

Montgomery County Board of Canvassers  
18753 North Frederick Avenue  
Suite 210  
Gaithersburg, Maryland 20879-3124

Provisional Canvass Minutes for the 2012 General Election

Board of Canvassers: Mary Ann Keeffe  
Donice Jeter  
Nancy Dacek  
Graciela Rivera-Oven  
Nahid Khozeimeh  
David Naimon  
Jacqueline Phillips

LBE/Supervisory Staff: Alysoun McLaughlin.

Board Counsel: Kevin Karpinski was present as Board counsel.

**DECLARATION OF QUORUM PRESENT**

The meeting of the Board of Canvassers began at 10:00 a.m. on Wednesday, November 14, 2012 at the Board of Elections, 18753 North Frederick Avenue, Suite 210, Gaithersburg, Maryland 20879-3124. There was a quorum of the Board of Canvassers, and at least one member of the Board of Canvassers who is a registered voter of the principal minority party was present. The canvass participants were:

Nick Babbiak	Donna Cunningham
Donald Bosse	Latisha Dorsey
Patricia Davies	Jeffery Fleishmen
Pagesse Fonke (n) (o)	Wanda Hampton
Tim Fredell	Jeff Harkawik
Barbara Fuhs	Tegan Hendrickson
Alan Gill	Robert Horton
Bruce Hendickson	Anita Jones
Samuel Hogan	Kendrick Lee
Deborah Keifer (n) (o)	Sandy Lee
Ralph McCrea	Mike McLaughlin
Ed McNally	Rose Page
Lisa Merino	Daniel Pearlman
Ruel Michelin	Richard Price
Brigitta Mullican	Amy Reams (n) (o)
Elizabeth O'Connor	Patrick Rohan
Barbara Ross	Sarah Rohan
Joan Schneider	Gloria Slayton
Chris Thomas	Shirlanna Station
Thomas Vorhies	Zita Tepie



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### **ELECTION/ANNOUNCEMENT OF OFFICERS**

The Board of Canvassers elected Mary Ann Keefe as Chairperson of the Board of Canvassers and Nancy H. Dacek as Secretary on October 16, 2012. The motion passed unanimously.

### **PUBLIC NOTICE OF CANVASS**

Public notice of the provisional canvass was provided by a media release on September 28, 2012, it was posted on the Montgomery County Board of Elections' website November 6, 2012 and was e-mailed to candidates on November 6, 2012.

### **VERIFICATION OF OPTICAL SCAN VOTING UNITS**

The optical scan voting units being used in the canvass successfully passed Logic & Accuracy testing. Set forth below is the Logic & Accuracy testing documentation for each optical scan voting unit used in the canvass. The optical scan voting unit's serial number and seal number are set forth below:

Voting Unit Serial Number(s)	Seal Number(s)
87649	16-189403
87667	16-189404
87695	16-189405
87651	16-189406
41227	16-189426
87684	16-189427
40464	16-189408
37212	16-189409

### **CANVASSING**

#### Overview of Canvass Process

The rules concerning public observation of the canvass and an overview of the canvassing process was provided. Each provisional ballot application was reviewed prior to it being canvassed to determine the voter's eligibility to vote in this election. At this canvass, the

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provisional ballot applications were presented to the Board of Canvassers with a recommendation. The recommendations were:

1. Accept provisional ballot application in full – recommend counting all votes cast on the provisional ballot.
2. Accept provisional ballot application in part – recommend counting some but not all votes cast on the provisional ballot style other than from the voter’s jurisdiction, containing jurisdiction specific candidates, not available to out-of-jurisdiction voters, and statewide candidates, available to all voters. This was done because the voter voted a ballot.
3. Reject provisional ballot application – recommend not counting the provisional ballot.

The Board of Canvassers voted to accept in full, accept in part, or reject the provisional ballots. The provisional ballots for which the Board voted to accept in full or accept in part were distributed to the bi-partisan ballot processing teams to open and review the ballots. The “accepted in full” ballots were scanned into the voting unit, and the “accepted in part” ballots were referred for duplication. The duplicating team copied onto the voter’s correct ballot style the votes for the contests for which the provisional voter is eligible to vote.

### Canvassing of Provisional Ballots

13,411 provisional ballots were presented for canvassing at this canvass.

### Public Observers

There were no public observers.

### Results

1. There were 10,834 provisional ballots with a recommendation to accept in full. The recommendation was based on the fact that staff had confirmed that each provisional application was submitted by a registered voter and was otherwise eligible to vote. The Board unanimously voted to accept the recommendation and accept and count the provisional ballots in full.
2. There were 713 provisional ballots with a recommendation to accept in part. The recommendation was based on the fact that staff had confirmed that each provisional application was submitted by a registered voter but it was not the correct provisional ballot.
3. There were 1,690 provisional ballots with a recommendation to reject because staff could not confirm that the applicant was a registered voter. The Board unanimously voted to accept the recommendation and reject the ballot(s).

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4. There were 85 provisional ballots with a recommendation to reject because the applicant returned a voted absentee ballot or already voted. The Board unanimously voted to accept the recommendation and reject the ballot(s).
5. There were 0 provisional ballots with a recommendation to reject because the applicant voted the wrong primary ballot. The Board unanimously voted to accept the recommendation and reject the ballot(s).
6. There were 141 provisional ballots with a recommendation to reject because the voter failed to sign the provisional ballot application. The Board unanimously voted to accept the recommendation and reject the ballot(s).
7. There was 1 provisional ballot with a recommendation to reject because the applicant was not eligible to receive a provisional ballot. The Board unanimously voted to accept the recommendation and reject the ballot(s).
8. There were 80 provisional ballots with a recommendation to reject because the applicant did not provide identification or personal identification information in time. The Board unanimously voted to accept the recommendation and reject the ballot(s).
9. Staff presented 0 provisional ballots with a recommendation to reject because there was no provisional ballot in the envelope. The Board unanimously voted to accept the recommendation and reject the ballot(s).

Printing Canvass Results

After scanning all accepted in full and accepted in part provisional ballots, staff locked the voting unit and printed an Election Results Report. The Board of Canvassers confirmed that the number of accepted in full and accepted in part ballots equaled the number of ballots counted by the optical scan voting unit(s). The Board of Canvassers signed the Election Results Report and posted a second copy of the report.

**RELEASE OF UNOFFICIAL RESULTS**

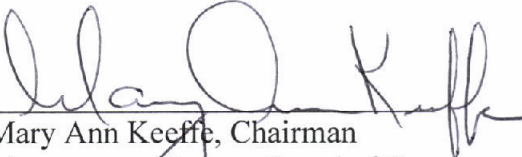
Provisional Statistics	Number of Ballots
Accepted in Full Ballots	10834
Accepted in Part Ballots	713
Total Ballots Counted [ <i>Note to LBEs: should match public counter</i> ]	11547
Rejected Ballots	1864

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**ADJOURNMENT**

The canvass was adjourned upon the tabulation of the provisional results. The results were posted outside the canvass room.

  
Mary Ann Keeffe, Chairman  
Montgomery County Board of Canvassers