
From: Kirsten Hildonen
Sent: Wednesday, September 20, 2023 8:18 AM
To: 'Kristine Perez'
Cc: Michael Malaguti; 'nhvotes@sos.nh.gov'
Subject: RE: [SPAM]voter list required by law

Good morning Kristine,

You should absolutely work with the Secretary of State's office and the Supervisors of the Checklist to ensure that you are satisfied with the response to your questions. Much of what you are asking is beyond the scope of what the Town administration has the ability to access. The Town can only produce existing government records, which in this case are the minutes that you requested and I provided to you yesterday. Amending or appending those minutes would be the responsibility of the Supervisors of the Checklist, and that discussion should be had in a public session.

As to the particularities of the situation regarding the NCOA list, I thought it might be helpful for you to have a written recap of the steps already taken to investigate and rectify the issues, which we discussed in our phone call at 4:50pm on Monday, September 18, 2023:

- I confirmed with the Chair of the Supervisors of the Checklist that the names on the NCOA list were NOT removed at the August 16, 2023 session. Therefore, there is currently no removal record to be produced, as the procedure you reference below has not occurred yet.
- I spoke with Tricia at the Secretary of State's office on Monday, at which time I sought clarification of the policy and process. I relayed the information from that discussion to the Chair of the Supervisors to provide guidance on the NCOA removal process.
- The Chair of the Supervisors of the Checklist informed me that all the voters on the NCOA list who have moved out of Londonderry will be removed at the September 20, 2023 public session, which is tonight at 6pm in the Town Clerk's office. The list of voters removed via the NCOA list will be appended to these minutes in its public and redacted form.
- The Chair and I discussed implementing the practice of including the names of added/amended, removed, and noticed voters to future minutes.
- I confirmed that the minutes from the September 20, 2023 minutes will be available within the time frame mandated by 91-A:2:II, and they will contain the list of names that you reference below.

I would be happy to send you the September 20, 2023 minutes directly when the Chair emails them to me to post on the website.

I hope this clarifies for you where the process currently stands. Please continue to reach out with your concerns. I have included both Mike and the Secretary of State's office on this email to make sure we all have the same information. If the Secretary of State's office would like to provide further advice beyond what Tricia already gave, I am positive that the Supervisors of the Checklist would welcome it.

Thank you!

Best,

Kirsten Hildonen

Administrative Support Coordinator
Town of Londonderry

603-432-1100 x153

From: Kristine Perez <[REDACTED]>
Sent: Tuesday, September 19, 2023 9:30 PM
To: Kirsten Hildonen <KHildonen@londonderrynh.org>
Cc: Michael Malaguti <mmalaguti@londonderrynh.org>; Kristine Perez <[REDACTED]>
Subject: [SPAM]voter list required by law

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Kirsten,

This is part of the letter that was received by the Supervisors of the checklist in Londonderry on July 1, 2023.

Supervisors must retain the NCOA Matched Voters List Excel file as part of their records until supervisors remove the voter plus 7 years (**RSA 654:36-b, RSA 33-A:3-a, CXLI (m)**). Use the file data to create a record of the voters you remove or send 30-day letters. The record may be a copy of the Excel file with dates of birth and out of town/state addresses redacted. ***That record must become part of the public meeting minutes of the public session at which the supervisors vote to remove the voter from the***

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checklist or send them a 30-day letter. The new SVRS system, currently in development, has additional tools to help process NCOA notices.

This information was known and available at the time August meeting and is a blatant infraction of the law. I will be calling the SOS tomorrow to see what needs to be done.

Kristine Perez

This email was scanned by Bitdefender

From: Kirsten Hildonen
Sent: Tuesday, September 19, 2023 5:02 PM
To: [REDACTED]
Subject: Supervisors of the Checklist Minutes from 2023

Hello Kristine,

All the minutes for the Supervisors of the Checklist for 2023 have been uploaded to the webpage and are available here:
<https://www.londonderrynh.gov/node/400/minutes/2023>

Please let me know if you have any other questions.

Best,

Kirsten Hildonen

Administrative Support Coordinator

Town of Londonderry

603-432-1100 x153

From: kristine hughes <[REDACTED]>
Sent: Wednesday, October 25, 2023 1:53 PM
To: Kirsten Hildonen
Subject: [SPAM]Supervisor of the checklist

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Kirsten,
Please share with me the information you received from Town lawyer concerning the actions of the Supervisors of the Checklist.
Thank you
Kristine Perez

Sent from my iPhone

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From: Cameron Maher
Sent: Wednesday, September 20, 2023 2:16 PM
To: Michael Malaguti
Cc: Kirsten Hildonen
Subject: Kristine Perez Question about Supervisors of the Checklist

Follow Up Flag: Flag for follow up
Flag Status: Flagged

She wants to speak with you. She said it would be brief.

I informed Kirsten of the situation as well.

Best,

Cameron

Cameron Maher

Executive Assistant

Town of Londonderry, NH

603-432-1100 x155

cmaher@londonderrynh.org

This email was scanned by Bitdefender

From: kristine hughes <[REDACTED]>
Sent: Tuesday, September 19, 2023 5:30 PM
To: Kirsten Hildonen
Cc: Kristine Perez
Subject: [SPAM]Re: Supervisors of the Checklist Minutes from 2023

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Thank you but the names are not included as required by law. Please list all names removed and added as required by law. Thank you
Kristine Perez

Sent from my iPhone

On Sep 19, 2023, at 5:21 PM, Kirsten Hildonen <KHildonen@londonderrynh.org> wrote:

Hello Kristine,

All the minutes for the Supervisors of the Checklist for 2023 have been uploaded to the webpage and are available here:

<https://www.londonderrynh.gov/node/400/minutes/2023>

Please let me know if you have any other questions.

Best,

Kirsten Hildonen
Administrative Support Coordinator
Town of Londonderry
603-432-1100 x153

This email was scanned by Bitdefender

From: Kristin Grages
Sent: Friday, December 29, 2023 4:58 PM
To: Michael Malaguti; John W. Farrell; Barbara MacDonald; Jonathan Kipp
Cc: Kirsten Hildonen
Subject: Fwd: Londonderry voting complaint
Attachments: 4326314.pdf

Begin forwarded message:

From: "Tekin, Jill" <Jill.Tekin@doj.nh.gov>
Date: December 29, 2023 at 4:01:59 PM EST
To: Kristin Grages <kgrages@londonderrynh.org>
Cc: "O'Donnell, Brendan" <Brendan.A.Odonnell@doj.nh.gov>
Subject: Londonderry voting complaint

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Good afternoon,

Please see the attached, regarding the above.

Thank you.

Sincerely,
Jill Tekin
Investigative Paralegal
Civil Bureau
Attorney General's Office
1 Granite Place - South
Concord, NH 03301-6397
Phone No: (603) 271-1264
Fax No: (603) 271-2110
Jill.Tekin@doj.nh.gov

STATEMENT OF CONFIDENTIALITY

The information contained in this electronic message and any attachments to this message may contain confidential or privileged information and is intended for the exclusive use of the intended recipient. Please notify the Attorney General's Office immediately at (603) 271-3650 or reply to justice@doj.nh.gov if you are not the intended recipient and destroy all copies of this electronic message and any attachments. Thank you.

This email was scanned by Bitdefender

**ATTORNEY GENERAL
DEPARTMENT OF JUSTICE**

1 Granite Place South
Concord, NH 03301

JOHN M. FORMELLA
ATTORNEY GENERAL



JAMES T. BOFFETTI
DEPUTY ATTORNEY GENERAL

December 29, 2023

Representative Kristine Perez

By E-mail only: [REDACTED]

Re: Alleged Wrongful Voting—95 persons who voted in November 3, 2020, election in Londonderry.

Dear Representative Perez:

The purpose of this letter is to respond to your December 6, 2023, communications that identified 95 voters who you alleged wrongfully voted in the November 3, 2020, election in Londonderry.

The only justification that you provided for your suspicion that these 95 people wrongfully voted was that an unnamed “source” compared the voter checklist against the National Change of Address Program. As we explained to you previously, there are numerous innocent reasons one household member may retain their address despite another household member moving out of that address. A review of a sample of the names that you reported revealed no evidence suggesting that any of those people violated a state election law.

The Election Law Unit cannot investigate voters based solely on a person’s unsupported suspicion that the voters may have violated an election law. Accordingly, the Election Law Unit cannot investigate the remaining names in your report based your unsupported allegations that they may have wrongfully voted. Should you discover evidence demonstrating that one of these voters was not, in-fact, domiciled in Londonderry, please provide it to this Office, and we will review that evidence.

I. Background:

Over the past few months, the Election Law Unit has been copied on communications to and from the Londonderry Supervisors of the Checklist regarding efforts of the Supervisors to remove registered voters who no longer reside in Londonderry from the checklist. The Supervisors appear to have politely and diligently

responded to all inquiries, and the Supervisors appear to be following the requirements of RSA chapter 654.

On December 6, 2023, you reported to this Office that you had a list of 95 voters who wrongfully voted in the November 3, 2020, election in Londonderry. When asked how you knew these people wrongfully voted in that election, you responded only that a “reliable source” used the National Change of Address and 2020 Londonderry voter checklist to figure it out. You declined to identify your source. During that call, an investigator from this Office explained to you that just because one or more members of a household moved that does not mean the entire household moved and should be removed from the checklist.

You subsequently e-mailed the list of 95 voters who you alleged wrongfully voted. That list included the names of 95 persons with Londonderry addresses. Your e-mail did not contain any other attachments or explanation as to why you believed these 95 people wrongfully voted in Londonderry.

This Office reviewed a sample of 10 voters in six households from your list. This Office’s review did not reveal any violation of State election laws. For example, in one case, two voters did not improperly vote in Londonderry because, although their mother sold her Londonderry house, they continued to live in Londonderry at their father’s residence. In another case, two UOCAVA voters continued to use their prior Londonderry address to vote absentee, despite the parents of one of those voters having sold the Londonderry home. RSA 657:2 specifically allows persons eligible to vote as a UOCAVA voter to vote absentee at state elections in the “city or town which was his or her last home.” In other cases, voters sold their residences days or weeks before the November 3, 2020, election, but there was no evidence that they established domicile in another municipality prior to the election. See RSA 654:2 (once domiciled is established, it “continues to exist until another such domicile is gained”).

II. The Election Law Unit cannot investigate citizens based on unsupported suspicion:

Based on the information that you were willing to provide to this Office, it appears the only reason you believe these 95 people wrongfully voted in the November 3, 2020, Londonderry election is that the people lived at an address from which a household member moved. This Office explained to you that there are any number of reasons why a person may lawfully continue to vote in Londonderry. This Office’s review of a sample of the names confirms that there was no evidence the reviewed voters wrongfully voted in Londonderry.

This Office opens investigations when it receives credible reports of election law violations. Unsupported suspicions that misconduct may have occurred are not an appropriate basis for initiating an election law violation investigation. Put differently, this Office cannot invade the privacy of citizens by opening investigations without a reasonable belief that those citizens violated the law.

Taken together, your communications and list of names cannot justify this Office opening investigations into each of people on your list.

Sincerely,

/s/ Brendan A. O'Donnell
Brendan A. O'Donnell
Assistant Attorney General
Civil Bureau
brendan.a.odonnell@doj.nh.gov

BAO/bao

CC: Londonderry Supervisors of the Checklist

From: Kristin Grages
Sent: Monday, November 20, 2023 12:18 PM
To: Kirsten Hildonen
Subject: Fw: Londonderry Voter File
Attachments: Londonderry Voter List 11.20.2023 - Voter-1.pdf; Londonderry Voter List 11.20.2023(1).xlsx

Rep. Perez came into the Town Clerk's office this morning to pay for a copy of the checklist.

Kristin Grages
Supervisor of the Checklist, Chairman
Town of Londonderry
[REDACTED]

From: Kristin Grages
Sent: Monday, November 20, 2023 12:17 PM
To: Kristine Perez
Subject: Londonderry Voter File

Hi Kristine,

Attached please find the list of registered voters in Londonderry as of 11/20/2023. As requested, it's attached as an excel file and a pdf.

Hope you and your family have a happy Thanksgiving.

Best,
Kristin

Kristin Grages
Supervisor of the Checklist, Chairman
Town of Londonderry
[REDACTED]

This email was scanned by Bitdefender

From: Kristin Grages
Sent: Monday, November 6, 2023 9:56 AM
To: Kirsten Hildonen
Subject: Fw: [SPAM]September 20, 2023, Meeting of the Supervisors of the Londonderry Checklist

Kristin Grages
Supervisor of the Checklist, Chairman
Town of Londonderry
[REDACTED]

From: Kristin Grages
Sent: Monday, November 6, 2023 9:55 AM
To: Kristine Perez; Michael Malaguti
Cc: Sherman Packard
Subject: RE: [SPAM]September 20, 2023, Meeting of the Supervisors of the Londonderry Checklist

Kristine,

Thank you for your letter and your suggestions. We will take them all into consideration at our next session.

Kristin

From: Kristine Perez <[REDACTED]>
Sent: Thursday, November 2, 2023 12:47 PM
To: Kristin Grages <kgrages@londonderrynh.org>; Michael Malaguti <mmalaguti@londonderrynh.org>
Cc: Sherman Packard <sherman.packard@leg.state.nh.us>
Subject: [SPAM]September 20, 2023, Meeting of the Supervisors of the Londonderry Checklist

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November 2, 2023

Members of The Supervisors of the Londonderry Checklist,

In response to the letters sent by you as well as Mr. Malaguti, I would like to take this opportunity to acknowledge your concerns and the uncomfortable feelings caused by my elevated tone during the meeting on September 20, 2023. I regret that I was responsible for that outcome. My overwhelming frustrations unfortunately became evident. Please understand that my only goal, as I am sure is yours, is to guarantee that only legal Londonderry residents are allowed to vote in any election. I became very concerned when I learned that there were over 1000 names of those that had potentially left the town between 2018 and 2022 whose names remained on the legal voter registry. After multiple communications between the Secretary of States office and Kirsten Hildonen to understand the laws and exactly what was needed to be done, I felt the need to be present at the next available meeting. I was only there as a very concerned citizen of Londonderry. The references to my position as a State Representative were only used as a comparison of and not a statement of my representation at the meeting.

Going forward I would like to offer some suggestions:

I understand that you have guidelines that are put forward by the Secretary of State's office. They are guidelines and it appears that they offer no process by which to do your elected responsibilities in the most efficient and timely manner. I would like to suggest that you develop protocols and/or procedures that would work best for you as a group and perhaps be available in the future for any new person in that position.

I have been made aware by the Rockingham Registry of Deed office that all transactions of property are electronically sent to the Londonderry Assessor's office within 10 days of recording, making that information available for the asking. Perhaps obtaining that information for the previous weeks prior to your meetings would offer the opportunity to send 30-day letters and assist in keeping the voter list current thus avoiding long delays as found from 2018 to 2022. This has always been available, but I do not recall you mentioning this opportunity as something that has been utilized by you in the past.

I would also like to see that all family members are removed at the same time when that information is available, especially now that you have the USPS "change of address" available to you.

Please allow me to offer my assistance in implementing any of these suggestions.

In a town the size of Londonderry and with the fluctuation in voter turnout, outcomes can often be determined by a small number of votes. Therefore, the accuracy of the voter list is of the utmost importance and crucial to the integrity of the town.

Respectfully,

A handwritten signature in blue ink that reads "Kristine Perez". The signature is written in a cursive, flowing style.

Kristine Perez

Londonderry, NH

From: Kristin Grages
Sent: Tuesday, October 3, 2023 10:40 AM
To: Kirsten Hildonen
Subject: Fwd: [SPAM]Letter

Begin forwarded message:

From: Kristin Grages <kgrages@londonderrynh.org>
Date: October 3, 2023 at 10:39:10 AM EDT
To: kristine hughes <[REDACTED]>
Subject: Re: [SPAM]Letter

Kristine,

We have the list still and did not submit it as part of the minutes because we were still processing it and it would not have accurately reflected the people who were removed.

It will be included in our Oct 6th minutes as we have completed processing and will be able to vote on that list during our session Friday.

Kristin

On Oct 3, 2023, at 10:25 AM, kristine hughes <kris2913@yahoo.com> wrote:

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Kristin,

You received this letter on July 1, 2023.

It too states that you must include lists with your minutes. Yet at your September meeting you stated that you were not aware of that law. I will continue to work with the SOS office as well as the AG on this issue.

Kristine Perez

Supervisors must retain the NCOA Matched Voters List Excel file as part of their records until supervisors remove the voter plus 7 years (**RSA 654:36-b, RSA 33-A:3-a, CXLI (m)**). Use the file data to create a record of the voters you remove or send 30-day letters. The record may be a copy of the Excel file with dates of birth and out of town/state addresses redacted. That record must become part of the public meeting minutes of the public session at which the supervisors vote to remove the voter from the

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checklist or send them a 30-day letter. The new SVRS system, currently in development, has additional tools to help process NCOA notices.

Sent from my iPhone

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From: Kristin Grages
Sent: Tuesday, March 7, 2023 7:29 PM
To: Kirsten Hildonen
Subject: Fwd: [SPAM]Is this legal????

Begin forwarded message:

From: Kristin Grages <kgrages@londonderrynh.org>
Date: March 7, 2023 at 7:28:37 PM EST
To: kristine hughes <[REDACTED]>
Subject: Re: [SPAM]Is this legal????

Hi Kristine,

In NH, College students (like all residents) must select one domicile/residence. If that domicile remains their home town, they are eligible to vote there. If that domicile is their college town, then they would vote there. As with all voters, they can only choose one.

NH defines domicile for voting purposes as, "that place upon which leaving you intend BBC to return." If a college student is temporarily living away from home but intends to return, that would legally qualify as domicile.

If it would help, I'd be happy to discuss further either via email or a call.

Please let me know if this doesn't answer your concern!

Kristin

On Mar 7, 2023, at 7:09 PM, kristine hughes <kris2913@yahoo.com> wrote:

<IMG_1816.heic>

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Sent from my iPhone

This email was scanned by Bitdefender

From: Kirsten Hildonen
Sent: Tuesday, October 31, 2023 2:10 PM
To: Maureen Hardy
Cc: Kristin Grages; Brian McCurley; Barbara MacDonald; Jonathan Kipp; Sherry Farrell; electionlaw@doj.nh.gov; elections@sos.nh.gov
Subject: 91-A Right-to-Know request - Hardy 2023-10-27 Voter Removal
Attachments: EPM-2022_2023 ADA.pdf

Hello,

Your Right-to-Know request submitted on **October 27, 2023**, as listed below, has been processed.

Description of Request:

- “1. The process used by the Londonderry Supervisors of the checklist to remove names of people who have moved out of town.
2. The process for removing names of people who have notified town hall that they no longer reside in Londonderry.”

Response:

When responding to an RSA 91-A request, the Town complies with the definition of government records stated in RSA 91-A:1-a:

any information created, accepted, or obtained by, or on behalf of, any public body, or a quorum or majority thereof, or any public agency in furtherance of its official function. Without limiting the foregoing, the term ‘governmental records’ includes any written communication or other information, whether in paper, electronic, or other physical form, received by a quorum or majority of a public body in furtherance of its official function, whether at a meeting or outside a meeting of the body. The term ‘governmental records’ shall also include the term ‘public records.’

The Town also complies with the exemptions stated in RSA 91-A:5 and those created by case law.

Records Found Responsive:

The Town of Londonderry follows the laws and policies created and maintained by the State of New Hampshire in determining how voters are removed from the checklist. Please see the attached Election Procedure Manual and the text of [New Hampshire RSA 654: Voters and Checklists](#).

There are no additional governmental records to include in your request.

Best,

Kirsten Hildonen

Administrative Support Coordinator

Town of Londonderry

603-432-1100 x153

From: Kristin Grages
Sent: Tuesday, October 31, 2023 11:01 AM
To: Kirsten Hildonen
Subject: Fw: NH SOS response to questions
Attachments: NCOA - COMBINED MEMO AND PROCEDURES.pdf; EPM-2022_2023 ADA.pdf

Kristin Grages
Supervisor of the Checklist, Chairman
Town of Londonderry
603-682-0259

From: Orville Fitch <Orville.Fitch@sos.nh.gov>
Sent: Tuesday, October 31, 2023 10:39 AM
To: [REDACTED]
Cc: Kristin Grages; Brian McCurley; Barbara MacDonald; Jonathan Kipp; Sherry Farrell
Subject: NH SOS response to questions

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Maureen Hardy:

Your questions have been referred to me for a response. You have asked:

1. Are the procedures that were added based on the amended election laws documented? Is there an SOP for example? Can I see it?

Election Procedure Manual – Pages 2 and 221. See attached “Implementation of National Change of Address Notices.”

2. Does the report obtained from the USPS include the change of address barcode?

We received a 3 digit “Delivery Point Barcode” as numbers. We do not know what you mean by “change of address barcode.”

3. Is the report obtained from the USPS sent to the supervisors as a spreadsheet so that they can filter as needed, or is it sent as a PDF?

The Secretary of State’s Election’s Division sends the Supervisors the NCOA data in an Excel file. Supervisors may use Excel functions to sort or reorganize the data to the extent they find that helpful.

4. Is the report obtained from the USPS sent to the supervisors in alphabetical order by last name? If not, why not?

No. The data is sent in the order that the vendor for the USPS provides it to the Secretary of State's Office. We expect supervisors will often look up the voters by voter ID number, however, supervisors may resort the file by whatever order they find most helpful.

5. Does the report obtained from the USPS include all members of each household who have moved and requested mail forwarding or only the Primary person filling out the form for the household? If all household members are on the form filled out but not included in the report, why not?

No. New Hampshire law requires that information make it more likely than not that a specific person has permanently moved away from the address at which they are registered to permit removal from the checklist. We conclude that evidence that a family moved does not meet this legal standard for registered voters who are not individually listed in the NCOA report.

6. If the Supervisors receive a request for removal from a source other than the "*receipt a report from the United States Postal Service or the department of safety directly or as communicated by the secretary of state through the centralized voter registration database that a voter has permanently changed his or her address to another town, city, or state . . .*" RSA 654:36-b.". Is the SOS office available to help confirm moves based on USPS database access that they have? Or other database access?

No.

7. Is it possible for the Supervisors to request a report from the USPS?

New Hampshire law requires the Secretary of State to obtain and report the NCOA data. This is a new procedure. We are working with Supervisors to determine what frequency of delivering reports will be most useful for maintaining checklists. New Hampshire law limits with whom the supervisors may share Statewide Voter Registration System data. There is no current statutory authority explicitly permitting supervisors to share that data with NCOA vendors.

8. When you say that the Supervisors should review all evidence, does that include looking at the USPS change of address barcode from an official report and comparing it to the USPS change of address barcode of other members in the household?

No. The guidance is that supervisors consider other evidence pertinent to the voter under consideration before acting on the NCOA data. For example, if the NCOA indicates a voter moved and that person is a neighbor of a supervisor and the supervisor knows the person has not moved, that local knowledge evidence should be considered. As

currently used NCOA is one tool focused on the voter whose name is listed in the NCOA report as permanently moving. To the extent supervisors have evidence that makes it more likely than not that several voters who live at one address all moved, it is appropriate for the supervisors to send any voter not listed on the NCOA report or Notice of Transfer Report a 30 day letter.

Bud Fitch

Orville B. Fitch II
General Counsel, Assistant Secretary of State
Secretary of State's Office
State House Room 204
107 N. Main St.
Concord, New Hampshire 03301
Bud.Fitch@sos.nh.gov
(603) 271-5335



From: Maureen Hardy <[REDACTED]>
Sent: Thursday, October 26, 2023 9:39 AM
To: Patricia D. Piecuch <patricia.piecuch@SOS.NH.GOV>
Cc: kgrages@londonderrynh.org; bmccurley@londonderrynh.org; bmacdonald@londonderrynh.org; jkippp@londonderrynh.org; Londonderry town Clerk <sfarrell@londonderrynh.org>; DOJ-Election Law <electionlaw@doj.nh.gov>; Elections <Elections@SOS.NH.GOV>
Subject: Re: Voice Message - Londonderry Supervisors

Hello Tricia!

Thank you for your detailed response. I am sorry for my delayed response but my computer was in the shop for 10 days.

I hope that you are willing to answer some questions that I still have:

1. Are the procedures that were added based on the amended election laws documented? Is there an SOP for example? Can I see it?
2. Does the report obtained from the USPS include the change of address barcode?
3. Is the report obtained from the USPS sent to the supervisors as a spreadsheet so that they can filter as needed, or is it sent as a PDF?
4. Is the report obtained from the USPS sent to the supervisors in alphabetical order by last name? If not, why not?
5. Does the report obtained from the USPS include all members of each household who have moved and requested mail forwarding or only the Primary person filling out the form for the

household? If all household members are on the form filled out but not included in the report, why not?

6. If the Supervisors receive a request for removal from a source other than the "*receipt a report from the United States Postal Service or the department of safety directly or as communicated by the secretary of state through the centralized voter registration database that a voter has permanently changed his or her address to another town, city, or state . . .*" RSA 654:36-b.". Is the SOS office available to help confirm moves based on USPS database access that they have? Or other database access?

7. Is it possible for the Supervisors to request a report from the USPS?

8. When you say that the Supervisors should review all evidence, does that include looking at the USPS change of address barcode from an official report and comparing it to the USPS change of address barcode of other members in the household?

As you suggested, I am continuing to communicate directly with the Supervisors in Londonderry and I have asked some of the same questions directly to them. I am awaiting answers now for about 2 weeks. I understand that there is a backlog, but I have concerns that the Supervisors will not clear the list prior to the Primary election.

Thank you again for taking the time to help and Kind Regards,

Maureen Hardy
Londonderry NH

To: New Hampshire Clerks and Supervisors of the Checklist
From: Secretary of State David Scanlan
Re: Implementation of National Change of Address Notices
Date: June 29, 2023

The Statewide Voter Registration System (SVRS) now provides users with a report derived from United States Postal Service (USPS) records on people who have permanently moved away from their domicile address.

USPS keeps records of people who report a permanent move in the USPS National Change of Address system (NCOA). The Secretary of State obtains data through a USPS vendor from NCOA. The SVRS reports data only if NCOA reports a permanent move by an individual (no mail holds or temporary moves).

New Hampshire law requires the Secretary of State to notify supervisors of NCOA notices.

Beginning July 1, 2022, the secretary of state shall, no less than annually, cause voter records to be checked with the United States Postal Service for changes of address. All records identified as moving shall be provided to the city or town supervisors of the checklist for verification pursuant to RSA 654:39, III.

RSA 654:45, IV (d).

If the supervisors of the checklist receive a report from the United States Postal Service or the department of safety directly or as communicated by the secretary of state through the centralized voter registration database that a voter has permanently changed his or her address to another town, city, or state, **they shall strike that name from the checklist at the next session for the correction of the checklist.** The supervisors of the checklist shall retain the report in accordance with RSA 33-A:3-a. As an alternative, the supervisors of the checklist may first send a 30-day notice letter and then shall remove the name from the checklist if the voter does not respond to that notice as set forth in RSA 654:44.

RSA 654:36-b (Emphasis added).

RSA 654:36-b requires supervisors to either remove the voter from the checklist or to send a 30-day letter.

The Secretary of State's NCOA system only reports near-perfect matches between NCOA data and voter records. We expect that false positive matches will be rare. However, people may make errors when notifying USPS of a move.

For example, the voter may intend to report a temporary move and inadvertently enter it as a permanent move. Therefore, if you have evidence, including local knowledge held by an election official, that suggests the notice could be invalid, send the 30-day letter or verify the move before removing the voter.

Help us refine the system that creates the NCOA report. If you conclude a person in the report is a false positive, e-mail the Elections Help Desk with the voter ID and the evidence contradicting NCOA at: NHVotes@sos.nh.gov.

Acting promptly on each NCOA notice will help fulfill your duty to keep the checklist current and accurate. Routinely acting on NCOA notices has the following benefits:

- It reduces mailings by your town/city and candidates/campaigns to people who no longer live in your town/ward;
- It decreases the number of voters you have to address during the ten-year checklist verification;
- The public will find fewer names of people on the checklist who have permanently moved out of town;
- It fulfills your duty to process NCOA notices.

A person will only appear on the NCOA list if they report a permanent move to USPS. Many people who move permanently do not do this. Some voters who permanently move will never show up in the NCOA system. NCOA is just one of many tools for keeping checklists current.

How to Process an NCOA Notice

Find the NCOA report on the Report Status screen for your town/city:

| | | | | | | |
|--------------------------|-----------|--------------------------|----|----------------------------|--------|-----------|
| <input type="checkbox"/> | 000001468 | NCOA MATCHED VOTERS LIST | 10 | 2023-06-08 15:52:37.833 | SYSTEM | Completed |
|--------------------------|-----------|--------------------------|----|----------------------------|--------|-----------|

The report is an Excel file. This file is non-public; it has the voter's date of birth, which is confidential information. For voters who move out of town or out of state, their new address is confidential. For voters who move within the town or city, their new address will become the address printed on the checklist; therefore, it is public information. Do not disclose the file per RSA 654:45, VI.

Supervisors must retain the NCOA Matched Voters List Excel file as part of their records until supervisors remove the voter plus 7 years (**RSA 654:36-b, RSA 33-A:3-a, CXLI (m)**). Use the file data to create a record of the voters you remove or send 30-day letters. The record may be a copy of the Excel file with dates of birth and out of town/state addresses redacted. That record must become part of the public meeting minutes of the public session at which the supervisors vote to remove the voter from the

checklist or send them a 30-day letter. The new SVRS system, currently in development, has additional tools to help process NCOA notices.

The NCOA Matched Voters List has two sections. The first section supplies the voter's information in SVRS when the SOS requested the NCOA report. The second section shows the voter's new address from USPS. At this time, supervisors need to manually transfer the data from these reports back into ElectioNet to either remove the voter or send the voter a 30-day letter.

Below is the complete explanatory process, which can also be found in ***Help/Instructions NCOA Procedures***.

How to Process an NCOA Notice

Your town/city NCOA report is an Excel file available here:

ElectioNet / Reports / Report Status

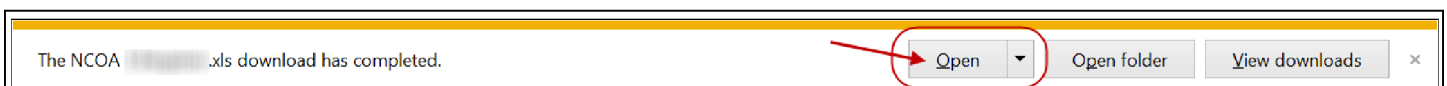
| Select Report ID | Report Name | Districts/Wards | Date/Time Created | Created By | Status |
|------------------------------------|--------------------------|-----------------|-------------------------|------------|-----------|
| <input type="checkbox"/> 000001489 | NCOA MATCHED VOTERS LIST | 00 | 2023-06-08 15:52:43.253 | SYSTEM | Completed |

Immediately save the report locally to your desktop, USB flash drive or portable storage device as these reports will only remain in your report status for 30 days. Supervisors must retain the NCOA Matched Voters List Excel file as part of their records until supervisors remove the voter plus 7 years. **RSA 654:36-b, RSA 33-A:3-a, CXLI (m)**

To save your report to your desktop:

1. Right click on the red **"Report ID"** number
2. Click **"Save target as..."**
3. Choose **"Desktop"** for the location.
4. Name your file, ex: NCOA mm-dd-yyyy
 - Note: You may place these reports in a folder on your desktop. You may name the folder NCOA.
5. Click **"Save"**

When the download is complete, you will get a pop-up. Click **"Open"** to open the file.



Note: You may open the report from your "Report Status" screen by double-clicking on the red report number.

Your NCOA report is an Excel file and is **Private and Confidential – Non-Public**.

The report is set up to show your voters' information first. As you scroll across the report, you will see two bold lines dividing the report. To the left of the double lines is the SVRS data. To the right of the double lines is the new NCOA address for your voters.

| Town/City Data | | | | | | | | | | | | | Private and Confidential for internal use only. Not for public disclosure. | | | | | NCOA Information | | |
|----------------|------|----------|------------|-------------|-----------|--------|------------|-------------|--------------|------|--------------|------|--|-----|---------------------|-----------|------------|------------------|--|--|
| R CITY | WARD | VOTER ID | FIRST NAME | MIDDLE NAME | LAST NAME | SUFFIX | BIRTH DATE | ADDR NUMBER | STREET NAME1 | UNIT | STREET NAME2 | CITY | MAILING CITY | ZIP | NCOA ADDRESS | NCOA CITY | NCOA STATE | | | |
| TON | | 700 | ASHLEE | M | | | 05 | 75 | | DR | | | | 03 | 47 BREAK WATER DR | | NC | | | |
| TON | | 700 | CAITUN | ROSE | | | 08 | 75 | WOODS | | | | | 03 | NATHANIEL DR | | NH | | | |
| TON | | 700 | CARLY | M | | | 12 | 77 | RD | | | | | 03 | 11 LOCUST AVE APT A | | NH | | | |
| TON | | 700 | CASEY | M | | | 04 | 752 | RD | | | | | 03 | 28 PORTLAND ST | | MA | | | |

If the supervisors have evidence that makes it more likely than not that the NCOA report is inaccurate, do not take action. Send the Elections Help Desk an e-mail to nhvotes@sos.nh.gov including the voter(s) name, ID number and a description of the evidence that contradicts the NCOA report.

To take any action on the voters listed on the NCOA report, you must be in session with a majority of the supervisors. You must determine the action at that session. If you are sending 30 Day-Letters, decide which voters will go on the 30-Day Letter list. You must decide at this session the day the letters will be sent. Choose the date for your next session (minimum of 30 days from the date you've chosen that the letters will be sent.) The actual mailing of the letters does not require an additional session.

If you choose to use this report as part of your public meeting minutes, dates of birth and new out of town/state addresses from NCOA must be redacted. That record must become part of the public meeting minutes of the public session at which the supervisors vote to remove the voter from the checklist or send a 30-day letter.

- RSA 654:45, VI See pages 13-14 for instructions on how to redact on a document.

There are 4 different scenarios to consider when processing your NCOA changes.

1. Your voter has moved out of New Hampshire to another state.
2. Your voter has moved out of your town/city to another town/city within New Hampshire.
3. Your voter has moved within your town/district or city/ward and remains in the same town/district or city/ward.
4. Your voter has moved within your town/district or city/ward to a different town/district or city/ward.

Best Practice: Review the full report – Below are 2 options to help you track your voters and the decisions that you make.

Option 1. Add 5 extra columns. Click on C, D, E, F, G to insert columns, which will determine the scenario of the action that will be taken for that voter. Make an "X" next to the voter's name in the appropriate column.

Option 2. Color code the voters' lines on the Excel report to a color scheme determined by you, to coordinate with the 4 different scenarios. See screenshots listed below.

OPTION 1. - This is an example of the 5 added columns.

| | TOWN OR CITY | WARD | 30 Day Letter | Moved Town / District - City / Ward Change - Polling Place - Change Address With LTR | Moved No Change - Same Town District - City / Ward Polling Place | Moved Within NH | Moved Out of State | VOTER ID | FIRST NAME | MIDDLE NAME |
|---|--------------|------|---------------|--|--|-----------------|--------------------|----------|------------|-----------------|
| 2 | | | X | | | | | 300 | AARON | MICHAEL |
| 3 | | | | | X | | | 300 | ALBERT | JOSEPH |
| 4 | | | | | | X | | 300 | ALEXANDER | CHARLES RICHARD |
| 5 | | | | | | | X | 300 | ALICIA | JO |
| 6 | | | | | | | | 0 | ALLEN | CLARK |

OPTION 2. - This is an example of highlighting in 4 separate colors.

| | TOWN OR CITY | WARD | VOTER ID | FIRST NAME | MIDDLE NAME | LAST NAME | SUFFIX |
|---|--------------|------|----------|------------|-----------------|-----------|--------|
| 2 | | | 300 | AARON | MICHAEL | | |
| 3 | | | 300 | ALBERT | JOSEPH | | III |
| 4 | | | 300 | ALEXANDER | CHARLES RICHARD | | |
| 5 | | | 300 | ALICIA | JO | | |
| 6 | | | 0 | ALLEN | CLARK | | |

Scenario 1. Your voter has moved out of New Hampshire to another State.

For a voter who has permanently moved out of town. RSA 654:36-a authorizes removing the voter from the checklist without taking any other action, unless the supervisors have evidence or knowledge that contradicts the NCOA report, it is prudent to just remove the voter.

Removing a Voter – Moved Out of State

Activities / Voter Registration / Add/Change Voter

Main Menu:
Activities
Voter Registration
Add /Change Voter
Incomplete Voter
Verifiable Action of Domicile
Batch Elections
CheckList Purge
Purge Voters
Maintain Voter History
NCOA
Maintain City/Town Data
Elections
Redistrict
System

Activities Search - Voter Registration

Voter Search Criteria:
Last Name: [] First Name: [] Date of Birth: [] - [] - []

Voter Identifiers:
Voter ID: [] NH Driver's License Number: []

[State Search] [Reset]

Step 1 – Enter the Voter ID for a voter from the NCOA Matched Voter List. Click **"State Search"**.

Step 2 – On your search result, click **"Select"**.

Step 3 – On the next screen enter in the **"Date Modified"** field, as the date the Board of Supervisors voted to remove the voter from the checklist.

Voter Information: Top

Date Modified: [] - [] - []

Registration Date: 12 - 24 - 2019 Voter ID: 01

Step 4 – Scroll to **"Other Information"**.

Step 5 – Using the drop-down menu in **"Voter Status"** choose **"Removed"**.

Other Information:

Voter Status: [Active] Party: [Undec]

[Incomplete]

[Pending]

[Pending Removal]

[Rejected]

[Removed]

[Voting Act (UOCAVA)]

Step 6 – Click **"Continue"** at the bottom of the screen.

Step 7 – On the second page, choose the **"Reason"** from the drop-down menu as **"Registered/Moved Out of State"**.

Type of Change: Reason: Elig

Name

Address

Status

Party

No Change

Other

Ward Change

30 Day Letter

Death

Death / NHVRIN

Duplicate Voter Record

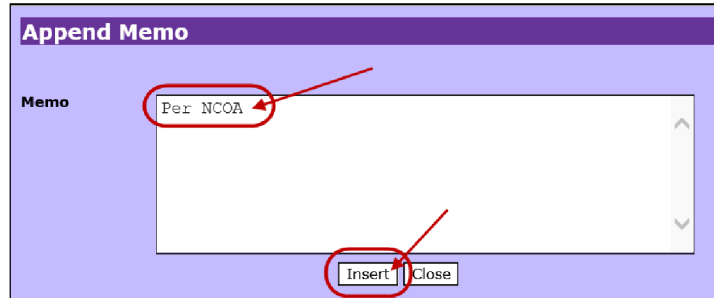
Incarcerated Felon

Lost Right to Vote in NH

Moved Out of Jurisdiction

Registered/Moved Out of State

Step 8 – Scroll down to **“Memo:”**. Click on **“Edit”**. This will bring up a pop-up. Enter the words **“Per NCOA”**. Click **“Insert”**. This will enter the date and time stamp when inserted.



Step 9 – Click **“Save”** at the bottom of the screen.

Scenario 2. Your voter has moved out of your town/city to another town/city within New Hampshire.

Most NCOA reports are for a voter who has permanently moved out of town. RSA 654:36-a authorizes removing the voter from the checklist without taking any other action, unless the supervisors have evidence or knowledge that contradicts the NCOA report, it is prudent to just remove the voter.

Removing a Voter – Moved Within State

Activities / Voter Registration / Add/Change Voter

Step 1 – Enter the Voter ID for a voter from the NCOA Matched Voter List. Click **“State Search”**.

Step 2 – On your search result, click **“Select”**.

Step 3 – On the next screen enter in the **“Date Modified”** field, as the date the Board of Supervisors voted to remove the voter from the checklist.

Voter Information: Top

Date Modified: [] - [] - []

Registration Date: 12 - 24 - 2019 Voter ID: 01

Step 4 – Scroll to **“Other Information”**.

Step 5 – Using the drop-down menu in **“Voter Status”** choose **“Removed”**.

Other Information:

| Voter Status | Party |
|---------------------|--------------|
| Active | Undec |
| Incomplete | Identity |
| Pending | |
| Pending Removal | |
| Rejected | |
| Removed | Seas Citizen |
| Voting Act (UOCAVA) | |

Step 6 – Click **“Continue”** at the bottom of the screen.

Step 7 – On the second page, choose the **“Reason”** from the drop-down menu as **“Moved out of Jurisdiction”**.

Type of Change: Reason: Eligibility Date: 02/11

Name
 Address
 Status
 Party
 No Change
 Other
 Ward Change

Reason: 30 Day Letter, Death, Death / NHVRIN, Duplicate Voter Record, Incarcerated Felon, Lost Right to Vote in NH, **Moved Out of Jurisdiction**, Registered/Moved Out of State

Step 8 – Scroll to **“Memo:”**. Click **“Edit”**. This will bring up a pop-up. Enter the words **“Per NCOA”**. Click **“Insert”**. This will enter the date and time stamp when inserted.

Append Memo

Memo: Per NCOA

Insert Close

Step 9 – Click **“Save”** at the bottom of the screen.

Scenario 3. Your voter has moved within your town/district or city/ward and remains in the same town/district or city/ward.

- o **Do not remove this voter from your checklist.**
 - If the new address does not change the voter’s polling place, update the address in SVRS. Send a letter to the voter to confirm the address change or have the ballot clerks use the statutory check-in process to verify the new address at the next election. (See Important Note below)

Scenario 4. Your voter has moved within your town/district or city/ward to a different town/district or city/ward.

- If their *polling place is different* after they move, send the voter a letter to the new address explaining that you are updating their address based on an NCOA report unless they notify the supervisors that they still live at their old address. Include information on the polling place for their new address. (See Important Note below)

Important Note: When processing a voter in **Scenario 3 and/or Scenario 4,** the voter will remain in **"Active"** status. Follow the steps below to process these voters.

Activities / Voter Registration / Add/Change Voter

Main Menu:
Activities
Voter Registration
Add / Change Voter
Incomplete Voter
Verifiable Action of Domicile
Batch Elections
CheckList Purge
Purge Voters
Maintain Voter History
NCOA
Maintain City/Town Data
Elections
Redistrict
System

Activities Search - Voter Registration

Voter Search Criteria:
Last Name: [] First Name: [] Date of Birth: [] - [] - []

Voter Identifiers:
Voter ID: [] NH Driver's License Number: []

State Search Reset

Step 1 – Enter the Voter ID for a voter from the NCOA Matched Voter List. Click **"State Search"**.

Step 2 – On your search result, click **"Select"**.

Step 3 – On the next screen enter in the **"Date Modified"** field, as the date the Board of Supervisors voted to change the street address of the voter to the new NCOA address.

Voter Information: Top

Date Modified: [] - [] - []

Registration Date: 12 - 24 - 2019 Voter ID: [] 01

Step 4 – Scroll to **"Other Information"**.

"Voter Status" will remain as **"Active"**.

Step 5 – Click **"Continue"** at the bottom of the screen.

Other Information:

Voter Status: Active Party: Undeclared

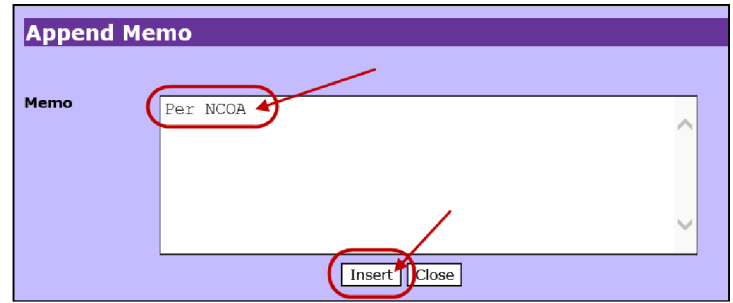
Step 6 – On the second page, choose the **"Reason"** from the drop-down menu as **"User Determined"**.

Type of Change: Reason:

Name
 Address
 Status
 Party
 No Change
 Other
 Ward Change

Election Day
Voter Requested
User Determined

Step 7 – Scroll down to **“Memo:”**. Click on **“Edit”**. This will bring up a pop-up. Enter the words **“Per NCOA”**. Click **“Insert”**. This will enter the date and time stamp when inserted.



Step 8 – Click **“Save”** at the bottom of the screen.

Alternative Removal Option - RSA 654:45, IV (d)

The supervisors of the checklist may first send a 30-Day Letter notice letter and then shall remove the name from the checklist if the voter does not respond to that notice as set forth in RSA 654:44, RSA 654:36-b. (Located in Help/Instructions)

RSA.654:44 Removing Names from Checklist; Notice Required. –

“I. The supervisors shall remove no person’s name from the checklist of their town or ward unless they shall send notice by mail to the **last known address** of the person whose name, they wish to remove from the checklist stating the reason they are considering removing such person’s name from the checklist [...]”

Generally, when you send a 30-day letter, the voter’s last known address is their mailing address in the voter registration record (the voter’s domicile address where there is no separate mailing address). If USPS returns the letter as undeliverable to that address, the USPS return is evidence that the voter moved away from that address. This evidence supports removal from the checklist.

With an NCOA report, the voter’s last known address is the **new address listed on the NCOA report**. If USPS returns the letter as undeliverable to that new address, the voter may have moved again or the NCOA report is incorrect. If there is no other evidence that the voter moved out of town, do not remove the voter based solely on NCOA. You may send a 30-day letter to the voter’s mailing address in the voter registration record.

NCOA 30-Day Letter – Supplemental Explanatory Document – Optional

Supervisors may want to send the voter more information with the 30-day letter produced by ElectioNet. This guidance has a sample attached.

NCOA - 30-Day Letter Supplemental Explanatory Document

National Change of Address – Notice Received of a Permanent Move

Dear Voter,

You are receiving the attached “Notice of Removal” because the United States Postal Service (“USPS”) has reported to us through the National Change of Address system that you have permanently moved. State law requires the Secretary of State to check all registered voters against the USPS list of people who have reported a permanent move to a new address. Your name and address match a reported permanent move notification. Please follow the instructions below that best describes your situation.

Yes, I have permanently moved away from the address listed on the Notice of Removal

- After 30 days, the Supervisors of the Checklist will remove your name from the checklist if you do not respond. Please register to vote in your new town/city or;
- Please confirm that you have permanently moved and that your name should be removed from the checklist:
 - Mail confirmation to the town address shown on the enclosed Notice of Removal.
 - E-mail confirmation to (fill in e-mail for the clerk or supervisors)
 - Call the town/city clerk at the phone number shown on the enclosed Notice of Removal to confirm your move.

Please let us know if other members of your household, registered to vote in our town/ward, have also permanently moved.

No, I have not permanently moved.

Please supply proof, within 30 days, that you are currently domiciled (maintain your primary residence) at the address shown on the Notice of Removal. Bring the proof documents to the town/city clerk’s office or appear in person at the supervisors of the checklist session listed on the Notice of Removal.

For more information on proof of domicile, go to:

<https://www.sos.nh.gov/elections/voters/register-vote>

Click on “Registering to Vote in New Hampshire”. A list of documents that prove domicile starts on page 2. The document explains domicile starting on page 5.

How to Redact a Document

Redacting a Paper Document

Print out the paper document using the one-sided print option. This will ensure you have text on one side of the paper and a blank page on the other side. You will not be at risk of cutting out important information on one side or neglecting to remove sensitive information on one side.

Using a black ink marker or Sharpie, cover all the text that you need to redact. Make sure you find every mention of the sensitive information in the paper document.

| | | |
|-------------|---------|-----------|
| Chaffee | White | |
| | Eisele | 11-Oct-68 |
| Anders | Lovell | |
| Schweickart | Scott | 03-Mar-69 |
| Cernan | Young | 18-May-69 |
| Aldrin | Collins | 16-Jul-69 |

To create a polished version of the paper document, you can scan the document and save it as the "Final-redacted" PDF of the document or make a paper copy of the redacted page so you cannot read the print through the wet ink.

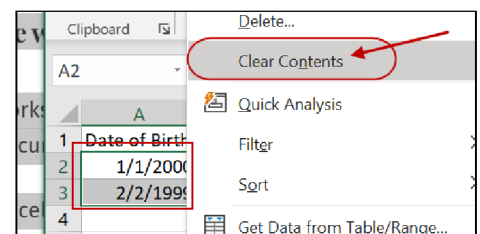
You will now have a fully redacted version of the paper document.

Redacting in an Excel Report.

Copy the worksheet into another tab.

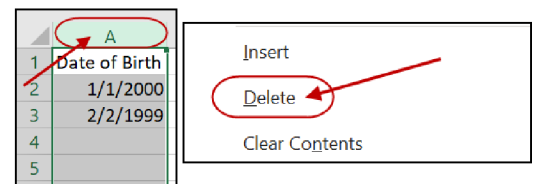
Carefully edit it to remove the private content. Make sure you remove the data and not just obscure it.

1. Select and highlight preferred cells, columns or rows.
2. **Cells** – Click in a cell and drag your mouse to highlight all the cells you want to remove. Right click in the highlighted area and click "Clear Contents" to remove the cell(s) content. You can also click on the "Delete" button.



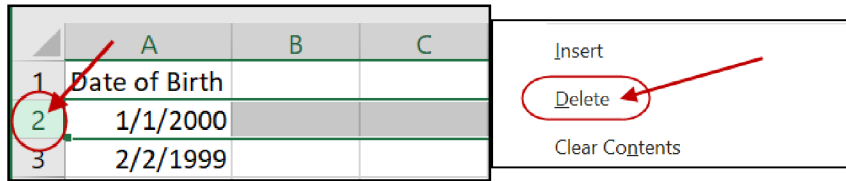
or

3. **Columns** – Click the letter of the column you would like to remove. Right click and press "Delete" in the "column letter" to remove an entire column.



or

4. **Rows** - Click the number of the row you would like to remove. Right click and press "Delete" in the "row number" cell letter to remove an entire row.



| | A | B | C |
|---|---------------|---|---|
| 1 | Date of Birth | | |
| 2 | 1/1/2000 | | |
| 3 | 2/2/1999 | | |

Insert

Delete

Clear Contents

To use the redacted Excel report as part of the minutes of your session required under the Right-to-Know law, print just the tab on which you have redacted the voter's date of birth, out of town/state addresses or other data considered confidential on which the board's decision to either remove or send a 30-day letter has been marked. Your minutes can then just refer to the attached excel report. Model paragraph for the minutes:

"Based on the National Change of Address report, Supervisor X moved, Supervisor Y seconded, and a majority of the board voted to approve a motion to remove the voters marked for removal, to correct addresses on voters who moved within the town/city, and to send a 30-day letter to the voters marked for a 30-day letter as documented on the attached report."

Thank you, as always, for your hard work and due diligence. Feel free to reach out to the Elections Help Desk with any questions. (603) 271-8241 or NHVotes@sos.nh.gov

From: Kristin Grages
Sent: Thursday, October 26, 2023 10:41 AM
To: Kirsten Hildonen
Subject: Fwd: Voice Message - Londonderry Supervisors

Begin forwarded message:

From: Maureen Hardy <[REDACTED]>
Date: October 26, 2023 at 9:39:29 AM EDT
To: "Patricia D. Piecuch" <patricia.piecuch@sos.nh.gov>
Cc: Kristin Grages <kgrages@londonderrynh.org>, Brian McCurley <bmccurley@londonderrynh.org>, Barbara MacDonald <bmacdonald@londonderrynh.org>, Jonathan Kipp <jkipp@londonderrynh.org>, Sherry Farrell <sfarrell@londonderrynh.org>, DOJ-Election Law <electionlaw@doj.nh.gov>, Elections <Elections@sos.nh.gov>
Subject: Re: Voice Message - Londonderry Supervisors

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Hello Tricia!

Thank you for your detailed response. I am sorry for my delayed response but my computer was in the shop for 10 days.

I hope that you are willing to answer some questions that I still have:

1. Are the procedures that were added based on the amended election laws documented? Is there an SOP for example? Can I see it?
2. Does the report obtained from the USPS include the change of address barcode?
3. Is the report obtained from the USPS sent to the supervisors as a spreadsheet so that they can filter as needed, or is it sent as a PDF?
4. Is the report obtained from the USPS sent to the supervisors in alphabetical order by last name? If not, why not?
5. Does the report obtained from the USPS include all members of each household who have moved and requested mail forwarding or only the Primary person filling

out the form for the household? If all household members are on the form filled out but not included in the report, why not?

6. If the Supervisors receive a request for removal from a source other than the *"receipt a report from the United States Postal Service or the department of safety directly or as communicated by the secretary of state through the centralized voter registration database that a voter has permanently changed his or her address to another town, city, or state . . ."* RSA 654:36-b.". Is the SOS office available to help confirm moves based on USPS database access that they have? Or other database access?

7. Is it possible for the Supervisors to request a report from the USPS?

8. When you say that the Supervisors should review all evidence, does that include looking at the USPS change of address barcode from an official report and comparing it to the USPS change of address barcode of other members in the household?

As you suggested, I am continuing to communicate directly with the Supervisors in Londonderry and I have asked some of the same questions directly to them. I am awaiting answers now for about 2 weeks. I understand that there is a backlog, but I have concerns that the Supervisors will not clear the list prior to the Primary election.

Thank you again for taking the time to help and Kind Regards,

Maureen Hardy
Londonderry NH

On Oct 18, 2023, at 12:38 PM, Patricia D. Piecuch <patricia.piecuch@SOS.NH.GOV> wrote:

Dear Maureen Hardy:

Thank you for contacting the Secretary of State's Office regarding your concerns with checklist maintenance by the Londonderry Supervisors of the Checklist. The Secretary of State's Office provides guidance and training to Supervisors, however, as locally elected public officials the Supervisors report to the voters in Londonderry. Our office does not have supervisory authority over supervisors, we make our best efforts to help them.

The legislature has amended the election laws to add procedures to help ensure that the checklists are current and accurate. The Secretary of State now provides Supervisors of the Checklist with a report we obtain from the United States Postal Service of individual permanent moves, where the available evidence is that a registered voter has informed the Postal Service that the voter has permanently moved away from the address at which the voter is registered. The postal service system collects information on temporary forwarding, business, family, and individual moves. To comply with the legal standards for removing a person from the checklist, we obtain and send to the Supervisors only information on individual permanent moves.

The legislature now requires that towns and cities provide the Supervisors of the Checklist with copies of the Inventory of Property Transfer forms. RSA 74:18. These forms are required for property tax purposes, to assist towns and cities with keeping the records current on who owns property. Some Inventory of Property Tax forms result from the owner(s) selling and moving to a different address, sometimes a different town/city/state. Others result from legal transfer of ownership in circumstances where some or all of the same people continue to live at the property, but ownership is transferred. One example is transfer from parents to a child as an element of estate planning. Another is transfer from an individual as owner to a trust as owner. Therefore, our guidance to supervisors is that they must evaluate all available evidence on a case-by-case basis. When the evidence supports doing so, it is appropriate for the supervisors to send the registered voters who more likely than not have moved a letter advising them that they will be removed from the checklist unless they provide evidence within 30 days that they continue to be domiciled at the address where registered.

In both circumstances, these sources of information that a person has moved may contain a significant backlog on potential cases for 30-day letters or removal. We expect that after the initial implementation of these requirements and adopting a routine for processing new information, that supervisors will more easily keep current.

The election law also allows anyone to submit a request to correct the checklist to the supervisors. This is often a circumstance where a voter notices the name of a former neighbor or relative on the checklist who has died or moved out-of-town. It can also be a circumstance where the request is based on commercially obtained information on people who are reported as having moved. The supervisors have a duty under law to evaluate the request and the evidence presented to "determine whether or not it is more likely than not that the person's qualifications are in doubt." RSA 654:36-a.

For notices received from the United States Postal Service, RSA 654:36-b authorizes the supervisors to either remove a voter from the checklist or send the voter a 30-day letter. The statute authorizes removal without a 30-day letter only if the supervisors "receive a report from the United States Postal Service or the department of safety directly or as communicated by the secretary of state through the centralized voter registration database that a voter has permanently changed his or her address to another town, city, or state" RSA 654:36-b. This statute does not authorize removal when the information comes from any other source. If the information is from a source other than the United State Postal Service as provided by the Secretary of State and the information makes it more likely than not the voter moved, a 30-day letter process must be used before the voter can be removed from the checklist.

We recommend that you continue to communicate directly with your elected supervisors regarding your concerns with the Londonderry checklist. We have and will continue to provide guidance and training on checklist maintenance. The information available to us indicates that the Londonderry supervisors are engaged in this effort and are making progress addressing the accumulated records from both Postal Service information on permanent moves and property transfer records that provide evidence of a possible move. These part-time elected officials have taken on a significant effort to implement these changes to New Hampshire law. Implementation of the new law requires processing of a large number of potential moves. We encourage patience as the supervisors work through this process.

Thank you.

Tricia
Patricia D. Piecuch
Elections Director
NH State Archives - Room 210
9 Ratification Way, Concord, NH 03301
Phone: 603.271.8241 Fax: 603.271.8242



STATEMENT OF CONFIDENTIALITY:

Any information contained in this electronic message or in any attachment to this message may contain confidential or privileged information and is intended for the exclusive use of the addressee(s). Please notify the Secretary of State's Office immediately at (603) 271-3242 or reply to nhvotes@sos.nh.gov if you are not the intended recipient and destroy all copies of this electronic message and any attachments.

This email was scanned by Bitdefender

From: Kirsten Hildonen
Sent: Wednesday, September 27, 2023 4:51 PM
To: 'Maureen Hardy'
Cc: Kristin Grages
Subject: 91-A Right-to-Know request - Hardy 2023-09-20 SoC

Hello,

Your Right-to-Know request submitted on **September 20, 2023**, as listed below, has been processed.

Description of Request:

“All Supervisors of the checklist Agendas and Meeting minutes including any list(s) of names that have been removed or will be removed from the checklist.

The date scope of this request is:
September 20th, 2023”

Response:

When responding to an RSA 91-A request, the Town complies with the definition of government records stated in RSA 91-A:1-a:

any information created, accepted, or obtained by, or on behalf of, any public body, or a quorum or majority thereof, or any public agency in furtherance of its official function. Without limiting the foregoing, the term ‘governmental records’ includes any written communication or other information, whether in paper, electronic, or other physical form, received by a quorum or majority of a public body in furtherance of its official function, whether at a meeting or outside a meeting of the body. The term ‘governmental records’ shall also include the term ‘public records.’

The Town also complies with the exemptions stated in RSA 91-A:5 and those created by case law.

Records Found Responsive:

All records found as responsive to your request are available for public access on the Town of Londonderry website:
<https://www.londonderrynh.gov/supervisors-checklist>

There are no other records to include in your request.

Best,

Kirsten Hildonen

Administrative Support Coordinator

Town of Londonderry

603-432-1100 x153

From: Maureen Hardy <[REDACTED]>
Sent: Wednesday, September 27, 2023 12:24 PM
To: Kirsten Hildonen; Kristin Grages
Subject: Re: Right-to-Know request 9/13/2023

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Hello Kristin and Kirsten,

This is a reminder that the 91a request for the meeting minutes with list of voters removed from the checklist for September 20, 2023 meeting is due today.

Originally sent on September 20:

Going forward, as you have been informed that the list of removed names must be included with the meeting minutes (with birthdate and new address redacted), I am adding to my 91a request as follows.

All Supervisors of the checklist Agendas and Meeting minutes including any list(s) of names that have been removed or will be removed from the checklist.
The date scope of this request is:

September 20th, 2023.

Please respond within 5 business days per law.

Thank you,

Maureen

On Sep 20, 2023, at 8:41 AM, Maureen Hardy <[REDACTED]> wrote:

Hello Kirsten,

My 91a request did indeed include a request for the list of names removed which is public record per the SOS. The list of removed names must be retained for 7 years and is indeed a government record. Perhaps you did not add the list to the minutes in August but per the SOS, it should be there.

"Supervisors must retain the NCOA Matched Voters List Excel file as part of their records until supervisors remove the voter plus 7 years (**RSA 654:36-b, RSA 33-A:3-a, CXLI (m)**). Use the file data to create a record of the voters you remove or send 30-day letters. The record may be a copy of the Excel file with dates of birth and out of town/state addresses redacted. That

record must become part of the public meeting minutes of the public session at which the supervisors vote to remove the voter from the

checklist or send them a 30-day letter. The new SVRS system, currently in development, has additional tools to help process NCOA notices"

Going forward, as you have been informed that the list of removed names must be included with the meeting minutes (with birthdate and new address redacted), I am adding to my 91a request as follows.

All Supervisors of the checklist Agendas and Meeting minutes including any list(s) of names that have been removed or will be removed from the checklist.

The date scope of this request is:

September 20th, 2023.

Please respond within 5 business days per law.

Thank you

Maureen Hardy

On Sep 19, 2023, at 6:44 PM, Kirsten Hildonen <KHildonen@londonderrynh.org> wrote:

Hello Maureen,

This is the full extent of the responsive records for your 91-A inquiry. These are the original minutes from the August 16, 2023 Supervisors session and the amended minutes, which corrected an inaccuracy in the list of the members of the board.

There are no additional existing governmental records to include. There is a Supervisors of the Checklist public session tomorrow night at 6pm, if you would like to speak to the board about the records found responsive to your request.

Best,
Kirsten

From: meaux61 <[REDACTED]>
Sent: Tuesday, September 19, 2023 5:47 PM
To: Kirsten Hildonen; [REDACTED]
Subject: RE: Right-to-Know request 9/13/2023

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders. Thank you Kristen, but the list of names removed is still pending. They must be included.

Kind regards,

Maureen

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Kirsten Hildonen <KHildonen@londonderrynh.org>

Date: 9/19/23 4:19 PM (GMT-05:00)

To: [REDACTED]

Subject: Right-to-Know request 9/13/2023

Good afternoon,

I acknowledge receipt of your Right to Know request below:

“All Supervisors of the checklist Agendas and Meeting minutes including any list(s) of names that have been removed from the checklist.

The date scope of this request is:

FROM: 6/1/2023

TO: 9/13/2023”

When responding to an RSA 91-A request, the Town complies with the definition of government records stated in RSA 91-A:1-a:

any information created, accepted, or obtained by, or on behalf of, any public body, or a quorum or majority thereof, or any public agency in furtherance of its official function. Without limiting the foregoing, the term ‘governmental records’ includes any written communication or other information, whether in paper, electronic, or other physical form, received by a quorum or majority of a public body in furtherance of its official function, whether at a meeting or outside a meeting of the body. The term ‘governmental records’ shall also include the term ‘public records.’

The Town also complies with the exemptions stated in RSA 91-A:5 and those created by case law.

Please direct any follow-up questions regarding your request directly to me.

Sincerely,

Kirsten Hildonen

Administrative Support Coordinator
Town of Londonderry
603-432-1100 x153

This email was scanned by Bitdefender

From: Kristin Grages
Sent: Wednesday, September 20, 2023 9:37 AM
To: Maureen Hardy; Kirsten Hildonen
Subject: RE: Right-to-Know request 9/13/2023

Hi Maureen,

To make matters even *more* confusing, I marked Kirsten as having attended the August 16th meeting when, in fact, she'd already resigned and Brian McCurley was there. I submitted amended minutes when Kirsten noticed the typo.

I'll be sure to get you (via Kirsten) the minutes for our meeting this evening as soon as I can.

Thank you,
Kristin

From: Maureen Hardy <[REDACTED]>
Sent: Wednesday, September 20, 2023 9:14 AM
To: Kirsten Hildonen <KHildonen@londonderrynh.org>
Cc: Kristin Grages <kgrages@londonderrynh.org>
Subject: Re: Right-to-Know request 9/13/2023

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Hello Kirsten and Kristin,

No, I have not confused you. Kirsten was a Supervisor of the Checklist at the August 16th meeting (at least you were marked as present in the minutes) and Kristin was also on the email with my 91 a request for today's meeting.

Since Kirsten has been the one responding to my 91a, I responded back and included the chair, Kristin.

I do know that many are confused so I understand your assumption.

Kind Regards,

Maureen

On Sep 20, 2023, at 9:07 AM, Kirsten Hildonen <KHildonen@londonderrynh.org> wrote:

Good morning Maureen,

I believe you might be mixing up my role with the role of the chair of the Supervisors – I do not create or maintain the minutes of the Supervisors of the Checklist, but rather work in the Town Manager's office. I know it's confusing with the Kirsten/Kristin names, and the fact that I was formerly a Supervisor of the Checklist before I became employed by the Town full-time on July 17.

I acknowledge receipt of your Right to Know request below:

“All Supervisors of the checklist Agendas and Meeting minutes including any list(s) of names that have been removed or will be removed from the checklist.

The date scope of this request is:

September 20th, 2023”

When responding to an RSA 91-A request, the Town complies with the definition of government records stated in RSA 91-A:1-a:

any information created, accepted, or obtained by, or on behalf of, any public body, or a quorum or majority thereof, or any public agency in furtherance of its official function. Without limiting the foregoing, the term ‘governmental records’ includes any written communication or other information, whether in paper, electronic, or other physical form, received by a quorum or majority of a public body in furtherance of its official function, whether at a meeting or outside a meeting of the body. The term ‘governmental records’ shall also include the term ‘public records.’

The Town also complies with the exemptions stated in RSA 91-A:5 and those created by case law.

The record you requested above has not been created yet. Per 91-A:2:II, meeting minutes must be available for inspection within 5 business days of the meeting. Therefore, we anticipate being able to fulfill your request by September 28, 2023.

Please let me know if you have any questions.

Best,

Kirsten Hildonen

Administrative Support Coordinator

Town of Londonderry

603-432-1100 x153

From: Maureen Hardy <[REDACTED]>

Sent: Wednesday, September 20, 2023 8:41 AM

To: Kirsten Hildonen <KHildonen@londonderrynh.org>; Kristin Grages <kgrages@londonderrynh.org>

Subject: Re: Right-to-Know request 9/13/2023

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Hello Kirsten,

My 91a request did indeed include a request for the list of names removed which is public record per the SOS. The list of removed names must be retained for 7 years and is indeed a government record. Perhaps you did not add the list to the minutes in August but per the SOS, it should be there.

"Supervisors must retain the NCOA Matched Voters List Excel file as part of their records until supervisors remove the voter plus 7 years (**RSA 654:36-b, RSA 33-A:3-a, CXLI (m)**). Use the file data to create a record of the voters you remove or send 30-day letters. The record may be a copy of the Excel file with dates of birth and out of town/state addresses redacted. That record must become part of the public meeting minutes of the public session at which the supervisors vote to remove the voter from the

checklist or send them a 30-day letter. The new SVRS system, currently in development, has additional tools to help process NCOA notices"

Going forward, as you have been informed that the list of removed names must be included with the meeting minutes (with birthdate and new address redacted), I am adding to my 91a request as follows.

All Supervisors of the checklist Agendas and Meeting minutes including any list(s) of names that have been removed or will be removed from the checklist.

The date scope of this request is:

September 20th, 2023.

Please respond within 5 business days per law.

Thank you

Maureen Hardy

On Sep 19, 2023, at 6:44 PM, Kirsten Hildonen <KHildonen@londonderrynh.org> wrote:

Hello Maureen,

This is the full extent of the responsive records for your 91-A inquiry. These are the original minutes from the August 16, 2023 Supervisors session and the amended minutes, which corrected an inaccuracy in the list of the members of the board.

There are no additional existing governmental records to include. There is a Supervisors of the Checklist public session tomorrow night at 6pm, if you would like to speak to the board about the records found responsive to your request.

Best,
Kirsten

From: meaux61 <[REDACTED]>
Sent: Tuesday, September 19, 2023 5:47 PM
To: Kirsten Hildonen; [REDACTED]
Subject: RE: Right-to-Know request 9/13/2023

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders. Thank you Kristen, but the list of names removed is still pending. They must be included.

Kind regards,

Maureen

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Kirsten Hildonen <KHildonen@londonderrynh.org>
Date: 9/19/23 4:19 PM (GMT-05:00)
To: [REDACTED]
Subject: Right-to-Know request 9/13/2023

Good afternoon,

I acknowledge receipt of your Right to Know request below:

“All Supervisors of the checklist Agendas and Meeting minutes including any list(s) of names that have been removed from the checklist.

The date scope of this request is:

FROM: 6/1/2023

TO: 9/13/2023”

When responding to an RSA 91-A request, the Town complies with the definition of government records stated in RSA 91-A:1-a:

any information created, accepted, or obtained by, or on behalf of, any public body, or a quorum or majority thereof, or any public agency in furtherance of its official function. Without limiting the foregoing, the term ‘governmental records’ includes any written communication or other information, whether in paper, electronic, or other physical form, received by a quorum or majority of a public body in furtherance of its official function, whether at a meeting or outside a meeting of the body. The term ‘governmental records’ shall also include the term ‘public records.’

The Town also complies with the exemptions stated in RSA 91-A:5 and those created by case law.

Please direct any follow-up questions regarding your request directly to me.
Sincerely,

Kirsten Hildonen

Administrative Support Coordinator

Town of Londonderry

603-432-1100 x153

This email was scanned by Bitdefender

From: Kristin Grages
Sent: Wednesday, September 13, 2023 5:18 PM
To: Maureen Hardy; Kirsten Hildonen
Subject: Re: 91a Request for Supervisors of the Checklist meeting minutes

Hello Maureen,

Thank you for your request. I will work with Kirsten Hildonen who manages these requests for the Town and get back to you soon.

Warmly,
Kristin Grages

> On Sep 13, 2023, at 2:53 PM, Maureen Hardy <[REDACTED]> wrote:

>

> CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

>

> Hello Supervisors of the checklist--

>

> This email shall serve as a request for government records under RSA 91A, NH's right to know law. I am requesting that you make available for public inspection:

>

> All Supervisors of the checklist Agendas and Meeting minutes including any list(s) of names that have been removed from the checklist.

>

> The date scope of this request is:

>

> FROM: 6/1/2023

>

> TO: 9/13/2023

>

> Please respond to this records request within 5 working days as required under the RSA.

>

> Kind Regards,

>

> Maureen Hardy

> [REDACTED]

> Londonderry

> _____

> This email was scanned by Bitdefender

Sherry Farrell

From: Sherry Farrell
Sent: Wednesday, November 23, 2022 12:09 PM
To: kristine hughes
Subject: FW: Scanned image from MX-M363N
Attachments: donotreplyprinter@londonderrynh.org_20221123_121456.pdf

Kristine I meant to include this Names on the Checklist Form for you also. I has additional information which might be helpful.

Sherry

Sherry Farrell
Londonderry Town Clerk
Londonderry, New Hampshire
Office: (603) 432-1100 ext. 199
Cell: [REDACTED]

-----Original Message-----

From: donotreplyprinter <donotreplyprinter@londonderrynh.org>
Sent: Wednesday, November 23, 2022 12:15 PM
To: Sherry Farrell <sfarrell@londonderrynh.org>
Subject: Scanned image from MX-M363N

Reply to: donotreplyprinter@londonderrynh.org <donotreplyprinter@londonderrynh.org>
Device Name: Not Set
Device Model: MX-M3550
Location: Not Set

File Format: PDF (Medium)
Resolution: 200dpi x 200dpi

Attached file is scanned image in PDF format.

Use Acrobat(R)Reader(R) or Adobe(R)Reader(R) of Adobe Systems Incorporated to view the document.

Adobe(R)Reader(R) can be downloaded from the following URL:

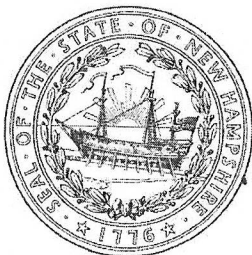
Adobe, the Adobe logo, Acrobat, the Adobe PDF logo, and Reader are registered trademarks or trademarks of Adobe Systems Incorporated in the United States and other countries.

<http://www.adobe.com/>

This email was scanned by Bitdefender

11/15/22

PLEASE RETURN NO LATER THAN NOVEMBER 10, 2022
Fax: 603-271-6316 email: elections@sos.nh.gov



2022 STATE GENERAL ELECTION
NOVEMBER 8 2022
NAMES ON CHECKLIST
RSA 659:71-75

1. Number of persons who registered to vote at the polling place on State General Election Day by party.
(Use numbers from Names on Checklist Worksheet #2)

REPUBLICAN 209 DEMOCRATIC 141 UNDECLARED 379

2. The following figures are the total number of registered voters after the polls have closed, which include those on the checklist used at the election and those who registered to vote on election day.
(Use numbers from Names on Checklist Worksheet #3)

Total Number of Registered REPUBLICANS on Checklist 6749

Total Number of Registered DEMOCRATS on Checklist 5102

Total Number of UNDECLARED Names on Checklist 6193

GRAND TOTAL of Names on Checklist (sum of THREE numbers above) 18,044

Town/City (Ward) of LONDONDERRY County ROCKINGHAM

Attest:

Jordan D. Gai
Signature of Moderator

(Fax to the SECRETARY OF STATE'S OFFICE no later than 5:00 p.m. on November 10, 2022)
Fax to: 603-271-6316 or email to: elections@sos.nh.gov

Sherry Farrell

From: Sherry Farrell
Sent: Wednesday, November 23, 2022 11:59 AM
To: kristine hughes
Subject: RE: Same day registration

Hi Kristine,

Below is the information you requested in your email.

Number of Same Day Registrations on election day = 729

If your looking for the number of CVA (picture taken) citizens we had on election day the total is 9. Generally these are signed on election day by registered voters who realized once they arrived at the polling area that they did not have their Driver's License (or another form of ID) with them.

Have a Happy Thanksgiving and if you need anything else we are here.

Sherry

Sherry Farrell
Londonderry Town Clerk
Londonderry, New Hampshire
Office: (603) 432-1100 ext. 199
Cell: [REDACTED]

-----Original Message-----

From: kristine hughes <[REDACTED]>
Sent: Wednesday, November 23, 2022 8:08 AM
To: Jonathan Kipp <jkipp@londonderrynh.org>; Sherry Farrell <sfarrell@londonderrynh.org>
Cc: Kristine Perez <[REDACTED]>
Subject: Same day registration

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Good morning,

May I have the final number of same day registrations?

May I have the number affidavits that were signed and for what reason ? No ID no proof of citizenship???

Thank you

Kristine Perez

Sent from my iPhone

This email was scanned by Bitdefender

PLEASE RETURN NO LATER THAN NOVEMBER 10, 2022
Fax: 603-271-6316 email: elections@sos.nh.gov



2022 STATE GENERAL ELECTION
NOVEMBER 8 2022
NAMES ON CHECKLIST
RSA 659:71-75

1. Number of persons who registered to vote at the polling place on State General Election Day by party.
(Use numbers from Names on Checklist Worksheet #2)

REPUBLICAN 209 DEMOCRATIC 141 UNDECLARED 378

2. The following figures are the total number of registered voters after the polls have closed, which include those on the checklist used at the election and those who registered to vote on election day.
(Use numbers from Names on Checklist Worksheet #3)

Total Number of Registered REPUBLICANS on Checklist 6749

Total Number of Registered DEMOCRATS on Checklist 5102

Total Number of UNDECLARED Names on Checklist 6193

GRAND TOTAL of Names on Checklist (sum of THREE numbers above) 18764

Town/City (Ward) of Londonderry County Rockingham

Attest:

[Signature]
Signature of Moderator

(Fax to the SECRETARY OF STATE'S OFFICE no later than 5:00 p.m. on November 10, 2022)
Fax to: 603-271-6316 or email to: elections@sos.nh.gov



State of New Hampshire
 2022 State General Election
 Names on Checklist
 RSA 659:73

Names on Checklist (NOC) Worksheet

Use this worksheet to help complete the Official Names on Checklist Form.

Please return this worksheet with your official form

| Follow these STEPS | | REP | DEM | UND | TOTAL |
|--------------------|---|--------|--------|--------|----------|
| 1) | Enter the number of voters by party on the last page of the checklist. | 6540 | 4961 | 5814 | = 17315* |
| 2) | Enter the number of persons who registered to vote at the polling place by party affiliation. | + 209 | + 141 | + 378 | = 729* |
| 3) | TOTAL number of voters at the end of the election by party affiliation. | * 6749 | * 5102 | * 6193 | = 18764* |

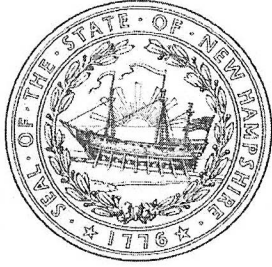
1) Apply + and - signs to numbers you have entered, when completing a sum down or across.

2) * Line 3 total of REP, DEM & UND across should equal the sum of the "Total" column down.

Town or City Concorderry Ward _____ County Rockingham

Attest: [Signature]
 Signature of Town/Ward Moderator

8/1/2022



MODERATOR'S CERTIFICATE

2022 STATE GENERAL ELECTION

November 8, 2022

To the Town or Ward Clerk:

This is to certify that in accordance with RSA 658:32, the ballots forwarded by the Secretary of State to this town or ward have been examined and counted and I find that the total number of **OFFICIAL STATE GENERAL ELECTION BALLOTS** (excluding Absentee Ballots and ballots used to test electronic ballot counting devices) is: 16964

and that all are for the use of the town or ward of LONDONDERRY

For towns using electronic ballot counting devices, the moderator is required to certify that the testing required by RSA 656:42, VIII(e)(11) was successfully completed. The moderator's signature below certifies that "Prior to placing the electronic ballot counting device or any memory devices into service in an election.....there is evidence that pre-election testing was conducted on each electronic ballot counting device and each memory device in the town or city clerk's possession, and that these ballot counting devices and memory devices have passed the test." Please indicate the make, model and serial number from each device you use in your town or ward:

| Make | Model | Serial # | Make | Model | Serial # |
|----------|-------|--------------|----------|-------|--------------|
| Accuvote | OS | <u>42350</u> | Accuvote | OS | <u>81169</u> |
| Accuvote | OS | <u>45595</u> | Accuvote | OS | _____ |
| Accuvote | OS | <u>80071</u> | Accuvote | OS | _____ |

This polling place does not use a Ballot Counting Device

Joseph D. Kaji
(Signature of Moderator)

Date: 11/9/2022

A true copy Attest:
Sharon A. Lanell
(Signature of Town or Ward Clerk)

Londonderry
Town/City (Ward)

MODERATOR'S WORKSHEET

Reconciling Votes, Voters, and Ballots Cast FOR GENERAL ELECTION OR _____ PARTY PRIMARY (Republican or Democratic)

Moderators are required to submit this worksheet to their town or ward clerks within 48 hours of the closing of the polls (RSA 659:73). It is the moderator's job to ensure that votes are accurately counted (RSA 659:60)

For the State Primary Election, you must complete one form per party.

Town or City: LONDONDERRY Ward: _____ County: ROCKINGHAM

Moderator: JONATHAN KIPP Clerk: SHARON FARRELL

PART I.

The first part of the reconciliation process consists of *four separate tallies*: (A) Ballots Cast (Inventory), (B) Voter Participation Tallied at Check-In, (C) Voter Participation Tallied at Check-Out/Ballots Cast Tape, and (D) Hand Count of Ballots Cast. Ideally, these *four counts should result in the same number* of ballots cast and voters participating (In the end, **TOTAL A = TOTAL B = TOTAL C = TOTAL D = TOTAL Count of Votes in Contests (from Part II)**). While we recognize that errors may occur which could result in small differences in the four Part I totals, Moderators are urged to *carefully consider* these tally numbers *before finalizing results* on election night.

A. BALLOT INVENTORY

- (1) Official Election Day Ballots Received from Secretary of State, excluding ACCUVOTE device test ballots
(You may enter this same number on the "Moderator's Certificate") (1) 16,264
- (2) SUBTRACT Spoiled (cancelled) Official Election Day Ballots
(You may enter this same number on the "Label for Resealing Ballots") - (2) 37
- (3) SUBTRACT Uncast (not used) Official Election Day Ballots
(You may enter this same number on the "Label(s) for Resealing Ballots") - (3) 5,970
- (4) ADD Photocopy or absentee ballots CAST as Official Election Day Ballots + (4) 0
(These are the *substitute ballots* used if the polling place runs out of Election Day Ballots.)

(5) Total Number of Ballots Cast by ELECTION DAY voters (Calculate 1 through 4) = 10,957

(6) State Absentee Ballots Cast (6) 1096

(7) ADD Federal Office Only Absentee Ballots Cast + (7) 7

(8) ADD other full (UOCAVA) Absentee Ballots Cast + (8) 9

(9) Total Number of Ballots Cast by ABSENTEE voters (ADD 6, 7 and 8) = 1112

(10) Grand Total Number of Ballots Cast (Using Inventory) (ADD boxes 5+9) = TOTAL A 12,069
(You may enter this same number on the "Label(s) for Resealing Ballots") Note: Each box label should reflect the accurate number of all ballots contained within the box)

B. VOTER PARTICIPATION TALLIED AT CHECK-IN

Number of voters *marked as having voted* on the CHECK-IN checklist
(ALL Election Day voters and ALL Absentee voters) = TOTAL B

12,063

C. VOTER PARTICIPATION TALLIED AT CHECK-OUT

| HAND COUNT TOWNS ONLY | MACHINE COUNT CITIES/TOWNS ONLY |
|--|--|
| Number of <u>voters marked as having voted</u> on the CHECK-OUT checklist <i>(ALL Election Day and ALL Absentee voters)</i> TOTAL C = 12,053 | Total Ballots Cast from the ACCUVOTE election results tape 11,812 ADD Number of ballots that were NOT counted by the ACCUVOTE <i>(see Note below)</i> + 241 TOTAL C = 12,053 <i>(Note: These ADDED ballots are ONLY those Ballots that were counted by hand and did NOT pass through the ACCUVOTE counting device. Do NOT include ballots simply because they had write-in votes.)</i> |

D. HAND COUNT OF BALLOTS CAST

| | |
|--|--|
| You may hand count the total number of ballots cast . <i>(Total number of ballots listed on your Label(s) for Resealing Ballots)</i> | TOTAL D = |
|--|--|


PART II. VOTES IN CONTESTS IN THE PRIMARY OR GENERAL ELECTION

Compare the ballots cast (TOTALS A, B, C, and D) from PART I of this form) with the total votes cast from the "Votes in Contests". If there are any significant discrepancies, please ask your election team to carefully review their tallies.

It is important to *resolve discrepancies on election night before announcing results* and avoid errors which, for example, may indicate more votes tallied in a particular contest than total ballots cast.

| TALLY CATEGORY | TOTAL Votes, Voters, or Ballots Cast |
|--|--------------------------------------|
| TOTAL A – <u>Ballots Cast</u> (Using Inventory) <i>(from Grand Total on reverse side)</i> | 12,069 |
| TOTAL B -- <u>Voters</u> at Check-in <i>(from reverse side of this form)</i> | 12,063 |
| TOTAL C -- <u>Voters</u> at Check-out/Ballots Cast Tape <i>(from this side of form)</i> | 12,053 |
| TOTAL D – Hand Count of <u>Ballots</u> <i>(from this side of form)</i> | |
| TOTAL COUNT OF VOTES in CONTESTS <i>(GRAND TOTAL of Votes cast for Governor, U.S. Senate, or U.S. Rep in Congress, from Candidates Return of Votes, as well as, write-in votes, blanks, undervotes and overvotes).</i> | |

These five numbers above should all be equivalent. Significant differences may indicate a tallying error.

Attest: 
 Signature of Moderator

Date: 11/9/2022

2022

Fax or email to SECRETARY OF STATE no later than 5 p.m. on November 10, 2022
 Fax: 603-271-6316 or email to elections@sos.nh.gov

Sherry Farrell

From: Sherry Farrell
Sent: Wednesday, November 9, 2022 4:15 PM
To: [REDACTED]
Subject: General Election
Attachments: November 8, 2022 - General Election Paperwork.pdf

Hi Kristine,

Attached are the required forms that I submitted to the secretary of state's office just a few moments ago.

Thank You and have a nice evening.

Sherry

Sherry Farrell
Londonderry Town Clerk
Londonderry, New Hampshire
Office: (603) 432-1100 ext. 199
[REDACTED]

Sherry Farrell

From: Jonathan Kipp
Sent: Monday, January 30, 2023 9:13 AM
To: Sherry Farrell; Kristin Grages
Subject: Fw: Meeting please - Round 2

Sherry and Kristin:

Kristine's response below. I'm available all day Monday and Tuesday (after noon). Please advise.

Jonathan

From: Kristine Perez <[REDACTED]>
Sent: Sunday, January 29, 2023 3:09 PM
To: Jonathan Kipp
Subject: Re: Meeting please

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Thank you for your quick response. I should have told you that I am in Committee or House Session every Wednesday and Thursday. I am available this Friday (3rd) or Monday (6th). Tuesday the 7th I have some availability after 12noon. The State House is very busy as I am well aware that you all are as well.

Kristine Perez

On Sunday, January 29, 2023 at 01:24:01 PM EST, Jonathan Kipp <jkipp@londonderrynh.org> wrote:

Kristine:

Kristin Grages, chair of the Supervisors of the Checklist, Sherry and I are available to meet at 9:00 on Thursday. Second choice is 3:00 PM on Wednesday. Hopefully one of those will work for you.

Jonathan

Jonathan Kipp
Londonderry Town Moderator
[REDACTED]

From: kristine hughes <[REDACTED]>
Sent: Friday, January 27, 2023 2:35 PM
To: Jonathan Kipp; Sherry Farrell
Cc: Kristine Perez
Subject: Meeting please

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Good morning

I would like to set up a meeting with both of you and perhaps the Supervisor of the check list when you are available. I would like to discuss several things. I would like to become familiar with the "same day registrations" from the last election. How many, how many signed which affidavit, any follow up? I would also like to review the process the process for removing individuals from the voter list.

Also, I would like to review HB 1163 that was passed last year.

And finally, the March elections?

Thank you,
Kristine Perez
603-387-6230

Sent from my iPhone

This email was scanned by Bitdefender

Sherry Farrell

From: kristine hughes <[REDACTED]>
Sent: Friday, January 27, 2023 2:35 PM
To: Jonathan Kipp; Sherry Farrell
Cc: Kristine Perez
Subject: Meeting please

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Good morning

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Also, I would like to review HB 1163 that was passed last year.

And finally, the March elections?

Thank you,
Kristine Perez
[REDACTED]

Sent from my iPhone

This email was scanned by Bitdefender

Sherry Farrell

From: Maureen Hardy <[REDACTED]>
Sent: Wednesday, November 8, 2023 11:04 AM
To: Orville Fitch
Cc: Kristin Grages; Brian McCurley; Barbara MacDonald; Jonathan Kipp; Sherry Farrell
Subject: Re: NH SOS response to further question

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So, If I am understanding this correctly, as long as a student who lives in a Dorm in, say Manchester provides proof of domicile in Londonderry (other than a student ID), they can vote in Londonderry?

Thanks again,

Maureen

On Nov 8, 2023, at 10:57 AM, Orville Fitch <Orville.Fitch@sos.nh.gov> wrote:

Maureen Hardy:

Several categories of voters by statute may register and vote either where they had a domicile prior to qualifying for the category, for your question - prior to becoming a student or teacher, or where they live while a student or teacher. They can only vote from one place, but the law gives them the choice.

654:2 Temporary Absence or Presence. –

I. A domicile for voting purposes acquired by any person in any town shall not be interrupted or lost by a temporary absence therefrom with the intention of returning thereto as his or her domicile. Domicile for the purpose of voting as defined in RSA 654:1, once existing, continues to exist until another such domicile is gained. Domicile for purposes of voting is a question of fact and intention coupled with a verifiable act or acts carrying out that intent. A voter can have only one domicile for voting purposes. No person shall be deemed to have lost a domicile by reason of his or her presence or absence while the voter or his or her spouse is employed in the service of the United States; nor while engaged in the navigation of the waters of the United States or of the high seas; nor **while a teacher in or student of any seminary of learning**; nor while confined in any public prison or other penal institution; nor while a patient or confined for any reason in any nursing, convalescent home or hospital, old folks or old age home, or like institution or private facility.

Categories of voters (voter and spouse) who can choose to either continue voting at the domicile they had before entering the listed status or to vote where they are living while in the listed status. These are examples I have encountered, not an exhaustive list:

- Employed in the service of the United States (military members and spouses stationed on bases around the US, working for federal agency or Member of Congress/Senator in Washington, DC, are examples);
- Working and living elsewhere while engaged in being Captain or crew on a ship;
- College student or teacher/professor;
- Person in pre-trial detention or serving a sentence for a misdemeanor in a county House of Corrections;
- Person living in a long term rehabilitation facility;
- Person who has moved into a nursing home or like facility.

In a separate provision, the law recognizes that a student may register and vote in the town or ward where they actually live:

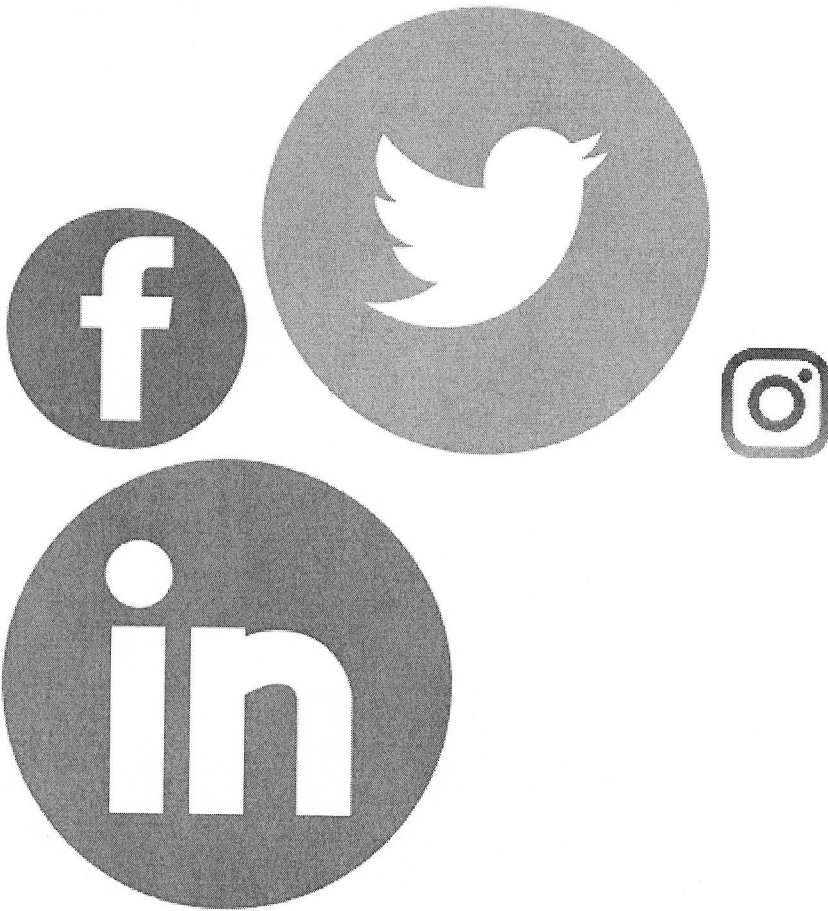
654:1 Voter; Office Holder. –

I. Every inhabitant of the state, having a single established domicile for voting purposes, being a citizen of the United States, of the age provided for in Article 11 of Part First of the Constitution of New Hampshire, shall have a right at any meeting or election, to vote in the town, ward, or unincorporated place in which he or she is domiciled. An inhabitant's domicile for voting purposes is that one place where a person, more than any other place, has established a physical presence and manifests an intent to maintain a single continuous presence for domestic, social, and civil purposes relevant to participating in democratic self-government. A person has the right to change domicile at any time, however a mere intention to change domicile in the future does not, of itself, terminate an established domicile before the person actually moves.

I-a. A student of any institution of learning may lawfully claim domicile for voting purposes in the New Hampshire town or city **in which he or she lives** while attending such institution of learning if such student's claim of domicile otherwise meets the requirements of RSA 654:1, I.

A student may register and vote in the town or city ward where they actually live, regardless of where the college they are attending is located. While this is statutory in New Hampshire, a series of court decisions across the US decades ago established that status as a student does not limit that person's right to register and vote – the same requirements apply to students and non-students alike. Therefore, the same rule would apply even if we did not have this statute.

Orville B. Fitch II
 General Counsel, Assistant Secretary of State
 Secretary of State's Office
 State House Room 204
 107 N. Main St.
 Concord, New Hampshire 03301
Bud.Fitch@sos.nh.gov
 (603) 271-5335



From: Maureen Hardy <[REDACTED]>
Sent: Wednesday, November 08, 2023 10:21 AM
To: Orville Fitch <Orville.Fitch@sos.nh.gov>
Subject: Re: NH SOS response to questions

Thank you Bud,

I have another question for you if you would be willing to answer.

Since Londonderry does not have any College in Town or any Dorm where college students have domicile, should Londonderry allow College students to vote here with just a College ID? Shouldn't those students vote where they are domiciled, in the Dorm or Apartment near their campus?

“a student of any institution of learning may lawfully claim domicile for voting purposes in the New Hampshire town or city in which he or she lives while attending such institution of learning if such student’s claim of domicile otherwise meets the requirements.” RSA 654:1, I-a, NH Attorney General Memo.

Thank you,

Maureen Hardy

On Oct 31, 2023, at 10:39 AM, Orville Fitch <Orville.Fitch@sos.nh.gov> wrote:

Maureen Hardy:

Your questions have been referred to me for a response. You have asked:

1. Are the procedures that were added based on the amended election laws documented? Is there an SOP for example? Can I see it?

Election Procedure Manual – Pages 2 and 221. See attached “Implementation of National Change of Address Notices.”

2. Does the report obtained from the USPS include the change of address barcode?

We received a 3 digit “Delivery Point Barcode” as numbers. We do not know what you mean by “change of address barcode.”

3. Is the report obtained from the USPS sent to the supervisors as a spreadsheet so that they can filter as needed, or is it sent as a PDF?

The Secretary of State’s Election’s Division sends the Supervisors the NCOA data in an Excel file. Supervisors may use Excel functions to sort or reorganize the data to the extent they find that helpful.

4. Is the report obtained from the USPS sent to the supervisors in alphabetical order by last name? If not, why not?

No. The data is sent in the order that the vendor for the USPS provides it to the Secretary of State’s Office. We expect supervisors will often look up the voters by voter ID number, however, supervisors may resort the file by whatever order they find most helpful.

5. Does the report obtained from the USPS include all members of each household who have moved and requested mail forwarding or only the Primary person filling out the form for the household? If all household members are on the form filled out but not included in the report, why not?

No. New Hampshire law requires that information make it more likely than not that a specific person has permanently moved away from the address at which they are registered to permit removal from the checklist. We conclude that evidence that a

family moved does not meet this legal standard for registered voters who are not individually listed in the NCOA report.

6. If the Supervisors receive a request for removal from a source other than the *"receipt a report from the United States Postal Service or the department of safety directly or as communicated by the secretary of state through the centralized voter registration database that a voter has permanently changed his or her address to another town, city, or state . . ."* RSA 654:36-b.". Is the SOS office available to help confirm moves based on USPS database access that they have? Or other database access?

No.

7. Is it possible for the Supervisors to request a report from the USPS?

New Hampshire law requires the Secretary of State to obtain and report the NCOA data. This is a new procedure. We are working with Supervisors to determine what frequency of delivering reports will be most useful for maintaining checklists. New Hampshire law limits with whom the supervisors may share Statewide Voter Registration System data. There is no current statutory authority explicitly permitting supervisors to share that data with NCOA vendors.

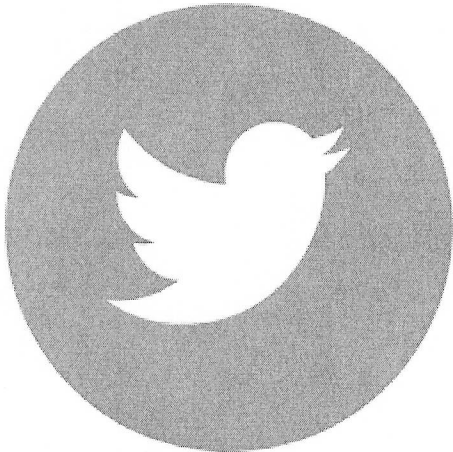
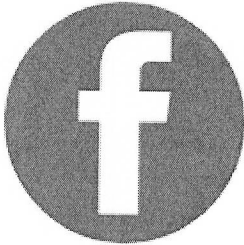
8. When you say that the Supervisors should review all evidence, does that include looking at the USPS change of address barcode from an official report and comparing it to the USPS change of address barcode of other members in the household?

No. The guidance is that supervisors consider other evidence pertinent to the voter under consideration before acting on the NCOA data. For example, if the NCOA indicates a voter moved and that person is a neighbor of a supervisor and the supervisor knows the person has not moved, that local knowledge evidence should be considered. As currently used NCOA is one tool focused on the voter whose name is listed in the NCOA report as permanently moving. To the extent supervisors have evidence that makes it more likely than not that several voters who live at one address all moved, it is appropriate for the supervisors to

send any voter not listed on the NCOA report or Notice of Transfer Report a 30 day letter.

Bud Fitch

Orville B. Fitch II
General Counsel, Assistant Secretary of State
Secretary of State's Office
State House Room 204
107 N. Main St.
Concord, New Hampshire 03301
Bud.Fitch@sos.nh.gov
(603) 271-5335





From: Maureen Hardy <[REDACTED]>
Sent: Thursday, October 26, 2023 9:39 AM
To: Patricia D. Piecuch <patricia.piecuch@SOS.NH.GOV>
Cc: kgrages@londonderrynh.org; bmccurley@londonderrynh.org; bmacdonald@londonderrynh.org; jkippp@londonderrynh.org; Londonderry town Clerk <sfarrell@londonderrynh.org>; DOJ-Election Law <electionlaw@doj.nh.gov>; Elections <Elections@SOS.NH.GOV>
Subject: Re: Voice Message - Londonderry Supervisors

Hello Tricia!

Thank you for your detailed response. I am sorry for my delayed response but my computer was in the shop for 10 days.

I hope that you are willing to answer some questions that I still have:

1. Are the procedures that were added based on the amended election laws documented? Is there an SOP for example? Can I see it?
2. Does the report obtained from the USPS include the change of address barcode?
3. Is the report obtained from the USPS sent to the supervisors as a spreadsheet so that they can filter as needed, or is it sent as a PDF?
4. Is the report obtained from the USPS sent to the supervisors in alphabetical order by last name? If not, why not?
5. Does the report obtained from the USPS include all members of each household who have moved and requested mail forwarding or only the Primary person filling out the form for the household? If all household members are on the form filled out but not included in the report, why not?

6. If the Supervisors receive a request for removal from a source other than the *"receipt a report from the United States Postal Service or the department of safety directly or as communicated by the secretary of state through the centralized voter registration database that a voter has permanently changed his or her address to another town, city, or state . . ." RSA 654:36-b.* Is the SOS office available to help confirm moves based on USPS database access that they have? Or other database access?

7. Is it possible for the Supervisors to request a report from the USPS?

8. When you say that the Supervisors should review all evidence, does that include looking at the USPS change of address barcode from an official report and comparing it to the USPS change of address barcode of other members in the household?

As you suggested, I am continuing to communicate directly with the Supervisors in Londonderry and I have asked some of the same questions directly to them. I am awaiting answers now for about 2 weeks. I understand that there is a backlog, but I have concerns that the Supervisors will not clear the list prior to the Primary election.

Thank you again for taking the time to help and Kind Regards,

Maureen Hardy
Londonderry NH

Sherry Farrell

From: Maureen Hardy <[REDACTED]>
Sent: Thursday, September 28, 2023 9:12 AM
To: Maureen
Cc: Jonathan Kipp; Sherry Farrell; electionlaw@doj.nh.gov; elections@sos.nh.gov
Subject: Re: Concerned Citizen Request--Please remove voters who have moved out of Londonderry.

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

As a follow up to the below,

I have now sent this message to the Supervisors of the checklist. As I forgot to copy you, here is the text of my message:

Hello Supervisors of the Checklist,

Thank you for providing the minutes for the September 20th meeting.

I have a few questions:

1. What exactly does "Pending" removal mean? What is the process and time frame for removal?
2. What does PMJ mean?
3. What does PRM mean?
- 5, What does PDN mean?

I am curious why there are some names on the pending removal list but not the house mates with the same last name? Especially when the home was sold and has a new owner with a different surname in the same month as the move date?

Here is just one example:

- [REDACTED] Lori Lane, sold in April 2021 to [REDACTED]
- Sold by ACHAB ZACHARY MOHAMED + ANGELA
- Only Zachary Mohamed is on your pending removal list, however, it is clear from the USPS database that three others in the home also moved: Angela, Mahdi and Samy. They all have the same change of address barcode.
- The entire family should be removed.

There are many similar instances. Can you please insure that you are removing all movers from each address? Thank you,
Maureen Hardy and other concerned citizens.

On Sep 17, 2023, at 3:18 PM, Maureen Hardy <[REDACTED]> wrote:

Dear Supervisors of the checklist for Londonderry NH,

Whereas--

Permanent Moves Reported to USPS

Starting on July 1, 2022, the Secretary of State is required to check NH voter addresses against the US Postal Service change of address system and notify supervisors of the checklist of permanent moves. RSA 654:45

"Notices of Transfer, notices of a permanent change of address with the United States Postal Service or the Division of Motor Vehicles, or official death notices **permit removal without a 30-day letter** because each exception has additional information that ties the event to your voter." **NEW HAMPSHIRE ELECTION PROCEDURE**

MANUAL: 2022-2023 , page 205.

I have attached a list of 1083 voters drawn from the USPS movers list. These people moved between October 2018 and October 2022 and are still on the Londonderry alpha voters list that was created by yourselves on August 16, 2023. The change of address barcode is included in the spreadsheet so that you can reference.

Unfortunately, I have found that at least 95 of the people on this list voted in the November 3, 2020 election after they moved out of town. Keeping the checklist up to date is important to prevent these types of errors from occurring.

Please remove these names (strike) from the Londonderry Voter list at your September 20th meeting.

<LONDONDERRY Rockingham county-moved-Still on Voters list.xlsx>

please REFER to RSA 654:36, HAVA and the NH 2022 election manual starting on page 205.

Thank you,

Maureen Hardy, Londonderry NH