

Indiana Election Commission
Minutes
January 3, 2022

Members Present: Paul Okeson, Chairman of the Indiana Election Commission (“Commission”); Suzannah Wilson Overholt, Vice Chairman of the Commission; Karen Celestino-Horseman, member; Litany A. Pyle, Member.

Members Absent: None.

Staff Attending: J. Bradley King, Co-Director, Indiana Election Division of the Office of the Secretary of State (Election Division); Angela M. Nussmeyer, Co-Director of the Election Division; Matthew Kochevar, Co-General Counsel of the Election Division; Valerie Warycha, Co-General Counsel of the Election Division; Abbey Taylor, Campaign Finance staff, Election Division; Michelle Thompson, Campaign Finance staff, Election Division.

Others Attending: The Hon. Karyn Douglas, Montgomery County Circuit Court Clerk; The Hon. Linda Freeman, Vanderburgh County Surveyor; Mr. Scott Lewis; Mr. Ryan Mann.

1. Call to Order:

The Chair called the January 3, 2022 meeting of the Commission to order at 1:30 p.m. EST in Conference Room A, Indiana Government Center South, 402 West Washington Street, Indianapolis.

2. Transaction of Commission Business:

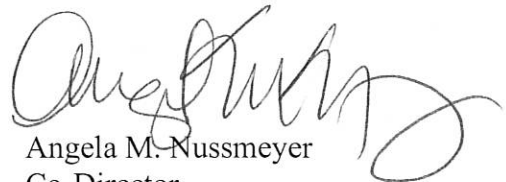
The Commission proceeded to transact the business set forth in the Transcript of Proceedings for this meeting prepared by Maria W. Collier, RPR, CRR, of Stewart Richardson and Associates, which is incorporated by reference into these minutes.

The Commission adjourned its meeting at 1:55 p.m. EST.

Respectfully submitted,

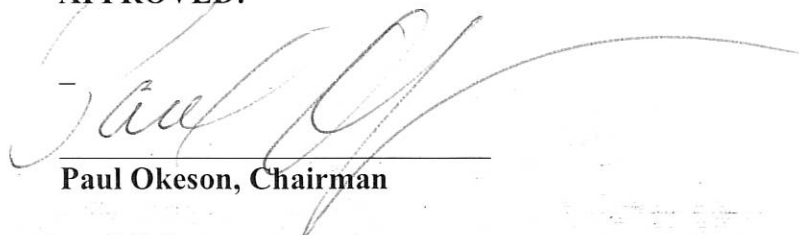


J. Bradley King
Co-Director



Angela M. Nussmeyer
Co-Director

APPROVED:



Paul Okeson, Chairman

In the Matter Of:

INDIANA ELECTION COMMISSION PUBLIC SESSION

Transcript of Proceedings

January 03, 2022

StewartRichardson
DEPOSITION SERVICES

800.869.0873 | www.StewartRichardson.com

Reporting Driven by Excellence — Since 1975

INDIANAPOLIS | CARMEL | EVANSVILLE | FORT WAYNE | SOUTH BEND | VALPARAISO

1
2 INDIANA ELECTION COMMISSION
3 PUBLIC SESSION
4
5

6
7 Conducted on: January 3, 2022
8
9

10
11 Conducted at: Indiana Government Center South
12 302 West Washington Street, Conference Room A
13 Indianapolis, Indiana
14

15
16 A Stenographic Record by:
17 Maria W. Collier, RPR, CRR
18

19
20
21
22
23
24 STEWART RICHARDSON DEPOSITION SERVICES
25 Registered Professional Reporters
(800)869-0873

APPEARANCES

INDIANA ELECTION COMMISSION:

Paul Okeson - Chairman

Suzannah Wilson Overholt - Vice Chairman

Litany Pyle - Member

Karen Celestino-Horseman - Member

INDIANA ELECTION DIVISION STAFF:

Angela M. Nussmeyer - Co-Director

J. Bradley King - Co-Director

Matthew Kochevar - Co-Counsel

Valerie Warycha - Co-Counsel

INDEX OF AGENDA ITEMS

PAGE

Call to Order and Determination of Quorum	4
Documentation of Compliance with Open Door Law	4
Approval of December 6, 2021, Commission Minutes	4
Approval of Campaign Finance Enforcement Order	6
County Precinct Boundary Establishment Orders	7

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1 CHAIRMAN OKESON: I'm going to call the
2 Election Commission public session to order, noting
3 that we have a quorum. Today's date, Monday,
4 January 3rd, 2022, 1:30, Conference Room A. Noting
5 the following members are present: Myself,
6 Chairman Paul Okeson; Vice Chair Suzannah Wilson
7 Overholt; Member Karen Celestino-Horseman; and
8 Member Litany Pyle.

9 I also note that both co-directors, Brad King
10 and Angie Nussmeyer, as well as co-counsel, Matthew
11 Kochevar and Valerie Warycha, are also present.

12 Our court reporter, Maria Collier, is here.
13 When you speak, if you are speaking today, I'd
14 remind you to please come forward, state your name
15 and spell it for the court reporter so we can get
16 accuracy for the minutes.

17 And with that, we'll move on. I seek to
18 notice documentation of proper public meeting,
19 recognizing Co-Director King.

20 MR. KING: Mr. Chairman, members of the
21 Commission, on behalf of myself and Co-Director
22 Nussmeyer, I certify that proper notice of this
23 meeting was given in accordance with Indiana's Open
24 Door Law.

25 CHAIRMAN OKESON: Thank you.

1 Moving on, approval of the December 6, 2021,
2 Commission meeting minutes. I recognize the
3 co-directors to present the meeting minutes.

4 MR. KING: Mr. Chairman, members of the
5 Commission, on behalf of myself and Co-Director
6 Nussmeyer, we have reviewed the proposed minutes
7 and recommend them to you for your approval.

8 CHAIRMAN OKESON: Can I get a motion to
9 approve?

10 VICE CHAIRMAN OVERHOLT: So moved.

11 CHAIRMAN OKESON: Second?

12 MS. PYLE: Second.

13 CHAIRMAN OKESON: Any discussion or questions
14 on that?

15 Hearing none, all those in favor signify by
16 saying "Aye."

17 VICE CHAIRMAN OVERHOLT: Aye.

18 MS. CELESTINO-HORSEMAN: Aye.

19 MS. PYLE: Aye.

20 CHAIRMAN OKESON: The "ayes" have it. Minutes
21 are approved.

22 Moving on, if you're planning on speaking or
23 addressing the Commission today, will you please
24 rise and take the oath provided by Co-Counsel
25 Kochevar.

1 MR. KOICHEVAR: All those who will testify
2 before the Indiana Election Commission, please
3 rise, raise your right hand, please say "I do"
4 after recitation of the oath.

5 Do you solemnly swear or affirm the testimony
6 you are about to give to the Indiana Election
7 Commission is the truth, the whole truth, and
8 nothing but the truth? Please say "I do."

9 ALL: I do.

10 CHAIRMAN OKESON: Thank you, Mr. Kochevar.

11 Moving on, we have approval of a campaign
12 finance enforcement order from a previous meeting,
13 Order 2022-1. I recognize the Election Division's
14 campaign finance staff, Ms. Taylor and
15 Ms. Thompson, to present the information and the
16 documents and penalties assessed by the Commission
17 to campaign finance proceedings on December 6th.

18 MS. THOMPSON: Yes. Mr. Chairman, members of
19 the Commission, Order 2022-1 has been prepared from
20 the actions taken at the December 6th meeting, and
21 this order is ready for adoption.

22 CHAIRMAN OKESON: Is there a motion to adopt?

23 VICE CHAIRMAN OVERHOLT: So moved.

24 CHAIRMAN OKESON: Second?

25 MS. PYLE: Second.

1 CHAIRMAN OKESON: Any discussion or questions?
2 I think we've been through this pretty thoroughly
3 before.

4 All right. All those in favor signify by
5 saying "Aye."

6 VICE CHAIRMAN OVERHOLT: Aye.

7 MS. CELESTINO-HORSEMAN: Aye.

8 MS. PYLE: Aye.

9 CHAIRMAN OKESON: The "ayes" have it. The
10 motion carries. Thank you.

11 Moving on -- I'm sorry?

12 VICE CHAIRMAN OVERHOLT: Signature stamps.

13 CHAIRMAN OKESON: Oh, by consent, can we
14 authorize the use of signature stamps?

15 VICE CHAIRMAN OVERHOLT: Consent.

16 MS. CELESTINO-HORSEMAN: Consent.

17 MS. PYLE: Consent.

18 CHAIRMAN OKESON: Thank you. Appreciate it.

19 MR. KING: Mr. Chairman, may I clarify that
20 consent applies to any order adopted by the
21 Commission today.

22 CHAIRMAN OKESON: That would be great, yes.

23 Moving on, we have adoption of the county
24 precinct establishment orders by the Commission.
25 The Commission has received a request from the

1 co-directors for the Commission to conduct a
2 hearing today under Indiana Code 3-11-1.5-18 to
3 consider the approval of county precinct
4 establishment orders for certain counties whose
5 proposed precinct changes have been reviewed by the
6 Election Division and the Office of Census Data of
7 the Legislative Services Agency, and been found in
8 compliance with state law, but for which the county
9 was unable to provide sufficient time for
10 publication of legal notice of these proposed
11 changes so that a voter of the county would have
12 the right to file an objection to the proposed
13 changes and request a hearing by the Commission
14 regarding the matter.

15 I understand that representatives from several
16 of these counties are present at the meeting today.
17 Beginning in the front row and working back, please
18 identify yourself and the county and the
19 individuals who will speak on behalf of your
20 county. Please remember to spell your name, again,
21 for the court reporter so we can have accuracy for
22 the record.

23 Who's first?

24 MS. FREEMAN: Vanderburgh County. Linda
25 Freeman, Vanderburgh County surveyor.

1 CHAIRMAN OKESON: Go ahead.

2 MS. FREEMAN: Basically I missed putting two
3 of the precincts in. We originally had Center
4 Precinct 11, Center Precinct 14, Center
5 Precinct 16, Center Precinct 17, Scott Precinct 1,
6 Scott Precinct 2. I inadvertently omitted Ward 1,
7 Precinct 18; Ward 1, Precinct 19.

8 The original publication went in the paper
9 December 18th minus the two precincts, Ward 1, 18;
10 Ward 1, Precinct 19. The second publication went
11 in the paper December 26, 2021. It was just with
12 everything, the compression of time and some other
13 issues that we were dealing with, I just missed it.

14 CHAIRMAN OKESON: Okay.

15 MR. KING: Mr. Chairman, members of the
16 Commission, behind the yellow tab in your binders
17 is Order 2022-5, which is the order for the
18 approval of the establishment precinct boundaries
19 in Vanderburgh County.

20 CHAIRMAN OKESON: Okay.

21 MS. FREEMAN: This is my first time with this
22 type of thing, so if you have any questions. Like
23 I said, it was just an inadvertent oversight, and
24 as soon as I noticed it, I let Stephanie Davidsen
25 know. And then we tried to get it in the paper,

1 but our paper wasn't publishing New Year's Eve, New
2 Year's Day -- or not New Year's Eve, Christmas Eve
3 and Christmas Day, so we got it in as soon as we
4 could. And the whole thing had been posted in the
5 clerk's office with all of them because it was
6 just -- like I said, the entire posting that you
7 guys approved -- that was approved was posted in
8 the clerk's office. It was just a matter of not
9 listing those two precincts.

10 CHAIRMAN OKESON: Yeah. I understand. I
11 probably should take a motion on this first. So I
12 appreciate your comment.

13 MS. CELESTINO-HORSEMAN: I move that we adopt
14 it.

15 CHAIRMAN OKESON: Yeah. Sorry. Thank you.
16 Is there a second?

17 MS. PYLE: Second.

18 CHAIRMAN OKESON: Any further discussion or
19 any questions? Please, go ahead.

20 MS. CELESTINO-HORSEMAN: There is a typo. In
21 the second paragraph, it says "Montgomery County."
22 I think that was supposed to be Vanderburgh County.

23 CHAIRMAN OKESON: Yeah.

24 MS. CELESTINO-HORSEMAN: And also, it says on
25 page 2, under Section 1, "The proposed precinct

1 establishment order." What is that?

2 CHAIRMAN OKESON: Where are you?

3 MS. CELESTINO-HORSEMAN: It says that
4 Vanderburgh County submitted a proposed precinct
5 establishment order, and that's what we're passing
6 the order for. So what is that? There's an email
7 that's attached. Is that it?

8 MS. NUSSMEYER: If I might, Mr. Chairman --

9 CHAIRMAN OKESON: Please.

10 MS. NUSSMEYER: -- since Stephanie is my staff
11 person and managed the Vanderburgh County, the
12 Marion County, Montgomery County for purposes of
13 today's discussion. She has a very large accordion
14 file -- well, Vanderburgh County was smaller -- a
15 file folder. Counties are required to submit what
16 we call an IEC-8 form, which outlines which
17 precincts are being combined or slivers taken off
18 of it, just whatever the adjustments might be for
19 the precinct boundaries, along with census blocks,
20 name of the polling location, maps, split census
21 block, aerial photography.

22 That documentation has been reviewed by myself
23 and Mr. King, and we signed an order allowing the
24 county to move forward with their public notice,
25 which, as Ms. Freeman -- right?

1 MS. FREEMAN: Yes.

2 MS. NUSSMEYER: -- mentioned, was not
3 published timely for the second publication to add
4 in those two precincts. So Mr. King and myself
5 have already approved the precinct establishment
6 order, if you will. This hearing is just the
7 opportunity for someone from Vanderburgh County to
8 come forward to present an objection to the
9 proposed plan, which, if you would like to look at
10 it, Stephanie can share with you --

11 MS. CELESTINO-HORSEMAN: No, I trust you.
12 Okay. So that's what's been designated. Anything
13 that they have submitted is designated as the
14 precinct establishment order.

15 MS. NUSSMEYER: The commissioners actually
16 draft and write the ordinance to create the
17 precinct establishment order, and so a copy of that
18 has been provided to Stephanie as well. So once
19 the Commission -- if the Commission approves the
20 request today, then the commissioners' order will
21 go into effect.

22 MS. CELESTINO-HORSEMAN: Okay. Well, that's
23 what I was just asking because it says that this
24 order that we're submitting is incorporating this
25 proposed precinct establishment order that was

1 submitted by Vanderburgh. And what you're telling
2 me is that what you all have labeled as the
3 proposed precinct establishment order that we're
4 adopting is in that file folder over there.

5 MS. NUSSMEYER: All of the documentation for
6 it, correct. And your order, at least in my mind,
7 replaces the order that Brad and I signed off on
8 because they missed their publication notice.

9 MR. KING: And, Mr. Chairman, if I can add, I
10 agree with Co-Director Nussmeyer's characterization
11 of the actions that the co-directors have engaged
12 in in this matter.

13 MS. CELESTINO-HORSEMAN: So I'm just curious.
14 When you file this, then, will you attach what the
15 order is that you two signed that sets forth all
16 the precincts and that material? Does that all go
17 in a file together?

18 MS. NUSSMEYER: Yes.

19 MS. CELESTINO-HORSEMAN: Perfect. I should
20 have known it would be perfect.

21 VICE CHAIRMAN OVERHOLT: Can I ask a question?

22 CHAIRMAN OKESON: Absolutely.

23 VICE CHAIRMAN OVERHOLT: I'm -- and maybe --
24 what, do we do this once every ten years or so? Is
25 that what it is, or so?

1 MS. NUSSMEYER: Every few years.

2 VICE CHAIRMAN OVERHOLT: Every few years.

3 Okay. The thing that is confusing to me is that in
4 the very first "whereas" clause, so it looks -- so
5 the ten days for a voter to object is after
6 January 4th. So we're sitting here today on
7 January 3rd, so are we -- so does that mean that
8 voters -- I mean, is the whole purpose of this to
9 have it so voters -- I'm trying to say this in a
10 delicate manner.

11 CHAIRMAN OKESON: So they have something to
12 object to?

13 VICE CHAIRMAN OVERHOLT: To shorten the
14 objection period or something? I guess I don't
15 understand because it's not January 4th yet.

16 MS. NUSSMEYER: Right. So the hearing
17 replaces the ten-day public comment period. So
18 there are instances -- and you'll hear from other
19 counties as well -- where they didn't have time to
20 publish notice because their request was approved
21 after the publication deadline.

22 Let me take a step back. In order for a
23 county to hit the January 4th deadline, which is
24 the day before candidate filing, notice must have
25 been published in the newspaper not later than

1 Christmas Day. So in Vanderburgh County's
2 particular instance, their revised notice was
3 published on December 26th, which would put them
4 after January 4th.

5 So our office posts notice about a hearing
6 regarding a precinct establishment order so that
7 folks who might have a complaint can attend the
8 hearing and lodge those complaints and have their
9 questions answered by the county. And then the
10 Commission would take all of the facts and evidence
11 and determine whether or not to approve the
12 precinct establishment order.

13 VICE CHAIRMAN OVERHOLT: And so however that
14 was posted by law is deemed to be sufficient to
15 kind of notify folks in Vanderburgh County that, if
16 they want to say something, they've got to be here
17 today?

18 MS. NUSSMEYER: Yes.

19 MR. KING: And, Mr. Chairman, I would add
20 again my concurrence with Co-Director Nussmeyer.
21 And as the vice chair indicated, this is a process
22 the Commission has engaged in in the past, most
23 recently several years ago with Howard County where
24 they had a problem with the legal notice actually
25 getting published in the paper. And so the

1 Commission conducted a hearing on or about this day
2 to provide the opportunity for objection and
3 approval that we've discussed.

4 CHAIRMAN OKESON: Okay. Thank you. What do
5 we need to do relative to the correction of --

6 MR. KING: Mr. Chairman, members of the
7 Commission, you could have a motion to correct the
8 scrivener's error and take that by consent, if you
9 wish.

10 MS. CELESTINO-HORSEMAN: I'll move to amend my
11 motion regarding the order, that in paragraph 2,
12 first full paragraph 2, the word "Montgomery" be
13 removed and the word "Vanderburgh" be put in its
14 place.

15 CHAIRMAN OKESON: Is that correct as a point
16 of order? Can we do that?

17 MR. KING: Yes.

18 CHAIRMAN OKESON: All right. So we have a
19 motion to amend. Need a second.

20 MS. PYLE: Second.

21 CHAIRMAN OKESON: Any discussion about that
22 motion to amend?

23 Hearing none, all those in favor signify by
24 saying "Aye."

25 VICE CHAIRMAN OVERHOLT: Aye.

1 MS. CELESTINO-HORSEMAN: Aye.

2 MS. PYLE: Aye.

3 CHAIRMAN OKESON: The "ayes" have it. The
4 motion carries.

5 MR. KING: You need a motion on the main
6 order.

7 CHAIRMAN OKESON: And we have a motion on the
8 main order, so what do we do with that?

9 MR. KING: You can have a motion to approve
10 Order 2022-5, if that's the wish of the Commission,
11 as amended.

12 CHAIRMAN OKESON: As amended. Okay. So now a
13 motion to adopt Order 2022-5 as amended. Is there
14 a motion?

15 VICE CHAIRMAN OVERHOLT: So moved.

16 CHAIRMAN OKESON: Second?

17 MS. PYLE: Second.

18 CHAIRMAN OKESON: Any discussion?

19 Hearing none, all those in favor signify by
20 saying "Aye."

21 VICE CHAIRMAN OVERHOLT: Aye.

22 MS. CELESTINO-HORSEMAN: Aye.

23 MS. PYLE: Aye.

24 CHAIRMAN OKESON: The "ayes" have it. The
25 motion carries.

1 MS. FREEMAN: Thank you.

2 CHAIRMAN OKESON: Who's next?

3 MR. LEWIS: Yes. My name is Scott Lewis from
4 Clark County, Indiana. I'm the county attorney.

5 CHAIRMAN OKESON: Clark is which tab?

6 MR. KING: Mr. Chairman, that would be the
7 white tab, second tab.

8 CHAIRMAN OKESON: Do we need to start with a
9 motion before we hear testimony?

10 MR. KING: Sure.

11 CHAIRMAN OKESON: Just give us one quick
12 second.

13 MR. LEWIS: Okay.

14 CHAIRMAN OKESON: So we have Clark County,
15 Order 2022-2. Would anyone like to offer a motion
16 to approve the order?

17 VICE CHAIRMAN OVERHOLT: So moved.

18 CHAIRMAN OKESON: Second?

19 MS. PYLE: Second.

20 CHAIRMAN OKESON: Now, please.

21 MR. LEWIS: Okay. So I think this is a little
22 different where we didn't make a mistake or it
23 wasn't because we didn't timely publish our notice.
24 Our notice was published timely on December 23rd,
25 so that was two days before the December 25th

1 deadline. There were no errors in the notice that
2 was published in the newspaper. So we timely
3 published it, and we also had a signed order from
4 the Election Division signed on December 22nd
5 approving our precinct changes. So I'm a little
6 confused why Clark County was asked to be here,
7 with all due respect I mean.

8 CHAIRMAN OKESON: Sure.

9 MS. NUSSMEYER: Certainly. If I might,
10 Mr. Chairman, because I was the second person to
11 sign it. I didn't, I guess, review the date. I
12 didn't have that -- I left the office on
13 December 22nd after 5 o'clock, and the 23rd and
14 24th was a state holiday. And I returned to the
15 office on December 27th, and that's when I had the
16 opportunity to review and sign off on the Clark
17 County filing.

18 So the county, although they may have
19 published on December 23rd, did not have
20 authorization from the Election Division to move
21 forward with that notice because they require a
22 signed order from both Mr. King and myself in order
23 to move forward with that notice. And so in that
24 regard, Clark County, as I understand, would be
25 present because they didn't have an order in which

1 to actually move forward with publishing their
2 notice. And I'll defer to Mr. King because this
3 was Ms. Clark's county to manage.

4 MR. KING: Mr. Chairman, members of the
5 Commission, again, I agree with Co-Director
6 Nussmeyer. This is a situation where the county's
7 newspaper notice was published prematurely because
8 Co-Director Nussmeyer signed on the date she
9 indicated, not the date indicated in the order. So
10 to remove any question regarding the validity of
11 the proposed precinct changes, this matter was
12 scheduled for hearing today.

13 CHAIRMAN OKESON: Okay. Any questions?
14 Sounds pretty --

15 All right. So we have a motion and a second.
16 Hearing no further discussion, all those in favor
17 signify by saying "Aye."

18 VICE CHAIRMAN OVERHOLT: Aye.

19 MS. CELESTINO-HORSEMAN: Aye.

20 MS. PYLE: Aye.

21 CHAIRMAN OKESON: Aye.

22 The "ayes" have it. The motion carries.

23 MR. LEWIS: Thank you.

24 CHAIRMAN OKESON: Thank you for being here.

25 MR. LEWIS: You're welcome.

1 CHAIRMAN OKESON: Who's next? Which county is
2 this?

3 MS. DOUGLAS: I'm Karyn Douglas from
4 Montgomery County. It's K-a-r-y-n.

5 CHAIRMAN OKESON: Give us just a second.

6 MR. KING: Mr. Chairman, members of the
7 Commission, that's behind the orange tab in your
8 binder.

9 MS. DOUGLAS: So the complaint has been
10 made --

11 CHAIRMAN OKESON: Just one second. We'll have
12 to get a motion here and open the floor for some
13 discussion.

14 Okay. So we have Order 2022-4. Is there a
15 motion to approve the order?

16 VICE CHAIRMAN OVERHOLT: So moved.

17 CHAIRMAN OKESON: Second?

18 MS. PYLE: Second.

19 CHAIRMAN OKESON: Thank you. Okay. Please.

20 MS. DOUGLAS: So the complaint was made about
21 our ten days on our publication. I miscalculated
22 when I published. I gave it within plenty of
23 notice to our paper. It actually went in and was
24 published the first day on the 20th, and I had they
25 have until the 29th in order to be able to file a

1 complaint with the Election Commission -- or the
2 Division. And if you count the 20th as day 1, then
3 the 29th would be day 10, but it's not ten full
4 days because of that new deadline.

5 So I'm not sure if that's what I was,
6 honestly, and I'm kind of with Vanderburgh County.
7 The rush this year -- I did this ten years ago. It
8 was nothing like it was this year. But we actually
9 have passed review with the U.S. Bureau of Census
10 Data, and we also have our signed order from the
11 Election Division saying that everything was good.
12 If my date was correct, you wouldn't be seeing me.
13 I'd already be done by now.

14 VICE CHAIRMAN OVERHOLT: Happy New Year.

15 MS. DOUGLAS: Exactly.

16 CHAIRMAN OKESON: Any questions? Any
17 comments?

18 Hearing none, we have a motion and a second to
19 approve Order 2022-4. All those in favor signify
20 by saying "Aye."

21 VICE CHAIRMAN OVERHOLT: Aye.

22 MS. CELESTINO-HORSEMAN: Aye.

23 MS. PYLE: Aye.

24 CHAIRMAN OKESON: The "ayes" have it. The
25 motion carries.

1 MS. DOUGLAS: Thank you guys.

2 CHAIRMAN OKESON: Thank you. Thanks for
3 coming.

4 Which county?

5 MR. MANN: Marion.

6 CHAIRMAN OKESON: Blue tab. All right. We
7 have Order 2022-3. Can I get a motion to approve?

8 VICE CHAIRMAN OVERHOLT: So moved.

9 MS. PYLE: Second.

10 CHAIRMAN OKESON: We have a second.

11 Please, go ahead.

12 MR. MANN: Mr. Chairman, members of the
13 Commission, my name is Ryan Mann. I'm here
14 representing Indianapolis and Marion County.

15 CHAIRMAN OKESON: Spell your last name.

16 MR. MANN: M-a-n-n.

17 CHAIRMAN OKESON: Thanks.

18 MR. MANN: So first, I want to thank the
19 co-directors but also direct a lot of thanks to
20 Stephanie Davidsen. There's a heavy lift that
21 comes with reviewing Marion County. We had a lot
22 of back-and-forth, but we were able to receive our
23 sign-off from the co-directors the afternoon of the
24 27th, and noon of -- sorry -- the 20th, and noon of
25 the 20th would have been when we would have had to

1 have notice sent in.

2 CHAIRMAN OKESON: Okay. Any questions?

3 Nothing to add?

4 We have a motion.

5 MS. CELESTINO-HORSEMAN: I have a question.

6 CHAIRMAN OKESON: Sure. Go ahead.

7 MS. CELESTINO-HORSEMAN: Is there any
8 pertinence to this memorandum that's attached to
9 this proposed order?

10 CHAIRMAN OKESON: I didn't see it.

11 MS. NUSSMEYER: If I might. So that is the
12 memo that Marion County submitted along with all of
13 their IEC-8s and maps and all the other -- that is
14 in the large accordion file over there that you're
15 welcome to look at, but we saved a few trees
16 instead of making 4,000 pages of copies for you to
17 look at today.

18 So their memo is just outlining some of the
19 trickier precincts, if you will, in that some were
20 under-600 precincts, which state law allows for
21 some exceptions, explaining why those exceptions
22 are, in fact, allowable when referring to the IEC-8
23 and the precinct there, but also talks a little bit
24 about how they calculated inactive voters and
25 active voters for purposes of creating new

1 precincts and what their methodology was behind
2 that so, if Mr. King or myself had questions as we
3 were reviewing all of their IEC-8s, we would have
4 something to refer back to to make sure that our
5 understanding and their understanding aligned.

6 And so Mr. King and I both approved Marion
7 County. It just so happened it was on Christmas
8 Eve, I think was when Mr. King was able to sign the
9 order over the holiday, but not enough time for
10 Marion County to get notice published in their
11 newspaper since they weren't publishing, I think,
12 on Christmas Eve or Christmas Day in Marion County.

13 MR. KING: And, Mr. Chairman, members of the
14 Commission, I concur with the information provided
15 by Co-Director Nussmeyer.

16 CHAIRMAN OKESON: Okay. Any other questions?

17 We have a motion and a second. All those in
18 favor signify by saying "Aye."

19 VICE CHAIRMAN OVERHOLT: Aye.

20 MS. CELESTINO-HORSEMAN: Aye.

21 MS. PYLE: Aye.

22 CHAIRMAN OKESON: The "ayes" have it. The
23 motion carries. Thank you.

24 Do we have anybody else? Is that it for the
25 day?

1 Having no others, I believe we are scheduled
2 tomorrow at this same time, same location, for
3 1:30 -- yeah, please.

4 MS. FREEMAN: Linda Freeman, Vanderburgh
5 County surveyor. I would like to give kudos to
6 Ms. Davidsen because I know we were -- it was
7 difficult, crazy, crazy this year.

8 MS. DOUGLAS: The whole state's Election
9 Division.

10 MS. FREEMAN: Yes. You guys, thank you,
11 because trying to cram six months worth of work in
12 six weeks was just -- you know, we had some
13 commissioners that wanted to do some more things,
14 and I said we're barely going to have time to do
15 what we really kind of need to do to come into
16 compliance with the over-2,000 active voter.
17 Luckily, we only had the three precincts that were
18 actually that, and then we just needed to do the
19 one census line to make things a little easier
20 rather than going through some homes to try to
21 figure out, oh, this one should be here or there,
22 because, like I said, we had lines going through
23 homes. But I want to give kudos to everyone.
24 Thank you.

25 CHAIRMAN OKESON: Well, thank you for that.

1 It's an often unnoticed job on both sides, and they
2 do it exceptionally well. I wouldn't sit here if
3 these folks weren't here. I can tell you that
4 certainly. But thank you for that, and I'm sure
5 it's noted for the record as well. Thank you.

6 With that, we've finished our business for the
7 day. Can I get a motion to adjourn?

8 MS. CELESTINO-HORSEMAN: I move we adjourn.

9 CHAIRMAN OKESON: Second?

10 MS. PYLE: Second.

11 CHAIRMAN OKESON: All those in favor. We're
12 adjourned.

13 (The Indiana Election Commission Public
14 Session was adjourned at 1:55 p.m.)

15

16

17

18

19

20

21

22

23

24

25

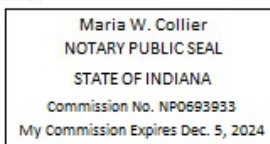
1 STATE OF INDIANA
2 COUNTY OF HAMILTON

3 I, Maria W. Collier, a Notary Public in and
4 for said county and state, do hereby certify that the
5 foregoing public session was taken at the time and
6 place heretofore mentioned between 1:30 p.m. and
7 1:55 p.m.;

8 That said public session was taken down in
9 stenograph notes and afterwards reduced to typewriting
10 under my direction; and that the typewritten
11 transcript is a true record of the public session.

12 IN WITNESS WHEREOF, I have hereunto set my
13 hand and affixed my notarial seal this 12th day of
14 January, 2022.

15
16 *Maria W. Collier*



21 My Commission expires:
22 December 5, 2024

23 Job No. 168494
24
25

<hr/> 1 <hr/>	<hr/> 4 <hr/>	approve 5:9 15:11 17:9 18:16 21:15 22:19
1 9:5,6,7,9,10 10:25 22:2	4th 14:6,15,23 15:4	approved 5:21 10:7 12:5 14:20
10 22:3		approves 12:19
11 9:4	<hr/> 5 <hr/>	approving 19:5
14 9:4	5 19:13	assessed 6:16
16 9:5		attach 13:14
17 9:5	<hr/> 6 <hr/>	attached 11:7
18 9:7,9	6 5:1	attend 15:7
18th 9:9	6th 6:17,20	attorney 18:4
19 9:7,10		authorization 19:20
1:30 4:4	<hr/> A <hr/>	authorize 7:14
<hr/> 2 <hr/>	Absolutely 13:22	Aye 5:16,17,18,19 7:5,6,7,8 16:24,25 17:1,2,20,21,22,23 20:17,18,19,20,21 22:20,21,22,23
2 9:6 10:25 16:11,12	accordance 4:23	eyes 5:20 7:9 17:3,24 20:22 22:24
2021 5:1 9:11	accordion 11:13	<hr/> B <hr/>
2022 4:4	accuracy 4:16 8:21	back 8:17 14:22
2022-1 6:13,19	actions 6:20 13:11	Basically 9:2
2022-2 18:15	add 12:3 13:9 15:19	Beginning 8:17
2022-4 21:14 22:19	addressing 5:23	behalf 4:21 5:5 8:19
2022-5 9:17 17:10,13	adjustments 11:18	binder 21:8
20th 21:24 22:2	adopt 6:22 10:13 17:13	binders 9:16
22nd 19:4,13	adopted 7:20	block 11:21
23rd 18:24 19:13,19	adopting 13:4	blocks 11:19
24th 19:14	adoption 6:21 7:23	boundaries 9:18 11:19
25th 18:25	aerial 11:21	Brad 4:9 13:7
26 9:11	affirm 6:5	Bureau 22:9
26th 15:3	Agency 8:7	<hr/> C <hr/>
27th 19:15	agree 13:10 20:5	call 4:1 11:16
29th 21:25 22:3	ahead 9:1 10:19	campaign 6:11,14,17
<hr/> 3 <hr/>	allowing 11:23	candidate 14:24
3-11-1.5-18 8:2	amend 16:10,19,22	carries 7:10 17:4,25 20:22 22:25
3rd 4:4 14:7	amended 17:11,12,13	Celestino-horseman 4:7 5:18 7:7,16 10:13,20,24 11:3 12:11,22 13:13,19 16:10 17:1,22 20:19
	Angie 4:10	
	applies 7:20	
	approval 5:1,7 6:11 8:3 9:18 16:3	

22:22
census 8:6 11:19,20 22:9
Center 9:3,4,5
certify 4:22
chair 4:6 15:21
Chairman 4:1,6,20,25 5:4,8,10, 11,13,17,20 6:10,18,22,23,24 7:1, 6,9,12,13,15,18,19,22 9:1,14,15, 20 10:10,15,18,23 11:2,8,9 13:9, 21,22,23 14:2,11,13 15:13,19 16:4,6,15,18,21,25 17:3,7,12,15, 16,18,21,24 18:2,5,6,8,11,14,17, 18,20 19:8,10 20:4,13,18,21,24 21:1,5,6,11,16,17,19 22:14,16,21, 24
characterization 13:10
Christmas 10:2,3 15:1
clarify 7:19
Clark 18:4,5,14 19:6,16,24
Clark's 20:3
clause 14:4
clerk's 10:5,8
co-counsel 4:10 5:24
Co-director 4:19,21 5:5 13:10 15:20 20:5,8
co-directors 4:9 5:3 8:1 13:11
Code 8:2
Collier 4:12
combined 11:17
comment 10:12 14:17
comments 22:17
Commission 4:2,21 5:2,5,23 6:2,7,16,19 7:21,24,25 8:1,13 9:16 12:19 15:10,22 16:1,7 17:10 20:5 21:7 22:1
commissioners 12:15
commissioners' 12:20
complaint 15:7 21:9,20 22:1
complaints 15:8
compliance 8:8
compression 9:12

concurrence 15:20
conduct 8:1
conducted 16:1
Conference 4:4
confused 19:6
confusing 14:3
consent 7:13,15,16,17,20 16:8
copy 12:17
correct 13:6 16:7,15 22:12
correction 16:5
count 22:2
counties 8:4,16 11:15 14:19
county 7:23 8:3,8,11,18,20,24,25 9:19 10:21,22 11:4,11,12,14,24 12:7 14:23 15:9,15,23 18:4,14 19:6,17,18,24 20:3 21:1,4 22:6
county's 15:1 20:6
court 4:12,15 8:21
create 12:16
curious 13:13

D

Data 8:6 22:10
date 4:3 19:11 20:8,9 22:12
Davidson 9:24
day 10:2,3 14:24 15:1 16:1 21:24 22:2,3
days 14:5 18:25 21:21 22:4
deadline 14:21,23 19:1 22:4
dealing 9:13
December 5:1 6:17,20 9:9,11 15:3 18:24,25 19:4,13,15,19
deemed 15:14
defer 20:2
delicate 14:10
designated 12:12,13
determine 15:11
discussed 16:3

discussion 5:13 7:1 10:18 11:13 16:21 17:18 20:16 21:13
Division 8:6 19:4,20 22:2,11
Division's 6:13
documentation 4:18 11:22 13:5
documents 6:16
Door 4:24
Douglas 21:3,9,20 22:15
draft 12:16
due 19:7

E

effect 12:21
Election 4:2 6:2,6,13 8:6 19:4,20 22:1,11
email 11:6
enforcement 6:12
engaged 13:11 15:22
entire 10:6
error 16:8
errors 19:1
establishment 7:24 8:4 9:18 11:1,5 12:5,14,17,25 13:3 15:6,12
Eve 10:1,2
evidence 15:10

F

facts 15:10
favor 5:15 7:4 16:23 17:19 20:16 22:19
file 8:12 11:14,15 13:4,14,17 21:25
filing 14:24 19:17
finance 6:12,14,17
floor 21:12
folder 11:15 13:4
folks 15:7,15
form 11:16

forward 4:14 11:24 12:8 19:21,
23 20:1

found 8:7

Freeman 8:24,25 9:2,21 11:25
12:1 18:1

front 8:17

full 16:12 22:3

G

gave 21:22

give 6:6 18:11 21:5

good 22:11

great 7:22

guess 14:14 19:11

guys 10:7

H

hand 6:3

Happy 22:14

hear 14:18 18:9

hearing 5:15 8:2,13 12:6 14:16
15:5,8 16:1,23 17:19 20:12,16
22:18

hit 14:23

holiday 19:14

honestly 22:6

Howard 15:23

I

identify 8:18

IEC-8 11:16

inadvertent 9:23

inadvertently 9:6

incorporating 12:24

Indiana 6:2,6 8:2 18:4

Indiana's 4:23

individuals 8:19

information 6:15

instance 15:2

instances 14:18

issues 9:13

J

January 4:4 14:6,7,15,23 15:4

K

K-A-R-Y-N 21:4

Karen 4:7

Karyn 21:3

kind 15:15 22:6

King 4:9,19,20 5:4 7:19 9:15
11:23 12:4 13:9 15:19 16:6,17
17:5,9 18:6,10 19:22 20:2,4 21:6

know 9:25

Kochevar 4:11 5:25 6:1,10

L

labeled 13:2

large 11:13

law 4:24 8:8 15:14

left 19:12

legal 8:10 15:24

Legislative 8:7

Lewis 18:3,13,21 20:23,25

Linda 8:24

listing 10:9

Litany 4:8

location 11:20

lodge 15:8

M

made 21:10,20

main 17:5,8

make 18:22

manage 20:3

managed 11:11

manner 14:10

maps 11:20

Maria 4:12

Marion 11:12

material 13:16

matter 8:14 10:8 13:12 20:11

Matthew 4:10

meeting 4:18,23 5:2,3 6:12,20
8:16

Member 4:7,8

members 4:5,20 5:4 6:18 9:15
16:6 20:4 21:6

mentioned 12:2

mind 13:6

minus 9:9

minutes 4:16 5:2,3,6,20

miscalculated 21:21

missed 9:2,13 13:8

mistake 18:22

Monday 4:3

Montgomery 10:21 11:12 16:12
21:4

motion 5:8 6:22 7:10 10:11 16:7,
11,19,22 17:4,5,7,9,13,14,25
18:9,15 20:15,22 21:12,15 22:18,
25

move 4:17 10:13 11:24 16:10
19:20,23 20:1

moved 5:10 6:23 17:15 18:17
21:16

Moving 5:1,22 6:11 7:11,23

N

newspaper 14:25 19:2 20:7

note 4:9

notice 4:18,22 8:10 11:24 13:8
14:20,24 15:2,5,24 18:23,24 19:1,
21,23 20:2,7 21:23

noticed 9:24

notify 15:15**noting** 4:2,4**Nussmeyer** 4:10,22 5:6 11:8,10
12:2,15 13:5,18 14:1,16 15:18,20
19:9 20:6,8**Nussmeyer's** 13:10

O

oath 5:24 6:4**object** 14:5,12**objection** 8:12 12:8 14:14 16:2**offer** 18:15**office** 8:6 10:5,8 15:5 19:12,15**Okeson** 4:1,6,25 5:8,11,13,20
6:10,22,24 7:1,9,13,18,22 9:1,14,
20 10:10,15,18,23 11:2,9 13:22
14:11 16:4,15,18,21 17:3,7,12,16,
18,24 18:2,5,8,11,14,18,20 19:8
20:13,21,24 21:1,5,11,17,19
22:16,24**omitted** 9:6**open** 4:23 21:12**opportunity** 12:7 16:2 19:16**orange** 21:7**order** 4:2 6:12,13,19,21 7:20 9:17
11:1,5,6,23 12:6,14,17,20,24,25
13:3,6,7,15 14:22 15:6,12 16:11,
16 17:6,8,10,13 18:15,16 19:3,22,
25 20:9 21:14,15,25 22:10,19**orders** 7:24 8:4**ordinance** 12:16**original** 9:8**originally** 9:3**outlines** 11:16**Overholt** 4:7 5:10,17 6:23 7:6,12,
15 13:21,23 14:2,13 15:13 16:25
17:15,21 18:17 20:18 21:16
22:14,21**oversight** 9:23

P

paper 9:8,11,25 10:1 15:25 21:23**paragraph** 10:21 16:11,12**passed** 22:9**passing** 11:5**past** 15:22**Paul** 4:6**penalties** 6:16**perfect** 13:19,20**period** 14:14,17**person** 11:11 19:10**photography** 11:21**place** 16:14**plan** 12:9**planning** 5:22**plenty** 21:22**point** 16:15**polling** 11:20**posted** 10:4,7 15:14**posting** 10:6**posts** 15:5**precinct** 7:24 8:3,5 9:4,5,6,7,10,
18 10:25 11:4,19 12:5,14,17,25
13:3 15:6,12 19:5 20:11**precincts** 9:3,9 10:9 11:17 12:4
13:16**prematurely** 20:7**prepared** 6:19**present** 4:5,11 5:3 6:15 8:16 12:8
19:25**pretty** 7:2 20:14**previous** 6:12**problem** 15:24**proceedings** 6:17**process** 15:21**proper** 4:18,22**proposed** 5:6 8:5,10,12 10:25
11:4 12:9,25 13:3 20:11**provide** 8:9 16:2**provided** 5:24 12:18**public** 4:2,18 11:24 14:17**publication** 8:10 9:8,10 12:3
13:8 14:21 21:21**publish** 14:20 18:23**published** 12:3 14:25 15:3,25
18:24 19:2,3,19 20:7 21:22,24**publishing** 10:1 20:1**purpose** 14:8**purposes** 11:12**put** 15:3 16:13**putting** 9:2**Pyle** 4:8 5:12,19 6:25 7:8,17
10:17 16:20 17:2,17,23 18:19
20:20 21:18 22:23

Q

question 13:21 20:10**questions** 5:13 7:1 9:22 10:19
15:9 20:13 22:16**quick** 18:11**quorum** 4:3

R

raise 6:3**ready** 6:21**received** 7:25**recently** 15:23**recitation** 6:4**recognize** 5:2 6:13**recognizing** 4:19**recommend** 5:7**record** 8:22**regard** 19:24**relative** 16:5**remember** 8:20**remind** 4:14**remove** 20:10**removed** 16:13

replaces 13:7 14:17
reporter 4:12,15 8:21
representatives 8:15
request 7:25 8:13 12:20 14:20
require 19:21
required 11:15
respect 19:7
returned 19:14
review 19:11,16 22:9
reviewed 5:6 8:5 11:22
revised 15:2
rise 5:24 6:3
Room 4:4
row 8:17
rush 22:7

S

scheduled 20:12
Scott 9:5,6 18:3
scrivener's 16:8
Section 10:25
seek 4:17
Services 8:7
session 4:2
sets 13:15
share 12:10
shorten 14:13
sign 19:11,16
signature 7:12,14
signed 11:23 13:7,15 19:3,4,22
 20:8 22:10
signify 5:15 7:4 16:23 17:19
 20:17 22:19
sitting 14:6
situation 20:6
slivers 11:17
smaller 11:14

solemnly 6:5
Sounds 20:14
speak 4:13 8:19
speaking 4:13 5:22
spell 4:15 8:20
split 11:20
staff 6:14 11:10
stamps 7:12,14
start 18:8
state 4:14 8:8 19:14
step 14:22
Stephanie 9:24 11:10 12:10,18
submit 11:15
submitted 11:4 12:13 13:1
submitting 12:24
sufficient 8:9 15:14
supposed 10:22
surveyor 8:25
Suzannah 4:6
swear 6:5

T

tab 9:16 18:5,7 21:7
Taylor 6:14
telling 13:1
ten 13:24 14:5 21:21 22:3,7
ten-day 14:17
testify 6:1
testimony 6:5 18:9
thing 9:22 10:4 14:3
Thompson 6:15,18
time 8:9 9:12,21 14:19
timely 12:3 18:23,24 19:2
today 4:13 5:23 7:21 8:2,16
 12:20 14:6 15:17 20:12
today's 4:3 11:13
trust 12:11

truth 6:7,8
type 9:22
typo 10:20

U

U.S. 22:9
unable 8:9
understand 8:15 10:10 14:15
 19:24

V

Valerie 4:11
validity 20:10
Vanderburgh 8:24,25 9:19
 10:22 11:4,11,14 12:7 13:1 15:1,
 15 16:13 22:6
vice 4:6 5:10,17 6:23 7:6,12,15
 13:21,23 14:2,13 15:13,21 16:25
 17:15,21 18:17 20:18 21:16
 22:14,21
voter 8:11 14:5
voters 14:8,9

W

Ward 9:6,7,9,10
Warycha 4:11
white 18:7
Wilson 4:6
word 16:12,13
working 8:17
write 12:16

Y

year 22:7,8,14
Year's 10:1,2
years 13:24 14:1,2 15:23 22:7
yellow 9:16