/2006 11:13 AM
To psims@eac.gov
cc
Doesn't it really depend on what the Commission comes back to us with? It's kind of hard to estimate before knowing what they're going to want.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 03, 2006 10:11 AM
To: wang@tcf.org; twilkey@eac.gov
Cc: 
Subject: Estimated Additional Hours Needed

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email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----

wang@tcf.org
07/01/2006 05:30 PM

To psims@eac.gov
cc 
Subject Re: FW: methodology

It would be great if someone there could work on cleaning it up. Let us know. Thanks.

----- Original Message ----- 
From: psims@eac.gov
To: wang@tcf.org
Cc: 
Sent: Friday, June 30, 2006 5:25 PM
Subject: Re: FW: methodology

005218
The attached is the text extracted from pages 8-19 and the Attachment C referenced within the text. The formatting is still a little weird. Can you work with this, or do I need to play with it some more? --- Peggy

"Tova Wang" <wang@tcf.org>

06/29/2006 12:07 PM

To psims@eac.gov
cc
Subject FW: methodology

Will it be possible for you to extract the excerpt for inclusion in the report? Thanks.

-----Original Message-----
From: Job Serebrov
Sent: Wednesday, June 28, 2006 5:40 PM
To: Tova Wang; psims@eac.gov
Subject: Re: methodology

Agreed

--- Tova Wang <wang@tcf.org> wrote:

> As you may recall, the working group expressed
> interest in the risk analysis
> method. The recent report by the Brennan Center on
> voting machines employs
> this methodology. If you look at pp. 8-19 of the
> attached, it provides a
> potential model. I think it might be worth
> including this as an appendix or
> footnote in the methodology section. Please let me
> know what you think.
> 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
> www.tcf.org, for the latest news,
> analysis, opinions, and events.
>
I have asked our finance folks to check with GSA. I will let you know when I receive the answer. --- Peggy

Peggy:

Still no travel funds. Please see what you can fund out on Monday. At this point this is late.

Job

Tova and Job:
I don't have the authority to modify contracts, but Tom Wilkey does. In order to help Tom determine how many additional hours (and dollars) should be added to your personal services contracts, I'll need an estimate from the two of you for the number of additional hours required to complete the final report (taking into account revisions that may be needed to address questions and comments submitted by the Commissioners and the EAC Standards Board and Board of Advisors). Please note that we cannot add any tasks to the existing contract, but we can account for additional hours required to complete the final report.

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Fax: 202-566-3127
e-mail: psims@eac.gov

I think it is this one. --- Peggy

EAC Boards VF-VI Status Report.doc

Juliet E. Thompson-Hodgkins/EAC/GOV

Will you please send me a copy of the referenced report?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV

07/11/2006 10:55 AM
To Juliet E. Thompson-Hodgkins/EAC/GOV@EAC
cc "Tom Wilkey" <twilkey@eac.gov>
It sounds similar to the issues I had with the Donsanto interview. It was a classic example of the interviewers' interpreting what was said through their own biases.

It also is true that the original interview summaries failed to differentiate between the criminal definition of intimidation and the consultants use of the term. The consultats have revised their definition to note that it goes beyond the legal definition, but we may need to repeat the statement where the DOJ interviews are referenced.

I have already brought the Donsanto matter to our contractors' attention. When they responded that they did not think they should redraft that section, I told them that the section will likely be edited. It appears that we will have to do the same with the reference to Tanner's interview.

Why don't we discuss this with Tanner (and Donsanto) after we have had a chance to review a consolidated draft of the final report? We can determine what clarifications or corrections are necessary at that time.

Peg

----------------------
Sent from my BlackBerry Wireless Handheld
Juliet E. Thompson-Hodgkins

From: Juliet E. Thompson-Hodgkins
Sent: 07/11/2006 09:46 AM
To: Margaret Sims
Subject: Re: Fraud and Intimidation Study

His concerns are that there were inaccurate or false statements about DOJ on pages 5 and 6, that in his words demonstrated a lack of understanding of criminal law.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
07/11/2006 09:26 AM
To: Juliet E. Thompson-Hodgkins/EAC/GOV@EAC
cc
Subject: Re: Fraud and Intimidation Study

Perhaps he was looking at the report that was delivered to the EAC boards. Let's find out what his concerns are so that we can address them.

Peg

----------------------
I have not yet seen a draft final report. My best guess is that Tanner is concerned about the summary of his interview. I have already had discussions with our consultants about the description of the Donsanto interview, at which I was present. Wilkey knows that I won't let it go as is. I wasn't at the Tanner interview, but would be interested in hearing where he thinks the consultants went wrong.

It is possible that, due to my objections re the Donsanto interview, the consultants may have asked Tanner to review their description of his interview. I won't know for sure until I can contact them.

I gave you and Gavin a folder that included a summary of interviews, etc before the working group meeting. Also, the report delivered to the boards on this project is in the shared drawer under Research in Progress-Voting Fraud-Intimidation. That is everything I have at the moment.

Peg
before I did.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

It sounds similar to the issues I had with the Donsanto interview. It was a classic example of the interviewers' interpreting what was said through their own biases.

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Sent from my BlackBerry Wireless Handheld
Juliet E. Thompson-Hodgkins

From: Juliet E. Thompson-Hodgkins
Sent: 07/10/2006 02:34 PM
To: Margaret Sims
Subject: Re: Fraud and Intimidation Study

Tanner said he got it from Cameron. And referred specifically to pp. 5 and 6. I don't remember that the summaries of interviews were laid out that way.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

-------------------------
Margaret Sims/EAC/GOV
07/10/2006 02:29 PM

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Peg

Sent from my BlackBerry Wireless Handheld
Juliet E. Thompson-Hodgkins

From: Juliet E. Thompson-Hodgkins
Sent: 07/10/2006 10:55 AM
To: Margaret Sims
Cc: Thomas Wilkey
Subject: Fraud and Intimidation Study

I received a call from John Tanner today who was upset with pages 5 and 6 of some draft paper that he had received regarding our Fraud and Intimidation Study. I am in a very uncomfortable situation in that I have not received a copy of this paper and the Office of General Counsel has not vetted this document and yet I am being questioned about why there are erroneous statements in this paper. Please provide me with a copy of this document and please explain to me how John Tanner got a copy of this document before I did.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
07/03/2006 11:38 AM
To Devon Romig
cc
Subject Fw: methodology

Please edit the attached Word document to remove the returns at the end of each line that are not needed, then send it to Tova and Job. Thanks! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 07/03/2006 11:37 AM -----
Margaret Sims/EAC/GOV
06/30/2006 05:25 PM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject Re: FW: methodology
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From: Job Serebrov [mailto:
Sent: Wednesday, June 28, 2006 5:40 PM
To: Tova Wang; psims@eac.gov
Subject: Re: methodology

Agreed

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> Tova
> Tova Andrea Wang
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> www.tcf.org, for the latest news,
> analysis, opinions, and events.
> <mailto:join-tcfmain@mailhost.groundspring.org>
Tova:
If you have used up all of your remaining hours, you need to stop work until we have the contract modification in place that provides for more hours.
Peggy

Sent from my BlackBerry Wireless Handheld

Also, I maintain that a reasonable solution to this is to allow Donsanto and/or any of the commissioners who desire to do so to provide a statement that would be included in the report and in the record.

--- Original Message ---
From: <wang@tcf.org>
To: <psims@eac.gov>; "Job Serebrov"
Cc: "Tova Wang" <wang@tcf.org>
Sent: Friday, June 30, 2006 9:42 PM
Subject: Re: Various

> That would be great on the contract.
> If the interview is "edited" as you put it, I will be very, very uncomfortable, as I believe Job would be as well. I know you don't want to spend anymore time on this, but I consider it a rather important issue, and I think Job does too. I would be happy to talk to you and Tom and any of the commissioners about this further if that would be helpful. I am available by cell over the next four days and in the office all next week.
Thanks for the updated invoice stuff. Happy 4th.

Tova

----- Original Message ----- 
From: psims@eac.gov
To: "Job Serebrov"
Cc: "Tova Andrea Wang" <wang@tcf.org>
Sent: Friday, June 30, 2006 6:41 PM
Subject: Re: Various

Actually, the Donsanto interview was the only one I did attend, but I
agree the issue is taking up too much of your time. I just wanted you to
be forewarned that the paragraph has already raised red flags in DC of and
is likely to result in an edit. Enough said about that.

I am concerned about the number of hours left for this project. If you
and Tova both agree, I'll see if our Contracting Officer will approve a
contract mod to provide for some additional hours and money to
incorporate comments received on the report and other efforts that fall
within the tasks specified in the current contract. We won't get 60
thou, but there might be a little year end money we can use to finish
this off properly.
Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Job Serebrov"
Sent: 06/30/2006 05:58 PM
To: psims@eac.gov; wang@tcf.org
Subject: Various

Peg:

I had to take time off this afternoon to handle some
issues. Did you get an answer as to my travel
reimbursement?

I spoke to Tova about the Donsanto issue. We both
agree about what we heard during the interview. We
also agree that this is taking up too much time (of
which we have so little left) and is a minor part of
one interview which makes up one of thirty interviews.
I feel the same as Tova, the Commission was not in on
the interview and thus do not know what was said and
we are not giving those interviewed the opportunity,
especially given how long ago the interviews were, to
object. Frankly, if the Commission wants to give us
another sixty hours each we can call all of our
interviewees, give them the review and ask for
comments. In any case, we can't include comments from
other interviews with, or lectures by person
interviewed, outside of our interview with that
person. We simply can't afford to single out one
statement in one interview that there is a
disagreement on. Finally, I don't read the paragraph
>>> as you do---I remember what was said---the paragraph
>>> clearly does not imply an abandonment of other DOJ
>>> electoral investigations.
>>> Job
>>>  
>>>  
>>>  
>>>  

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ----
Margaret Sims/EAC/GOV
07/03/2006 12:40 PM	 To Serebrov
Subject Travel Reimbursement

GSA reports that a pay out of $1,200.03 was made today. --- Peggy
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ----
Margaret Sims/EAC/GOV
06/30/2006 05:25 PM	 To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject Re: FW: methodology

The attached is the text extracted from pages 8-19 and the Attachment C referenced within the text. The formatting is still a little weird. Can you work with this, or do I need to play with it some more? --- Peggy

Risk Analysis Methodology-Brennan Center excerpt.doc

"Tova Wang" <wang@tcf.org>

"Tova Wang" <wang@tcf.org>
06/29/2006 12:07 PM	 To psims@eac.gov
cc
Subject FW: methodology

Will it be possible for you to extract the excerpt for inclusion in the report? Thanks.

-----Original Message-----
From: Job Serebrov [mailto:
Sent: Wednesday, June 28, 2006 5:40 PM

005230
To: Tova Wang; psims@eac.gov
Subject: Re: methodology

Agreed

--- Tova Wang <wang@tcf.org> wrote:

> As you may recall, the working group expressed
> interest in the risk analysis
> method. The recent report by the Brennan Center on
> voting machines employs
> this methodology. If you look at pp. 8-19 of the
> attached, it provides a
> potential model. I think it might be worth
> including this as an appendix or
> footnote in the methodology section. Please let me
> know what you think.
> 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

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analysis, opinions, and events.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM -----
Margaret Sims/EAC/GOV
07/03/2006 11:04 AM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc [redacted]
Subject Re: final report

Once is enough. You don't need to resend. --- Peggy

"Tova Wang" <wang@tcf.org>

"Tova Wang"
Peg, We don't need to re-send you all of the material that we gave you to provide to the working group for the final report, eg the individual interviews, research summaries, nexis and case charts, right? Thanks. Happy 4th. Tova

Tova Andrea Wang
Democracy Fellow
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41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ---

"Job Serebrov"
07/03/2006 10:14 PM
To psims@eac.gov, wang@tcf.org
cc
Subject Hrs

Peg:
It seems to Tova and me that somewhere between 30 and 40 for each of us would be safe (having learned from not asking for enough hours).

Job

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ---

"Job Serebrov"
07/05/2006 07:19 PM
To psims@eac.gov
cc
Subject Re: Travel Reimbursement

No, its Bank of America. I just checked again and its
not there. If it does not appear by morning I will need you to see what is going on.

--- psims@eac.gov wrote:

> They usually send it electronically. Could your bank have failed to post it due to the holiday? Does your bank tend to float deposits for a day or two? Peggy

> --------------------------
> > Sent from my BlackBerry Wireless Handheld
> >
> > ----- Original Message ----
> > From: "Job Serebrov"
> > Sent: 07/05/2006 08:13 AM
> > To: psims@eac.gov
> > Subject: Re: Travel Reimbursement
> >
> > Peg:
> >
> > I checked my account this morning (July 5th) and this still has not been paid. Did GSA mail it?
> >
> > Job
> >
> > --- psims@eac.gov wrote:
> >
> > > GSA reports that a pay out of $1,200.03 was made today. --- Pegy
> >
> >
> >
> >
> > Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ----
>
> Margaret Sims/EAC/GOV 07/03/2006 11:30 AM
>
> "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
>
> To "Tova Wang" <wang@tcf.org>
>
> Subject RE: Estimated Additional Hours Needed
>
> cc
>
> We'll have to guesstimate. It is likely that we will receive some comments and questions from the Commissioners and a number of comments from the boards. We could do the modification a little later, but we have to do it before the end of August to take advantage of year-end funds. Basically, the sooner we can figure this out, the better chance we have of using some of the year-end money for this project, before it is taken for something else. We have no guaranties that funds will be available in the next fiscal year. --- Peggy

"Tova Wang" <wang@tcf.org>
Doesn't it really depend on what the Commission comes back to us with? It's kind of hard to estimate before knowing what they're going to want.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 03, 2006 10:11 AM
To: wang@tcf.org; twilkey@eac.gov
Cc: 
Subject: Estimated Additional Hours Needed

Tova and Job:

I don't have the authority to modify contracts, but Tom Wilkey does. In order to help Tom determine how many additional hours (and dollars) should be added to your personal services contracts, I'll need an estimate from the two of you for the number of additional hours required to complete the final report (taking into account revisions that may be needed to address questions and comments submitted by the Commissioners and the EAC Standards Board and Board of Advisors). Please note that we cannot add any tasks to the existing contract, but we can account for additional hours required to complete the final report.

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 04:16 PM -----
I've asked Devon to do it. She can get it to you faster than I. --- Peggy

The excess returns would be a great start, and then I can do the rest. Thanks a lot.

Do you just need to have the excess returns removed, or do you think it needs other clean up as well? --- Peggy
It would be great if someone there could work on cleaning it up. Let us know. Thanks.

----- Original Message -----
From: psims@eac.gov
To: wang@tcf.org
Cc: 
Sent: Friday, June 30, 2006 5:25 PM
Subject: Re: FW: methodology

The attached is the text extracted from pages 8-19 and the Attachment C referenced within the text. The formatting is still a little weird. Can you work with this, or do I need to play with it some more? --- Peggy

"Tova Wang" <wang@tcf.org>

06/29/2006 12:07 PM

To psims@eac.gov
cc

Subject FW: methodology

Will it be possible for you to extract the excerpt for inclusion in the report? Thanks.

-----Original Message-----
From: Job Serebrov [mailto: ]
Sent: Wednesday, June 28, 2006 5:40 PM
To: Tova Wang; psims@eac.gov
Subject: Re: methodology

Agreed

--- Tova Wang <wang@tcf.org> wrote:

> As you may recall, the working group expressed
> interest in the risk analysis
> method. The recent report by the Brennan Center on
> voting machines employs
this methodology. If you look at pp. 8-19 of the attached, it provides a potential model. I think it might be worth including this as an appendix or footnote in the methodology section. Please let me know what you think. Tova

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appendices attached, except Peg I think you put together the list of the working group members? In any case, I can't find one at the moment, but it would be easy enough to put together. Perhaps even Devon or someone could do that, especially since I don't think I have any hours left, and probably shouldn't even be writing this email. I don't remember the conversation about adding to the list of interviewees, but we can talk about that later.

Thanks. I probably won't be able to start getting into this until tomorrow AM. I noticed that the appendices weren't attached. I think we discussed earlier that the list of interviewees needed to
Hi Peg,

Attached please find drafts of the sections for the final report. Job, please double check I'm not missing anything or sent the wrong version of anything. I'm very concerned I may have. Is there a summary of the case review that I should have? Also, as we discussed, the attached does not include all of the individual summaries and charts which we already gave you for the working group and which have not changed. Peg, we'll want to see the complete set of the materials you plan to give to the commissioners, et al., before you do so. If you could both let me know if all the formatting is OK, that would be great too. Thanks so much and look forward to talking to you at 7 EST.

Tova Andrea Wang  
Democracy Fellow  
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Click here to receive our weekly e-mail updates. List of Experts Interviewed.doc  
APPENDIX C -- BRENNAN EXCERPT.doc  Existing Literature Reviewed.doc
Subject: Voucher

I received your faxed voucher today, signed it, and gave it to Finance. --- Peggy

-----Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM-----

Margaret Sims/EAC/GOV
07/17/2006 12:25 PM

To: "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc: "Job Serebrov"<ang@tcf.org> wang@tcf.org
Subject: RE: final report

Yes, I have the list of Working Group members. --- Peggy

"Tova Wang" <wang@tcf.org>
07/17/2006 10:29 AM

To: psims@eac.gov
cc: "Job Serebrov"<ang@tcf.org> wang@tcf.org
Subject: RE: final report

appendices attached, except Peg I think you put together the list of the working group members? In any case, I can't find one at the moment, but it would be easy enough to put together. Perhaps even Devon or someone could do that, especially since I don't think I have any hours left, and probably shouldn't even be writing this email. I don't remember the conversation about adding to the list of interviewees, but we can talk about that later.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 17, 2006 9:13 AM
To: wang@tcf.org
Cc: 'Job Serebrov'; wang@tcf.org
Subject: Re: final report

Thanks. I probably won't be able to start getting into this until tomorrow AM. I noticed that the appendices weren't attached. I think we discussed earlier that the list of interviewees needed to have more information for the final report, and the list of books and documents should be presented in the same manner as a bibliography for the final report. We can talk more about this tonight during our teleconference at 7 PM EST. --- Peggy
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APPENDIX C -- BRENAN EXCERPT.doc  Existing Literature Reviewed.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM -----
Here is the list of Working Group members with some information highlighted about each individual. Yes, you can email me later in the day to let me know if I should call you at home or at work. --- Peggy

Working Group Members 5-12-06.doc

"Tova Wang" <wang@tcf.org>

"Tova Wang"
<wang@tcf.org>
07/17/2006 12:34 PM
cc
Subject RE: final report

Can you send it over? As I recall, it includes bios, right? I'm assuming on the interviewees you think we should have very short biographical information? Also, Peg, I'm not sure if I'll still be at work at 7 or home. Is it ok if I email you late in the day as to where I am? My home phone (for only two more weeks!) is 212-362-5223. Thanks.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 17, 2006 11:26 AM
To: wang@tcf.org
Cc: 'Job Serebrov'; wang@tcf.org
Subject: RE: final report

Yes, I have the list of Working Group members. --- Peggy

"Tova Wang" <wang@tcf.org>

07/17/2006 10:29 AM
To psims@eac.gov
cc <wang@tcf.org>
Subject RE: final report

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Speaking of which, does this look ok to you?

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 17, 2006 9:13 AM
To: wang@tcf.org
Cc: 'Job Serebrov'; wang@tcf.org
Subject: Re: final report

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He asks that you call him on his cell, 501-626-0440

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Juliet E. Thompson-Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Juliet E. Thompson-Hodgkins
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Julie:

I received pieces of the draft final report on voting fraud-voter intimidation this morning. If it is OK with you, I'll hold it until all I have all of the pieces, so that you can review it as a whole document. --- Peggy
I'm sorry I did not get back to you on this yesterday. I reviewed the voucher this morning and found that only two corrections are needed (coverage dates and # of days worked during the first two weeks). I've made the corrections in red on the attached copy of your voucher. --- Peggy

Speaking of which, does this look ok to you?

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 17, 2006 9:13 AM
To: wang@tcf.org
Cc: 'Job Serebrov'; wang@tcf.org
Subject: Re: final report

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM -----  
Karen Lynn-Dyson/EAC/GOV  
07/28/2006 09:30 AM  
To: twikey@eac.gov, Margaret Sims/EAC/GOV@EAC, Edgardo Cortes/EAC/GOV@EAC  
cc:  
Subject: Fw: Invitation to attend Election Fraud Conference

All-

I assume that in light of our Voting Fraud and Voter Intimidation project, we will have an EAC presence there?

K  
Karen Lynn-Dyson  
Research Manager  
U.S. Election Assistance Commission  
1225 New York Avenue, NW Suite 1100  
Washington, DC 20005
The 3rd batch.
Peg Sims

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ----

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
05/03/2006 12:53 PM
To: psims@eac.gov
cc
Subject: Re: Voting Fraud-Voter Intimidation

Okay -- you are on for May 18th! Can we do it over here at 10?
-----------------------------------
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 03 12:40:19 2006
Subject: Re: Voting Fraud-Voter Intimidation

My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

Say "Hi" to Cameron for me.

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/03/2006 11:56 AM
To: psims@eac.gov
cc
Subject: Re: Voting Fraud-Voter Intimidation
Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballt conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

---------------------------------
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 03 11:39:50 2006
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
Margaret Sims/EAC/GOV
05/03/2006 04:59 PM   To "Donsanto, Craig"
                       <Craig.Donsanto@usdoj.gov>@GSAEXTERNAL
                       cc
Subject  Re: Voting Fraud-Voter Intimidation

I am looking at the afternoon of 5/18 for the meeting, due to scheduling conflicts of Working Group members. There remain two members from whom we have not yet received confirmations of their schedule (with some, it is like pulling teeth), but right now 5/18 still looks like the best day. We may have to hold the meeting over here to make it easier for Commissioners to drop in. --- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
05/03/2006 12:53 PM
To  psims@eac.gov
    cc
Subject  Re: Voting Fraud-Voter Intimidation
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Subject: Voting Fraud-Voter Intimidation

Craig:
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Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

Tuesday at 4 is OK for me.

Hi, Folks:

Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e., reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
Mileage for Personally Owned Vehicle = $ .445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwards, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
Margaret Sims/EAC/GOV
05/04/2006 03:13 PM
To "Donsanto, Craig"
Craig.Donsanto@usdoj.gov@GSAEXTERNAL
cc
Subject RE: Voting Fraud-Voter Intimidation

Craig:

This meeting is being held to obtain input from our eight-member Working Group for the project. The group is composed of election lawyers, election officials, and a representative of an advocacy group, all of whom have an interest and some expertise in the identification and/or prosecution of voting fraud and voter intimidation. The group was chosen so that we would have an equal number of folks on each side of the political spectrum, plus some nonpartisan members.

After our consultants review the results of their preliminary research (interviews, literature review, case law), we will ask the Working Group to brainstorm possible next steps for EAC. Our consultants will write a report summarizing the proposals that come out of this meeting. The report will go to the Commissioners, who will decide what they want to do, funds available, and what priority to assigned to the effort(s).

Your participation in this part of the process is extremely important, so I am very happy that you can find time for us that afternoon. I’ll get an agenda and other information to you next week. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

"Donsanto, Craig"
Craig.Donsanto@usdoj.gov
05/04/2006 02:32 PM
To psims@eac.gov
cc
Subject RE: Voting Fraud-Voter Intimidation

005252
Okay, Peg -- I will mark off the entire afternoon and try to be there. What is the agenda? I was not aware that this was anything beyond having your contractors spend another session with me. Also, if they will be needing stats and stuff like that I need to know as I will bring my state-people with me.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 2:28 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation

Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/03/2006 05:59 PM
topsims@eac.gov
cc
Subject: Re: Voting Fraud-Voter Intimidation

Afternoon of May 18 -- 2:30 okay? How long will they need??
-----------------------------------------------
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 03 16:59:09 2006
Subject: Re: Voting Fraud-Voter Intimidation

I am looking at the afternoon of 5/18 for the meeting, due to scheduling conflicts of Working Group members. There remain two members from whom we have not yet received confirmations of their schedule (with some, it is like pulling teeth), but right now 5/18 still looks like the best day. We may have to hold the meeting over here to make it easier for Commissioners to drop in.
--- Peg
Okay -- you are on for May 18th! Can we do it over here at 10?

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 03 12:40:19 2006
Subject: Re: Voting Fraud-Voter Intimidation

My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

Say "Hi" to Cameron for me.

Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballot conference for AUSAs. She send her best!
I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

----------------------------------
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 03 11:39:50 2006
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
Margaret Sims/EAC/GOV
05/09/2006 11:33 AM To "Job Serebrov"
cc wang@tcf.org
Subject Re: Working Group-Perez

Did you look at the attached excerpts from Texas Code? --- Peggy

"Job Serebrov" 05/09/2006 11:23 AM
To psims@eac.gov
cc wang@tcf.org
Subject Re: Working Group-Perez

We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the
Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

--- psims@eac.gov wrote:

> As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State. Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted
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
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Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----

"Tova Wang"
<wang@tcf.org>
05/31/2006 01:50 PM
To psims@eac.gov
cc
Subject RE: Working Group Notes

Peg, I'm sorry, but this is really not helpful. Its another outline. I guess we have to wait for the transcript. I wish now I had taken notes myself! Thanks anyway. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Wednesday, May 31, 2006 12:31 PM
To: wang@tcf.org
Cc: [REDACTED]
Subject: Re: Working Group Notes

Sorry. We have had so much going on, I did not have time to send the attached to you last week. This is Devon's compilation of notes taken by EAC staff at the working group meeting. --- Peggy

"Tova Wang" <wang@tcf.org>
05/31/2006 11:26 AM
To psims@eac.gov
cc
Subject notes
Hi Peg,

How are you? I was wondering, whatever happened to getting the collective notes of the EAC staff? 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

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---
Margaret Sims/EAC/GOV
06/01/2006 02:50 PM
To Tova Andrea Wang
cc
Subject Travel Reimbursement

Tova:
In reviewing your travel reimbursement request that arrived in my In box this week, I noticed that you did not include per diem in your request for payment. Was that an oversight? I calculate that you would be eligible for a total of $160 in per diem for the trip ($48 for Wednesday 5/17, $64 for Thursday 5/18, and $48 for Friday 5/19). Also, the airfare receipt shows a total charge of $288.60, but the amount you requested for airfare was $293.60. Perhaps there was a service fee that does not show on the receipt. Can you clarify? --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---
Margaret Sims/EAC/GOV
05/31/2006 01:30 PM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject Re: Working Group Notes

Sorry. We have had so much going on, I did not have time to send the attached to you last week. This is Devon's compilation of notes taken by EAC staff at the working group meeting. --- Peggy

VFVI Meeting Summary.doc

"Tova Wang" <wang@tcf.org>

"Tova Wang" <wang@tcf.org>
05/31/2006 11:26 AM
To psims@eac.gov
cc
Hi Peg,

How are you? I was wondering, whatever happened to getting the collective notes of the EAC staff?
Thanks. Tova

Tova Andrea Wang
Democracy Fellow
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phone: 212-452-7704 fax: 212-535-7534

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
"Tova Wang"
<wang@tcf.org>
06/02/2006 04:50 PM
To psims@eac.gov
cc "Job Serebrov"
Subject transcript

Hi Peg,

Do you have an ETA for the transcript? Seems like it should be around now. Thanks and have a great weekend. 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

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Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
wang@tcf.org
06/08/2006 09:15 AM
To psims@eac.gov
cc "Job Serebrov"
Subject
Hi, What's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks.

Tova

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Margaret Sims/EAC/GOV
06/08/2006 09:35 AM
To wang@tcf.org@GSAEXTERNAL
cc
Subject Re: 

Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today. --- Peggy

wang@tcf.org

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Margaret Sims/EAC/GOV
06/08/2006 09:15 AM
To psims@eac.gov
cc "Job Serebrov"
Subject

Hi, What's going on? I have not received responses from either one of you in a week. I'd like to wrap this up in the next two weeks if we can. Did you get my recommendations? Thanks.

Tova

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Devon E. Romig/EAC/GOV
06/07/2006 10:08 AM
To Margaret Sims/EAC/GOV@EAC
cc jwilson@eac.gov
Subject Re: Transcript of 5-18-06 Working Group Meeting

Tim at Carol reporting said the transcript will be here today or tomorrow.

Devon Romig
United States Election Assistance Commission
1225 New York Ave. NW, Suite 1100
Washington, DC 20005
Have we had any word about the transcript for the 5-18-06 Voting Fraud-Voter Intimidation Working Group meeting? Our consultants each need a copy so that they can draft the final report? If we have it in electronic form, so much the better. --- Peggy

Hi Peg,

How do you recommend dealing with this? I have this feeling like he's trying to create a situation where I will have to write it myself. Thanks. Tova

-----Original Message-----
From: Job Serebrov
Sent: Thursday, June 08, 2006 9:42 PM
To: psims@eac.gov; wang@tcf.org
Subject: Re: Transcript & Teleconference

Peggy:

I can't predict when I get home but it is between 5:30 and 6:30 my time. I know that is generally too late to have a teleconference.

I plan to review Tova's recommendations this weekend and work on my own as well as expanding the explanation of the case section.

Please see what your financial officer did with regards to my travel.
Thank you,

Job

--- psims@eac.gov wrote:

> What time do you arrive home from work? Perhaps we could talk then?
>
> Re your question on the mileage, I have approached our Financial Officer with a request that you receive full reimbursement on the grounds that your actual total travel costs are less than the estimated total travel costs if you had flown to DC, stayed in our more expensive hotels, and received the higher per-diem for 3 days (instead of 1). I have not yet received a response from her and she has been out of the office much of this week, so I don't know what she decided to do.

--- Peggy

---

"Job Serebrov"

06/08/2006 01:10 PM

To

psims@eac.gov, wang@tcf.org

cc

Subject

Re: Transcript & Teleconference

Peg:

I just arrived home for lunch. I can no longer take time during the work day for telephone conferences. As I told you I will need to finish this project after daily working hours. I am still getting things done from being out for ten days. I will review Tova's recommendations and expand on mine this weekend.

Also, I sent you an e-mail asking how you handled the mileage portion of my travel voucher?

Job

---

--- psims@eac.gov wrote: 005262
4 PM EST is fine with me, if it works for Job.

---

Peggy


How will you be getting it to us? Will it be something you can email? And can we set up a call for some time in the next few days? Thanks.

----- Original Message -----
From: <psims@iac.gov>
To: <wang@tcf.org>
Cc: 
Sent: Thursday, June 08, 2006 9:35 AM
Subject: Re:

Sorry. We have been swamped with other program activities and preparations for today's testimony before House Admin. We have not yet received the transcript of the Working Group session. Devon checked with the court reporter, who said it will be delivered today.

--- Peggy

wang@tcf.org

06/08/2006 09:15 To AM

psims@eac.gov
cc
"Job

Serebrov"

Subject

Hi, What's going on? I have not received
I'll fax it to you if that works. The total is $124.44. Thank you. Have a nice weekend. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, June 09, 2006 3:03 PM
To: wang@tcf.org
Subject: Re: travel

Send it now. Let me know how much it is, so that I can include it in the total for reimbursement. ----
Peggy

"Tova Wang" <wang@tcf.org>
06/09/2006 01:56 PM
To psims@eac.gov
cc
Subject travel
Hi again,

I just got the bill from our car service from the trip last month. Can I still send it to you? Do I need a cover note? 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

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---
"Tova Wang"
<wang@tcf.org> 06/09/2006 12:49 PM
To psims@eac.gov, "Job Serebrov"
cc
Subject: more gao

Sorry, its 500 pages -- it also includes data on absentee fraud and voter intimidation

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---
Margaret Sims/EAC/GOV 06/12/2006 05:09 PM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject RE: Will Call Later
How about 9:30 AM EST, Wednesday morning (6/14/06)?

"Tova Wang" <wang@tcf.org>

"Tova Wang" <wang@tcf.org> To psims@eac.gov
06/12/2006 04:46 PM cc
Subject RE: Will Call Later

Either between 9 and 10 or between 12 and 1:30 would be ideal, but I should be around most of the afternoon. Thanks Peg. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, June 12, 2006 2:39 PM
To: wang@tcf.org
Subject: Will Call Later

I'll try to call you Wednesday. Is there a time that is best for you? Today has been too hectic. Tomorrow is primary election day in VA. Still no transcript. I have taken a look at the recommendations that you sent me, but have not yet heard from Job. --- Peg

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Devon E. Romig/EAC/GOV
06/07/2006 10:01 AM
To Margaret Sims/EAC/GOV@EAC.
cc jwilson@eac.gov
Subject Re: Transcript of 5-18-06 Working Group Meeting

I will call the transcript company and ask them about it.

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
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
06/07/2006 09:47 AM
To dromig@eac.gov, jwilson@eac.gov
cc
Subject Transcript of 5-18-06 Working Group Meeting
Have we had any word about the transcript for the 5-18-06 Voting Fraud-Voter Intimidation Working Group meeting? Our consultants each need a copy so that they can draft the final report? If we have it in electronic form, so much the better. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Diana Scott/EAC/GOV
06/09/2006 01:02 PM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Travel Reimbursement for Job Sebrebrov

Peggy,

Regarding his travel for the EAC's May 18 meeting, I would concur with you that we should reimburse Mr. Sebrebrov in the amount of $1200.03 for travel related expenses (hotel/mileage/per diem). Since there is a $577.95 dollar difference in cost (travel via air vs travel via POV), I believe the $1200.03 is more economically advantageous to the Agency. Attached is your drafted memo.

JobSerebrov$1200.03reimbursement.pdf

Diana M. Scott
Administrative Officer
U.S. Election Assistance Commission
(202) 566-3100 (office)
(202) 566-3127 (fax)
dscott@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----
Margaret Sims/EAC/GOV
06/09/2006 04:45 PM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject RE: travel

Got It! You should receive a total travel reimbursement of $1,533.02 for that trip. (I could not include the internet service fee the hotel charged, but everything else counted.) --- Peggy

"Tova Wang" <wang@tcf.org>

"Tova Wang"
I’ll fax it to you if that works. The total is $124.44. Thank you. Have a nice weekend. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, June 09, 2006 3:03 PM
To: wang@tcf.org
Subject: Re: travel

Send it now. Let me know how much it is, so that I can include it in the total for reimbursement. ---
Peggy
Perfect. Thanks.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, June 12, 2006 4:09 PM
To: wang@tcf.org
Subject: RE: Will Call Later

How about 9:30 AM EST, Wednesday morning (6/14/06)?

"Tova Wang" <wang@tcf.org>
06/12/2006 04:46 PM
To psims@eac.gov
cc
Subject RE: Will Call Later

Either between 9 and 10 or between 12 and 1:30 would be ideal, but I should be around most of the afternoon. Thanks Peg. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, June 12, 2006 2:39 PM
To: wang@tcf.org
Subject: Will Call Later

I'll try to call you Wednesday. Is there a time that is best for you? Today has been too hectic. Tomorrow is primary election day in VA. Still no transcript. I have taken a look at the recommendations that you sent me, but have not yet heard from Job. --- Peg
recommendations

Here are my recommendations with the last one now included. Please let me know about the transcript and when you all want to talk about getting the final report done. 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

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM ---

Peggy:

Any sign of the transcript? Will the other members of the working group get a copy? I have had questions from several about it.

If you want to talk I can do so this Friday at 6 pm your time.

Job

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:18 PM ---

4 PM EST is fine with me, if it works for Job. --- Peggy

wang@tcf.org
Jeannie

We suspect that someone from the Voting Fraud-Voter Intimidation Project Working Group has been talking to reporters, tipping them off about what we are finding in our preliminary study, and referring them to our consultants (although the information could have come from anyone on the EAC boards, too). Apparently, the U.S. News & World Report reporter who contacted me also contacted both consultants working on the project.

Based on my recommendation, Tova Wang and, possibly, Job Serebrov, who are on EAC personal services contracts for our voting fraud and voter intimidation research, will seek further clarification from you about what they can and cannot say to reporters and in public fora about vote fraud and voter intimidation and about EAC's research. I have previously advised Tova and Job not to discuss the work they are doing for us as this is EAC research, the Commissioners have not yet received and accepted the final report, and the Commission has not approved their speaking about the EAC research.

Tova plans to call you tomorrow (Tuesday, June 27) about the issue. In addition to the reporter's inquiry, she has been invited to speak on the subject at the summer conference of the National Association of State Legislatures. She has plenty of knowledge of the subject in her own right (apart from our study), but is having trouble differentiating between her own work and the work she is doing for us. Please, just let me know what you advise her to do.

--- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---

"Tova Wang"
<wang@tcf.org>  
06/27/2006 12:26 PM

To psims@eac.gov, “Job Serebrov”
cc

Subject outline of final report

Does this work for you?

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

Click here to receive our weekly e-mail updates.
Attached is an updated schedule showing 2 more invoice periods. I’ll send separate spreadsheets to you and Job showing what funds and hours have been used and what are available. --- Peggy

FY06 Contracts Invoice Schedule.xls

Hi Peg,

What is the current invoice schedule? 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

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----

"Job Serebrov" <wang@tcf.org>
06/30/2006 10:01 PM
To wang@tcf.org, psims@eac.gov
cc "Tova Wang" <wang@tcf.org>
Subject Re: Various
I would make time to discuss this. I feel that any edit would be wrong while a comment at the end of the interview by the Commission would not be. But in this case, two of us remember it one way and one the other way.

--- wang@tcf.org wrote:

> That would be great on the contract.
> > If the interview is "edited" as you put it, I will be very, very uncomfortable, as I believe Job would be as well. I know you don't want to spend anymore time on this, but I consider it a rather important issue, and I think Job does too. I would be happy to talk to you and Tom and any of the commissioners about this further if that would be helpful. I am available by cell over the next four days and in the office all next week.
> > Thanks for the updated invoice stuff. Happy 4th.
> Tova
> ----- Original Message ----- 
> From: <psims@eac.gov> 
> To: "Job Serebrov" 
> Cc: "Tova Andrea Wang" <wang@tcf.org> 
> Sent: Friday, June 30, 2006 6:41 PM 
> Subject: Re: Various 
> 
> > Actually, the Donsanto interview was the only one I did attend, but I agree the issue is taking up too much of your time. I just wanted you to be forewarned that the paragraph has already raised red flags in DC of and is likely to result in an edit. Enough said about that.
> > I am concerned about the number of hours left for this project. If you and Tova both agree, I'll see if our Contracting Officer will approve a contract mod to provide for some additional hours and money to incorporate comments received on the report and other efforts that fall within the tasks specified in the current contract. We won't get 60 thou, but there might be a little year end money we can use to finish this off properly.
> > Peg
> > ---
Peg:

I had to take time off this afternoon to handle some issues. Did you get an answer as to my travel reimbursement?

I spoke to Tova about the Donsanto issue. We both agree about what we heard during the interview. We also agree that this is taking up too much time (of which we have so little left) and is a minor part of one interview which makes up one of thirty interviews.

I feel the same as Tova, the Commission was not on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph as you do---I remember what was said---the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

Job
I'll need to get back to you on this and the definition tomorrow (too many things going on today). In the meantime, I have attached the written status report that was presented to the EAC Standards Board and Board of Advisors, because I can't remember if I ever provided the final version to the two of you. The status report is primarily made up of your preliminary reports, with some intro information provided and a brief summary of recommendations discussed at the Working Group meeting. This may or may not help the two of you in preparing the final. You can use any of it, or none of it. I am sure that your product will be much better than this quickly pulled together thing. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---

"Job Serebrov"

06/29/2006 07:58 PM

To psims@eac.gov

cc Travel Pay
Peg:

So far no travel pay. Tova got hers a couple of days ago. Please call and check. I need it.

Thanks,
Job

-----
Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
"Tova Wang"
<wang@tcf.org> To psims@eac.gov
06/29/2006 01:24 PM cc twilkey@eac.gov
Subject RE: donsanto interview

Peg, If you review the numerous speeches and writings of Donsanto, including at the BAI training sessions, you will see that in the past he has frequently said that as a matter of law and policy the Department generally only pursued organized patterns. I can point you to particular citations if you like. He clearly said when we interviewed him that there had been a shift in resources and energy. This is in both of our notes. I don't think this should be an issue of departmental politics.

Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, June 29, 2006 12:00 PM
To: wang@tcf.org; twilkey@eac.gov
Cc: psims@eac.gov
Subject: Re: donsanto interview

Tova and Job:

All I can do is advise you that I don't think this paragraph will pass by the Commission, as written, because readers can misinterpret what is being reported and use something published by EAC against DOJ. I suspect that both of you are aware of legal action being taken by an advocacy group against DOJ alleging that the agency is acting in a manner that fails to protect, and even discourages, the voter participation of minorities and disadvantaged individuals. Though I do not intend to address the merits of that action, which focuses on the efforts of more than one DOJ office, I am concerned that some readers would use the sentence that begins with "This change in direction, focus, and level of aggression ..." as evidence that DOJ's Election Crimes Branch has completely changed course to focus on aggressively pursuing individuals who vote when ineligible, many of whom are minorities.

It is true that, for years, the Election Crimes Branch did not pursue individual violators. (I certainly observed this from the time I became involved in researching election administration matters in 1986.) Much of the reason for this is that the agency just did not have the resources to pursue everything; so, as the agency budget permitted, DOJ pursued cases that provided the most bang
for the buck --- cases involving multiple individuals that were not already being pursued by State or local public attorneys. As you know, DOJ recently expanded its efforts and added the prosecution of individuals for double voting or voting when ineligible (felony convictions or no U.S. citizenship). Although I did not know of this decision prior to the interview, the action is not a complete surprise, given the increasing pressure on the agency to pursue such cases that began with a real squeaker of a 1996 race in California's 46th CD (Orange County). In the interview with you, Donsanto also stated that the department evaluates each case before pursuing it, and does not pursue every individual referred for voting violations. (You may remember he noted his reluctance to pursue noncitizen voting, which can result in deportation, when it could separate the individual from his family.)

In my opinion, the addition of the prosecution of individuals, while an important new development, is not a complete change in direction or focus. The pursuit of individual violators does not supplant DOJ's continuing efforts to pursue organized schemes to corrupt the process. It is part of a recent expansion of the agency's efforts to combat election crime that includes: (1) more aggressive pursuit of criminal campaign finance violations (not covered by EAC's study); (2) exploration of new avenues to prosecute voter suppression schemes (e.g.; the NH phone bank blocking case); (3) better training of U.S. attorneys and FBI agents in the recognition, investigation and prosecution of election offenses; (4) efforts to improve coordination with state and local law enforcement agencies; and (5) press conferences and public announcements before federal elections to publicize how the public can report election crimes. Donsanto provided information on much of these efforts either during the interview or by supplying case lists and training information on the day of the interview.

I hope you will reconsider revising the paragraph at issue.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

"Tova Wang" <wang@tcf.org>
06/28/2006 04:47 PM
To psims@eac.gov
cc "Job Serebrov"
Subject donsanto interview

Hi Peg,

Job and I have discussed this matter and agree on our response to it.

Presumably the paragraph you are concerned about is the following:
Since 2002, the department has brought more cases against alien voters, felon voters, and double voters than ever before. Previously, cases were only brought when there was a pattern or scheme to corrupt the process. Charges were not brought against individuals – those cases went un-prosecuted. This change in direction, focus, and level of aggression was by the decision of the Attorney General. The reason for the change was for deterrence purposes.

Neither of us thinks this passage says that the Department has stopped pursuing patterns, as you suggested, and we maintain that this is what Mr. Donsanto said to us in the interview. If Mr. Donsanto wants to object, perhaps he can write a letter or something to that effect that could be part of the record.

Tova Andrea Wang  
Democracy Fellow  
The Century Foundation  
41 East 70th Street - New York, NY 10021  
phone: 212-452-7704 fax: 212-535-7534

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----

Margaret Sims/EAC/GOV  
06/29/2006 05:31 PM  
To: "Tova Wang" <wang@tcf.org>@GSAEXTERNAL

Subject: RE: donsanto interview

I don't think anyone disagrees that DOJ's earlier policy was to prosecute organized conspiracies, not individual violators. This policy was based both on existing law and resources available. Donsanto made that clear in numerous presentations before election officials, though I doubt he would have highlighted the resource issue in any of his written reports.

I did not hear Donsanto say that there was a shift in resources and energy away from prosecuting organized conspiracies in order to pursue prosecutions of individuals. I think we should avoid implying that this is the case. I understood his statement to address a shift in DOJ resources and energy to support increased efforts to prosecute election crimes, including the expansion of prosecutions to include individual incidents. I have not seen, nor do I think Donsanto has ever stated, that there has been a decrease in the effort to prosecute organized conspiracies to corrupt the process. Yet, adequate resources continue to be an issue, as Donsanto noted in his interview and at the Working Group meeting (when referring to having to decide which of two voter suppression cases to prosecute because he didn't have the resources to do both).

Your reference to policy based on law reminded me that changes in federal law, and an evolution in the understanding of how to use newer law, also would have affected DOJ’s decision to add the prosecution of individuals for such violations as registering and voting when not a U.S. citizen or when a convicted felon. Earlier federal law did not directly address voter registration by felons, permitting federal prosecution in such instances only where it could be shown that the applicant knowingly and willfully...
provided false information as to his or her eligibility to vote. Earlier federal law permitted the prosecution of noncitizens for registering to vote based on false claims of the U.S. citizenship that each State required for registering to vote in federal elections, but did not require U.S. citizenship to vote in federal elections. These laws made federal prosecution of noncitizen and felon voter registration and voting much more challenging. With the implementation of the NVRA in 1995, we began to see federal election law that could more easily be used for federal prosecution of both voter registration and voting by noncitizens and convicted felons. And, late in 1996, immigration reform legislation was passed that clearly prohibits noncitizens from voting in federal elections (without requiring the "knowing and willful" component).

--- Peggy

"Tova Wang" <wang@tcf.org>

To psims@eac.gov
cc twilkey@eac.gov
Subject RE: donsanto interview

Peg, If you review the numerous speeches and writings of Donsanto, including at the BAI training sessions, you will see that in the past he has frequently said that as a matter of law and policy the Department generally only pursued organized patterns. I can point you to particular citations if you like. He clearly said when we interviewed him that there had been a shift in resources and energy. This is in both of our notes. I don't think this should be an issue of departmental politics.

Tova

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Sent: Thursday, June 29, 2006 12:00 PM
To: wang@tcf.org;_
Cc: twilkey@eac.gov
Subject: Re: donsanto interview

Tova and Job:

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for the buck --- cases involving multiple individuals that were not already being pursued by State or local public attorneys. As you know, DOJ recently expanded its efforts and added the prosecution of individuals for double voting or voting when ineligible (felony convictions or no U.S. citizenship). Although I did not know of this decision prior to the interview, the action is not a complete surprise, given the increasing pressure on the agency to pursue such cases that began with a real squeaker of a 1996 race in California's 46th CD (Orange County). In the interview with you, Donsanto also stated that the department evaluates each case before pursuing it, and does not pursue every individual referred for voting violations. (You may remember he noted his reluctance to pursue noncitizen voting, which can result in deportation, when it could separate the individual from his family.)

In my opinion, the addition of the prosecution of individuals, while an important new development, is not a complete change in direction or focus. The pursuit of individual violators does not supplant DOJ's continuing efforts to pursue organized schemes to corrupt the process. It is part of a recent expansion of the agency's efforts to combat election crime that includes: (1) more aggressive pursuit of criminal campaign finance violations (not covered by EAC's study); (2) exploration of new avenues to prosecute voter suppression schemes (e.g.; the NH phone bank blocking case); (3) better training of U.S. attorneys and FBI agents in the recognition, investigation and prosecution of election offenses; (4) efforts to improve coordination with state and local law enforcement agencies; and (5) press conferences and public announcements before federal elections to publicize how the public can report election crimes. Donsanto provided information on much of these efforts either during the interview or by supplying case lists and training information on the day of the interview.

I hope you will reconsider revising the paragraph at issue.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

---

Hi Peg,

Job and I have discussed this matter and agree on our response to it.

Presumably the paragraph you are concerned about is the following:
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Neither of us thinks this passage says that the Department has stopped pursuing patterns, as you suggested, and we maintain that this is what Mr. Donsanto said to us in the interview. If Mr. Donsanto wants to object, perhaps he can write a letter or something to that effect that could be part of the record.

Tova Andrea Wang
Democracy Fellow
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41 East 70th Street - New York, NY 10021
phone: 212-452-7704  fax: 212-535-7534

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
06/30/2006 05:29 PM
To  Tova Andrea Wang
cc
Subject  Contract Hours & Payments for Services

Here is the spreadsheet I have for you. Please let me know if you notice any discrepancies. Thanks. ---
Peggy

Wang Payment Tracking.xls
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
06/30/2006 06:19 PM
To  "Job Serebrov"
cc
Subject  Re: Various

Not yet. The problem is that so many folks seem to be off for a long 4th of
July weekend.

----------------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Job Serebrov"
Sent: 06/30/2006 05:58 PM
To: psims@eac.gov; wang@tcf.org
Subject: Various

Peg:

I had to take time off this afternoon to handle some issues. Did you get an answer as to my travel reimbursement?

I spoke to Tova about the Donsanto issue. We both agree about what we heard during the interview. We also agree that this is taking up too much time (of which we have so little left) and is a minor part of one interview which makes up one of thirty interviews. I feel the same as Tova, the Commission was not in on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph as you do---I remember what was said---the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----

"Job Serebrov"
06/30/2006 07:10 PM
To psims@eac.gov, wang@tcf.org
cc
Subject Re: Various

Peg:

Its ok with me as long as we finish before the end of November.
--- psims@eac.gov wrote:

> Actually, the Donsanto interview was the only one I did attend, but I agree the issue is taking up too much of your time. I just wanted you to be forewarned that the paragraph has already raised red flags in DC of and is likely to result in an edit. Enough said about that.

> I am concerned about the number of hours left for this project. If you and Tova both agree, I'll see if our Contracting Officer will approve a contract mod to provide for some additional hours and money to incorporate comments received on the report and other efforts that fall within the tasks specified in the current contract. We won't get 60 thou, but there might be a little year end money we can use to finish this off properly.

> Peg

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> Sent from my BlackBerry Wireless Handheld

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> Sent: 06/30/2006 05:58 PM  
> To: psims@eac.gov; wang@tcf.org  
> Subject: Various  

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> as you do---I remember what was said---the paragraph
> clearly does not imply an abandonment of other DOJ
> electoral investigations.
> 
> Job
> 
> 
>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
06/26/2006 04:38 PM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cdromig@eac.gov
Subject RE: May 18, 2006 Meeting

I wasn't planning on circulating the transcript to the Commissioners. Most of them probably don't have the
time to go through the whole thing. I will let them know it is available, if they are interested in reviewing it.
--- Peggy

"Tova Wang" <wang@tcf.org>

"Tova Wang"
<wang@tcf.org>
06/23/2006 01:04 PM
To dromig@eac.gov, psims@eac.gov
cc wang@tcf.org
Subject RE: May 18, 2006 Meeting

Wow, there are a lot of errors in this. But at least it gets at the substance. Will this be circulated to the
commissioners?

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Thursday, June 22, 2006 2:45 PM
To: psims@eac.gov
Cc: wang@tcf.org
Subject: Fw: May 18, 2006 Meeting

Good news!!! The transcript is finally here.

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
Dear EAC,

Attached please note the ASCII file for the Voting Fraud-Voter Intimidation Meeting taken on Wednesday, May 18, 2006. Your transcript has been shipped to you.

ASCII file name: 051806.txt

Please let us know if you have any questions.

Timothy Brischler, Office Manager, 703.273.9221

---

I am ok with it.

--- Tova Wang <wang@tcf.org> wrote:

> Is this OK now?
> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
> 41 East 70th Street - New York, NY 10021
> phone: 212-452-7704  fax: 212-535-7534
> www.tcf.org, for the latest news,
> analysis, opinions, and events.
Jeannie:

Here are my responses:

1. When will EAC receive the preliminary report on voter intimidation and voting fraud?
   I anticipate that we will have a draft final report from our consultants in 2-3 weeks, after our consultants have had time to review the transcript from the project Working Group meeting, which was not available until last week.

2. When we receive the preliminary report, what is the EAC process to formulate a final product that will be made public?
   First, Commissioners and Commission staff will have to review the preliminary draft. Then a draft will be submitted to the EAC Standards Board and EAC Advisory Board for review and comment. This second step is taken in accordance with HAVA §247, which requires EAC to carry out its duties under Title II, Subtitle C (Studies and Other Activities to Promote Effective Administration of Federal Elections) in consultation with the Standards Board and the Board of Advisors.

3. When will we make this research available to the public? What form will it be in? (Best practices, etc.)
   The final report cannot be made public until it has been accepted by the Commissioners. Normally, this does not happen until the researcher(s) submit a final report that has been revised to address clarifications and corrections deemed necessary through the review process described above. The time it takes for the researchers to produce this final report will depend, somewhat, on the number of clarifications and corrections deemed necessary.
As the researchers were charged with conducting preliminary background research on voting fraud and voter intimidation in the U.S., this report will not include recommended best practices. It will summarize the preliminary research as well as the deliberations of our project Working Group. It also will include recommendations for future EAC activity related to the development of: (1) methods of identifying, deterring, and investigating voting fraud and voter intimidation; and (2) nationwide statistics on voting fraud.

If the reporter has spoken to Secretary Rokita, who maintains that EAC has no authority to conduct this research, you may want to note that EAC initiated this preliminary research on voting fraud and voter intimidation in accordance with the Help America Vote Act, (HAVA) §241, which requires EAC to conduct research on election administration issues, including the development of:

- nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [§241(b)(6)]; and
- ways of identifying, deterring, and investigating methods of voter intimidation [§241(b)(7)].

At its 2005 meeting, EAC's Board of Advisors recommended that the agency make research on these matters a high priority.

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

Jeannie Layson/EAC/GOV

06/27/2006 02:26 PM	 To psims@eac.gov, twilkey@eac.gov
cc
Subject US News & World Report inquiry

Please provide answers to the following questions, posed to me by US News & World Report's Scott Michels. I need this info by the end of the day to meet his deadline.

1. When will EAC receive the preliminary report on voter intimidation and voting fraud?
2. When we receive the preliminary report, what is the EAC process to formulate a final product that will be made public?
3. When will we make this research available to the public? What form will it be in? (Best practices, etc.)

Jeannie Layson
U.S. Election Assistance Commission
1225 New York Ave., NW
Suite 1100
Washington, DC 20005
Phone: 202-566-3100
www.eac.gov
Is this OK now?

Tova Andrea Wang  
Democracy Fellow  
The Century Foundation  
41 East 70th Street - New York, NY 10021  
phone: 212-452-7704  fax: 212-535-7534  

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Fraud Project Definition-rev 6-27.doc

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U.S. Election Assistance Commission

"Tova Wang" <wang@tcf.org>

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phone: 212-452-7704 fax: 212-535-7534

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Click here to receive our weekly e-mail updates.
Peggy:

Still no travel funds. Please see what you can fund out on Monday. At this point this is late.

Job

Further comment from Tova. --- Peggy

Also, I maintain that a reasonable solution to this is to allow Donsanto and/or any of the commissioners who desire to do so to provide a statement that would be included in the report and in the record.

----- Original Message ----- 
From: <wang@tcf.org>
To: <psims@eac.gov>; "Job Serebrov"  
Cc: "Tova Wang" <wang@tcf.org>
Sent: Friday, June 30, 2006 9:42 PM 
Subject: Re: Various 

> That would be great on the contract. 
> 
> If the interview is "edited" as you put it, I will be very, very 
> uncomfortable, as I believe Job would be as well. I know you don't want 
> to spend anymore time on this, but I consider it a rather important issue,
and I think Job does too. I would be happy to talk to you and Tom and any of the commissioners about this further if that would be helpful. I am available by cell over the next four days and in the office all next week.

Thanks for the updated invoice stuff. Happy 4th.

Tova

----- Original Message ----- 
From: <psims@eac.gov>
To: "Job Serebrov"
Cc: "Tova Andrea Wang" <wang@tcf.org>
Sent: Friday, June 30, 2006 6:41 PM
Subject: Re: Various 

Actually, the Donsanto interview was the only one I did attend, but I agree the issue is taking up too much of your time. I just wanted you to be forwarned that the paragraph has already raised red flags in C of and is likely to result in an edit. Enough said about that.

I am concerned about the number of hours left for this project. If you and Tova both agree, I'll see if our Contracting Officer will approve a contract mod to provide for some additional hours and money to incorporate comments received on the report and other efforts that fall within the tasks specified in the current contract. We won't get 60 thou, but there might be a little year end money we can use to finish this off properly.

Peg

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Job Serebrov"
Sent: 06/30/2006 05:58 PM 
To: psims@eac.gov; wang@tcf.org
Subject: Various

Peg:

I had to take time off this afternoon to handle some issues. Did you get an answer as to my travel reimbursement?

I spoke to Tova about the Donsanto issue. We both agree about what we heard during the interview. We also agree that this is taking up too much time (of which we have so little left) and is a minor part of one interview which makes up one of thirty interviews. I feel the same as Tova, the Commission was not in on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that
person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph as you do---I remember what was said---the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---
Margaret Sims/EAC/GOV
07/03/2006 11:12 AM
To Bola Olu/EAC/GOV
cc
Subject Fw: Travel Funds

Can you please find out where GSA is with this reimbursement? Thanks. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 07/03/2006 11:12 AM ---
"Job Serebrov"
07/02/2006 09:34 AM
To psims@eac.gov
cc
Subject Travel Funds

Peggy:

Still no travel funds. Please see what you can fund out on Monday. At this point this is late.

Job

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---
Bola Olu/EAC/GOV
07/03/2006 11:57 AM
To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Fw: Travel Funds
I am assuming you are referring to the 6/9/06 payment in the amount of $1,200.03. I checked with Finance and the payout date is today.

Bola Olu  
Financial Administrative Specialist  
United States Election Assistance Commission  
1225 New York Avenue N.W., Suite - 1100  
Washington, DC 20005  
P:202-566-3124  
F:202/566-3127  
http://www.eac.gov/

"Integrity - Treat everyone with the same principle, be loyal to those who are not present"

Margaret Sims/EAC/GOV

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--- Forwarded by Margaret Sims/EAC/GOV on 07/03/2006 11:12 AM ---

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Peggy:

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Job

--- Forwarded by Margaret Sims/EAC/GOV on 07/03/2006 12:51 PM ---

Margaret Sims/EAC/GOV

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---

Margaret Sims/EAC/GOV

005295
Job:

I may have forgotten to send this summary of payments for personal services to you. If I didn't, here it is again. --- Peggy

---

Serebrov Payment Tracking.xls

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----

Margaret Sims/EAC/GOV

To wang@tcf.org@GSAEXTERNAL
cc "Job Serebrov" Tova Wang
Subject Re: Various

Most of the Commissioners and Tom will be out of the office for the next two weeks to attend the IACREOT, NASS, and NASED summer conferences. I'll let Tom know you want to talk with him when I see him at the airport tomorrow. He may decide to call from out of town. --- Peggy

wang@tcf.org

----- Original Message -----
From: <psims@eac.gov>
To: "Job Serebrov"
Cc: "Tova Andrea Wang" <wang@tcf.org>
Sent: Friday, June 30, 2006 6:41 PM
Subject: Re: Various

> Actually, the Donsanto interview was the only one I did attend, but I
> agree the issue is taking up too much of your time. I just wanted you to
> be forwarned that the paragraph has already raised red flags in DC of and
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Peg

Sent from my BlackBerry Wireless Handheld

----- Original Message ----- 
From: "Job Serebrov"
Sent: 06/30/2006 05:58 PM
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Subject: Various

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I spoke to Tova about the Donsanto issue. We both agree about what we heard during the interview. We also agree that this is taking up too much time (of which we have so little left) and is a minor part of one interview which makes up one of thirty interviews. I feel the same as Tova, the Commission was not in on the interview and thus do not know what was said and we are not giving those interviewed the opportunity, especially given how long ago the interviews were, to object. Frankly, if the Commission wants to give us another sixty hours each we can call all of our interviewees, give them the review and ask for comments. In any case, we can't include comments from other interviews with, or lectures by person interviewed, outside of our interview with that person. We simply can't afford to single out one statement in one interview that there is a disagreement on. Finally, I don't read the paragraph as you do---I remember what was said---the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

Job
Peg:

I still have not received the travel funds. This is causing a large financial problem. I don't know what is with these people but it is obvious my bank has not received it and I doubt it was sent. Please find out what is going on.

Job

----- Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 03, 2006 10:30 AM
To: wang@tcf.org
Subject: RE: Estimated Additional Hours Needed

I think I've already gone over my hours. Let me know when I submit my invoice. If I have, I'll just reduce them on paper. Thanks.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
We'll have to guesstimate. It is likely that we will receive some comments and questions from the Commissioners and a number of comments from the boards. We could do the modification a little later, but we have to do it before the end of August to take advantage of year-end funds. Basically, the sooner we can figure this out, the better chance we have of using some of the year-end money for this project, before it is taken for something else. We have no guaranties that funds will be available in the next fiscal year. --- Peggy

"Tova Wang" <wang@tcf.org>

07/03/2006 11:13 AM

To psims@eac.gov
Cc
Subject RE: Estimated Additional Hours Needed

Doesn't it really depend on what the Commission comes back to us with? Its kind of hard to estimate before knowing what they're going to want.

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 03, 2006 10:11 AM
To: wang@tcf.org; twilkey@eac.gov
Cc: 
Subject: Estimated Additional Hours Needed

Tova and Job:

I don't have the authority to modify contracts, but Tom Wilkey does. In order to help Tom determine how many additional hours (and dollars) should be added to your personal services contracts, I'll need an estimate from the two of you for the number of additional hours required to complete the final report (taking into account revisions that may be needed to address questions and comments submitted by the Commissioners and the EAC Standards Board and Board of Advisors). Please note that we cannot add any tasks to the existing contract, but we can account for additional hours required to complete the final report.

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
e-mail: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
I thought I emailed an account of your hours used. Just in case I didn't, here it is again.

Wang Payment Tracking.xls

I think I've already gone over my hours. Let me know when I submit my invoice. If I have, I'll just reduce them on paper. Thanks.

-----Original Message-----
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Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
e-mail: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
"Job Serebrov" To psims@eac.gov
cc
Subject Travel Funds

Peg:

My travel funds finally came in to my bank.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Doesn't it really depend on what the Commission comes back to us with? It's kind of hard to estimate before knowing what they're going to want.

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Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----

wang@tcf.org
07/01/2006 05:30 PM
To: psims@eac.gov
cc: 
Subject: Re: FW: methodology

It would be great if someone there could work on cleaning it up. Let us know. Thanks.

----- Original Message -----
From: psims@eac.gov
To: wang@tcf.org
Cc: 
Sent: Friday, June 30, 2006 5:25 PM
Subject: Re: FW: methodology
Will it be possible for you to extract the excerpt for inclusion in the report? Thanks.

-----Original Message-----
From: Job Serebrov [mailto:]
Sent: Wednesday, June 28, 2006 5:40 PM
To: Tova Wang; psims@eac.gov
Subject: Re: methodology

Agreed

--- Tova Wang <wang@tcf.org> wrote:

> As you may recall, the working group expressed
> interest in the risk analysis
> method. The recent report by the Brennan Center on
> voting machines employs
> this methodology. If you look at pp. 8-19 of the
> attached, it provides a
> potential model. I think it might be worth
> including this as an appendix or
> footnote in the methodology section. Please let me
> know what you think.
> 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
> 
> www.tcf.org, for the latest news,
> analysis, opinions, and events.
I have asked our finance folks to check with GSA. I will let you know when I receive the answer. --- Peggy

"Job Serebrov" <serebrov@sbcglobal.net>

Peggy:

Still no travel funds. Please see what you can fund out on Monday. At this point this is late.

Job

Tova and Job:
I don't have the authority to modify contracts, but Tom Wilkey does. In order to help Tom determine how many additional hours (and dollars) should be added to your personal services contracts, I'll need an estimate from the two of you for the number of additional hours required to complete the final report (taking into account revisions that may be needed to address questions and comments submitted by the Commissioners and the EAC Standards Board and Board of Advisors). Please note that we cannot add any tasks to the existing contract, but we can account for additional hours required to complete the final report.

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Fax: 202-566-3127
e-mail: psims@eac.gov

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---

Margaret Sims/EAC/GOV
07/11/2006 12:05 PM

To: Juliet E. Thompson-Hodgkins/EAC/GOV

Subject: Re: Fraud and Intimidation Study

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM ---

Margaret Sims/EAC/GOV
07/11/2006 12:05 PM

To: Juliet E. Thompson-Hodgkins/EAC/GOV

Subject: Re: Fraud and Intimidation Study

I think it is this one. --- Peggy

EAC Boards VF-VI Status Report.doc

Juliet E. Thompson-Hodgkins/EAC/GOV

Juliet E.
Thompson-Hodgkins/EAC/GOV
07/11/2006 11:38 AM

To: Margaret Sims/EAC/GOV@EAC

cc

Subject: Re: Fraud and Intimidation Study

Will you please send me a copy of the referenced report?

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
07/11/2006 10:55 AM

To: Juliet E. Thompson-Hodgkins/EAC/GOV@EAC

cc: "Tom Wilkey" <twilkey@eac.gov>
It sounds similar to the issues I had with the Donsanto interview. It was a classic example of the interviewers' interpreting what was said through their own biases.

It also is true that the original interview summaries failed to differentiate between the criminal definition of intimidation and the consultants use of the term. The consultants have revised their definition to note that it goes beyond the legal definition, but we may need to repeat the statement where the DOJ interviews are referenced.

I have already brought the Donsanto matter to our contractors' attention. When they responded that they did not think they should redraft that section, I told them that the section will likely be edited. It appears that we will have to do the same with the reference to Tanner's interview.

Why don't we discuss this with Tanner (and Donsanto) after we have had a chance to review a consolidated draft of the final report? We can determine what clarifications or corrections are necessary at that time.

Peg

----------------------------------
Sent from my BlackBerry Wireless Handheld
Juliet E. Thompson-Hodgkins

From: Juliet E. Thompson-Hodgkins
Sent: 07/11/2006 09:46 AM
To: Margaret Sims
Subject: Re: Fraud and Intimidation Study

His concerns are that there were inaccurate or false statements about DOJ on pages 5 and 6, that in his words demonstrated a lack of understanding of criminal law.

Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV 07/11/2006 09:26 AM To Juliet E. Thompson-Hodgkins/EAC/GOV@EAC
cc
Subject Re: Fraud and Intimidation Study

Perhaps he was looking at the report that was delivered to the EAC boards. Let's find out what his concerns are so that we can address them.

Peg

----------------------------------
Tanner said he got it from Cameron. And referred specifically to pp. 5 and 6. I don't remember that the summaries of interviews were laid out that way.

Tanner interview, at which I was present. Wilkey knows that I won't let it go as is. I wasn't at the Tanner interview, but would be interested in hearing where he thinks the consultants went wrong.

It is possible that, due to my objections re the Donsanto interview, the consultants may have asked Tanner to review their description of his interview. I won't know for sure until I can contact them.

I gave you and Gavin a folder that included a summary of interviews, etc before the working group meeting. Also, the report delivered to the boards on this project is in the shared drawer under Research in Progress-Voting Fraud-Intimidation. That is everything I have at the moment.

Peg

I received a call from John Tanner today who was upset with pages 5 and 6 of some draft paper that he had received regarding our Fraud and Intimidation Study. I am in a very uncomfortable situation in that I have not received a copy of this paper and the Office of General Counsel has not vetted this document and yet I am being questioned about why there are erroneous statements in this paper. Please provide me with a copy of this document and please explain to me how John Tanner got a copy of this document.
It sounds similar to the issues I had with the Donsanto interview. It was a classic example of the interviewers' interpreting what was said through their own biases.

It also is true that the original interview summaries failed to differentiate between the criminal definition of intimidation and the consultants use of the term. The consultants have revised their definition to note that it goes beyond the legal definition, but we may need to repeat the statement where the DOJ interviews are referenced.

I have already brought the Donsanto matter to our contractors' attention. When they responded that they did not think they should redraft that section, I told them that the section will likely be edited. It appears that we will have to do the same with the reference to Tanner's interview.

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From: Juliet E. Thompson-Hodgkins
Sent: 07/10/2006 02:34 PM
To: Margaret Sims
Subject: Re: Fraud and Intimidation Study

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Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

I have not yet seen a draft final report. My best guess is that Tanner is concerned about the summary of his interview. I have already had discussions with our consultants about the description of the Donsanto interview, at which I was present. Wikey knows that I won't let it go as is. I wasn't at the Tanner interview, but would be interested in hearing where he thinks the consultants went wrong.

It is possible that, due to my objections re the Donsanto interview, the consultants may have asked Tanner to review their description of his interview. I won't know for sure until I can contact them.
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From: Juliet E. Thompson-Hodgkins
Sent: 07/10/2006 10:55 AM
To: Margaret Sims
Cc: Thomas Wilkey
Subject: Fraud and Intimidation Study

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:17 PM -----
Margaret Sims/EAC/GOV
07/03/2006 11:38 AM
To: Devon Romig
cc: Devon Romig
Subject: Fw: methodology

Please edit the attached Word document to remove the returns at the end of each line that are not needed, then send it to Tova and Job. Thanks! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 07/03/2006 11:37 AM -----
Margaret Sims/EAC/GOV
06/30/2006 05:25 PM
To: "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc: [redacted]
Subject: Re: FW: methodology
Will it be possible for you to extract the excerpt for inclusion in the report? Thanks.

-----Original Message-----
From: Job Serebrov [mailto:
Sent: Wednesday, June 28, 2006 5:40 PM
To: Tova Wang; psims@eac.gov
Subject: Re: methodology

Agreed

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> interest in the risk analysis
> method. The recent report by the Brennan Center on
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> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
> 41 East 70th Street - New York, NY 10021
> phone: 212-452-7704 fax: 212-535-7534
> 
> www.tcf.org, for the latest news,
> analysis, opinions, and events.
> 
> <mailto:join-tcfmain@mailhost.groundspring.org>
Tova:
If you have used up all of your remaining hours, you need to stop work until we have the contract modification in place that provides for more hours.
Peggy

Sent from my BlackBerry Wireless Handheld

Also, I maintain that a reasonable solution to this is to allow Donsanto and/or any of the commissioners who desire to do so to provide a statement that would be included in the report and in the record.

----- Original Message ----- 
From: <wang@tcf.org>
To: <psims@eac.gov>; "Job Serebrov" 
Cc: "Tova Wang" <wang@tcf.org>
Sent: Friday, June 30, 2006 9:42 PM
Subject: Re: Various

That would be great on the contract.

If the interview is "edited" as you put it, I will be very, very uncomfortable, as I believe Job would be as well. I know you don't want to spend anymore time on this, but I consider it a rather important issue, and I think Job does too. I would be happy to talk to you and Tom and any of the commissioners about this further if that would be helpful. I am available by cell over the next four days and in the office all next week.
Thanks for the updated invoice stuff. Happy 4th.

Tova

----- Original Message ----- 
From: <psims@eac.gov>
To: "Job Serebrov" <blank>
Cc: "Tova Andrea Wang" <wang@tcf.org>
Sent: Friday, June 30, 2006 6:41 PM
Subject: Re: Various

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To: psims@eac.gov; wang@tcf.org
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as you do—I remember what was said—the paragraph clearly does not imply an abandonment of other DOJ electoral investigations.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ---
Margaret Sims/EAC/GOV
07/03/2006 12:40 PM
To Serebrov
cc
Subject Travel Reimbursement

GSA reports that a pay out of $1,200.03 was made today. --- Peggy
--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ---
Margaret Sims/EAC/GOV
06/30/2006 05:25 PM
To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc
Subject Re: FW: methodology

The attached is the text extracted from pages 8-19 and the Attachment C referenced within the text. The formatting is still a little weird. Can you work with this, or do I need to play with it some more? --- Peggy

Risk Analysis Methodology-Brennan Center excerpt.doc

"Tova Wang" <wang@tcf.org>

"Tova Wang" <wang@tcf.org>
06/29/2006 12:07 PM
To psims@eac.gov
cc
Subject FW: methodology

Will it be possible for you to extract the excerpt for inclusion in the report? Thanks.

-----Original Message-----
From: Job Serebrov [mailto:serebrov@sbcglobal.net]
Sent: Wednesday, June 28, 2006 5:40 PM
To: Tova Wang; psims@eac.gov  
Subject: Re: methodology

Agreed

--- Tova Wang <wang@tcf.org> wrote:

> As you may recall, the working group expressed interest in the risk analysis method. The recent report by the Brennan Center on voting machines employs this methodology. If you look at pp. 8-19 of the attached, it provides a potential model. I think it might be worth including this as an appendix or footnote in the methodology section. Please let me know what you think.

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  
www.tcf.org, for the latest news, analysis, opinions, and events.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ---

Margaret Sims/EAC/GOV  
07/03/2006 11:04 AM  
To: "Tova Wang" <wang@tcf.org>@GSAEXTERNAL  
cc  
Subject: Re: final report

Once is enough. You don't need to resend. --- Peggy

"Tova Wang" <wang@tcf.org>  

"Tova Wang"
Peg, We don't need to re-send you all of the material that we gave you to provide to the working group for the final report, eg the individual interviews, research summaries, nexis and case charts, right? Thanks.

Happy 4th. Tova

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 56th Street - New York, NY 10022
phone: 212-452-7704 fax: 212-535-7534

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Click here to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM -----

"Job Serebrov"
07/03/2006 10:14 PM
To psims@eac.gov, wang@tcf.org
cc
Subject Hrs

Peg:

It seems to Tova and me that somewhere between 30 and 40 for each of us would be safe (having learned from not asking for enough hours).

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM -----

"Job Serebrov"
07/05/2006 07:19 PM
To psims@eac.gov
cc
Subject Re: Travel Reimbursement

No, its Bank of America. I just checked again and its
not there. If it does not appear by morning I will need you to see what is going on.

--- psims@eac.gov wrote:

> They usually send it electronically. Could your bank have failed to post it due to the holiday? Does your bank tend to float deposits for a day or two?
> Peggy
> --------------------------
> Sent from my BlackBerry Wireless Handheld
>
> ----- Original Message ----- 
> From: "Job Serebrov"
> Sent: 07/05/2006 08:13 AM
> To: psims@eac.gov
> Subject: Re: Travel Reimbursement
>
> Peg:
>
> I checked my account this morning (July 5th) and this still has not been paid. Did GSA mail it?
>
> Job
>
> --- psims@eac.gov wrote:
>
> > GSA reports that a pay out of $1,200.03 was made today. --- Peggy
>
> ------ Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ------
> Margaret Sims/EAC/GOV
> 07/03/2006 11:30 AM  To "Tova Wang" <wang@tcf.org> @GSAEXTERNAL
> Subject RE: Estimated Additional Hours Needed
>
> We'll have to guesstimate. It is likely that we will receive some comments and questions from the Commissioners and a number of comments from the boards. We could do the modification a little later, but we have to do it before the end of August to take advantage of year-end funds. Basically, the sooner we can figure this out, the better chance we have of using some of the year-end money for this project, before it is taken for something else. We have no guaranties that funds will be available in the next fiscal year. --- Peggy

"Tova Wang" <wang@tcf.org>
 Doesn't it really depend on what the Commission comes back to us with? It's kind of hard to estimate before knowing what they're going to want.

----- Original Message -----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 03, 2006 10:11 AM
To: wang@tcf.org; [removed]
Cc: twilkey@eac.gov.
Subject: Estimated Additional Hours Needed

Tova and Job:

I don't have the authority to modify contracts, but Tom Wilkey does. In order to help Tom determine how many additional hours (and dollars) should be added to your personal services contracts, I'll need an estimate from the two of you for the number of additional hours required to complete the final report (taking into account revisions that may be needed to address questions and comments submitted by the Commissioners and the EAC Standards Board and Board of Advisors). Please note that we cannot add any tasks to the existing contract, but we can account for additional hours required to complete the final report.

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 04:16 PM ---

"Job Serebrov"
07/09/2006 06:00 PM
To psims@eac.gov, wang@tcf.org
Cc
Subject Telephone Conference

Peg:

I need to move our call to next Monday at 7 pm EST. What is the situation with the extra hours?
I've asked Devon to do it. She can get it to you faster than I. --- Peggy

The excess returns would be a great start, and then I can do the rest. Thanks a lot.

Do you just need to have the excess returns removed, or do you think it needs other clean up as well? --- Peggy
It would be great if someone there could work on cleaning it up. Let us know. Thanks.

----- Original Message ----- 
From: psims@eac.gov
To: wang@tcf.org
Cc:
Sent: Friday, June 30, 2006 5:25 PM
Subject: Re: FW: methodology

The attached is the text extracted from pages 8-19 and the Attachment C referenced within the text. The formatting is still a little weird. Can you work with this, or do I need to play with it some more? --- Peggy

"Tova Wang" <wang@tcf.org>

06/29/2006 12:07 PM

To
psims@eac.gov

cc

Subject
FW: methodology

Will it be possible for you to extract the excerpt for inclusion in the report? Thanks.

-----Original Message-----
From: Job Serebrov
Sent: Wednesday, June 28, 2006 5:40 PM
To: Tova Wang; psims@eac.gov
Subject: Re: methodology

Agreed

--- Tova Wang <wang@tcf.org> wrote:

> As you may recall, the working group expressed
> interest in the risk analysis
> method. The recent report by the Brennan Center on
> voting machines employs
this methodology. If you look at pp. 8-19 of the attached, it provides a potential model. I think it might be worth including this as an appendix or footnote in the methodology section. Please let me know what you think.

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

www.tcf.org, for the latest news, analysis, opinions, and events.

appendices attached, except Peg I think you put together the list of the working group members? In any case, I can't find one at the moment, but it would be easy enough to put together. Perhaps even Devon or someone could do that, especially since I don't think I have any hours left, and probably shouldn't even be writing this email. I don't remember the conversation about adding to the list of interviewees, but we can talk about that later.

Subject: Re: final report

Thanks. I probably won't be able to start getting into this until tomorrow AM. I noticed that the appendices weren't attached. I think we discussed earlier that the list of interviewees needed to
Hi Peg,

Attached please find drafts of the sections for the final report. Job, please double check I'm not missing anything or sent the wrong version of anything. I'm very concerned I may have. Is there a summary of the case review that I should have? Also, as we discussed, the attached does not include all of the individual summaries and charts which we already gave you for the working group and which have not changed. Peg, we'll want to see the complete set of the materials you plan to give to the commissioners, et. al., before you do so. If you could both let me know if all the formatting is OK, that would be great too. Thanks so much and look forward to talking to you at 7 EST.

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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——— Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ———

Margaret Sims/EAC/GOV
07/20/2006 02:46 PM
To: Tova Andrea Wang
cc
Subject: Voucher

I received your faxed voucher today, signed it, and gave it to Finance. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM -----

Margaret Sims/EAC/GOV
07/17/2006 12:25 PM

To: "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
cc: "Job Serebrov" wang@tcf.org

Subject: RE: final report

Yes, I have the list of Working Group members. --- Peggy

"Tova Wang" <wang@tcf.org>

07/17/2006 10:29 AM

To: psims@eac.gov
cc: "Job Serebrov" wang@tcf.org

Subject: RE: final report

appendices attached, except Peg I think you put together the list of the working group members? In any case, I can't find one at the moment, but it would be easy enough to put together. Perhaps even Devon or someone could do that, especially since I don't think I have any hours left, and probably shouldn't even be writing this email. I don't remember the conversation about adding to the list of interviewees, but we can talk about that later.

----- Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 17, 2006 9:13 AM
To: wang@tcf.org
Cc: 'Job Serebrov'; wang@tcf.org
Subject: Re: final report

Thanks. I probably won't be able to start getting into this until tomorrow AM. I noticed that the appendices weren't attached. I think we discussed earlier that the list of interviewees needed to have more information for the final report, and the list of books and documents should be presented in the same manner as a bibliography for the final report. We can talk more about this tonight during our teleconference at 7 PM EST. --- Peggy

005323
Hi Peg,

Attached please find drafts of the sections for the final report. Job, please double check I'm not missing anything or sent the wrong version of anything. I'm very concerned I may have. Is there a summary of the case review that I should have? Also, as we discussed, the attached does not include all of the individual summaries and charts which we already gave you for the working group and which have not changed. Peg, we'll want to see the complete set of the materials you plan to give to the commissioners, et.al., before you do so. If you could both let me know if all the formatting is OK, that would be great too. Thanks so much and look forward to talking to you at 7 EST.

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704  fax: 212-535-7534

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Click here to receive our weekly e-mail updates. List of Experts Interviewed.doc

APPENDIX C -- BRENNAN EXCERPT.doc  Existing Literature Reviewed.doc
Here is the list of Working Group members with some information highlighted about each individual. Yes, you can email me later in the day to let me know if I should call you at home or at work. --- Peggy

---Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 17, 2006 11:26 AM
To: wang@tcf.org
Cc: 'Job Serebrov'; wang@tcf.org
Subject: RE: final report

Can you send it over? As I recall, it includes bios, right? I'm assuming on the interviewees you think we should have very short biographical information? Also, Peg, I'm not sure if I'll still be at work at 7 or home. Is it ok if I email you late in the day as to where I am? My home phone (for only two more weeks!) is 212-362-5223. Thanks.

---Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
005325
Thanks. I probably won't be able to start getting into this until tomorrow AM. I noticed that the appendices weren't attached. I think we discussed earlier that the list of interviewees needed to have more information for the final report, and the list of books and documents should be presented in the same manner as a bibliography for the final report. We can talk more about this tonight during our teleconference at 7 PM EST. --- Peggy
Speaking of which, does this look ok to you?

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Monday, July 17, 2006 9:13 AM
To: wang@tcf.org
Cc: 'Job Serebrov'; wang@tcf.org
Subject: Re: final report

Thanks. I probably won't be able to start getting into this until tomorrow AM. I noticed that the appendices weren't attached. I think we discussed earlier that the list of interviewees needed to have more information for the final report, and the list of books and documents should be presented in the same manner as a bibliography for the final report. We can talk more about this tonight during our teleconference at 7 PM EST. --- Peggy

Hi Peg,

Attached please find drafts of the sections for the final report. Job, please double check I'm not missing anything or sent the wrong version of anything. I'm very concerned I may have. Is there a summary of the case review that I should have? Also, as we discussed, the attached does not include all of the individual summaries and charts which we already gave you for the working group and which have not changed. Peg, we'll want to see the complete set of the materials you
plan to give to the commissioners, et.al., before you do so. If you could both let me know if all the formatting is OK, that would be great too. Thanks so much and look forward to talking to you at 7 EST.

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM ---
"Tova Wang"
<wang@tcf.org>
07/17/2006 05:51 PM
To psims@eac.gov
cc
Subject contacting Job

He asks that you call him on his cell, 501-626-0440

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM -----
Margaret Sims/EAC/GOV
07/19/2006 11:23 AM
To Job Serebrov
cc
Subject Voucher

I received your faxed voucher this morning, signed it, and submitted it to Finance. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:16 PM -----
"Tova Wang"
<wang@tcf.org>
07/17/2006 05:36 PM
To psims@eac.gov
cc
That's good.
Juliet Thompson Hodgkins
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
07/17/2006 10:15 AM
To jthompson@eac.gov
cc twilkey@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC
Subject Voting Fraud-Voter Intimidation Draft Report

Julie:

I received pieces of the draft final report on voting fraud-voter intimidation this morning. If it is OK with you, I'll hold it until all I have all of the pieces, so that you can review it as a whole document. --- Peggy
I'm sorry I did not get back to you on this yesterday. I reviewed the voucher this morning and found that only two corrections are needed (coverage dates and # of days worked during the first two weeks). I've made the corrections in red on the attached copy of your voucher. --- Peggy

Speaking of which, does this look ok to you?

Thanks. I probably won't be able to start getting into this until tomorrow AM. I noticed that the appendices weren't attached. I think we discussed earlier that the list of interviewees needed to have more information for the final report, and the list of books and documents should be presented in the same manner as a bibliography for the final report. We can talk more about this tonight during our teleconference at 7 PM EST. --- Peggy
Hi Peg,

Attached please find drafts of the sections for the final report. Job, please double check I'm not missing anything or sent the wrong version of anything. I'm very concerned I may have. Is there a summary of the case review that I should have? Also, as we discussed, the attached does not include all of the individual summaries and charts which we already gave you for the working group and which have not changed. Peg, we'll want to see the complete set of the materials you plan to give to the commissioners, et.al., before you do so. If you could both let me know if all the formatting is OK, that would be great too. Thanks so much and look forward to talking to you at 7 EST.

Tova Andrea Wang
Democracy Fellow
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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 6-18 to 7-16.doc
Please find attached an invitation to attend the Election Fraud Conference co-sponsored by the Center for Public Policy and Administration at the University of Utah and the Caltech/MIT Voting Technology Project, September 29-30, 2006 in Salt Lake City, UT.

Regards,
Melissa Slemin

California Institute of Technology
Voting Technology Project
MC 228-77
1200 E California Blvd
Pasadena, CA 91125
phone: 626.395.4089
fax: 626.405.9841


There was no telephone conference scheduled yesterday.
If you all remember, due to my current job and grandchildren situation we were unable to arrange a teleconference.

--- wang@tcf.org wrote:

> What's going on? Where are we at? Thanks. Tova
> ----- Original Message -----
Dear friends and colleagues,

As some of you know, I have decided to voluntarily give up many of my voting rights and become a resident of the District of Columbia. As I will be simply transferring to The Century Foundation's DC office, my email will remain the same (wang@tcf.org). My new work contact information as of August 8 is as follows:

The Century Foundation  
1333 H Street, NW  
10th Floor  
Washington, DC 20005  

(202) 741-6263

I look forward to speaking with you and seeing you soon.

Tova Wang  
Democracy Fellow  
The Century Foundation
The 3rd batch.
Peg Sims

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
05/03/2006 12:53 PM
Subject: Re: Voting Fraud-Voter Intimidation

Okay -- you are on for May 18th! Can we do it over here at 10?

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 03 12:40:19 2006
Subject: Re: Voting Fraud-Voter Intimidation

My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

Say "Hi" to Cameron for me.
Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballt conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

--------------------------
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 03 11:39:50 2006 
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
Margaret Sims/EAC/GOV 
05/03/2006 04:59 PM 
To: "Donsanto, Craig" <Craig.Donsanto@usdoj.gov>@GSAEXTERNAL 
cc 
Subject: Re: Voting Fraud-Voter Intimidation

I am looking at the afternoon of 5/18 for the meeting, due to scheduling conflicts of Working Group members. There remain two members from whom we have not yet received confirmations of their schedule (with some, it is like pulling teeth), but right now 5/18 still looks like the best day. We may have to hold the meeting over here to make it easier for Commissioners to drop in. --- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/03/2006 12:53 PM 
To: psims@eac.gov 
cc 
Subject: Re: Voting Fraud-Voter Intimidation

005335
Okay -- you are on for May 18th! Can we do it over here at 10?

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 03 12:40:19 2006
Subject: Re: Voting Fraud-Voter Intimidation

My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have AAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

Say "Hi" to Cameron for me.

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/03/2006 11:56 AM
To
psims@eac.gov
cc
Subject
Re: Voting Fraud-Voter Intimidation

Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballt conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

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 03 11:39:50 2006
Subject: Voting Fraud-Voter Intimidation

Craig:
We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ---

To: psims@eac.gov
cc:

Subject: Re: Working Group

Tuesday at 4 is OK for me.

----- Original Message ----- 
From: psims@eac.gov
To: wang@tcf.org
Cc: dromig@eac.gov
Sent: Friday, May 05, 2006 2:32 PM
Subject: Working Group

Hi, Folks:

Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)

005337
Mileage for Personally Owned Vehicle = $.445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwards, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
Margaret Sims/EAC/GOV To "Donsanto, Craig" <Craig.Donsanto@usdoj.gov>@GSAEXTERNAL
05/04/2006 03:13 PM cc
Subject RE: Voting Fraud-Voter Intimidation

Craig:

This meeting is being held to obtain input from our eight-member Working Group for the project. The group is composed of election lawyers, election officials, and a representative of an advocacy group, all of whom have an interest and some expertise in the identification and/or prosecution of voting fraud and voter intimidation. The group was chosen so that we would have an equal number of folks on each side of the political spectrum, plus some nonpartisan members.

After our consultants review the results of their preliminary research (interviews, literature review, case law), we will ask the Working Group to brainstorm possible next steps for EAC. Our consultants will write a report summarizing the proposals that come out of this meeting. The report will go to the Commissioners, who will decide what they want to do, funds available, and what priority to assigned to the effort(s).

Your participation in this part of the process is extremely important, so I am very happy that you can find time for us that afternoon. I'll get an agenda and other information to you next week. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
Okay, Peg -- I will mark off the entire afternoon and try to be there. What is the agenda? I was not aware that this was anything beyond having your contractors spend another session with me. Also, if they will be needing stats and stuff like that I need to know as I will bring my state-people with me.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 2:28 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation

Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy

---Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed May 03 16:59:09 2006
Subject: Re: Voting Fraud-Voter Intimidation

I am looking at the afternoon of 5/18 for the meeting, due to scheduling conflicts of Working Group members. There remain two members from whom we have not yet received confirmations of their schedule (with some, it is like pulling teeth), but right now 5/18 still looks like the best day. We may have to hold the meeting over here to make it easier for Commissioners to drop in.
--- Peg
"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/03/2006 12:53 PM

To
    psims@eac.gov

cc

Subject
    Re: Voting Fraud-Voter Intimidation

Okay -- you are on for May 18th. Can we do it over here—at 10?

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 03 12:40:19 2006
Subject: Re: Voting Fraud-Voter Intimidation

My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

Say "Hi" to Cameron for me.

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/03/2006 11:56 AM

To
    psims@eac.gov

cc

Subject
    Re: Voting Fraud-Voter Intimidation

Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballt conference for AUSAs. She send her best!
I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

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 03 11:39:50 2006
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
Margaret Sims/EAC/GOV
05/09/2006 11:33 AM
To: "Job Serebrov"
cc: wang@tcf.org
Subject: Re: Working Group-Perez

Did you look at the attached excerpts from Texas Code? --- Peggy

"Job Serebrov"
05/09/2006 11:23 AM
To: psims@eac.gov
cc: wang@tcf.org
Subject: Re: Working Group-Perez

We have the same set-up here in Arkansas. We hired a person just like Perez. However, given this, I would still like to know if he has a party affiliation and this brings up another issue. How is the county election commission chosen. In Arkansas it is the...
Chairmen of the Republican and Democrat Parties or if he/she does not want to serve a person is elected in his/her stead and a third member picked by the party with the most constitutional officers. Practically that has meant that the Democrats have controlled election commissions in Arkansas since the end of Reconstruction. This is why I want to know the situation in Texas.

--- psims@eac.gov wrote:

> As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State. Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted
at that organization's conferences. His peers in IACREOT and The Election Center have selected his submissions on web presentations (IACREOT) and his professional practices papers (Election Center) for awards. Mr. Perez also has access to information from other States through his membership in IACREOT and The Election Center. He also has a sense of humor, which you will note if you access the staff web page on the Guadalupe County Elections web site and hear the Mission Impossible theme... something that might be useful in the upcoming meeting.

Guadalupe County is small but growing. In 2004, the county had over 65 thousand registered voters (a number more than doubled the number of registered voters in 1988). A third of the county's population claims Hispanic or Latino origin, according to the U.S. Census Bureau. The county is in south central Texas and is bordered by Comal, Hays, Cladwell, Gonzales, Wilson, and Bexar counties. In the 1980s, the county was predominately a farming community; but in recent years, many people have moved from San Antonio (Bexar County) to Guadalupe County, preferring to live in Guadalupe County and work in Bexar County.

--- Peggy

"Job Serebrov" 05/08/2006 11:30 PM

To psims@eac.gov
cc

Subject Re: Working Group

Peggy:

What political party is Perez with? How political is he? Is the position in Texas neutral or political?
Who appointed Perez?

As to Pat I will contact him but I can't promise anything. If Pat can't come, who is getting knocked off Tova's list?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

Margaret Sims/EAC/GOV
05/05/2006 05:34 PM
To Diana Scott
cc Karen Lynn-Dyson/EAC/GOV@EAC, dromig@eac.gov
Subject Working Group Travel

Diana:

The following members of the Working Group for our Voting Fraud/Voter Intimidation research project will need to make travel arrangements in order to attend an afternoon meeting of the group on May 18 in Washington, DC:

Mark "Thor" Hearne - St Louis, MO
J.R. Perez - Seguin, TX
The Honorable Todd Rokita - Indianapolis, IN
Kathy Rogers - Atlanta, GA

I may have one additional member from Albuquerque, NM confirmed early next week.

May these people use Adventure Travel to make these arrangements in the same manner as the Asian Language Working Group? I understand the members of that group made hotel and flight arrangements through Adventure Travel and that these costs were billed directly to EAC. We did plan for EAC to pay for the travel of the Voting Fraud/Voter Intimidation Working Group (budgeted under Research). Devon will prepare their travel authorizations.

Peggy Sims
Election Research Specialist

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

"Tova Wang"
<wang@tcf.org>
05/11/2006 10:12 AM
To psims@eac.gov
cc
Subject RE: Today's Teleconference

This seems OK, I guess it's a less detailed version of what I sent you. I hope you will advise us as to what
we are supposed to talk about/go over since we have provided the group with everything we've done ahead of time. I also hope that you will have an answer for me on Wade. It utterly essential that we have a leader from the civil rights community at the table.

****Original Message****

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 9:07 AM
To: wang@tcf.org
Subject: Today's Teleconference

I assume that we are still on for today's teleconference at 11 AM EST. I will call you. I have attached a draft agenda for your review and comment. --- Peggy

**** Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ****

"Job Serebrov"
05/11/2006 03:36 PM

To "Tova Wang" <wang@tcf.org>, psims@eac.gov
cc
Subject Re: new working group representative

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

--- Tova Wang <wang@tcf.org> wrote:

> is Jon Greenbaum
> Here's his info in full:
> http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm
> l
> He is the Director of the Voting Rights Project for
> the Lawyers Committee
> for Civil Rights. He will be representing Barbara
> Arnwine, the Executive
> Director of the Lawyers Committee.
> His contact and mailing info is:
> jgreenbaum@lawyerscommittee.org
> 202-662-8315
> 1401 New York Avenue, NW
> Suite 400
> Washington, DC 20005
> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
It might be an Apple issue
-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 1:09 PM
To: wang@tcf.org
Cc: wang@tcf.org
Subject: Literature Summary

Tova just sent me the summary you prepared of The Federal Crime of Election Fraud by Craig Donsanto. There is something wrong in the fourth paragraph (odd characters and missing text). Can you please send a replacement fourth paragraph? You can send it in an email and I will place it in the document. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----

Peggy:

Rogers contact information is below on my last message. My uncle is having a complicated procedure where they are both cementing his spine to shore it up and testing for a malignant tumor---which they now
suspect as the cause of the sudden bone problems. If it is a tumor, the working group session could get complicated.

Job

--- psims@eac.gov wrote:

> Job:
> > Hope your uncle's surgery goes well.
> > I have the Chairman's OK to follow your recommendation and replace Norcross with Rogers. Do you have contact information for Rogers? ---
> > Peggy
> 
> "Job Serebrov"
> 05/04/2006 11:17 AM
>
> To
> psims@eac.gov
> cc
> 
> Subject
> Re: Good News
> 
> I will have a better idea about my uncle's condition today after surgery.
> 
> See:
> 500 Fourth Street NW
> P.O. Box 2168
> Albuquerque, NM 87103-2168
> (505) 848-1800
> Fax: (505) 848-1891
> Asst: Carol Casstevens
> patrogers@modrall.com
> 
> --- psims@eac.gov wrote:
> 
> > Job:
> > Secretary Rokita is available May 18. I'm going to talk with the Chairman today about substituting Rogers for Norcross. Do you have contact information for Rogers? --- Peggy
Okay, Peg - thank you. I will be there.

The non-election officials on the Working Group currently include:

- Barry Weinberg, whom you know
- Barbara Arnwine, Lawyers Committee for Civil Rights Under Law (organization associated with the Voting Rights Project and Election Protection)
- Bob Bauer, Perkins Coie, DC (Democrat attorney)
- Mark "Thor" Hearne, Lathrop & Gage, St Louis, MO (Republican attorney)

I am trying to recruit one other Republican attorney, Patrick Rogers, Modrall, Sperling, Roehr, Harris and Sisk, NM, who was recommended by our Republican consultant. He would replace an original member who is no longer available.

I know that Barbara has associated at conferences and in legislative efforts with Wade Henderson, Leadership Conference on Civil Rights. Also, the Lawyers Committee for Civil Rights is listed as one of many members of the Executive Committee for the Leadership Conference on Civil Rights (see http://www.civilrights.org/about/lccr/executive_committee.html).

Does this information help? --- Peggy
Peggy -- they don't have anything to do with the Leadership Conference on Civil Rights do they?

I ask only because the Justice Department is currently engaged in a very acrimonious FOIA litigation with LCCR that focuses precisely on our efforts to combat voter "intimidationm"

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Thu May 04 17:20:39 2006
Subject: RE: Voting Fraud-Voter Intimidation

It is just the Working Group for the Voting Fraud-Voter Intimidation Project. I am asking you to attend as Technical Advisor for the project. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/04/2006 03:26 PM
To
cc
Subject
RE: Voting Fraud-Voter Intimidation

Peg -- what is the name of the group?
Craig:

This meeting is being held to obtain input from our eight-member Working Group for the project. The group is composed of election lawyers, election officials, and a representative of an advocacy group, all of whom have an interest and some expertise in the identification and/or prosecution of voting fraud and voter intimidation. The group was chosen so that we would have an equal number of folks on each side of the political spectrum, plus some nonpartisan members.

After our consultants review the results of their preliminary research (interviews, literature review, case law), we will ask the Working Group to brainstorm possible next steps for EAC. Our consultants will write a report summarizing the proposals that come out of this meeting. The report will go to the Commissioners, who will decide what they want to do, funds available, and what priority to assigned to the effort(s).

Your participation in this part of the process is extremely important, so I am very happy that you can find time for us that afternoon. I'll get an agenda and other information to you next week. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/04/2006 02:32 PM
To psims@eac.gov
cc
Subject RE: Voting Fraud-Voter Intimidation

Okay, Peg - - I will mark off the entire afternoon and try to be there. What is the agenda? I was not aware that this was anything beyond having your contractors spend another session with me. Also, if they will be needing stats and stuff like that I need to know as I will bring my state-people with me.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 2:28 PM
To: Donsanto, Craig

005350
Subject: Re: Voting Fraud-Voter Intimidation

Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/03/2006 05:59 PM

To
cc
Subject

Afternoon of May 18 -- 2:30 okay? How long will they need??

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 03 16:59:09 2006
Subject: Re: Voting Fraud-Voter Intimidation

I am looking at the afternoon of 5/18 for the meeting, due to scheduling conflicts of Working Group members. There remain two members from whom we have not yet received confirmations of their schedule (with some, it is like pulling teeth), but right now 5/18 still looks like the best day. We may have to hold the meeting over here to make it easier for Commissioners to drop in.

--- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/03/2006 12:53 PM
To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation

Okay -- you are on for May 18th! Can we do it over here at 10?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

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To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
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Say "Hi" to Cameron for me.

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05/03/2006 11:56 AM
To psims@eac.gov
cc
Subject Re: Voting Fraud-Voter Intimidation

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Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

005352
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From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed May 03 11:39:50 2006
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM -----
Devon E. Romig/EAC/GOV
05/09/2006 11:34 AM
To: Margaret Sims/EAC/GOV@EAC
cc
Subject: Re: May 18 Meeting

No, but I have left a message for her assistant and I am waiting for her to return my call. I will let you know as soon as I hear anything.

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
Margaret Sims/EAC/GOV
Did Barbara Arnwine's office indicate who they propose to send in her place? --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ---

Peggy:

What political party is Perez with? How political is he? Is the position in Texas neutral or political? Who appointed Perez?

As to Pat I will contact him but I can't promise anything. If Pat can't come, who is getting knocked off Tova's list?

Job

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:25 PM ---

Peggy,

I will send these names to Adventure Travel (AT) authorizing AT to place the airfare and hotel charges on our credit card. That is all I do on my end. BUT Devon has to follow up to make all the arrangements with Marvin Brokaw at AT and whatever else is required as far as support servs. for the meeting is concerned.

I assume this is a separate meeting from the 2 Karen & Brian are having?

Diana M. Scott
Administrative Officer
U.S. Election Assistance Commission
(202) 566-3100 (office)
(202) 566-3127 (fax)
dscott@eac.gov

Margaret Sims/EAC/GOV
Diana:

The following members of the Working Group for our Voting Fraud/Voter Intimidation research project will need to make travel arrangements in order to attend an afternoon meeting of the group on May 18 in Washington, DC:

Mark "Thor" Hearne - St Louis, MO
J.R. Perez - Seguin, TX
The Honorable Todd Rokita - Indianapolis, IN
Kathy Rogers - Atlanta, GA

I may have one additional member from Albuquerque, NM confirmed early next week.

May these people use Adventure Travel to make these arrangements in the same manner as the Asian Language Working Group? I understand the members of that group made hotel and flight arrangements through Adventure Travel and that these costs were billed directly to EAC. We did plan for EAC to pay for the travel of the Voting Fraud/Voter Intimidation Working Group (budgeted under Research). Devon will prepare their travel authorizations.

Peggy Sims
Election Research Specialist

Peggy:

Please tell the folks there that I am not worried about a perceived breach of contract. This is a completely ridiculous statement considering the contractual requirement that the consultants convene the Working Group and not the Commission and it never specifies where or when this is to take place. All this to say that while the contract does specify a Working Group meeting it does not specify that it must
take place on any particular date or in a particular city. With that said, I have never heard of any federal travel requirements that would result in a loss of money because I decided to drive and not fly. In fact, that is why there is a an amount paid per mile. So I would like to see the federal regulation that forces me to take the least expensive transport and restricts all other ground transport costs to that figure.

As to hotels, based on Tova's research there are no rooms for under the $350 range per night. If you can find hotels that are less expensive but still carry the kind of bed I need for my back (either pillow top or a number bed) please do.

The issue of my uncle---today I have not had an update on his condition. But, as I previously stated, if he were to die or have an event while I was in DC, I would have to go to NYC meeting or no meeting.

Finally, neither Tova nor I have been satisfied about Mr. Perez and I have not been told whether Pat Rogers will be coming or one of Tova's people will not be.

In the end, I need to see the travel regulation that I requested above, I would like you to look into hotels for Tova and me that have the kind of bed I need and I would like to know about Perez and Rogers. In the mean time, I should have an update on my uncle by morning. I would also be happy to talk to Julie about the issues involved. I will take you up on your offer to process my travel expenses faster and I do not and never did expect you to get me a travel advance. I worked in international development and know what a headache those are to apply for on the state level.

Job

--- psims@eac.gov wrote:

> Job:
> > Folks here are concerned that your failure to show up in person to help conduct the meeting would be a breach of contract. I also am concerned about the impression that your absence will leave with the Commissioners and with the VIPs coming to this meeting.
> > If you are concerned about delays in reimbursement caused by including the travel expenses in the personal services voucher, I can always process your request (with receipts) separately and earlier.
> > I can have staff here check to see if we can find hotel rooms at a more reasonable rate for you and Tova. (We recognize that you may not be
able to obtain Federal
government rate.) What I cannot do is offer a
travel advance, which is
not permitted for nonfederal employees, or offer to
pay the difference
between normal travel expenses and those incurred
for personal
convenience, when the latter is the higher amount.

I urge you to make your travel arrangements ASAP.

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
e-mail: psims@eac.gov

"Job Serebrov"
05/08/2006 01:41 PM

To
psims@eac.gov
cc

Subject
Re: Working Group

Given the information I have Peggy, that is not
going
to be financially possible. First, given Tova's info
about the hotels, it is too much for me to front.
Two
to three days in DC would run around $1000 for the
hotel alone. That does not count the two days on the
road to get there and two days back. Second, if I
can't charge the federal per mile allowance for the
entire trip to DC and back and can only get the
equivalent of plane fare, I will actually loose
money.

I simply do not see how we can do this in person
given
the financial restrictions.

--- psims@eac.gov wrote:
I don't think we can put you on teleconference for 41/2 hours. We really need to have you here in person if you are to help conduct the Working Group meeting. You should make your travel arrangements ASAP. --- Peggy

"Job Serebrov"
05/08/2006 10:14 AM

To: psims@eac.gov, wang@tcf.org
cc

Subject: Re: Working Group

Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

--- psims@eac.gov wrote:

Hi, Folks:

Teleconference

Are both of you available for a teleconference next Tuesday afternoon at
about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members

We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have placed 2 calls to Pat Rogers' office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements

You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)

Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)

Mileage for Personally Owned Vehicle = $ .445 per mile

Under the new contract, I do not have to fill out a travel authorization. I can approve your trip via email. Afterwards, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due.
Peggy:

At this point and unless my uncle dies before May 18, the only way I will go to DC is to drive my car. I will need it in case my uncle dies while I am there. You will need to get approval for the use of my car and the two days it will take me to get there and two days back.

Job

The Commissioners made this an equal bi-partisan issue. I am seen as representing the Republican Party. I now have a responsibility to assure that this ends up bi-partisan. I have been placed in a position of dual obligations—both to the contract and to the Party. I in fact see myself as carrying out what the Commission wanted to the letter—equal bi-partisan representation.

--- psims@eac.gov wrote:

> Your response suggests that you do not care what the Commissioners may think about the effort. --- Peggy

> "Job Serebrov"
> 05/11/2006 04:35 PM
> To
> psims@eac.gov

005360
Subject
Re: new working group representative

Peggy:

Braden is ok also with me but please don't tell me not to "stir up" things. I assure you nothing will come back to bite me. I know these people well enough to say they will also want a balanced group. In fact, one of them was very unhappy with Tova's folks.

Job

--- psims@eac.gov wrote:

> According to the Commissioners, you and Tova each got to pick three members of the Working Group. The Commission guidance regarding this particular member follows:
> 4 people from the Academic, Legal and Advocacy sectors - 2 to be chosen by Tova and 2 to be chosen by Job.
> This issue of allowing a designee relates to Tova's pick.
> As I understand it, we are working on a replacement for Norcross. If Ginsberg is not viable, how about Mark Braden, who includes public integrity in his areas of specialization. I would not try and stir up other members of the Working Group, if I were you.
> The effort is likely to come back and bite you.
Subject
Re: new working group representative

I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

Greenbaum is representing Arnwine, not replacing her. He works for her organization and is of mixed race. --- Peggy

--- "Job Serebrov" <...>
05/11/2006 03:36 PM

To
"Tova Wang" <wang@tcf.org>, psims@eac.gov
cc

Subject
Re: new working group representative

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

--- Tova Wang <wang@tcf.org> wrote:

is Jon Greenbaum

Here's his info in full:
He is the Director of the Voting Rights Project for the Lawyers Committee for Civil Rights. He will be representing Barbara Arnwine, the Executive Director of the Lawyers Committee.

His contact and mailing info is:

jgreenbaum@lawyerscommittee.org
202-662-8315
1401 New York Avenue, NW
Suite 400
Washington, DC 20005

Tova Andrea Wang
Democracy Fellow
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.
Afternoon of May 18 -- 2:30 okay? How long will they need??

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Sent: Wed May 03 16:59:09 2006
Subject: Re: Voting Fraud-Voter Intimidation

I am looking at the afternoon of 5/18 for the meeting, due to scheduling conflicts of Working Group members. There remain two members from whom we have not yet received confirmations of their schedule (with some, it is like pulling teeth), but right now 5/18 still looks like the best day. We may have to hold the meeting over here to make it easier for Commissioners to drop in.

--- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/03/2006 12:53 PM
To
psims@eac.gov
cc
Subject
Re: Voting Fraud-Voter Intimidation

Okay -- you are on for May 18th! Can we do it over here at 10?

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 03 12:40:19 2006
Subject: Re: Voting Fraud-Voter Intimidation
My problem is that agency staff is booked most of the week of 5/21. Monday through Wednesday are taken up with meetings of the Standards Board Executive Committee, the full Standards Board, and the Board of Advisors. Thursday, we have EAC's public meeting. Also, I will lose one of my two consultants in June, so I'm trying to wrap up this project (and get the final report from the consultants) by the end of May.

Say "Hi" to Cameron for me.

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/03/2006 11:56 AM
To: psims@eac.gov
cc:
Subject: Re: Voting Fraud-Voter Intimidation

Hi Peg. I am sitting here with Cameron Quinn putting together this year's ballt conference for AUSAs. She send her best!

I am available on 5/18. But I am also going to the Board of Advisors Meeting the following week. I would rather do this then.

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-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed May 03 11:39:50 2006
Subject: Voting Fraud-Voter Intimidation

Craig:

We are continuing our efforts to hone in on a date for the Working Group meeting. Are you available the afternoon of Thursday, May 18?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
Right now, we are planning to meet in EAC’s large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I’ll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy

“Donsanto, Craig” <Craig.Donsanto@usdoj.gov>

Afternoon of May 18 -- 2:30 okay? How long will they need??

Sent from Dr. D’s Fabulous BlackBerry Wireless Handheld

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Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ----
Margaret Sims/EAC/GOV
05/12/2006 01:41 PM
To "Job Serebrov"
cc
Subject Re: Fraud Definition

I will add "DRAFT" to the definition and, yes, the WG will have suggestions. I do plan to send packets to you and Tova containing the same materials being provided to the WG. I haven't sent anything yet because I was hoping to finalize the WG list for inclusion. (Still waiting for a response from Ginsberg.)

Regarding Tova's response, we may want to have a very short meeting after the WG disperses, followed by a teleconference the following Monday afternoon. Tuesday is bad for me because I'll be out of the office attending a series of EAC meetings that begin that day. --- Peggy

"Job Serebrov"

05/12/2006 12:52 PM
To psims@eac.gov, wang@tcf.org
cc
Subject Re: Fraud Definition

This is ok, given the fact that the WG may have suggestions. Will you be sending us the same packets that you are sending the WG? Also, I figure with Tova's response we will need to have a teleconference on the report once I return to Little Rock. We will need to do it that following Monday or Tuesday.
--- psims@eac.gov wrote:

> 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 04:24 PM -----

Margaret Sims/EAC/GOV
05/05/2006 02:32 PM
To Tova Andrea Wang, Job Serebrov
cc dromig@eac.gov
Subject Working Group

Hi, Folks:

Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members
We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have placed 2 calls to Pat Rogers' office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements
You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
Mileage for Personally Owned Vehicle = $ .445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwards, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due you, including applicable per diem. I do not need meal receipts.

Job, under Federal travel regulations, deviations for personal reasons are not normally accommodated. What you can do, however, is to give me a comparison of the cost of roundtrip mileage, hotel, and per diem of doing it your way against the cost of a roundtrip flight, ground transportation, hotel, and per diem. If your way costs less, it should be no problem to cover the full cost. If your way is more expensive, we may only pay up to the amount of traditional travel. (The same rules apply to me when I travel.) If you can tell me where, other than DC, you will spend the night, I can check on applicable per diem rates.

Peggy

Perez bio 5/5/06.doc
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----
Margaret Sims/EAC/GOV
05/12/2006 03:19 PM
To "Job Serebrov"
cc
Subject Re: Fraud Definition

I have placed another call to his office (after one previous call to his assistant and an email to him). I, too, am concerned about our dwindling chances. --- Peggy

"Job Serebrov"

"Job Serebrov"
05/12/2006 03:06 PM
To psims@eac.gov
cc
Subject Re: Fraud Definition

Given the short time period, you may want to give Ginsberg a deadline. The longer we wait, the poorer our chances are of getting Braden.

--- psims@eac.gov wrote:
> I am reluctant to invite Braden until after I have
> received a "No" from
> Ginsberg. --- Peg
>
>
Sounds good to me. If not Ginsburg try Braden.

--- psims@eac.gov wrote:

> I will add "DRAFT" to the definition and, yes, the WG will have suggestions. I do plan to send packets to you and Tova containing the same materials being provided to the WG. I haven't sent anything yet because I was hoping to finalize the WG list for inclusion. (Still waiting for a response from Ginsberg.)

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--- Peggy

Thanks. We are still trying to get through to Bauer and Arnwine. They have not responded, so their availability is not yet reflected on our spreadsheet. --- Peggy
Hi Peg,

Attached, to add to the collection, is a summary overview of the interviews. Do you have that spreadsheet you were telling me about reflecting the times WG participants are available? If so, maybe we can talk soon? 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 04:24 PM -----

The bio for JR Perez tells us very little about him and there is pretty much nothing about him on the web. Can you tell us more about him and how you decided on him? Thanks. Tova

----- Original Message ----- 

From: psims@eac.gov
To: wang@ecf.org ; 
Cc: dromig@ecf.gov
Sent: Friday, May 05, 2006 2:32 PM
Subject: Working Group

Hi, Folks:
Teleconference
Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

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Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----
Margaret Sims/EAC/GOV
05/10/2006 10:27 AM	To Devon E. Romig/EAC/GOV
c
Subject Re: Court reporter

Thanks for checking this out for me, Devon. I've asked Tom if there are funds available for this service. Our consultants were very enthusiastic about the idea. --- Peg

Devon E. Romig/EAC/GOV

005374
Peggy,

I spoke to the people who usually handle the EAC court reporting. They charge $9.00 per page with an average of 40 pages per hour. This service would cost about $1800.00.

The turn around time for the transcript is 10 to 15 days. The transcripts comes in a bound paper copy and an electronic copy.

I can also check around for different prices.

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 04:24 PM -----  
Margaret Sims/EAC/GOV  
05/04/2006 02:39 PM  
To Elieen L. Collier/EAC/GOV  
cc dromig@eac.gov, ecortes@eac.gov  
Subject Re: Voting Fraud-Voter Intimidation Working Group Meeting

Yes. Thanks. Depending on when Commissioner Davidson can spare you, we may need your help putting materials together for the Working Group (probably next week). We also will have to print name tags and place cards. If you are a good note-taker, we also will need people to take turns taking notes at the meeting. --- Peggy

Elieen L. Collier/EAC/GOV

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----  
Margaret Sims/EAC/GOV  
05/04/2006 02:39 PM  
To Elieen L. Collier/EAC/GOV  
cc dromig@eac.gov, ecortes@eac.gov  
Subject Re: Voting Fraud-Voter Intimidation Working Group Meeting

Peggy,
Can I help on this working group?

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
Margaret Sims/EAC/GOV

Margaret Sims/EAC/GOV
05/04/2006 02:07 PM

Subject Voting Fraud-Voter Intimidation Working Group Meeting

Dear Commissioners:

This is to let you know that the Working Group for our Voting Fraud and Voter Intimidation preliminary research project is scheduled to meet in EAC's large conference room the afternoon of Thursday, May 18. I will provide more information about this meeting to you later.

Peggy Sims
Election Research Specialist

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----

Margaret Sims/EAC/GOV
05/04/2006 10:33 AM

To: Job Serebrov

cc: Good News

Job:
Secretary Rokita is available May 18. I'm going to talk with the Chairman today about substituting Rogers for Norcross. Do you have contact information for Rogers? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----

Margaret Sims/EAC/GOV
05/04/2006 05:20 PM

To: "Donsanto, Craig"
 cc: Craig.Donsanto@usdoj.gov@GSAEXTERNAL

Subject
It is just the Working Group for the Voting Fraud-Voter Intimidation Project. I am asking you to attend as Technical Advisor for the project. --- Peggy

Peg - - what is the name of the group?

Craig:

This meeting is being held to obtain input from our eight-member Working Group for the project. The group is composed of election lawyers, election officials, and a representative of an advocacy group, all of whom have an interest and some expertise in the identification and/or prosecution of voting fraud and voter intimidation. The group was chosen so that we would have an equal number of folks on each side of the political spectrum, plus some nonpartisan members.

After our consultants review the results of their preliminary research (interviews, literature review, case law), we will ask the Working Group to brainstorm possible next steps for EAC. Our consultants will write a report summarizing the proposals that come out of this meeting. The report will go to the Commissioners, who will decide what they want to do, funds available, and what priority to assigned to the effort(s).

Your participation in this part of the process is extremely important, so I am very happy that you can find time for us that afternoon. I'll get an agenda and other information to you next week. --- Peggy
Okay, Peg -- I will mark off the entire afternoon and try to be there. What is the agenda? I was not aware that this was anything beyond having your contractors spend another session with me. Also, if they will be needing stats and stuff like that I need to know as I will bring my state-people with me.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 04, 2006 2:28 PM
To: Donsanto, Craig
Subject: Re: Voting Fraud-Voter Intimidation

Right now, we are planning to meet in EAC's large conference room between 1 PM and 5 PM. If you cannot be there for the whole afternoon, we will appreciate whatever time you can spare. I'll get back to you with more information (agenda, list of Working Group members, etc.). --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>
05/03/2006 05:59 PM

Topsims@eac.gov
cc
Subject: Re: Voting Fraud-Voter Intimidation

Afternoon of May 18 -- 2:30 okay? How long will they need??
--------------------------
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Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----
Margaret Sims/EAC/GOV
05/12/2006 01:34 PM
To: "Tova Wang" <wang@ifc.org>@GSAEXTERNAL
cc
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>

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

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----
Margaret Sims/EAC/GOV
04/24/2006 12:13 PM To: "Tova Wang" <wang@tcf.org>@GSAEXTERNAL
Subject: Re: invoice

Tova:
The draft voucher looks fine except for two things (one of them is our fault):

(1) it appears that you worked 11 days, rather than 10, during the first two weeks; and
(2) you need to put the total dollar amount owed you ($9,102) somewhere on the form. (Last time you put it in the box with the total hours worked this period.)

Don't forget to sign and date the voucher. Thanks.

Peggy Sims
Hi Peg,

Can you please check this before I fax it? Thanks! And can we talk sometime today?

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 04:24 PM--

Barry Weinberg has confirmed he can attend the afternoon of May 18. He lives in the DC area, so we won't have to worry about travel. I have contacted Pat Rogers office and left a voice mail for his assistant. Hopefully, I will hear from them this afternoon. --- Peggy

--Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM--

005382
We have heard from Bob Bauer regarding his availability, so we don't need to have you pursue the matter. Thanks for the offer, though. --- Peggy

"Tova Wang"<wang@tcf.org>
05/09/2006 05:17 PM
To psims@eac.gov
cc
Subject perez

I talked to Adam, and I am OK with JR Perez. I'm working on the Barbra situation.

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.

"Job Sarbryov"
05/10/2006 12:25 PM
To psims@eac.gov
cc
Subject Travel

Peggy:

If I am calculating it right and I believe I am, it would cost around $450 plus my meal allowance in Virginia and Tennesee (coming and going).

All of this said, I am still a person down and there is the bed problem.

Job

wang@tcf.org
05/06/2006 08:28 AM
To psims@eac.gov
cc
Thats great news. What happens with respect to hotels? Should I make my own arrangements? I expect Job and I will want to stay the nights of the 17th and 18th. Thanks Pegs. And congratulations.

----- Original Message ----- 
From: <psims@eac.gov>
To: <wang@tcf.org>
Sent: Thursday, May 04, 2006 5:47 PM
Subject: Re: wg

> Tova:
> 
> Rokita is available --- so the afternoon of May 18 it is. I will not
> disinvite anyone. I am trying to get Job's next choice (Pat Rogers) as a
> replacement for Norcross.
> 
> Monday appears to be out for a teleconference because Job will be
> unavailable that afternoon and I am scheduled for something else that
> morning. I'll check my schedule tomorrow and send a message to you and
> Job
> regarding other possible days and times. --- Peggy
> 
> wang@tcf.org
Hi Peg,

Just wondering if you had any word from Rokita. Also, I wanted to let you know that I think disinviting members of the working group would be a very unwise and frankly embarrassing way of dealing with the problem of getting 100% attendance. I'm sure we'll talk before any decisions are made. As I said, I'm free on Monday. Thanks. Tova

Peggy,

I just received an update about Ms. Arnwine's schedule. She is not available on May 9th.

Thanks,

Devon

Barry:

Would you please provide an address to which we can Federal Express materials before the meeting? ---
that would be fine

----- Original Message ----- 

From: psims@eac.gov
To: 
Sent: Thursday, May 04, 2006 1:08 PM
Subject: Voting Fraud-Voter Intimidation

Barry:

It appears that the afternoon of Thursday, May 18 is best for a meeting of the working group. I know you said you would not be available in the morning that day. If we started at 1 PM, would that be too soon for you?

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----

To psims@eac.gov
cc
Subject Travel Plans for Tova Wang

hotel@trans.priceline.com
How about we meld this with the EAC Board of Advisors meeting? I just got tagged to be parliamentarian --

We could attend to your folks while I arbitrate a food fight!!!!

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----
From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed Apr 26 20:30:24 2006
Subject: Re: Voting Fraud-Voter Intimidation Project

Craig:
Are yu available any days in the third week of May?  
Peggy

--------------------------
Sent from my BlackBerry Wireless Handheld

----- Original Message -----  
From: "Donsanto, Craig" [Craig.Donsanto@usdoj.gov]  
Sent: 04/03/2006 03:16 PM  
To: Margaret Sims  
Subject: RE: Voting Fraud-Voter Intimidation Project

Hello Peg!

God willing, I will be here the first two weeks of May.

As for your second question, it is not possible for me to assess the level of public attribution that would be appropriate without seeing the substantive stuff in context. I do not foresee a problem. So, I recommend that you get me a draft text and I will review it to ensure we are not disclosing things we shouldn't disclose.

From: psims@eac.gov [mailto:psims@eac.gov]  
Sent: Monday, April 03, 2006 3:13 PM  
To: Donsanto, Craig  
Subject: Re: Voting Fraud-Voter Intimidation Project

Craig:

I have 2 issues for you today.

First, I am trying to schedule a meeting of the project working group for EAC's Voting Fraud-Voter Intimidation research project. As a technical advisor on this project, your attendance is particularly important to me. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Second, is it OK for our consultants to refer in their report to guidance provided in the DOJ training materials? I ask this because I understood that some materials in the materials are considered confidential and we do not want to violate your confidentiality provisions. If there is a compromise position, such as having you review that portion of the consultants' report, then let me know.
Thanks!

Peggy Sims  
Election Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave, NW - Ste 1100  
Washington, DC 20005  
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)  
Fax: 202-566-3127  
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----  
Margaret Sims/EAC/GOV  
04/27/2006 09:13 AM  
To: "Donsanto, Craig" <Craig.Donsanto@usdoj.gov>@GSAEXTERNAL  
cc:  
Subject: Re: Voting Fraud-Voter Intimidation Project

Unfortunately, I have to get the Working Group together before then, so that my consultants can prepare the final report before June. (In June, I lose one of them to State employment.) I understand about the crammed schedule. This month and next are chock full.

Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>  
04/26/2006 09:19 PM  
To: psims@eac.gov  
cc:  
Subject: Re: Voting Fraud-Voter Intimidation Project

How about we meld this with the EAC Board of Advisors meeting? I just got tagged to be parliamentarian --

We could attend to your folks while I arbitrate a food fight!!!!

--------------------------  
Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

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Sent: Wed Apr 26 20:30:24 2006  
Subject: Re: Voting Fraud-Voter Intimidation Project

Craig:  
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Craig:

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First, I am trying to schedule a meeting of the project working group for EAC's Voting Fraud-Voter Intimidation research project. As a technical advisor on this project, your attendance is particularly important to me. Would you please look at your schedule and let me know if there are any days during the first 2 weeks of May that you would NOT be available?

Second, is it OK for our consultants to refer in their report to guidance provided in the DOJ training materials? I ask this because I understood that some materials in the materials are considered confidential and we do not want to violate your confidentiality provisions. If there is a compromise position, such as having you review that portion of the consultants' report, then let me know.
Donsanto lists four types of election fraud: schemes to purposely and corruptly register voters who either do not exist, or who are known by the putative defendant to be ineligible to vote under applicable state law; schemes to cast, record or fraudulently tabulate votes for voters who do not participate in the voting act at all; schemes to corrupt the voting act of voters who do participate in the voting act to a limited extent; and, schemes to knowingly prevent voters qualified voters from voting.

--- psims@eac.gov wrote:

> When I opened the attachment, I still had problems with the 4th paragraph.
> Would you please just send me that paragraph within the text of your email so that I can paste it into the document? --- Peggy

> "Job Serebrov"
> 05/11/2006 03:49 PM
> To psims@eac.gov
> cc
> Subject Re: Literature Summary

> To psims@eac.gov
> cc
> Subject Re: Literature Summary

>
I resent the review as you see at the bottom. When I opened it and sent it there was no corrupted text.

--- psims@eac.gov wrote:
>> Do you have text to replace the corrupted text in paragraph 4? --- Peggy

>> "Job Serebrov"
>> 05/11/2006 03:47 PM
>>
>> To
>> psims@eac.gov
>> cc
>>
>> Subject
>> Re: Literature Summary

--- psims@eac.gov wrote:
>>
>> Tova just sent me the summary you prepared of The Federal Crime of
>> Election Fraud by Craig Donsanto. There is something wrong in the fourth paragraph (odd characters and missing text). Can you please send a replacement fourth paragraph? You can send it in an email and I will place it in the document. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM -----

Donetta L. Davidson/EAC/GOV
05/04/2006 03:57 PM

To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Voting Fraud-Voter Intimidation Working Group Meeting

Peggy sorry but I am out of town on the 18th of May. Good luck

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:24 PM ---

"Job Serebrov"

05/09/2006 03:09 PM

To psims@eac.gov

Subject Conference Call

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ---

Margaret Sims/EAC/GOV

05/09/2006 03:34 PM

To "Job Serebrov"

cc twilkey@eac.gov, jthompson@eac.gov

Subject Re: Conference Call

Job:

I'm afraid I don't have time to look up the Federal travel regulation. I can refer to GSA Form 87, which is the Federal travel authorization form that is based on the travel regulations. There are two questions on this form that would apply to your situation:

- Question 14 asks, "Is the employee making any deviations from the authorized itinerary for personal convenience, taking any annual leave or using a different mode of transportation for personal convenience?"
Question 17A asks, "Will POV be used for any travel between itinerary points? (If 'Yes', check one box below and complete item 17B.)" This is followed by one check box with a statement, "Use of POV is advantageous to the government" and another check box that states, "Use of POV is not advantageous to the government. Use of POV has been determined to be for personal convenience and reimbursement limited to constructive cost of common carrier."

Line 17 B is used to note mileage rate. These provisions apply to our Commissioners, our staff, and our consultants. I understand that everyone has to make allowances for emergencies, but your emergency has not yet arrived, and may well arrive after the May 18 meeting. Furthermore, personal emergencies are considered personal matters. The government does not reimburse us for additional travel costs resulting from our need to address personal matters.

Because you are not a Federal employee and we recognize that airlines do not and hotels may not offer you government rate, we can reimburse the higher hotel rate so long as your total travel costs under the current contract do not exceed the total amount budgeted for travel reimbursement for this contract ($3,500).

Regarding the Working Group meeting, I am pleased that you recognize that convening the Working Group is a deliverable. You also should recall that the only reason Commission staff is involved in helping to set up this meeting is that you and Tova told me that the two of you did not have the resources to do it and that it would be better to have one central coordinator (i.e.; EAC). We have repeatedly talked about holding the meeting in DC because so many of our working group members are here and because we can support the meeting at EAC offices and stay within the EAC budget.

The date for the original Working Group meeting was presented by you and Tova to me in your work plan. As you know, many of the dates in the plan had to slide because the two of you indicated that you needed more time to complete the preliminary research to be presented at the meeting. Beginning in April, our teleconferences honed in on possible weeks for the meeting. May 18 is the only day all but Norcross could attend. Norcross was available only 2 days out of the three weeks we were considering. We are attempting to fill his slot with the person you recommended, Pat Rogers.

We can discuss any remaining concerns you have regarding the participation of Perez and of Pat Rogers during this afternoon's teleconference. --- Peggy

I would like to get this travel issue sorted out between us before the call at 4pm. While the hotel problem is applicable to both Tova and me, the ground travel is not. In any case, I will want to read the federal regulation on this before we speak. Please either send me the regulation that states I must travel by the least expensive means and that all
alternative travel cost can not exceed this or give me the site.

Thanks,

Job

Peggy:

I expect that since Norcross can't make it either you will try to get Rogers or cut one of Tova's folks.

Job

--- psims@eac.gov wrote:

> Job and Tova:
> > As of now, the afternoon of Thursday, May 18 appears to be the best possible date for the meeting. Norcross is not available to attend in person that day (he is available only 2 days during the first three weeks of May). We won't have confirmation of the availability of Secretary Rokita until tomorrow --- but I am hopeful. > > I'll give you an update tomorrow. Maybe we can schedule a teleconference > on Monday afternoon. --- Peggy
Peg -- I'll have check. I am pretty well clogged next month.

What do you need Peg?

--------------------------
Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

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Thanks!

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ------
Margaret Sims/EAC/GOV
05/09/2006 11:25 AM
cc jthompson@eac.gov
Subject Fw: Working Group-Travel Costs

Can you help me respond to this ... and soon? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/09/2006 11:25 AM ------
"Job Sarshroy"
05/08/2006 09:58 PM
To psims@eac.gov
cc
Subject Re: Working Group-Travel Costs

Peggy:

Please tell the folks there that I am not worried about a perceived breach of contract. This is a completely ridiculous statement considering the contractual requirement that the consultants convene
the Working Group and not the Commission and it never specifies where or when this is to take place. All this to say that while the contract does specify a Working Group meeting it does not specify that it must take place on any particular date or in a particular city. With that said, I have never heard of any federal travel requirements that would result in a loss of money because I decided to drive and not fly. In fact, that is why there is an amount paid per mile. So I would like to see the federal regulation that forces me to take the least expensive transport and restricts all other ground transport costs to that figure.

As to hotels, based on Tova's research there are no rooms for under the $350 range per night. If you can find hotels that are less expensive but still carry the kind of bed I need for my back (either pillow top or a number bed) please do.

The issue of my uncle—today I have not had an update on his condition. But, as I previously stated, if he were to die or have an event while I was in DC, I would have to go to NYC meeting or no meeting.

Finally, neither Tova nor I have been satisfied about Mr. Perez and I have not been told whether Pat Rogers will be coming or one of Tova's people will not be.

In the end, I need to see the travel regulation that I requested above, I would like you to look into hotels for Tova and me that have the kind of bed I need and I would like to know about Perez and Rogers. In the meantime, I should have an update on my uncle by morning. I would also be happy to talk to Julie about the issues involved. I will take you up on your offer to process my travel expenses faster and I do not and never did expect you to get me a travel advance. I worked in international development and know what a headache those are to apply for on the state level.

Job

--- psims@eac.gov wrote:

> Job:
> 
> Folks here are concerned that your failure to show up in person to help conduct the meeting would be a breach of contract. I also am concerned about the impression that your absence will leave with the Commissioners and with the VIPs coming to this meeting.
> 
> If you are concerned about delays in reimbursement caused by including the travel expenses in the personal services voucher, I can always process your request (with receipts) separately and earlier.
I can have staff here check to see if we can find hotel rooms at a more reasonable rate for you and Tova. (We recognize that you may not be able to obtain Federal government rate.) What I cannot do is offer a travel advance, which is not permitted for nonfederal employees, or offer to pay the difference between normal travel expenses and those incurred for personal convenience, when the latter is the higher amount.

I urge you to make your travel arrangements ASAP.

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
e-mail: psims@eac.gov

"Job Serebrov"
05/08/2006 01:41 PM

To
psims@eac.gov
cc

Subject
Re: Working Group


Given the information I have Peggy, that is not going to be financially possible. First, given Tova's info about the hotels, it is too much for me to front. Two to three days in DC would run around $1000 for the hotel alone. That does not count the two days on the road to get there and two days back. Second, if I can't charge the federal per mile allowance for the entire trip to DC and back and can only get the equivalent of plane fare, I will actually loose money.

I simply do not see how we can do this in person given the financial restrictions.
--- psims@eac.gov wrote:

> Job:
> I don't think we can put you on teleconference for 41/2 hours. We really need to have you here in person if you are to help conduct the Working Group meeting. You should make your travel arrangements ASAP. --- Peggy

> "Job Serebrov"
> 05/08/2006 10:14 AM
> To: psims@eac.gov, wang@tcf.org
> cc:
> Subject: Re: Working Group

> Peggy:
> 4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

> --- psims@eac.gov wrote:

> Hi, Folks:
Teleconference

Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.

Working Group Members

We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.

Travel Arrangements

You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e.; reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:

- Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
- Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
- Mileage for Personally Owned Vehicle = $ .445 per mile

Under the new contract, I do not have to fill out a travel authorization for you. I can approve your trip via email. Afterwords, when you turn in your next pay voucher, you can attach the airline receipt (or mileage documentation), hotel receipt(s), and ground...
transportation receipts and a copy of any printed itineraries. Calculate the total travel expenses due.

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ---

"Tova Wang"
<wang@tcf.org>
04/26/2006 05:46 PM
To psims@eac.gov
cc
Subject wg

Do you want me to call both Bob too?

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 04:23 PM ---

"Tova Wang"
<wang@tcf.org>
05/11/2006 02:10 PM
To psims@eac.gov
cc
Subject RE: Literature Summary

We accidentally left it out when we emailed all the summaries

----- Original Message -----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 1:09 PM
To: wang@tcf.org
Cc: psims@eac.gov
Subject: Literature Summary

Tova just sent me the summary you prepared of The Federal Crime of Election Fraud by Craig Donsanto. There is something wrong in the fourth paragraph (odd characters and missing text). Can you please send a replacement fourth paragraph? You can send it in an email and I will place it in the document. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

"Tova Wang"
He is representing Barbara Arnwine, and we have already established we are not disinviting anyone. We still don't know about Ginsburg yet anyway, right?

-----Original Message-----
From: Job Serebrov
Sent: Thursday, May 11, 2006 2:36 PM
To: Tova Wang; psims@eac.gov
Cc:
Subject: Re: new working group representative

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

--- Tova Wang <wang@tcf.org> wrote:

> is Jon Greenbaum
> 
> Here's his info in full:
> 
> http://www.lawyerscommittee.org/2005website/aboutus/staff/staffgreenbaum.htm
> 
> He is the Director of the Voting Rights Project for
> the Lawyers Committee
> for Civil Rights. He will be representing Barbara
> Arnwine, the Executive
> Director of the Lawyers Committee.
> 
> His contact and mailing info is:
> 
> jgreenbaum@lawyerscommittee.org
> 202-662-8315
> 1401 New York Avenue, NW
> Suite 400
> Washington, DC 20005
> 
> 
> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
> 41 East 70th Street - New York, NY 10021
> phone: 212-452-7704 fax: 212-535-7534
> 
> www.tcf.org, for the latest news,
> analysis, opinions, and events.
I resent the review as you see at the bottom. When I opened it and sent it there was no corrupted text.

--- psims@eac.gov wrote:

> Do you have text to replace the corrupted text in paragraph 4? --- Peggy

--- psims@eac.gov wrote:

> Tova just sent me the summary you prepared of The Federal Crime of Election Fraud by Craig Donsanto. There is
Hi Peggy, it was nice talking with you today and I would be glad to try and add to the discussion. I am attaching a brief bio and will await your instructions for the travel arrangements. I look forward to receiving the current information on panel issues.

J.R. Perez
Elections Administrator
Guadalupe County

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ---
Margaret Sims/EAC/GOV
05/05/2006 01:59 PM
To "J. R. Perez"
cc
Subject Re: Bio for Perez

Thanks, J.R. Great to have you on board! We will get back to you shortly regarding travel arrangements. The meeting materials will be sent by Federal Express next week.

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

"J. R. Perez"

"J. R. Perez"
05/05/2006 01:23 PM
To psims@eac.gov
cc
Subject Bio for Perez

bio 5_5_06.doc
Barry:

Would you please provide an address to which we can Federal Express materials before the meeting? --- Peg

Barry:

It appears that the afternoon of Thursday, May 18 is best for a meeting of the working group. I know you
said you would not be available in the morning that day. If we started at 1 PM, would that be too soon for you?

Peggy Sims  
Election Research Specialist  
U.S. Election Assistance Commission  
1225 New York Ave, NW - Ste 1100  
Washington, DC 20005  
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)  
Fax: 202-566-3127  
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

To psims@eac.gov
cc
Subject Re: Working Group List

List a vacancy---to be filled. If we don't hear from Ginsberg by late afternoon please call Braden.

Job

--- psims@eac.gov wrote:

> Job:
> > What do you suggest I do with the list of Working Group members. I need
> > to get the Fed Ex packages out by the end of the day, and have not heard
> > back from Ginsberg. Do you want me to list a vacancy, or list Norcross
> > with a note that he cannot attend? If we find a substitute, we can always
> > provide an updated list next Thursday. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

Devon E. Romig/EAC/GOV
05/09/2006 04:43 PM  
To Margaret Sims/EAC/GOV@EAC  
cc
Subject Hotel for Job

Peggy,

A possible hotel suggestion for Job might be the Sheraton College Park in Beltsville, MD. They have room availability for the nights of the 17th and the 18th for $159.00 a night.
They have what is called the Sheraton Sweet Sleeper Bed. More information at:

This hotel is a little out of the way but the members of the Asian Language Working Group and others have stayed there. The hotel does offer a shuttle to and from Reagan airport and the metro.

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 04:23 PM -----

Margaret Sims/EAC/GOV
05/12/2006 01:51 PM

To: Devon Romig
cc:

Subject: Wang & Serebov Fed Ex Info

Devon:

Here is the information you need for the Fed Ex forms for Job and Tova.

(Note that the package may be left with the doorman.)

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

"Tova Wang"
<wang@tcf.org>
05/02/2006 05:52 PM

To: psims@eac.gov
cc:

Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

OK. I'll be out of the office for the next three days, and mostly unavailable on Thursday and Friday as you know already. Tomorrow you can try me on my cell phone 917-656-7905. I'll try to check email when I can. Thanks Peg. Tova

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 02, 2006 4:41 PM
To: wang@tcf.org
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

I hope to have a better idea tomorrow, if Rokita’s office responds. If not, we’d better have a teleconference to discuss our options. --- Peggy

"Tova Wang" <wang@tcf.org>
05/02/2006 05:06 PM
To dromig@eac.gov
cc psims@eac.gov
Subject RE: Voting Fraud/Voter Intimidation Project Working Group

Can you please give me an idea where we are at with all this? I’d like to be able to figure out my schedule. Thanks -- and thanks for all your assistance on this. Tova

-----Original Message-----
From: dromig@eac.gov [mailto:dromig@eac.gov]
Sent: Tuesday, May 02, 2006 3:54 PM
To: wang@tcf.org
Subject: RE: Voting Fraud/Voter Intimidation Project Working Group

Yes, I have spoken to her assistant several times but today has been the first time that I have ever spoken to her assistant. We did get the information that we needed. Thanks for your help!

Devon Romig
U.S. Election Assistance Commission
1225 New York Ave. NW - Suite #1100
Washington, D.C. 20005
(202)566-2377

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

"Tova Wang"
<wang@tcf.org>
04/26/2006 04:39 PM
To psims@eac.gov
cc
Subject RE: interview analysis

I think I can help you at least with respect to Barbara. I’ll be speaking to her today!

-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Thanks. We are still trying to get through to Bauer and Arnwine. They have not responded, so their availability is not yet reflected on our spreadsheet. --- Peggy

Hi Peg,

Attached, to add to the collection, is a summary overview of the interviews. Do you have that spreadsheet you were telling me about reflecting the times WG participants are available? If so, maybe we can talk soon? 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

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Here is the last summary of existing research. Please let us know how to proceed from here. 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  

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Response to the CB Report FINAL.doc  

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ----

Margaret Sims/EAC/GOV  
05/04/2006 05:47 PM  
To wang@tcf.org@GSAEXTERNAL  
cc  
Subject Re: wg

Tova:

Rokita is available --- so the afternoon of May 18 it is. I will not disinvite anyone. I am trying to get Job's next choice (Pat Rogers) as a replacement for Norcross.

Monday appears to be out for a teleconference because Job will be unavailable that afternoon and I am scheduled for something else that morning. I'll check my schedule tomorrow and send a message to you and Job regarding other possible days and times. --- Peggy

wang@tcf.org

---- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ----

"Job Serebrov"  
05/04/2006 05:21 PM  
To psims@eac.gov  
cc  
Subject wg

Hi Peg,

Just wondering if you had any word from Rokita. Also, I wanted to let you know that I think disinviting members of the working group would be a very unwise and frankly embarrassing way of dealing with the problem of getting 100% attendance. I'm sure we'll talk before any decisions are made. As I said, I'm free on Monday. Thanks. Tova
I would give him until Monday morning but I would also call Braden today and tell him there may be an opening for him on the WG and find out whether he is free.

--- psims@eac.gov wrote:

> I have placed another call to his office (after one previous call to his assistant and an email to him). I, too, am concerned about our dwindling chances. --- Peggy

--- "Job Serebrov" wrote:

> Given the short time period, you may want to give Ginsberg a deadline. The longer we wait, the poorer our chances are of getting Braden.

--- psims@eac.gov wrote:

> I am reluctant to invite Braden until after I have received a "No" from Ginsberg. --- Peg

--- "Job Serebrov" wrote:

> 05/12/2006 02:33 PM
> To psims@eac.gov
> Subject Re: Fraud Definition

> 005412
Sounds good to me. If not Ginsburg try Braden.

--- psims@eac.gov wrote:

I will add "DRAFT" to the definition and, yes, the WG will have suggestions. I do plan to send packets to you and same containing the same materials being provided to the WG. I haven't sent anything yet because I was hoping to finalize the WG list for inclusion. (Still waiting for a response from Ginsberg.)

Regarding Tova's response, we may want to have a very short meeting after the WG disperses, followed by a teleconference the following Monday afternoon. Tuesday is bad for me because I'll be out of the office attending a series of EAC meetings that begin that day. --- Peggy

"Job Serebrov" 05/12/2006 12:52 PM

To psims@eac.gov, wang@tcf.org

Subject Re: Fraud Definition

This is ok, given the fact that the WG may have suggestions. Will you be sending us the same packets that you are sending the WG? Also, I figure with Tova's response we will need to have a teleconference on the report once I return to Little Rock. We
I will need to do it that following Monday or Tuesday.

--- psims@eac.gov wrote:

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
Peggy:

Please add this to the packet.

Job

--- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM ---

"Job Serebrov"

To psims@eac.gov

cc

Subject Re: Update

The bed is not what I need and Beltsville is a bit far out.

--- psims@eac.gov wrote:

> Why is the hotel suggestion not workable? (I need
> to know as we continue
> our search.) -- Peg
> >
> >
> > "Job Serebrov"
> > 05/10/2006 10:29 AM
> >
> > To
> > psims@eac.gov
> > cc
> > Subject
> > Update
> >
> >
> >
> >
> >
> > Peggy:
> >
> > Pat just e-mailed me. He has something he can't move
> on the 18th. So I am now down one person and still
> no
> good hotel situation. Devon's suggestion is not
> workable.
> >
> > Job
> >
> >
According to the Commissioners, you and Tova each got to pick three members of the Working Group. The Commission guidance regarding this particular member follows:

4 people from the Academic, Legal and Advocacy sectors - 2 to be chosen by Tova and 2 to be chosen by Job.

This issue of allowing a designee relates to Tova's pick.

As I understand it, we are working on a replacement for Norcross. If Ginsberg is not viable, how about Mark Braden, who includes public integrity in his areas of specialization. I would not try and stir up other members of the Working Group, if I were you. The effort is likely to come back and bite you.

I really don't care if he represents the organization or not. What mixed race? The entire discussion was because Arnwine was African-American. If you are going to invite him without first having a replacement for my side, I may have to call Thor and Todd and discuss all of this.

--- psims@eac.gov wrote:

> Greenbaum is representing Arnwine, not replacing
> her. He works for her
> organization and is of mixed race. --- Peggy
>
>
> "Job Serebrov" <wang@tcf.org>, psims@eac.gov
> cc
Yes, please let Joyce know and she will get someone.
Tom

----- Forwarded by Margaret Sims/EAC/GOV on 05/10/2006 10:26 AM -----  
Margaret Sims/EAC/GOV
05/10/2006 10:26 AM 
To twilkey@eac.gov
cc DScott@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC
Subject Fw: Court Reporter for Working Group Meeting

Tom:
I understand that EAC hired a court reporter for the Asian Language Working Group meeting. I would like to do the same for the May 18 Voting Fraud-Voter Intimidation Working Group meeting, but I did not include funds in my budget for this service. Do we have funds that could be used for this purpose? (See Devon's cost estimate below.) --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/10/2006 10:18 AM -----  
Devon E. Romig/EAC/GOV
05/10/2006 09:54 AM 
To Margaret Sims/EAC/GOV@EAC
cc
Subject Court reporter

Subject
Re: new working group representative

I have an objection to Greenbaum. While I realize he comes from an advocacy group, he is not a minority attorney and we already have a rep who worked with DOJ. If it is to be Greenbaum, I would rather not fill that position since I am one down.

--- Tova Wang <wang@tcf.org> wrote:

> is Jon Greenbaum
> Here' s his info in full:
>
> [Link to Jon Greenbaum's profile]

Tova Andrea Wang
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005417
Peggy,

I spoke to the people who usually handle the EAC court reporting. They charge $9.00 per page with an average of 40 pages per hour. This service would cost about $1800.00.

The turn around time for the transcript is 10 to 15 days. The transcripts comes in a bound paper copy and an electronic copy.

I can also check around for different prices.

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 04:23 PM -----

"Job Serebrov"  
To psims@eac.gov  
cc

Subject Fwd: RE: Working Group meeting

FYI

--- "Patrick J. Rogers" <patrogers@modrall.com> wrote:

> Subject: RE: Working Group meeting  
> Date: Tue, 9 May 2006 07:42:44 -0600  
> From: "Patrick J. Rogers"  
> To: "Job Serebrov"  
> > Job---maybe. I will call you and/or Ms. Sims  
> > tomorrow. Depositions all  
> > day today. Thanks, Pat  
> > What's the best number to call you tomorrow?  
> >  
> > Patrick J. Rogers  
> > Modrall, Sperling, Roehl, Harris & Sisk, P.A.  

005419
Pat:

The working group meeting for the voter fraud project is scheduled for May 18th in DC but David Norcross can't attend. Could you come? If so, we need to arrange travel and a hotel for you.

Regards,

Job
As you may recall, the Commissioners directed me to find a nonpartisan local election official to serve on the Working Group. The three of us discussed the desirability of having a Hispanic. I proposed that I find someone from Texas because of that State's colorful history of voting fraud and their innovative approaches to combat it. In those Texas counties that hire Election Administrators to run elections, rather than having elected officials do so (Tax Assessor for voter registration; County Clerk for balloting), the Election Administrator is hired by the County Election Commission and is supposed to perform his or her duties in a nonpartisan manner. (See attached excerpts from Texas Election Code regarding election administrator hiring and restrictions on partisan activity.) Any experienced Texas election official will be familiar with voting fraud and voter intimidation schemes used in that State. Mr. Perez has over 13 years experience as a county Election Administrator in Texas. You won't find many news articles mentioning him because he has kept his nose clean. (The Texas press, as in many other parts of the country, prefers to report bad news.) Mr. Perez is plugged into the association of Texas election officials and the two largest organizations of election officials in this country: the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT); and The Election Center. He is a past President and past Chairman of the Legislative Committee for the Texas Association of Election Administrators. He currently serves on IACREOT's Election Officials Committee, which plans the educational sessions for election officials that are conducted at that organization's conferences. His peers in IACREOT and The Election Center have selected his submissions on web presentations (IACREOT) and his professional practices papers (Election Center) for awards. Mr. Perez also has access to information from other States through his membership in IACREOT and The Election Center. He also has a sense of humor, which you will note if you access the staff web page on the Guadalupe County Elections web site and hear the Mission Impossible theme .. something that might be useful in the upcoming meeting.

Guadalupe County is small but growing. In 2004, the county had over 65 thousand registered voters (a number more than doubled the number of registered voters in 1988). A third of the county's population claims Hispanic or Latino origin, according to the U.S. Census Bureau. The county is in south central Texas and is bordered by Comal, Hays, Cladwell, Gonzales, Wilson, and Bexar counties. In the 1980s, the county was predominately a farming community; but in recent years, many people have moved from San Antonio (Bexar County) to Guadalupe County, preferring to live in Guadalupe County and work in Bexar County.

--- Peggy
Peggy:

What political party is Perez with? How political is he? Is the position in Texas neutral or political? Who appointed Perez?

As to Pat I will contact him but I can't promise anything. If Pat can't come, who is getting knocked off Tova's list?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----  
Margaret Sims/EAC/GOV  
05/09/2006 11:38 AM  
To Tova Andrea Wang  
cc  
Subject Fw: Case Summaries

Had you seen this? --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/09/2006 11:38 AM -----  
"Job Serebrov"  
05/08/2006 09:30 AM  
To psims@eac.gov  
cc  
Subject Case Summaries

Case Summaries.doc Peggy:

Please add this to the packet.

Job
The teleconference is on. However, I am still one person down for the meeting and I am not comfortable. This will have to be discussed since from the start it was agreed that the WG would be equal and if I lost a person Tova would have to loose one. Further and most importantly, I don't yet have a hotel so my attendance is still up in the air. Finally, the agenda is not what we discussed and gives far too much time for areas that can be covered in a short time. Not listed are all of the questions that Tova's proposed agenda had. All in all, it needs to be redone.

--- psims@eac.gov wrote:

> I assume that we are still on for today's
> teleconference at 11 AM EST. I
> will call you. I have attached a draft agenda for
> your review and
> comment. --- Peggy
>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:23 PM -----

Diana Scott/EAC/GOV
05/08/2006 01:52 PM
To Margaret Sims/EAC/GOV@EAC
cc dromig@eac.gov, Karen Lynn-Dyson/EAC/GOV@EAC, Edgardo Cortes/EAC/GOV@EAC
Subject Re: Working Group Travel

I have given Adventure Travel the necessary credit card authorization on this. Devon please follow-up with the reservations etc.

Diana M. Scott
Administrative Officer
U.S. Election Assistance Commission
(202) 566-3100 (office)
(202) 566-3127 (fax)
dscott@eac.gov

Margaret Sims/EAC/GOV
Diana:

The following members of the Working Group for our Voting Fraud/Voter Intimidation research project will need to make travel arrangements in order to attend an afternoon meeting of the group on May 18 in Washington, DC:

Mark "Thor" Hearne - St Louis, MO
J.R. Perez - Seguin, TX
The Honorable Todd Rokita - Indianapolis, IN
Kathy Rogers - Atlanta, GA

I may have one additional member from Albuquerque, NM confirmed early next week.

May these people use Adventure Travel to make these arrangements in the same manner as the Asian Language Working Group? I understand the members of that group made hotel and flight arrangements through Adventure Travel and that these costs were billed directly to EAC. We did plan for EAC to pay for the travel of the Voting Fraud/Voter Intimidation Working Group (budgeted under Research). Devon will prepare their travel authorizations.

Peggy Sims
Election Research Specialist
Peggy:

4:00 eastern on Tuesday is fine however, given the financial restrictions that you indicated would be in place for use of my car (I would actually loose money coming to DC) and given the cost of hotels at this time (I can't afford to front these costs and wait for months to be repaid), etc, it would take a miracle for this working group meeting to take place in person. It is looking like the only way it will get done is by teleconference. I also share Tova's concern about the unknown nature of Mr. Perez.

Job

--- psims@eac.gov wrote:

> Hi, Folks:
>  
> > Teleconference
> > Are both of you available for a teleconference next Tuesday afternoon at about 4 PM EST? If this does not work for you, please suggest another date and/or time. I would like to discuss our preparations for the Working Group meeting.
>  
> > Working Group Members
> > We have a very good person to fill the slot for the nonpartisan local election official: J.R. Perez, Elections Administrator for Guadalupe County, TX. Attached is his bio. Hope you have no objections to him. He is available on May 18. I have place 2 calls to Pat Rogers office, but have not yet received a reply. Job, if you have any pull with him, you may want to contact him, too.
>  
> > Travel Arrangements
> > You should make your own travel arrangements, including hotel. Travel time cannot be billed to the contract, except for hours actually worked on the contract (i.e., reviewing materials in preparation for the meeting, and the like). Current Federal rates follow:
> > Maximum Lodging = $180 per day- does not include hotel taxes (if you cannot get this rate, we have covered reasonable rates that are a little higher)
> Meals & Incidentals = $64 per day (except that it is $48 on the first and last day of travel)
> Mileage for Personally Owned Vehicle = $.445 per mile
> Under the new contract, I do not have to fill out a

005425
travel authorization
for you. I can approve your trip via email.
Afterwords, when you turn in
your next pay voucher, you can attach the airline
receipt (or mileage
documentation), hotel receipt(s), and ground
transportation receipts and a
copy of any printed itineraries. Calculate the
total travel expenses due
you, including applicable per diem. I do not need
meal receipts.
Job, under Federal travel regulations, deviations
for personal reasons are
not normally accommodated. What you can do,
however, is to give me a
comparison of the cost of roundtrip mileage, hotel,
and per diem of doing
it your way against the cost of a roundtrip flight,
ground transportation,
hotel, and per diem. If your way costs less, it
should be no problem to
cover the full cost. If your way is more expensive,
we may only pay up to
the amount of traditional travel. (The same rules
apply to me when I
travel.) If you can tell me where, other than DC,
you will spend the
night, I can check on applicable per diem rates.
Peggy

Peggy:

I may have the only option left but it is a risk time
wise. I could stay at the Baymont in Salem by Roanoke
and then leave early that morning and drive into DC or
to a park and ride (Metro). I would make it before
12:00 barring any unforeseen road issues. However, I
would have to leave to go home right after the
meeting. That would cancel the next day's meeting.
I need to run to West Little Rock so you can get me on my cell if you want to talk.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM -----
Margaret Sims/EAC/GOV To Job Serebrov
05/12/2006 02:46 PM cc
Subject Working Group List

Job:

What do you suggest I do with the list of Working Group members. I need to get the Fed Ex packages out by the end of the day, and have not heard back from Ginsberg. Do you want me to list a vacancy, or list Norcross with a note that he cannot attend? If we find a substitute, we can always provide an updated list next Thursday. --- Peggy
----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:22 PM ---

"Tova Wang" <wang@tcf.org> To psims@eac.gov
05/11/2006 04:25 PM cc
Subject RE: Material I may not have included

news article review
-----Original Message-----
From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, May 11, 2006 3:23 PM
To: wang@tcf.org
Subject: Re: Material I may not have included

Would these go under literature review or news article review? --- Peggy

"Tova Wang" <wang@tcf.org>
05/10/2006 11:45 AM To psims@eac.gov
cc: [redacted]
Subject Material I may not have included