

INDIANA STATE RECOUNT COMMISSION

MINUTES OF THE MAY 26, 2016 MEETING

MEMBERS PRESENT: The Honorable Connie Lawson, Chairman of the Indiana State Recount Commission ("the Commission"); Michael Claytor, Member; Gordon Durnil, Member.

MEMBERS ABSENT: None

STAFF ATTENDING: J. Bradley King, Majority Counsel; Matthew Kochevar, Minority Counsel

OTHERS ATTENDING: Ms. Leslie Barnes; Mr. Ron Drake; Ms. Jennifer Gauger, Indiana State Board of Accounts; Mr. William Groth; Ms. Angela Nussmeyer, Indiana Election Division Co-Director; Mr. Philip A. Sicuso, Recount Director; Mr. Sebastian Smelko; Major Mike Snider, Indiana State Police.

1. CALL TO ORDER:

The chair called the meeting of the Commission to order at 10:00 a.m. at Room 125 of the Indiana State House, 200 West Washington Street, Indianapolis, Indiana.

2. COMMISSION BUSINESS:

The Commission transacted the business and took the official actions set forth in the Transcript prepared by Jenny L. Reeve, Connor Reporting, which is incorporated by reference into these minutes.

The Commission approves the Transcript, with the following corrections:

Page 2, line 7, replace "DIVISION" with "COMMISSION".

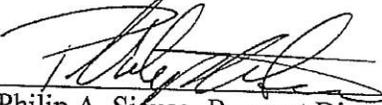
Page 25, line 6, replace "Dick Johnson, a non-voting precinct" with "Dick Johnson Non-Voting Precinct".

Page 32, line 20, replace "request" with "recount".

3. ADJOURNMENT:

There being no further business before the Commission, the Commission adjourned at 10:47 a.m.

APPROVED:


Philip A. Sicuso, Recount Director
Acting on behalf of and
under the authority of the
Indiana Recount Commission

In the Matter Of:

INDIANA RECOUNT COMMISSION

TRANSCRIPT OF PROCEEDINGS

May 26, 2016



CONNOR REPORTING

111 Monument Circle, Suite 4350

Indianapolis, IN 46204

Phone: 317-236-6022

Fax: 317-236-6015

Toll Free: 800-554-3376

Transcript of Proceedings
May 26, 2016

1 INDIANA RECOUNT COMMISSION

2 PUBLIC SESSION AGENDA

3

4

5

6

7 Conducted on: Thursday, May 26, 2016

8

9

10

11

Location: Indiana Statehouse
200 West Washington
Room 125
Indianapolis, Indiana

14

15

16

17

18

19 A STENOGRAPHIC RECORD BY:

20 Jenny L. Reeve, CSR-RPR
21 Notary Public
Stenographic Reporter

22

23

24

25

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

A P P E A R A N C E S

INDIANA RECOUNT COMMISSION:

Ms. Connie Lawson - Chairman
Mr. Michael Claytor - Commission Member
Mr. Gordon Durnil - Commission Member

INDIANA RECOUNT DIVISION STAFF:

Mr. Brad King - Co-Legal Counsel
Mr. Matthew Kochevar - Co-Legal Counsel

1 CHAIRMAN LAWSON: I will call the Recount
2 Commission to order. I appreciate you all being
3 here.

4 This is a meeting of the Indiana State
5 Recount Commission. I see that all members are
6 present, and so I determine that there is a
7 quorum present for the meeting.

8 I want to introduce our Commission members.
9 I am Connie Lawson, Indiana Secretary of State.
10 And as the Secretary of State, I do chair the
11 Indiana Recount Commission.

12 I'm joined by Commissioner Gordon Durnil to
13 my right, and Commissioner Michael Claytor to my
14 left. Commissioner Claytor is new. If you
15 attended the meeting that we had on April 29,
16 the commissioner then was Pat Terrell. He is
17 out of the country, so Mr. Claytor has taken his
18 oath and has been sworn in, and he will be
19 serving until Mr. Terrell returns from out of
20 the country.

21 I also wanted to introduce the Indiana
22 Election Division staff. Brad King is the
23 majority counsel at the Indiana Election
24 Division and will serve as majority counsel for
25 this meeting as well.

1 Also, Matthew Kochevar is the minority
2 counsel at the Election Division, and for this
3 Commission. So thank you to them.

4 I want to introduce our court reporter to
5 my left here. Her name is Jenny Reeve from
6 Connor Reporting. So since we do have a court
7 reporter, I need to remind anyone who speaks
8 that if you would, identify yourself before you
9 begin to speak, and then spell your name. That
10 would be very helpful for the court reporter.
11 Obviously, you need to speak clearly, and if we
12 could just not have two people speaking at the
13 same time, that would be helpful as well.

14 So I'm going to turn right now to our
15 majority counsel, as we need to document the
16 compliance with the Open Door Law.

17 MR. KING: Thank you, Madam Chair, Members
18 of the Commission. The notice of this meeting
19 of the Recount Commission was posted in
20 compliance with the Open Door Law.

21 CHAIRMAN LAWSON: And I think, before we
22 begin our report from the recount director, we
23 need to consider the approval of the minutes
24 from the April 29 meeting. And they are in your
25 binders, commissioners.

1 COMMISSION MEMBER DURNIL: I move to accept
2 them in.

3 CHAIRMAN LAWSON: We have a motion to
4 accept the minutes of the April 29 meeting. I
5 second the motion, Mr. Claytor, since you
6 weren't here.

7 All those in favor, aye.

8 THE COMMISSION: Aye.

9 CHAIRMAN LAWSON: Opposed, no.

10 (No response. Motion carried.)

11 CHAIRMAN LAWSON: Motion adopted.

12 So with that, we will have our report from
13 the recount director, who is Phil Sicuso, who
14 will give us an update on any actions he may
15 have taken since the April 29 meeting.

16 And Phil, you don't have a microphone. We
17 are streaming on the Internet, so Brad, can you
18 share that microphone with Phil, please?

19 DIRECTOR SICUSO: Thank you, Secretary
20 Lawson.

21 CHAIRMAN LAWSON: And don't forget to spell
22 your name.

23 DIRECTOR SICUSO: My name is Philip Sicuso,
24 S-I-C-U-S-O. I'm an attorney with Bingham
25 Greenebaum Doll in Indianapolis. I was

1 appointed recount director in 2012. This is my
2 first one.

3 I do understand it's customary to provide a
4 report on the occurrences since our last public
5 meeting in this instance, which I'm happy to do.

6 On May 16 we received a Verified Petition
7 for Recount and Contest for State Senate
8 District 36 for the Democratic Party nomination.
9 That petition was filed by counsel for Candidate
10 Jesse Kharbanda.

11 On the next day, May 17, we received a
12 Verified Petition for Recount and Contest for
13 United States Representative for the Democratic
14 Party nomination, in the Eighth Congressional
15 District. That was filed by counsel for
16 Candidate David Orentlicher.

17 On that day, on the 17th, I worked with
18 staff in the Election Division to issue an
19 impoundment order for all the election materials
20 in both races, and also directed the state
21 police to serve notice of the filings upon the
22 opponent candidates. Those are Sean Gorman, who
23 is Candidate Kharbanda's opponent, and Ron
24 Drake, who is Candidate Orentlicher's opponent.
25 Both of those activities were carried out by the

1 state police promptly.

2 On May 23, we received a motion to dismiss
3 and an answer from counsel for Candidate Drake
4 relating to the petition in the Eighth
5 Congressional District. To date, I'm unaware of
6 any appearance that has been made by candidate
7 Kharbanda's opponent, either by counsel or in
8 person.

9 Just yesterday, pursuant to the powers
10 granted in the 2012 order which named me as the
11 recount director, and in recognition of the
12 complexity of two recounts over many, many
13 precincts in over 20 counties, and the timing
14 issues associated with that, I executed an order
15 to appoint a colleague of mine, Sebastian
16 Smelko, as Deputy Recount Director. And that
17 order would authorize Mr. Smelko to, when
18 appropriate and necessary, exercise the same
19 limited powers that I would have that you've
20 granted in the 2012 order, to help effectuate a
21 prompt recount and contest proceeding.

22 Sebastian is a licensed attorney at Bingham
23 Greenebaum Doll, licensed in Indiana, and he's
24 here today if you'd like to meet him, either now
25 or after the meeting.

1 With respect to my activities, that is it.
2 I'm happy to assist in this process. I look
3 forward to working with the State Board of
4 Accounts, the state police, the staff of the
5 Election Division, and the candidates, as well
6 as their attorneys, to effectuate a prompt and
7 thorough process.

8 I'll keep you informed as to status as we
9 move along, and will definitely be available for
10 questions at any time.

11 CHAIRMAN LAWSON: Thank you, Mr. Sicuso.

12 Mr. Smelko, would you like to stand -- I
13 see you in the back of the room -- so that you
14 can be recognized, so that they will recognize
15 the deputy director, if you're called upon.

16 At this point in time, I'd like to call on
17 the Indiana State Police for a report. And I
18 would like to recognize Major Mike Snider so
19 that he can provide an update regarding
20 impoundment.

21 MAJOR SNIDER: Good morning, Madam
22 Chairman. As far as --

23 CHAIRMAN LAWSON: I'm sorry, Major. Would
24 you say your name, and spell your name for the
25 court reporter, please?

1 MAJOR SNIDER: Yes, ma'am. Michael Snider,
2 S-N-I-D-E-R, with the Indiana State Police.

3 To add to Mr. Sicuso's remarks, we did
4 receive impoundment orders on the two contested
5 elections on the 17th. Met with Brad King and
6 received those orders and copies of the petition
7 on May 18.

8 Several officers from the Indiana State
9 Police served those impoundment orders on all 21
10 affected counties in both senate districts, and
11 also served the copies of the petition, and so
12 forth, to the two opposing candidates that day.

13 CHAIRMAN LAWSON: Any other remarks?

14 MAJOR SNIDER: They secured all those
15 voting materials at the location of the various
16 county courthouses, along with the clerks and
17 such. All those materials have been secured
18 under lock and key, and monitored to date.

19 That's really all there is to report.

20 CHAIRMAN LAWSON: All right. Thank you,
21 Major.

22 Now I'd like to call on the State Board of
23 Accounts to give us a report of their activities
24 since the April 29 meeting. Jennifer Gauger?

25 MS. GAUGER: Madam Chairman, Members of the

1 Commission, my name is Jennifer Gauger,
2 G-A-U-G-E-R, and I'm co-general counsel of the
3 State Board of Accounts.

4 Unfortunately, this is my last meeting at
5 the Recount Commission. So I would also like to
6 introduce my co-general counsel, Paul Lottes,
7 L-O-T-T-E-S. He's right there (indicating).
8 He'll stand up. So he'll be taking over my
9 duties for me.

10 The State Board of Accounts is statutorily
11 charged with conducting any recounts ordered by
12 the Recount Commission. And based on that, we
13 did receive copies of the recount petitions that
14 were filed.

15 If the Commission does order a recount, we
16 are prepared to step up and take charge of that
17 and, under the direction, of course, of the
18 recount director, perform our duties. Of
19 course, the state examiner, Paul Joyce, has
20 rallied his troops and is getting ready to do
21 whatever is necessary to conduct that recount.

22 One thing that we have been working on on
23 our end -- and it's in the manual, I believe --
24 one area that we found in previous recounts that
25 takes a lot of time, and because of the

1 potential scope of any recount that is ordered
2 in this case, is the time that it takes to copy
3 documents, exhibits. And so we have proposed
4 procedures for scanning documents and taking
5 advantage of more modern technology.

6 So we do have procedures in your materials
7 that we have proposed to discuss. I don't know
8 if the Commission wants to discuss it, or if
9 Director Sicuso would like to discuss it now or
10 later. I don't know if it's something that the
11 Commission needs to discuss or approve.

12 But they are our procedures that we plan on
13 doing during the recount.

14 CHAIRMAN LAWSON: I'm going to call on our
15 majority attorney, Brad King, to comment on the
16 scanning of documents. Brad?

17 MR. KING: Thank you, Madam Chair, Members
18 of the Commission.

19 We did receive a document titled Proposed
20 State Board of Accounts Recount Scanning
21 Procedures.

22 Those who have been involved in recounts in
23 the past are aware of the amount of time, labor,
24 and sometimes frustration that results in
25 expecting photocopy machines to work dependably

1 and promptly. And so the State Board of
2 Accounts' scanning procedures are certainly a
3 welcome idea for those who've had that
4 experience.

5 However, in discussing these proposals with
6 Recount Director Sicuso, we believe that more
7 time is needed for the candidates to have an
8 opportunity to review, to see if they have any
9 concerns, and for the members of this Commission
10 to do so as well.

11 And with your permission, I'll defer to
12 Director Sicuso.

13 CHAIRMAN LAWSON: Director?

14 DIRECTOR SICUSO: I personally think this
15 is a great idea. I do just want to take a
16 little more time to make sure everybody's on
17 board with this, make sure we're following all
18 the necessary procedures for document retention
19 the state government has in place now.

20 I know with retention schedules, the State
21 is well able to handle electronic records. And
22 I've been told that the State Board of Accounts
23 has the equipment necessary to do it, and I
24 think it's a step in the right direction. I
25 think we just want to make sure we have our

1 ducks in a row before we actually adopt a
2 policy.

3 CHAIRMAN LAWSON: I'll ask the majority
4 counsel, minority counsel, if they have any
5 comments regarding this. But I'm also wondering
6 if the Commission needs to officially adopt
7 this, or will it be under the direction of
8 counsel and the director?

9 MR. KING: Madam Chair, Members of the
10 Commission, the order designating Mr. Sicuso as
11 recount director would give him the authority to
12 approve these guidelines, and would not require
13 action at an official meeting of the Commission.

14 CHAIRMAN LAWSON: All right. Commissioner
15 Claytor, do you have a question?

16 COMMISSION MEMBER CLAYTOR: Yes, Madam
17 Chairman.

18 CHAIRMAN LAWSON: If you'd say your name,
19 and spell it?

20 COMMISSION MEMBER CLAYTOR: Sure. My name
21 is Michael Claytor, C-L-A-Y-T-O-R. And this is
22 great, just as a comment.

23 But I'm questioning the language, "All
24 recount forms and disputed ballot exhibits."
25 Certainly the recount forms and disputed ballot

1 exhibits should be scanned. But are there other
2 exhibits, such as if there is a contest
3 regarding a poll book, that those other types of
4 things should be described as being scanned, not
5 just recount forms and ballot exhibits, should
6 there be other materials as well that may be
7 disputed?

8 CHAIRMAN LAWSON: I'm going to defer to the
9 State Board of Accounts. And I'll have you
10 answer what we've done in the past, if you
11 would, Jennifer.

12 MS. GAUGER: We can certainly expand on
13 that definition. I'm not aware of any other
14 exhibits that we needed to copy or that have
15 been in dispute. But we can absolutely include
16 in the definition, "All disputed documents."
17 That's not a problem, in case there were ever
18 any other items in dispute.

19 COMMISSION MEMBER CLAYTOR: That would be
20 great.

21 COMMISSION MEMBER DURNIL: Wouldn't all
22 recount forms include everything? Isn't it just
23 all-inclusive?

24 MS. GAUGER: I certainly understood the
25 concern, and we certainly don't mean to limit it

1 in any way. We're happy to include everything.

2 And this is, I think, a good reason why we
3 can make sure that everyone is comfortable with
4 these procedures as we move forward, and we can
5 get a final document that everyone is happy with
6 before we start the process.

7 COMMISSION MEMBER CLAYTOR: I think my only
8 issue is not what the definition of what a
9 recount form is. My interpretation would be the
10 forms used by the Recount Commission of Board of
11 Accounts, as opposed to official documents in
12 the clerk's office.

13 MS. GAUGER: Sure.

14 DIRECTOR SICUSO: Correct me if I'm wrong.
15 My understanding of what we're trying to do with
16 this policy is simply, wherever in the State
17 Board of Accounts' current procedures would
18 require a photocopy be made, that we simply
19 replace that with a scan.

20 MS. GAUGER: Correct.

21 DIRECTOR SICUSO: And so that might be the
22 best way to do it, because their procedures are
23 well laid out and well established, and that we
24 would simply replace photocopies with a scan,
25 rather than re-invent the wheel.

1 CHAIRMAN LAWSON: Counsel?

2 MR. KOICHEVAR: I have nothing to add.

3 Thank you.

4 CHAIRMAN LAWSON: Okay. We will defer
5 that, then, to the director, for the candidates
6 to take a look.

7 So candidates and their representatives who
8 are in the room, if you have a concern with
9 this, if you will get with Director Sicuso, that
10 would be helpful. We appreciate that.

11 And then we'll make sure that it is
12 documented that we've all agreed and we accept
13 this procedure.

14 MS. GAUGER: Absolutely. Thank you. I
15 have nothing further on our end as far as action
16 that's been taken at this time.

17 CHAIRMAN LAWSON: Okay. Thank you.

18 Now we will go to the petitions for the
19 recount and contests for the Democratic Party
20 nomination for the State Senate District 36.

21 And commissioners, they are in your binders
22 under "Petitions." And I will recognize Brad
23 King to review the contents regarding these
24 petitions. Brad?

25 MR. KING: Thank you, Madam Chair, Members

1 of the Commission.

2 With regard to State Senate District 36,
3 the verified petition for both the recount and
4 contest in this election was filed with the
5 Election Division by Candidate Jesse Kharbanda
6 on May 16, 2016, which was prior to the filing
7 deadline.

8 The recount petition was accompanied by a
9 cash deposit in the amount of \$760. According
10 to the Statewide Voter Registration System
11 records, there are 76 precincts within State
12 Senate District 39 [sic].

13 Under Indiana Code 3-12-11-10, the amount
14 of the required deposit, when the difference
15 between the candidate nominated and the
16 petitioner is not more than 1 percent of the
17 total votes cast for all candidates, and when
18 more than 10 precincts are to be counted --
19 which are both true in this case -- the total
20 amount of the required cash deposit would equal
21 \$760, the amount tendered by the petitioner.

22 CHAIRMAN LAWSON: Excuse me, Brad.

23 MR. KING: Yes.

24 CHAIRMAN LAWSON: You said within 76
25 precincts in State Senate District 39. You

1 intended to say State Senate District 36?

2 MR. KING: I did. I'm sorry if I misspoke.

3 CHAIRMAN LAWSON: I just wanted to correct
4 that for the record.

5 MR. KING: Thank you.

6 CHAIRMAN LAWSON: Thank you.

7 MR. KING: The required elements of the
8 recount petition are set forth in Indiana Code
9 3-12-11-3, Subsection (a): The office for which
10 the petitioner desires a recount; the precincts
11 in which the petitioner desires a recount; that
12 the individual is entitled to a recount and the
13 nomination was voted on in the specified
14 precincts; the names and addresses of the
15 candidates; that the petitioner, in good faith,
16 believes that the votes cast for the nomination
17 were not correctly counted and returned.

18 In addition, the petition is required to be
19 verified. On its face, the recount petition in
20 this matter appears to include each of the
21 required elements.

22 The required elements of the contest
23 petition are set forth in Indiana Code
24 3-12-11-3, Subsection (b): Although no cash
25 deposit is required, many of the same elements

1 for a recount petition are required, along with
2 the statement that the petitioner, in good
3 faith, believes that one or more events
4 occurred, including that a mistake occurred in
5 the programming of an electronic voting system,
6 or that an electronic voting system
7 malfunctioned, making it impossible to determine
8 the candidate who received the highest number of
9 votes.

10 The petition must identify each precinct in
11 which the mistake or malfunction occurred. On
12 its face, the contest petition in this matter
13 appears to include each of the required
14 elements.

15 The binder also includes proof of service
16 by the Indiana State Police of a Notice of
17 Filing the Recount and Contest Petitions on
18 Mr. Gorman on May 18, 2016.

19 Mr. Gorman left me a voicemail yesterday
20 afternoon indicating that he was aware of this
21 hearing and would not be able to attend.

22 Under Indiana Code 3-12-11-12, Subsection
23 (b), the Commission may order a recount in an
24 entire election district upon the filing of cash
25 deposit or bond and proof of service of all

1 notices.

2 Under Indiana Code 3-12-11-12, Subsection
3 (c), the Commission shall order a contest
4 proceeding upon the filing of a contest petition
5 and proof of service of all notices.

6 I would be happy to answer any questions
7 from the Commission members.

8 CHAIRMAN LAWSON: Commission members, do we
9 have any questions?

10 COMMISSION MEMBER DURNIL: Tell me again --

11 CHAIRMAN LAWSON: Gordon, I'm sorry, would
12 you spell your last name, please?

13 COMMISSION MEMBER DURNIL: D-U-R-N-I-L.

14 Tell me again about Gorman's position here.
15 He called you and said that he wouldn't attend
16 or he hasn't responded to the complaint, or
17 what?

18 MR. KING: Commissioner Durnil, I received
19 a voicemail from Mr. Gorman that simply said
20 what I indicated, that he was aware that the
21 meeting was scheduled, and he would not be able
22 to attend.

23 COMMISSION MEMBER DURNIL: Any
24 representative?

25 MR. KING: He made no indication of that in

1 the voicemail he left. I returned a voicemail
2 to the number, but did not receive any further
3 communication.

4 COMMISSION MEMBER DURNIL: Okay.

5 CHAIRMAN LAWSON: Mr. Kochevar, would you
6 like to comment as minority counsel?

7 MR. KOCHEVAR: The only comment --

8 CHAIRMAN LAWSON: I'm sorry. Could you
9 spell your name?

10 MR. KOCHEVAR: Yes. Matthew Kochevar,
11 K-O-C-H-E-V-A-R.

12 The only comment I wish to make is to
13 concur with what majority counsel has stated in
14 describing the Petition for Recount and Contest
15 in State Senate District 36.

16 CHAIRMAN LAWSON: So for purposes of
17 discussion, is there a motion to accept the
18 Petition for Recount and Contest and order a
19 recount and contest proceeding in this matter?

20 COMMISSION MEMBER CLAYTOR: Madam Chairman,
21 I so move.

22 CHAIRMAN LAWSON: We have a motion. Do we
23 have a second?

24 COMMISSION MEMBER DURNIL: Second.

25 CHAIRMAN LAWSON: We have a motion and a

1 second. Thank you, Commissioners.

2 And so to begin our discussion, I recognize
3 that we have, I believe, Mr. Groth, attorney for
4 the petitioner, who is present. And I would
5 provide him with an opportunity to address any
6 remarks on this matter to the Commission.

7 And Mr. Groth, if you would come to the
8 microphone and state your name and spell your
9 name before you begin, we'd appreciate it.

10 I have no idea how much time you're
11 planning on taking. But we'd like for you to
12 limit your remarks to at least 15 minutes, at
13 the most, if that's not too restrictive for you.

14 MR. GROTH: I think I can limit them to
15 about three minutes.

16 CHAIRMAN LAWSON: All right. Thank you.

17 MR. GROTH: My name is William Groth, and
18 I'm an attorney here in Indianapolis, of counsel
19 with the firm of Fillenwarth, Dennerline, Groth
20 & Towe, LLP, and I represent the petitioner in
21 this matter, Mr. Kharbanda.

22 I believe, as counsel has pointed out, the
23 petition complies with all of the statutory
24 requirements, both for a petition for recount
25 and a contest. And at this time we would

1 respectfully request that the recount and
2 contest petitions be approved and granted.

3 The only thing that I might like to
4 discuss, and maybe we can do that off the record
5 with Mr. Sicuso, is scheduling matters. I don't
6 know how the Commission wants to deal with
7 those.

8 Obviously, we have two recounts. And I
9 don't know what the Commission's pleasure is in
10 terms of whether these are going to happen one
11 after the other, or whether there's going to be
12 some attempt to do both at the same time. I
13 think that would be a little complicated and
14 difficult, but I'm certainly willing to discuss
15 scheduling issues, if it's the Commission's
16 desire to do so.

17 CHAIRMAN LAWSON: I think the director has
18 had some conversations with the State Board of
19 Accounts and the state police and may have a
20 plan in mind, but I don't think we're ready to
21 discuss that quite yet. But thank you.
22 Obviously, the parties would be notified.

23 So is there any further discussion on the
24 petitions?

25 (No response.)

1 CHAIRMAN LAWSON: If not, those in favor of
2 the motion say aye.

3 THE COMMISSION: Aye.

4 CHAIRMAN LAWSON: Those opposed?

5 (No response. Motion carried.)

6 CHAIRMAN LAWSON: The ayes have it, and the
7 recount and the contest proceeding in this
8 matter are ordered.

9 MR. GROTH: Thank you.

10 CHAIRMAN LAWSON: So next on the agenda
11 will be the petitions for the recount and
12 contest for the Democratic Party nomination for
13 the United States Representative District 8.

14 And again, I will recognize Brad King to
15 review the contents of our binders regarding
16 those petitions.

17 MR. KING: Thank you, Madam Chair, Members
18 of the Commission.

19 A verified petition for both a recount and
20 a contest in this election was filed with the
21 Election Division by Candidate David Orentlicher
22 at 10:28 a.m. on May 17, 2016, which was prior
23 to the noon filing deadline.

24 The recount petition was accompanied by a
25 cash deposit in the amount of \$6,590. According

1 to the Statewide Voter Registration System
2 records, there are 659 precincts within
3 Congressional District 8, and an additional
4 seven precincts which do not contain any voters.

5 Those precincts would be: In Clay County,
6 Dick Johnson, a non-voting precinct; in
7 Vanderburgh County, Precincts Pigeon 1, 2, and
8 3, and Ward 1, Precinct Zero, in the City of
9 Evansville; in Vigo County, Precincts 09-H, and
10 9-A (Prairieton), for a total of 666 precincts.

11 Under Indiana Code 3-12-11-10, the amount
12 of the required deposit with a difference
13 between the candidate nominated and the
14 petitioner is not more than 1 percent of the
15 total votes cast for all candidates. And when
16 more than 10 precincts are to be recounted,
17 which are both true in this case, the total
18 amount of the required cash deposit would equal
19 \$6,590, the amount tendered by petitioner.

20 The required elements of the recount
21 petition are set forth in Indiana Code
22 3-12-11-3, Subsection (a): The office for which
23 the petitioner desires a recount; the precincts
24 in which the petitioner desires a recount; that
25 the individual is entitled to a recount, and the

1 nomination was voted on in the specified
2 precincts; the names and addresses of the
3 candidates; that the petitioner, in good faith,
4 believes that the votes cast for the nomination
5 were not correctly counted and returned.

6 In addition, the petition is required to be
7 verified. On its face, the recount petition in
8 this matter appears to include each of the
9 required elements.

10 The required elements of the contest
11 petition are set forth in Indiana Code
12 3-12-11-3, Subsection (b). Although no cash
13 deposit is required, many of the same elements
14 for a recount petition are required, along
15 with the statement that the petitioner, in
16 good faith, believes that one or more events
17 occurred, including a mistake that occurred
18 in the programming of an electronic voting
19 system, or that an electronic voting system
20 malfunctioned, making it impossible to determine
21 the candidate who received the highest number of
22 votes.

23 The petition must identify each precinct in
24 which the mistake or malfunction occurred. On
25 its face, the contest petition in this matter

1 appears to include each of the required
2 elements.

3 The binder also includes proof of service
4 by the Indiana State Police of the notice of
5 filing of the recount and contest petitions on
6 Mr. Drake on May 18, 2016, by leaving a copy of
7 the notice at his last and usual place of
8 residence, and by emailing a copy to Mr. Drake.

9 Under Indiana Code 3-12-11-12, Subsection
10 (b), the Commission may order a recount in an
11 entire election district upon the filing of a
12 cash deposit or bond, and proof of service of
13 all notices. Under Indiana Code 3-12-11-12,
14 Subsection (b), the Commission shall order a
15 contest proceeding upon the filing of a contest
16 petition and proof of service of all notices.

17 However, Indiana Code 3-12-11-12,
18 Subsection (d), provides that whenever a motion
19 to dismiss a petition for a recount or a contest
20 is filed with the Commission, the Commission
21 shall rule on the motion to dismiss before
22 ordering a recount or contest.

23 On May 23, the respondent, Mr. Drake, filed
24 a motion to dismiss the petitioner's petition
25 for recount and petition for contest. A copy of

1 this motion, with an amendment to correct a
2 typographical error, is included in the binder.

3 I'll be happy to answer any questions.

4 CHAIRMAN LAWSON: Mr. Kochevar, do you have
5 anything to add to that?

6 MR. KOCHEVAR: I do not. Thank you.

7 CHAIRMAN LAWSON: Thank you. Since a
8 motion to dismiss the recount and contest
9 petitions in this matter has been filed, the
10 Commission will take up that motion first, as
11 Mr. King has indicated.

12 So I recognize that Mr. Drake, the
13 respondent, is present. And I would provide him
14 with the opportunity to address the Commission
15 regarding his motion.

16 Mr. Drake, if you would like to come
17 forward? I'm sorry, it's the only seat we have
18 with the mic. If you could ...

19 Thank you. Again, Mr. Drake, please state
20 your name, and spell it for the court reporter.

21 MR. DRAKE: May it please the Commission,
22 Madam Chair, Commission members, I'm Ron Drake,
23 R-O-N, D-R-A-K-E. I am the respondent in this
24 matter.

25 I'm appearing pro se. I'm an attorney,

1 admitted to the practice of law in Indiana,
2 Georgia, and Washington, D.C. I've been
3 admitted for more than 50 years. I waive my
4 right to have an attorney appear on my behalf.

5 If I may have just a moment to get my
6 papers here, please?

7 I have filed a motion to dismiss. I have
8 set out, in rather detailed language, the basis
9 and the reason that support the motion to
10 dismiss.

11 The petition requests a recount in more
12 than 650 precincts in Congressional District 8.
13 The allegation is that the petitioner, in good
14 faith, believes that the votes cast for
15 Democratic Party nomination, the office of the
16 Eighth Congressional District, were not
17 correctly counted and returned.

18 However, contemporaneous with, or nearly
19 contemporaneous with that petition, the
20 petitioner held forth with a number of news
21 media in the Eighth District. You will find the
22 pertinent parts of that in the memorandum in
23 support of the motion filed along with the
24 motion.

25 Among other things, the petitioner states

1 that as to Knox County, which is one of the
2 counties in our district, quote, We checked
3 those numbers, and it appeared the 1215 is
4 accurate, said Orentlicher. We went back over
5 it precinct by precinct. It appears it was just
6 a typo.

7 Same article. This is all in the
8 Washington Times Herald dated May 17, 2016,
9 attached as Exhibit 1 to my memorandum.
10 Statement, Errors get made, said Orentlicher.
11 It may be there are others that haven't been
12 caught yet. It could be someone entered an 18
13 when it should have been an 81, or reversed the
14 results for the candidate.

15 As to Daviess County, the Daviess County
16 election officials stated they, being the
17 Commission, Election Commission, they did check
18 on our account with us, the Daviess County
19 Clerk's Office, Carolyn Newton. Quote, Our
20 system is pretty error-proof. We will bring in
21 the technicians and go over the totals again, I
22 guess.

23 Further, in the same article, quote, I have
24 confidence in our voting process, said Daviess
25 County Democratic Party Chairman David Crooks.

1 Quote, I don't think it will change.

2 As an aside, Mr. Crooks is and was a friend
3 of Mr. Orentlicher, a financial supporter, so
4 one would expect to give credence to his
5 representation.

6 Further in the article, Mr. Orentlicher
7 says, We want to make absolutely certain the
8 count is accurate. Again, that's the Washington
9 Times.

10 Prior to that time, on May 5 the article
11 states, in pertinent part, as follows: Drake's
12 lead could be traced to Sullivan County, of
13 which he is a native. Here he received 1645
14 votes to Orentlicher's 787, or 67.64 percent.

15 I'm proud of it, Drake said of the local
16 support.

17 Orentlicher, however, said, The Sullivan
18 County boost wasn't unexpected. Quote, we
19 expected him to have a home field advantage,
20 Orentlicher said. Sullivan Daily Times, May 5.

21 Then, on May 17, either the day of or the
22 day after Mr. Orentlicher filed his petition, My
23 Wabash Valley WTWO-TV Channel 2 aired the
24 following statement by petitioner, along with
25 interspersed station commentary. Quote, We've

1 chosen to request a recount in every county
2 because mistakes can happen anywhere, closed
3 quote, Orentlicher said.

4 Orentlicher filed Tuesday morning for the
5 more than 650 precincts in the 19 Indiana
6 counties that make up the 8th Congressional
7 District. A recount is not cheap, costing more
8 than \$6,500. The expense will come from
9 Orentlicher's wallet.

10 Quote, We're able to afford it, but you can
11 imagine the kind of situation where a candidate
12 doesn't have that kind of money, Orentlicher
13 said. Again, transcript attached.

14 All of that suggests that, in fact, the
15 verified petition alleging, in good faith, that
16 the votes cast in the Democratic Party
17 nomination were not correctly counted and
18 returned, contradicted by the petitioner's own
19 statement. It appears to be a request for a
20 request in search of a justification. I submit.

21 CHAIRMAN LAWSON: Commissioners, do we have
22 any questions for Mr. Drake?

23 COMMISSION MEMBER DURNIL: Gordon Durnil.
24 The difference in the numbers, the reported
25 numbers, one of them election night and one of

1 them official, or was there a difference in the
2 official numbers?

3 MR. DRAKE: No, there was no difference.
4 And I'm sure that counsel could address that
5 more clearly than I.

6 But on election night, I believe, in Knox
7 County, they returned 1315 for Mr. Orentlicher.
8 Somewhere along the line there was a typo made,
9 and the clerk reported 1215, but then corrected
10 it before the time expired for 1315. So there
11 was no problem at all. It was just simply a
12 typo, to which Mr. Orentlicher acknowledged.

13 But more particularly, Mr. Orentlicher
14 acknowledged that he had gone through precinct
15 by precinct and found no problem.

16 And yet now he requests a recount in all of
17 the precincts in Knox County. And that applies
18 overall.

19 CHAIRMAN LAWSON: Mr. Claytor?

20 COMMISSION MEMBER CLAYTOR: No.

21 CHAIRMAN LAWSON: Thank you, Mr. Drake. We
22 appreciate it.

23 MR. DRAKE: Thank you.

24 CHAIRMAN LAWSON: I also recognize that
25 counsel for Mr. Orentlicher are present, and I

1 would like to provide them with an opportunity
2 to address the Commission regarding the motion.

3 MR. GROTH: Thank you, Madam Chair.

4 Leslie, do you want to join me up here?

5 I want to introduce my co-counsel in this
6 matter, Leslie Barnes.

7 And if I may, I'd like to just respond to
8 the arguments made by the respondent in his
9 motion to dismiss. I'll be as brief as I
10 possibly can.

11 Let me first of all say that it's a bit of
12 a challenge to respond to a motion that doesn't
13 cite any precedent or authority in support of
14 it. But I will do the best I can.

15 Let me point out that the legislature has
16 determined that a candidate whose petition
17 contains the allegations prescribed in Indiana
18 Code 3-12-11-3, as this petition does, is
19 legally entitled to a recount. And this is in
20 recognition of the inevitability of human error
21 in any complex undertaking, and particularly in
22 the conduct of a public election.

23 Our Supreme Court has recognized that no
24 election is conducted perfectly, or at least
25 very few are. And the statutory proceeding that

1 has been spelled out by the legislature is,
2 therefore, as the Supreme Court has described
3 it, in the nature of a bill of discovery. A
4 timely petition, such as this one, which
5 complies with the statutory requirements puts at
6 issue the validity of all of the ballots in
7 every precinct it covers.

8 Now, our Supreme Court, in the case of
9 Brown v. Grzeskowiak -- I'll be happy to spell
10 that for the court reporter; it's Grzeskowiak,
11 G-R-Z-E-S-K-O-W-I-A-K -- 101 N.E.2d 639
12 (Ind. 1951), made clear that the legislature did
13 not intend the observance of strict technical
14 rules of pleading, but rather contemplated
15 liberal rules of pleading, recognizing that to
16 require a party to allege facts which may not be
17 in his possession, or reasonably discoverable
18 before the petition is filed, would tend to
19 nullify the statutory recount and contest
20 proceedings, the ultimate goal of which, of
21 course, is to make sure that the candidate who
22 received the highest number of legal votes is
23 certified.

24 So the legislature doesn't require, and
25 hasn't required, and I don't believe this

1 Commission has ever required, that a petitioner
2 plead facts supporting his good faith belief
3 that the votes were not correctly counted.

4 Now, in effect, what the respondent has
5 done is introduce, or attempt to introduce
6 before this Commission, matters outside the
7 pleadings. And in legal parlance, we would say
8 that would convert this motion to dismiss to a
9 motion for summary judgment. But the rules and
10 the statute don't provide for the summary
11 judgment procedure before this body.

12 I would also point out that all of the
13 so-called evidence that the respondent offered
14 to this committee is in the form of hearsay, and
15 that it is not admissible in a court of law
16 because it doesn't fit within one of the hearsay
17 exceptions.

18 But you need not consider that technical
19 argument. I think all you need to do is look at
20 whether the petition complies with the statutory
21 requirements. And it clearly does.

22 Recognizing that fact, we think the
23 petitions for recount and contest should be
24 granted, and Mr. Drake's, or respondent's motion
25 to dismiss should be overruled. Thank you.

1 CHAIRMAN LAWSON: Thank you. Ms. Barnes,
2 did you have anything to add?

3 MS. BARNES: Nothing further.

4 CHAIRMAN LAWSON: Commissioners, any
5 questions?

6 (No response.)

7 CHAIRMAN LAWSON: So it's time to call the
8 question. Is there a motion to grant or deny
9 the motion to dismiss?

10 COMMISSION MEMBER CLAYTOR: Madam Chairman,
11 I would move that we deny the motion to dismiss
12 the petition for recount.

13 CHAIRMAN LAWSON: Do I have a second?

14 COMMISSION MEMBER DURNIL: Second.

15 CHAIRMAN LAWSON: Is there any further
16 discussion?

17 (No response.)

18 CHAIRMAN LAWSON: We'll proceed, then, to
19 discussion on the motion, which has been made
20 and seconded, to deny the motion to dismiss. Is
21 there any discussion from the Commissioners?

22 COMMISSION MEMBER DURNIL: Just a little
23 bit. We're entering into a process that's going
24 to cost taxpayers money. And I'd just like to
25 hear a little bit more -- well, nevermind.

1 I'd like to be convinced that the effort's
2 worthwhile.

3 CHAIRMAN LAWSON: Mr. Claytor, do you have
4 anything to add?

5 COMMISSION MEMBER CLAYTOR: Just that,
6 Madam Chairman and Members of the Commission, I
7 first was involved in recounts sitting in the
8 State Board of Accounts' chairs in 1986. Did
9 those recounts in '86, '88. I served on this
10 Commission previously several years ago. I've
11 done local recounts as well.

12 I have never been involved in a recount
13 where we did not find errors. There are always
14 errors. Those errors may not overturn an
15 election. But, as I believe Mr. Groth pointed
16 out, elections are conducted by humans, and
17 humans make mistakes. And yes, it costs
18 taxpayers money to perform a recount. And that
19 money is not covered by the statutorily required
20 deposits. Those are inadequate amounts to cover
21 that.

22 So yes, it will cost taxpayers money. But
23 a recount helps ensure the integrity of an
24 election, and I believe that's why this
25 Commission was created.

1 CHAIRMAN LAWSON: Further discussion?

2 (No response.)

3 CHAIRMAN LAWSON: If not, we have a motion
4 before us to deny the motion to dismiss. All
5 those in favor say aye.

6 THE COMMISSION: Aye.

7 CHAIRMAN LAWSON: Opposed?

8 (No response. Motion carried.)

9 CHAIRMAN LAWSON: Motion is carried. So
10 the motion to dismiss is denied.

11 And so for purposes of discussion, is there
12 a motion to accept the recount petition and
13 contest petition and order a recount and contest
14 proceeding in this matter?

15 COMMISSION MEMBER CLAYTOR: Madam Chairman,
16 I so move.

17 COMMISSION MEMBER DURNIL: Second.

18 CHAIRMAN LAWSON: We have a motion and a
19 second. Thank you.

20 So to begin our discussion, I recognize,
21 again, that counsel for the petitioner are here
22 and present, and I would provide them with an
23 opportunity to address any remarks on this
24 matter to the Commission. Mr. Groth?

25 MR. GROTH: I have nothing, Madam Chair,

1 that I would say that would be any different
2 than what I said in respect to the last
3 petition. We believe that the evidence shows,
4 and counsel has acknowledged, that the petitions
5 comply with the statutory requirements. The
6 motion to dismiss has now been denied, and we
7 think that the Commission should proceed to
8 grant the petitions.

9 CHAIRMAN LAWSON: I recognize Mr. Drake, if
10 he would like to address any remarks to the
11 Commission regarding the petition?

12 MR. DRAKE: I have no further remarks. I
13 stand on the statements made, the allegations
14 contained --

15 CHAIRMAN LAWSON: I'm sorry, Mr. Drake. If
16 you would just come to the mic, since we're
17 streaming on the Web, I would appreciate it.
18 Thank you.

19 MR. DRAKE: Ron Drake, respondent. I have
20 no further remarks to make, other than to say
21 that I stand on the contents of the papers that
22 I filed.

23 CHAIRMAN LAWSON: Thank you, sir.

24 Is there any discussion by Commission
25 members?

1 (No response.)

2 CHAIRMAN LAWSON: If not, those in favor of
3 the motion say aye.

4 THE COMMISSION: Aye.

5 CHAIRMAN LAWSON: And those opposed say
6 nay.

7 (No response. Motion carried.)

8 CHAIRMAN LAWSON: The ayes have it, and the
9 recount and contest proceeding in this matter
10 are ordered.

11 So we'll go to other business. And it
12 looks like I moved ahead of myself, and we've
13 already approved the minutes for the April 29
14 meeting.

15 So adjournment. Is there any further
16 business to come before the Commission at this
17 meeting?

18 (No response.)

19 CHAIRMAN LAWSON: If not, is there a motion
20 that the Commission be now adjourned?

21 COMMISSION MEMBER DURNIL: So move.

22 COMMISSION MEMBER CLAYTOR: Second.

23 CHAIRMAN LAWSON: We have a motion and a
24 second. All those in favor say aye.

25 THE COMMISSION: Aye.

Transcript of Proceedings
May 26, 2016

42

42

1 CHAIRMAN LAWSON: Opposed, nay.

2 (No response. Motion carried.)

3 CHAIRMAN LAWSON: The ayes have it, and the
4 meeting is adjourned.

5

6 (WHEREUPON, the meeting of the Indiana
7 Recount Commission is adjourned on the 26th day
8 of May, 2016, at 10:47 a.m.)

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 STATE OF INDIANA)
2) SS:
3 COUNTY OF HAMILTON)

4 I, Jenny L. Reeve, RPR, CSR No. 00-R-3006, a
5 Notary Public and Stenographic Reporter within and
6 for the County of Hamilton, State of Indiana at
7 large, do hereby certify that on the 26th day of
8 May, 2016, I took down in stenograph notes the
9 foregoing hearing;

10 That the transcript is a full, true and
11 correct transcript, to the best of my ability, made
12 from my stenograph notes.

13 IN WITNESS WHEREOF, I have hereunto set
14 my hand and affixed my notarial seal this _____
15 day of June, 2016.

16
17
18 
19 NOTARY PUBLIC

20 My Commission Expires:
21 June 16, 2024

22 County of Residence:
23 Hamilton County

24

25

<p>\$</p> <p>\$6,500 32:8</p> <p>\$6,590 24:25 25:19</p> <p>\$760 17:9,21</p> <hr/> <p>(</p> <p>(a) 18:9 25:22</p> <p>(b) 18:24 19:23 26:12 27:10,14</p> <p>(c) 20:3</p> <p>(d) 27:18</p> <hr/> <p>0</p> <p>09-H 25:9</p> <hr/> <p>1</p> <p>1 17:16 25:7,8,14 30:9</p> <p>10 17:18 25:16</p> <p>101 35:11</p> <p>10:28 24:22</p> <p>1215 30:3 33:9</p> <p>1315 33:7,10</p> <p>15 22:12</p> <p>16 6:6 17:6</p> <p>1645 31:13</p> <p>17 6:11 24:22 30:8 31:21</p> <p>17th 6:17 9:5</p> <p>18 9:7 19:18 27:6 30:12</p> <p>19 32:5</p> <p>1951 35:12</p> <p>1986 38:8</p> <hr/> <p>2</p> <p>2 25:7 31:23</p> <p>20 7:13</p> <p>2012 6:1 7:10,20</p> <p>2016 17:6 19:18 24:22 27:6 30:8</p>	<p>21 9:9</p> <p>23 7:2 27:23</p> <p>29 3:15 4:24 5:4,15 9:24 41:13</p> <hr/> <p>3</p> <p>3 25:8</p> <p>3-12-11-10 17:13 25:11</p> <p>3-12-11-12 19:22 20:2 27:9,13,17</p> <p>3-12-11-3 18:9,24 25:22 26:12 34:18</p> <p>36 6:8 16:20 17:2 18:1 21:15</p> <p>39 17:12,25</p> <hr/> <p>5</p> <p>5 31:10,20</p> <p>50 29:3</p> <hr/> <p>6</p> <p>639 35:11</p> <p>650 29:12 32:5</p> <p>659 25:2</p> <p>666 25:10</p> <p>67.64 31:14</p> <hr/> <p>7</p> <p>76 17:11,24</p> <p>787 31:14</p> <hr/> <p>8</p> <p>8 24:13 25:3 29:12</p> <p>81 30:13</p> <p>86 38:9</p> <p>88 38:9</p> <p>8th 32:6</p> <hr/> <p>9</p> <p>9-A 25:10</p>	<p>A</p> <p>a.m. 24:22</p> <p>absolutely 14:15 16:14 31:7</p> <p>accept 5:1,4 16:12 21:17 39:12</p> <p>accompanied 17:8 24:24</p> <p>account 30:18</p> <p>Accounts 8:4 9:23 10:3, 10 11:20 12:22 14:9 15:11 23:19</p> <p>Accounts' 12:2 15:17 38:8</p> <p>accurate 30:4 31:8</p> <p>acknowledged 33:12,14 40:4</p> <p>action 13:13 16:15</p> <p>actions 5:14</p> <p>activities 6:25 8:1 9:23</p> <p>add 9:3 16:2 28:5 37:2 38:4</p> <p>addition 18:18 26:6</p> <p>additional 25:3</p> <p>address 22:5 28:14 33:4 34:2 39:23 40:10</p> <p>addresses 18:14 26:2</p> <p>adjourned 41:20 42:4</p> <p>adjournment 41:15</p> <p>admissible 36:15</p> <p>admitted 29:1,3</p> <p>adopt 13:1,6</p> <p>adopted 5:11</p> <p>advantage 11:5 31:19</p> <p>affected 9:10</p> <p>afford 32:10</p> <p>afternoon 19:20</p> <p>agenda 24:10</p> <p>agreed 16:12</p> <p>ahead 41:12</p> <p>aired 31:23</p>	<p>all-inclusive 14:23</p> <p>allegation 29:13</p> <p>allegations 34:17 40:13</p> <p>allege 35:16</p> <p>alleging 32:15</p> <p>amendment 28:1</p> <p>amount 11:23 17:9,13, 20,21 24:25 25:11,18,19</p> <p>amounts 38:20</p> <p>appearance 7:6</p> <p>appeared 30:3</p> <p>appearing 28:25</p> <p>appears 18:20 19:13 26:8 27:1 30:5 32:19</p> <p>applies 33:17</p> <p>appoint 7:15</p> <p>appointed 6:1</p> <p>approval 4:23</p> <p>approve 11:11 13:12</p> <p>approved 23:2 41:13</p> <p>April 3:15 4:24 5:4,15 9:24 41:13</p> <p>area 10:24</p> <p>argument 36:19</p> <p>arguments 34:8</p> <p>article 30:7,23 31:6,10</p> <p>assist 8:2</p> <p>attached 30:9 32:13</p> <p>attempt 23:12 36:5</p> <p>attend 19:21 20:15,22</p> <p>attended 3:15</p> <p>attorney 5:24 7:22 11:15 22:3,18 28:25 29:4</p> <p>attorneys 8:6</p> <p>authority 13:11 34:13</p> <p>authorize 7:17</p> <p>aware 11:23 14:13 19:20 20:20</p> <p>aye 5:7,8 24:2,3 39:5,6 41:3,4,24,25</p> <p>ayes 24:6 41:8 42:3</p>
--	--	---	---

B	<p>Carolyn 30:19</p> <p>carried 5:10 6:25 24:5 39:8,9 41:7 42:2</p> <p>case 11:2 14:17 17:19 25:17 35:8</p> <p>cash 17:9,20 18:24 19:24 24:25 25:18 26:12 27:12</p> <p>cast 17:17 18:16 25:15 26:4 29:14 32:16</p> <p>caught 30:12</p> <p>certified 35:23</p> <p>chair 3:10 4:17 11:17 13:9 16:25 24:17 28:22 34:3 39:25</p> <p>Chairman 3:1 4:21 5:3,9, 11,21 8:11,22,23 9:13,20, 25 11:14 12:13 13:3,14, 17,18 14:8 16:1,4,17 17:22,24 18:3,6 20:8,11 21:5,8,16,20,22,25 22:16 23:17 24:1,4,6,10 28:4,7 30:25 32:21 33:19,21,24 37:1,4,7,10,13,15,18 38:3,6 39:1,3,7,9,15,18 40:9,15,23 41:2,5,8,19,23 42:1,3</p> <p>chairs 38:8</p> <p>challenge 34:12</p> <p>change 31:1</p> <p>Channel 31:23</p> <p>charge 10:16</p> <p>charged 10:11</p> <p>cheap 32:7</p> <p>check 30:17</p> <p>checked 30:2</p> <p>chosen 32:1</p> <p>cite 34:13</p> <p>City 25:8</p> <p>Clay 25:5</p> <p>Claytor 3:13,14,17 5:5 13:15,16,20,21 14:19 15:7 21:20 33:19,20 37:10 38:3,5 39:15 41:22</p> <p>clear 35:12</p> <p>clerk 33:9</p> <p>clerk's 15:12 30:19</p> <p>clerks 9:16</p> <p>closed 32:2</p> <p>co-counsel 34:5</p> <p>co-general 10:2,6</p> <p>Code 17:13 18:8,23 19:22 20:2 25:11,21 26:11 27:9,13,17 34:18</p> <p>colleague 7:15</p> <p>comfortable 15:3</p> <p>comment 11:15 13:22 21:6,7,12</p> <p>commentary 31:25</p> <p>comments 13:5</p> <p>Commission 3:2,5,8,11, 14 4:3,18,19 5:1,8 10:1,5, 12,15 11:8,11,18 12:9 13:6,10,13,16,20 14:19, 21 15:7,10 17:1 19:23 20:3,7,8,10,13,23 21:4, 20,24 22:6 23:6 24:3,18 27:10,14,20 28:10,14,21, 22 30:17 32:23 33:20 34:2 36:1,6 37:10,14,22 38:5,6,10,25 39:6,15,17, 24 40:7,11,24 41:4,16,20, 21,22,25</p> <p>Commission's 23:9,15</p> <p>commissioner 3:12,13, 16 13:14 20:18</p> <p>commissioners 4:25 16:21 22:1 32:21 37:4,21</p> <p>committee 36:14</p> <p>communication 21:3</p> <p>complaint 20:16</p> <p>complex 34:21</p> <p>complexity 7:12</p> <p>compliance 4:16,20</p> <p>complicated 23:13</p> <p>complies 22:23 35:5 36:20</p> <p>comply 40:5</p> <p>concern 14:25 16:8</p> <p>concerns 12:9</p> <p>concur 21:13</p> <p>conduct 10:21 34:22</p> <p>conducted 34:24 38:16</p> <p>conducting 10:11</p> <p>confidence 30:24</p> <p>Congressional 6:14 7:5 25:3 29:12,16 32:6</p> <p>Connie 3:9</p> <p>Connor 4:6</p> <p>contained 40:14</p> <p>contemplated 35:14</p> <p>contemporaneous 29:18,19</p> <p>contents 16:23 24:15 40:21</p> <p>contest 6:7,12 7:21 14:2 17:4 18:22 19:12,17 20:3, 4 21:14,18,19 22:25 23:2 24:7,12,20 26:10,25 27:5, 15,19,22,25 28:8 35:19 36:23 39:13 41:9</p> <p>contested 9:4</p> <p>contests 16:19</p> <p>contradicted 32:18</p> <p>conversations 23:18</p> <p>convert 36:8</p> <p>convinced 38:1</p> <p>copies 9:6,11 10:13</p> <p>copy 11:2 14:14 27:6,8, 25</p> <p>correct 15:14,20 18:3 28:1</p> <p>corrected 33:9</p> <p>correctly 18:17 26:5 29:17 32:17 36:3</p> <p>cost 37:24 38:22</p> <p>costing 32:7</p> <p>costs 38:17</p> <p>counsel 3:23,24 4:2,15 6:9,15 7:3,7 10:2,6 13:4,8 16:1 21:6,13 22:18,22 33:4,25 39:21 40:4</p> <p>count 31:8</p> <p>counted 17:18 18:17 26:5 29:17 32:17 36:3</p> <p>counties 7:13 9:10 30:2 32:6</p>
C	<p>C-l-a-y-t-o-r 13:21</p> <p>call 3:1 8:16 9:22 11:14 37:7</p> <p>called 8:15 20:15</p> <p>candidate 6:9,16,23,24 7:3,6 17:5,15 19:8 24:21 25:13 26:21 30:14 32:11 34:16 35:21</p> <p>candidates 6:22 8:5 9:12 12:7 16:5,7 17:17 18:15 25:15 26:3</p>

country 3:17,20	deputy 7:16 8:15	documents 11:3,4,16 14:16 15:11	errors 30:10 38:13,14
county 9:16 25:5,7,9 30:1,15,18,25 31:12,18 32:1 33:7,17	describing 21:14	Doll 5:25 7:23	established 15:23
court 4:4,6,10 8:25 28:20 34:23 35:2,8,10 36:15	designating 13:10	Door 4:16,20	Evansville 25:9
courthouses 9:16	desire 23:16	Drake 6:24 7:3 27:6,8,23 28:12,16,19,21,22 31:15 32:22 33:3,21,23 40:9,12, 15,19	events 19:3 26:16
cover 38:20	desires 18:10,11 25:23, 24	Drake's 31:11 36:24	everybody's 12:16
covered 38:19	detailed 29:8	ducks 13:1	evidence 36:13 40:3
covers 35:7	determine 3:6 19:7 26:20	Durnil 3:12 5:1 14:21 20:10,13,18,23 21:4,24 32:23 37:14,22 39:17 41:21	examiner 10:19
created 38:25	determined 34:16	duties 10:9,18	exceptions 36:17
credence 31:4	Dick 25:6	E	Excuse 17:22
Crooks 30:25 31:2	difference 17:14 25:12 32:24 33:1,3		executed 7:14
current 15:17	difficult 23:14		exercise 7:18
customary 6:3	directed 6:20		Exhibit 30:9
D	direction 10:17 12:24 13:7		exhibits 11:3 13:24 14:1, 2,5,14
D-r-a-k-e 28:23	director 4:22 5:13,19,23 6:1 7:11,16 8:15 10:18 11:9 12:6,12,13,14 13:8, 11 15:14,21 16:5,9 23:17		expand 14:12
D-u-r-n-i-l 20:13	discoverable 35:17	effect 36:4	expect 31:4
D.C. 29:2	discovery 35:3	effectuate 7:20 8:6	expected 31:19
Daily 31:20	discuss 11:7,8,9,11 23:4,14,21	effort's 38:1	expecting 11:25
date 7:5 9:18	discussing 12:5	Eighth 6:14 7:4 29:16,21	expense 32:8
dated 30:8	discussion 21:17 22:2 23:23 37:16,19,21 39:1, 11,20 40:24	election 3:22,23 4:2 6:18,19 8:5 17:4,5 19:24 24:20,21 27:11 30:16,17 32:25 33:6 34:22,24 38:15,24	experience 12:4
David 6:16 24:21 30:25	dismiss 7:2 27:19,21,24 28:8 29:7,10 34:9 36:8,25 37:9,11,20 39:4,10 40:6	elections 9:5 38:16	expired 33:10
Daviess 30:15,18,24	dispute 14:15,18	electronic 12:21 19:5,6 26:18,19	F
day 6:11,17 9:12 31:21,22	disputed 13:24,25 14:7, 16	elements 18:7,21,22,25 19:14 25:20 26:9,10,13 27:2	face 18:19 19:12 26:7,25
deadline 17:7 24:23	district 6:8,15 7:5 16:20 17:2,12,25 18:1 19:24 21:15 24:13 25:3 27:11 29:12,16,21 30:2 32:7	emailing 27:8	fact 32:14 36:22
deal 23:6	districts 9:10	end 10:23 16:15	facts 35:16 36:2
defer 12:11 14:8 16:4	Division 3:22,24 4:2 6:18 8:5 17:5 24:21	ensure 38:23	faith 18:15 19:3 26:3,16 29:14 32:15 36:2
definition 14:13,16 15:8	document 4:15 11:19 12:18 15:5	entered 30:12	favor 5:7 24:1 39:5 41:2, 24
Democratic 6:8,13 16:19 24:12 29:15 30:25 32:16	documented 16:12	entering 37:23	field 31:19
denied 39:10 40:6		entire 19:24 27:11	filed 6:9,15 10:14 17:4 24:20 27:20,23 28:9 29:7, 23 31:22 32:4 35:18 40:22
Dennerline 22:19		entitled 18:12 25:25 34:19	filing 17:6 19:17,24 20:4 24:23 27:5,11,15
deny 37:8,11,20 39:4		equal 17:20 25:18	filings 6:21
dependably 11:25		equipment 12:23	Fillenwarth 22:19
deposit 17:9,14,20 18:25 19:25 24:25 25:12,18 26:13 27:12		error 28:2 34:20	final 15:5
deposits 38:20		error-proof 30:20	financial 31:3

<p>find 29:21 38:13</p> <p>firm 22:19</p> <p>fit 36:16</p> <p>forget 5:21</p> <p>form 15:9 36:14</p> <p>forms 13:24,25 14:5,22 15:10</p> <p>forward 8:3 15:4 28:17</p> <p>found 10:24 33:15</p> <p>friend 31:2</p> <p>frustration 11:24</p> <hr/> <p style="text-align: center;">G</p> <hr/> <p>G-a-u-g-e-r 10:2</p> <p>G-r-z-e-s-k-o-w-i-a-k 35:11</p> <p>Gauger 9:24,25 10:1 14:12,24 15:13,20 16:14</p> <p>Georgia 29:2</p> <p>give 5:14 9:23 13:11 31:4</p> <p>goal 35:20</p> <p>good 8:21 15:2 18:15 19:2 26:3,16 29:13 32:15 36:2</p> <p>Gordon 3:12 20:11 32:23</p> <p>Gorman 6:22 19:18,19 20:19</p> <p>Gorman's 20:14</p> <p>government 12:19</p> <p>grant 37:8 40:8</p> <p>granted 7:10,20 23:2 36:24</p> <p>great 12:15 13:22 14:20</p> <p>Greenebaum 5:25 7:23</p> <p>Groth 22:3,7,14,17,19 24:9 34:3 38:15 39:24,25</p> <p>Grzeskowiak 35:9,10</p> <p>guess 30:22</p> <p>guidelines 13:12</p> <hr/> <p style="text-align: center;">H</p> <hr/> <p>handle 12:21</p>	<p>happen 23:10 32:2</p> <p>happy 6:5 8:2 15:1,5 20:6 28:3 35:9</p> <p>he'll 10:8</p> <p>hear 37:25</p> <p>hearing 19:21</p> <p>hearsay 36:14,16</p> <p>held 29:20</p> <p>helpful 4:10,13 16:10</p> <p>helps 38:23</p> <p>Herald 30:8</p> <p>highest 19:8 26:21 35:22</p> <p>home 31:19</p> <p>human 34:20</p> <p>humans 38:16,17</p> <hr/> <p style="text-align: center;">I</p> <hr/> <p>idea 12:3,15 22:10</p> <p>identify 4:8 19:10 26:23</p> <p>imagine 32:11</p> <p>impossible 19:7 26:20</p> <p>impoundment 6:19 8:20 9:4,9</p> <p>inadequate 38:20</p> <p>include 14:15,22 15:1 18:20 19:13 26:8 27:1</p> <p>included 28:2</p> <p>includes 19:15 27:3</p> <p>including 19:4 26:17</p> <p>ind 35:12</p> <p>Indiana 3:4,9,11,21,23 7:23 8:17 9:2,8 17:13 18:8,23 19:16,22 20:2 25:11,21 26:11 27:4,9,13, 17 29:1 32:5 34:17</p> <p>Indianapolis 5:25 22:18</p> <p>indicating 10:7 19:20</p> <p>indication 20:25</p> <p>individual 18:12 25:25</p> <p>inevitability 34:20</p> <p>informed 8:8</p>	<p>instance 6:5</p> <p>integrity 38:23</p> <p>intend 35:13</p> <p>intended 18:1</p> <p>Internet 5:17</p> <p>interpretation 15:9</p> <p>interspersed 31:25</p> <p>introduce 3:8,21 4:4 10:6 34:5 36:5</p> <p>involved 11:22 38:7,12</p> <p>issue 6:18 15:8 35:6</p> <p>issues 7:14 23:15</p> <p>items 14:18</p> <hr/> <p style="text-align: center;">J</p> <hr/> <p>Jennifer 9:24 10:1 14:11</p> <p>Jenny 4:5</p> <p>Jesse 6:10 17:5</p> <p>Johnson 25:6</p> <p>join 34:4</p> <p>joined 3:12</p> <p>Joyce 10:19</p> <p>judgment 36:9,11</p> <p>justification 32:20</p> <hr/> <p style="text-align: center;">K</p> <hr/> <p>K-o-c-h-e-v-a-r 21:11</p> <p>key 9:18</p> <p>Kharbanda 6:10 17:5 22:21</p> <p>Kharbanda's 6:23 7:7</p> <p>kind 32:11,12</p> <p>King 3:22 4:17 9:5 11:15, 17 13:9 16:23,25 17:23 18:2,5,7 20:18,25 24:14, 17 28:11</p> <p>Knox 30:1 33:6,17</p> <p>Kochevar 4:1 16:2 21:5, 7,10 28:4,6</p>	<hr/> <p style="text-align: center;">L</p> <hr/> <p>L-o-t-t-e-s 10:7</p> <p>labor 11:23</p> <p>laid 15:23</p> <p>language 13:23 29:8</p> <p>law 4:16,20 29:1 36:15</p> <p>Lawson 3:1,9 4:21 5:3,9, 11,20,21 8:11,23 9:13,20 11:14 12:13 13:3,14,18 14:8 16:1,4,17 17:22,24 18:3,6 20:8,11 21:5,8,16, 22,25 22:16 23:17 24:1,4, 6,10 28:4,7 32:21 33:19, 21,24 37:1,4,7,13,15,18 38:3 39:1,3,7,9,18 40:9, 15,23 41:2,5,8,19,23 42:1,3</p> <p>lead 31:12</p> <p>leaving 27:6</p> <p>left 3:14 4:5 19:19 21:1</p> <p>legal 35:22 36:7</p> <p>legally 34:19</p> <p>legislature 34:15 35:1, 12,24</p> <p>Leslie 34:4,6</p> <p>liberal 35:15</p> <p>licensed 7:22,23</p> <p>limit 14:25 22:12,14</p> <p>limited 7:19</p> <p>LLP 22:20</p> <p>local 31:15 38:11</p> <p>location 9:15</p> <p>lock 9:18</p> <p>lot 10:25</p> <p>Lottes 10:6</p> <hr/> <p style="text-align: center;">M</p> <hr/> <p>machines 11:25</p> <p>Madam 4:17 8:21 9:25 11:17 13:9,16 16:25 21:20 24:17 28:22 34:3 37:10 38:6 39:15,25</p> <p>made 7:6 15:18 20:25</p>
---	--	--	--

<p>30:10 33:8 34:8 35:12 37:19 40:13</p> <p>Major 8:18,21,23 9:1,14, 21</p> <p>majority 3:23,24 4:15 11:15 13:3 21:13</p> <p>make 12:16,17,25 15:3 16:11 21:12 31:7 32:6 35:21 38:17 40:20</p> <p>making 19:7 26:20</p> <p>malfunction 19:11 26:24</p> <p>malfunctioned 19:7 26:20</p> <p>manual 10:23</p> <p>materials 6:19 9:15,17 11:6 14:6</p> <p>matter 18:20 19:12 21:19 22:6,21 24:8 26:8,25 28:9,24 34:6 39:14,24 41:9</p> <p>matters 23:5 36:6</p> <p>Matthew 4:1 21:10</p> <p>media 29:21</p> <p>meet 7:24</p> <p>meeting 3:4,7,15,25 4:18,24 5:4,15 6:5 7:25 9:24 10:4 13:13 20:21 41:14,17 42:4</p> <p>MEMBER 5:1 13:16,20 14:19,21 15:7 20:10,13, 23 21:4,20,24 32:23 33:20 37:10,14,22 38:5 39:15,17 41:21,22</p> <p>members 3:5,8 4:17 9:25 11:17 12:9 13:9 16:25 20:7,8 24:17 28:22 38:6 40:25</p> <p>memorandum 29:22 30:9</p> <p>Met 9:5</p> <p>mic 28:18 40:16</p> <p>Michael 3:13 9:1 13:21</p> <p>microphone 5:16,18 22:8</p> <p>Mike 8:18</p> <p>mind 23:20</p> <p>mine 7:15</p>	<p>minority 4:1 13:4 21:6</p> <p>minutes 4:23 5:4 22:12, 15 41:13</p> <p>misspoke 18:2</p> <p>mistake 19:4,11 26:17, 24</p> <p>mistakes 32:2 38:17</p> <p>modern 11:5</p> <p>moment 29:5</p> <p>money 32:12 37:24 38:18,19,22</p> <p>monitored 9:18</p> <p>morning 8:21 32:4</p> <p>motion 5:3,5,10,11 7:2 21:17,22,25 24:2,5 27:18, 21,24 28:1,8,10,15 29:7, 9,23,24 34:2,9,12 36:8,9, 24 37:8,9,11,19,20 39:3, 4,8,9,10,12,18 40:6 41:3, 7,19,23 42:2</p> <p>move 5:1 8:9 15:4 21:21 37:11 39:16 41:21</p> <p>moved 41:12</p> <hr/> <p style="text-align: center;">N</p> <hr/> <p>N.e.2d 35:11</p> <p>named 7:10</p> <p>names 18:14 26:2</p> <p>native 31:13</p> <p>nature 35:3</p> <p>nay 41:6 42:1</p> <p>needed 12:7 14:14</p> <p>nevermind 37:25</p> <p>news 29:20</p> <p>Newton 30:19</p> <p>night 32:25 33:6</p> <p>nominated 17:15 25:13</p> <p>nomination 6:8,14 16:20 18:13,16 24:12 26:1,4 29:15 32:17</p> <p>non-voting 25:6</p> <p>noon 24:23</p> <p>notice 4:18 6:21 19:16 27:4,7</p>	<p>notices 20:1,5 27:13,16</p> <p>notified 23:22</p> <p>nullify 35:19</p> <p>number 19:8 21:2 26:21 29:20 35:22</p> <p>numbers 30:3 32:24,25 33:2</p> <hr/> <p style="text-align: center;">O</p> <hr/> <p>oath 3:18</p> <p>observance 35:13</p> <p>occurred 19:4,11 26:17, 24</p> <p>occurrences 6:4</p> <p>offered 36:13</p> <p>office 15:12 18:9 25:22 29:15 30:19</p> <p>officers 9:8</p> <p>official 13:13 15:11 33:1, 2</p> <p>officially 13:6</p> <p>officials 30:16</p> <p>Open 4:16,20</p> <p>opponent 6:22,23,24 7:7</p> <p>opportunity 12:8 22:5 28:14 34:1 39:23</p> <p>opposed 5:9 15:11 24:4 39:7 41:5 42:1</p> <p>opposing 9:12</p> <p>order 3:2 6:19 7:10,14, 17,20 10:15 13:10 19:23 20:3 21:18 27:10,14 39:13</p> <p>ordered 10:11 11:1 24:8 41:10</p> <p>ordering 27:22</p> <p>orders 9:4,6,9</p> <p>Orentlicher 6:16 24:21 30:4,10 31:3,6,17,20,22 32:3,4,12 33:7,12,13,25</p> <p>Orentlicher's 6:24 31:14 32:9</p> <p>overruled 36:25</p> <p>overturn 38:14</p>	<hr/> <p style="text-align: center;">P</p> <hr/> <p>papers 29:6 40:21</p> <p>parlance 36:7</p> <p>part 31:11</p> <p>parties 23:22</p> <p>parts 29:22</p> <p>party 6:8,14 16:19 24:12 29:15 30:25 32:16 35:16</p> <p>past 11:23 14:10</p> <p>Pat 3:16</p> <p>Paul 10:6,19</p> <p>people 4:12</p> <p>percent 17:16 25:14 31:14</p> <p>perfectly 34:24</p> <p>perform 10:18 38:18</p> <p>permission 12:11</p> <p>person 7:8</p> <p>personally 12:14</p> <p>pertinent 29:22 31:11</p> <p>petition 6:6,9,12 7:4 9:6, 11 17:3,8 18:8,18,19,23 19:1,10,12 20:4 21:14,18 22:23,24 24:19,24 25:21 26:6,7,11,14,23,25 27:16, 19,24,25 29:11,19 31:22 32:15 34:16,18 35:4,18 36:20 37:12 39:12,13 40:3,11</p> <p>petitioner 17:16,21 18:10,11,15 19:2 22:4,20 25:14,19,23,24 26:3,15 29:13,20,25 31:24 36:1 39:21</p> <p>petitioner's 27:24 32:18</p> <p>petitions 10:13 16:18,22, 24 19:17 23:2,24 24:11, 16 27:5 28:9 36:23 40:4,8</p> <p>Phil 5:13,16,18</p> <p>Philip 5:23</p> <p>photocopies 15:24</p> <p>photocopy 11:25 15:18</p> <p>Pigeon 25:7</p> <p>place 12:19 27:7</p>
--	--	--	--

plan 11:12 23:20	proceeding 7:21 20:4 21:19 24:7 27:15 34:25 39:14 41:9	recognition 7:11 34:20	required 17:14,20 18:7, 18,21,22,25 19:1,13 25:12,18,20 26:6,9,10,13, 14 27:1 35:25 36:1 38:19
planning 22:11	proceedings 35:20	recognize 8:14,18 16:22 22:2 24:14 28:12 33:24 39:20 40:9	requirements 22:24 35:5 36:21 40:5
plead 36:2	process 8:2,7 15:6 30:24 37:23	recognized 8:14 34:23	residence 27:8
pleading 35:14,15	programming 19:5 26:18	recognizing 35:15 36:22	respect 8:1 40:2
pleadings 36:7	prompt 7:21 8:6	record 18:4 23:4	respectfully 23:1
pleasure 23:9	promptly 7:1 12:1	records 12:21 17:11 25:2	respond 34:7,12
point 8:16 34:15 36:12	proof 19:15,25 20:5 27:3, 12,16	recount 3:1,5,11 4:19,22 5:13 6:1,7,12 7:11,16,21 10:5,12,13,15,18,21 11:1, 13,20 12:6 13:11,24,25 14:5,22 15:9,10 16:19 17:3,8 18:8,10,11,12,19 19:1,17,23 21:14,18,19 22:24 23:1 24:7,11,19,24 25:20,23,24,25 26:7,14 27:5,10,19,22,25 28:8 29:11 32:1,7 33:16 34:19 35:19 36:23 37:12 38:12, 18,23 39:12,13 41:9	responded 20:16
pointed 22:22 38:15	proposals 12:5	recounted 25:16	respondent 27:23 28:13,23 34:8 36:4,13 40:19
police 6:21 7:1 8:4,17 9:2,9 19:16 23:19 27:4	proposed 11:3,7,19	recounts 7:12 10:11,24 11:22 23:8 38:7,9,11	respondent's 36:24
policy 13:2 15:16	proud 31:15	Reeve 4:5	response 5:10 23:25 24:5 37:6,17 39:2,8 41:1, 7,18 42:2
poll 14:3	provide 6:3 8:19 22:5 28:13 34:1 36:10 39:22	regard 17:2	restrictive 22:13
position 20:14	public 6:4 34:22	Registration 17:10 25:1	results 11:24 30:14
possession 35:17	purposes 21:16 39:11	relating 7:4	retention 12:18,20
possibly 34:10	pursuant 7:9	remarks 9:3,13 22:6,12 39:23 40:10,12,20	returned 18:17 21:1 26:5 29:17 32:18 33:7
posted 4:19	puts 35:5	remind 4:7	returns 3:19
potential 11:1	<hr/> Q <hr/>	replace 15:19,24	reversed 30:13
powers 7:9,19	question 13:15 37:8	report 4:22 5:12 6:4 8:17 9:19,23	review 12:8 16:23 24:15
powers 7:9,19	questioning 13:23	reported 32:24 33:9	Ron 6:23 28:22 40:19
practice 29:1	questions 8:10 20:6,9 28:3 32:22 37:5	reporter 4:4,7,10 8:25 28:20 35:10	room 8:13 16:8
Prairieton 25:10	quorum 3:7	Reporting 4:6	row 13:1
precedent 34:13	quote 30:2,19,23 31:1, 18,25 32:3,10	represent 22:20	rule 27:21
precinct 19:10 25:6,8 26:23 30:5 33:14,15 35:7	<hr/> R <hr/>	representation 31:5	rules 35:14,15 36:9
precincts 7:13 17:11,18, 25 18:10,14 25:2,4,5,7,9, 10,16,23 26:2 29:12 32:5 33:17	R-o-n 28:23	representative 6:13 20:24 24:13	<hr/> S <hr/>
prepared 10:16	races 6:20	representatives 16:7	S-i-c-u-s-o 5:24
prescribed 34:17	rallied 10:20	request 23:1 32:1,19,20	S-n-i-d-e-r 9:2
present 3:6,7 22:4 28:13 33:25 39:22	re-invent 15:25	requests 29:11 33:16	scan 15:19,24
pretty 30:20	ready 10:20 23:20	require 13:12 15:18 35:16,24	scanned 14:1,4
previous 10:24	reason 15:2 29:9		scanning 11:4,16,20 12:2
previously 38:10	receive 9:4 10:13 11:19 21:2		scheduled 20:21
prior 17:6 24:22 31:10	received 6:6,11 7:2 9:6 19:8 20:18 26:21 31:13 35:22		schedules 12:20
pro 28:25			scheduling 23:5,15
problem 14:17 33:11,15			
procedure 16:13 36:11			
procedures 11:4,6,12, 21 12:2,18 15:4,17,22			
proceed 37:18 40:7			

scope 11:1	state 3:4,9,10 6:7,20 7:1 8:3,4,17 9:2,8,22 10:3,10, 19 11:20 12:1,19,20,22 14:9 15:16 16:20 17:2,11, 25 18:1 19:16 21:15 22:8 23:18,19 27:4 28:19 38:8	technicians 30:21	United 6:13 24:13
Sean 6:22	stated 21:13 30:16	technology 11:5	update 5:14 8:19
search 32:20	statement 19:2 26:15 30:10 31:24 32:19	tend 35:18	usual 27:7
seat 28:17	statements 40:13	tendered 17:21 25:19	<hr/>
Sebastian 7:15,22	states 6:13 24:13 29:25 31:11	terms 23:10	V
seconded 37:20	Statewide 17:10 25:1	Terrell 3:16,19	validity 35:6
Secretary 3:9,10 5:19	station 31:25	thing 10:22 23:3	Valley 31:23
secured 9:14,17	status 8:8	things 14:4 29:25	Vanderburgh 25:7
senate 6:7 9:10 16:20 17:2,12,25 18:1 21:15	statute 36:10	time 4:13 8:10,16 10:25 11:2,23 12:7,16 16:16 22:10,25 23:12 31:10 33:10 37:7	verified 6:6,12 17:3 18:19 24:19 26:7 32:15
serve 3:24 6:21	statutorily 10:10 38:19	timely 35:4	Vigo 25:9
served 9:9,11 38:9	statutory 22:23 34:25 35:5,19 36:20 40:5	Times 30:8 31:9,20	voicemail 19:19 20:19 21:1
service 19:15,25 20:5 27:3,12,16	step 10:16 12:24	timing 7:13	voted 18:13 26:1
servicing 3:19	streaming 5:17 40:17	titled 11:19	Voter 17:10 25:1
set 18:8,23 25:21 26:11 29:8	strict 35:13	today 7:24	voters 25:4
share 5:18	submit 32:20	told 12:22	votes 17:17 18:16 19:9 25:15 26:4,22 29:14 31:14 32:16 35:22 36:3
shows 40:3	Subsection 18:9,24 19:22 20:2 25:22 26:12 27:9,14,18	total 17:17,19 25:10,15, 17	voting 9:15 19:5,6 26:18, 19 30:24
sic 17:12	suggests 32:14	totals 30:21	<hr/>
Sicuso 5:13,19,23 8:11 11:9 12:6,12,14 13:10 15:14,21 16:9 23:5	Sullivan 31:12,17,20	Towe 22:20	W
Sicuso's 9:3	summary 36:9,10	traced 31:12	Wabash 31:23
simply 15:16,18,24 20:19 33:11	support 29:9,23 31:16 34:13	transcript 32:13	waive 29:3
sir 40:23	supporter 31:3	troops 10:20	wallet 32:9
sitting 38:7	supporting 36:2	true 17:19 25:17	wanted 3:21 18:3
situation 32:11	Supreme 34:23 35:2,8	Tuesday 32:4	Ward 25:8
Smelko 7:16,17 8:12	sworn 3:18	turn 4:14	Washington 29:2 30:8 31:8
Snider 8:18,21 9:1,14	system 17:10 19:5,6 25:1 26:19 30:20	types 14:3	Web 40:17
so-called 36:13	<hr/>	typo 30:6 33:8,12	wheel 15:25
speak 4:9,11	T	typographical 28:2	who've 12:3
speaking 4:12	takes 10:25 11:2	<hr/>	William 22:17
speaks 4:7	taking 10:8 11:4 22:11	ultimate 35:20	wondering 13:5
spell 4:9 5:21 8:24 13:19 20:12 21:9 22:8 28:20 35:9	taxpayers 37:24 38:18, 22	unaware 7:5	work 11:25
spelled 35:1	technical 35:13 36:18	understand 6:3	worked 6:17
staff 3:22 6:18 8:4		understanding 15:15	working 8:3 10:22
stand 8:12 10:8 40:13,21		understood 14:24	worthwhile 38:2
start 15:6		undertaking 34:21	wrong 15:14
		unexpected 31:18	WTWO-TV 31:23

Y

years 29:3 38:10

yesterday 7:9 19:19