

## Fwd: dont think i was suppose to get this

marvin lepp <leppfornorthdakota@outlook.com>

Tue 11/8/2022 9:10 PM

To: heresthedealpodcast1@gmail.com <heresthedealpodcast1@gmail.com>

Sent from my iPhone

Begin forwarded message:

**From:** marvin lepp <leppfornorthdakota@outlook.com>  
**Date:** November 2, 2022 at 8:45:58 PM CDT  
**To:** janwangler@gmail.com  
**Subject:** Fw: dont think i was suppose to get this

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**Sent:** Monday, June 27, 2022 1:56 PM

**To:** marvin lepp <leppfornorthdakota@outlook.com>

**Subject:** dont think i was suppose to get this

**From:** Newby, Brian <[bnewby@nd.gov](mailto:bnewby@nd.gov)>

**Sent:** Sunday, June 26, 2022 11:33 AM

**To:** Didier, Beth <[bdidier@barnescounty.us](mailto:bdidier@barnescounty.us)>; Schlittenhard, Linda M. <[lschlitt@nd.gov](mailto:lschlitt@nd.gov)>; Maloney, Pam L. <[pmaloney@nd.gov](mailto:pmaloney@nd.gov)>; Lamb, Marcia D. <[mdlamb@nd.gov](mailto:mdlamb@nd.gov)>; Wigen, Jenny L. <[jwigen@nd.gov](mailto:jwigen@nd.gov)>; Schmidt, Jeri G. <[jerschmidt@nd.gov](mailto:jerschmidt@nd.gov)>; Nelson, Debbie <[debbie.nelson@gfcounty.org](mailto:debbie.nelson@gfcounty.org)>; Faller, Krista <[kfaller@nd.gov](mailto:kfaller@nd.gov)>; Erickson, Bonnie S. <[bserickson@nd.gov](mailto:bserickson@nd.gov)>; Jensen, Jeanie S. <[jsjensen@nd.gov](mailto:jsjensen@nd.gov)>; Gellner, Lisa M. <[lgellner@nd.gov](mailto:lgellner@nd.gov)>; Sheppard, Wanda <[wsheppard@nd.gov](mailto:wsheppard@nd.gov)>; Jastrzebski, Gayle M. <[gjastrze@nd.gov](mailto:gjastrze@nd.gov)>; Dolezal, Tracey K. <[tracey.dolezal@dunncountynd.org](mailto:tracey.dolezal@dunncountynd.org)>; Williams, Patty <[pawilliams@nd.gov](mailto:pawilliams@nd.gov)>; Ohlhauser, Marlys A. <[mohlhauser@nd.gov](mailto:mohlhauser@nd.gov)>; Sperry, Tamra L. <[tsperry@nd.gov](mailto:tsperry@nd.gov)>; Schoenhard, Jean <[jschoenhard@nd.gov](mailto:jschoenhard@nd.gov)>; Larson, Samantha M. <[samantha.larson@griggscountynd.gov](mailto:samantha.larson@griggscountynd.gov)>; Rhone, Dawn R. <[dawn.rhone@mortonnd.org](mailto:dawn.rhone@mortonnd.org)>; Fischer, Brenda K. <[bkfischer@nd.gov](mailto:bkfischer@nd.gov)>; Carpenter, Darlene K. <[dcarpenter@nd.gov](mailto:dcarpenter@nd.gov)>; Ketterling, Gina L. <[gketterl@nd.gov](mailto:gketterl@nd.gov)>; Johnsrud, Erica <[ejohnsrud@co.mckenzie.nd.us](mailto:ejohnsrud@co.mckenzie.nd.us)>; Christopherson, Kandy K. <[kchristo@nd.gov](mailto:kchristo@nd.gov)>; Gentzkow, Nicole <[ngentzkow@nd.gov](mailto:ngentzkow@nd.gov)>; Pollman, LeAnn M. <[lpollman@nd.gov](mailto:lpollman@nd.gov)>; McCloud, Valerie J. <[vmccloud@nd.gov](mailto:vmccloud@nd.gov)>; Murray, Shirley A. <[smurray@nd.gov](mailto:smurray@nd.gov)>; Buzalsky, Lorrie <[lbuzalsky@nd.gov](mailto:lbuzalsky@nd.gov)>; Wigen, Emily M. <[ewigen@nd.gov](mailto:ewigen@nd.gov)>; Morlock, Joni M. <[jmmorlock@nd.gov](mailto:jmmorlock@nd.gov)>; Haugen, Glenda M. <[glenda.haugen@co.trail.nd.us](mailto:glenda.haugen@co.trail.nd.us)>; Molde, Kris K. <[kmolde@nd.gov](mailto:kmolde@nd.gov)>; Meier, Sara E. <[sarmeier@nd.gov](mailto:sarmeier@nd.gov)>; Foss, Lori A. <[lfoss@nd.gov](mailto:lfoss@nd.gov)>; Knutson, Beth A. <[baknutson@nd.gov](mailto:baknutson@nd.gov)>; White, Erika M. <[erwhite@nd.gov](mailto:erwhite@nd.gov)>; Czapiewski, Amy <[ajczapiewski@nd.gov](mailto:ajczapiewski@nd.gov)>; Lorenz, Janet <[janet.lorenz@dunncountynd.org](mailto:janet.lorenz@dunncountynd.org)>; Laib, Tracy <[tluib@nd.gov](mailto:tluib@nd.gov)>; Richardson, Sondra <[sorichardson@nd.gov](mailto:sorichardson@nd.gov)>; Tetrault, Jayne M. <[jtetrault@nd.gov](mailto:jtetrault@nd.gov)>; [jason.blowers@wardnd.com](mailto:jason.blowers@wardnd.com) <[jason.blowers@wardnd.com](mailto:jason.blowers@wardnd.com)>; Scherr, Jodi L. <[jscherr@nd.gov](mailto:jscherr@nd.gov)>; Josh Smaage <[jmaage@stutsmancounty.gov](mailto:jmaage@stutsmancounty.gov)>; Nelson, Linda

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**Subject:** Saturday Freedom of Information Act Request

Good morning, everyone.

Our office has seen an email from a citizen in North Dakota to an auditor, sent Saturday morning, related to a Freedom of Information Act request. We are presuming that all counties have received this same email.

As we have discussed, the Freedom of Information Act is a federal law, but it is conceptually similar to state open records laws. While we think you should discuss all requests with your State's Attorney, our advice is to treat any "Freedom of Information" request as an Open Records Act request, pursuant to NDCC.

The NDCC intends to make many records available upon request, although the key word in this explanation is "records." Your county may assess a cost to recover and produce any records, and many records related to elections are exempt from release because they involve Critical Infrastructure or Security.

In the case of the email sent Saturday, the person asks for files created and reports produced from November 2020.

The starting point on this would be, do you have these reports (as in already produced, not could you make them...)? Presumably, the answer to that is no. If that's the case, it's a simple, short response, that you do not have any responsive records. As always, though, discuss that with your State's Attorney.

If you do have the reports already prepared, the answer likely is different, and please call Brian Nybakken or me to discuss.

However, the request also suggests something alarming, that the citizen could provide a USB drive for any reports. As a PS for this and any future things...the ElectionWare computer is air-gapped. Under no circumstances ever should any USB drive be inserted into the ElectionWare computer that isn't a blue ESS drive or the one-time use drives we send.

Thank you,

Brian D. Newby, CERA  
State Election Director | North Dakota Secretary of State  
600 E Boulevard Ave | Dept 108  
Bismarck, ND 58505-0500  
Desk: 701.328.3721  
[bnewby@nd.gov](mailto:bnewby@nd.gov) | [sos.nd.gov](http://sos.nd.gov)



## RE: Election Questions

McCloud, Valerie J. <vmccloud@nd.gov>

Wed 6/22/2022 4:08 PM

To: marvin lepp <leppfornorthdakota@outlook.com>

📎 1 attachments (16 KB)

Open Records Response 6-2022.docx;

Attached are the responses to the questions you requested a response for Rolette County Primary Election held on June 14, 2022.

Valerie McCloud  
Rolette County Auditor  
PO Box 939  
102 2<sup>nd</sup> St NE  
Rolla ND 58367  
701-477-5665

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**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 4:34 PM

**To:** McCloud, Valerie J. <vmccloud@nd.gov>

**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**

8. How many people had to be signed up as new voters?
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.
10. Did you offer both paper ballots and Expressvote options or just one or the other?
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used?
13. What was the total ballots cast per precinct?
14. How many physical polling locations were set up within the county?
15. Did your county allow early voting?
16. Is there a camera on any drop box locations within your county?
17. What is the current Operating System / Software on the voting and tabulating machines within your county?
18. How many people reside within your county?
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.
20. How many people according to your list are eligible to vote in your county?

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

To: Marvin Lepp  
Date: June 22, 2022  
Re: Election Questions, open records request  
From: Valerie McCloud, Rolette County Auditor

1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?

Answer: 176 No record kept by precinct.

2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?

Answer: The Statue regarding identification was followed. N.D.C.C. §

3. Were any ballots received after that time that were added into the count?

Answer: No

4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?

Answer: No record kept.

5. How many ballots have been flagged for inspection, or spoiled?

Answer: We will not speculate on what is meant by flagged for inspection.

Spoiled: Rolla 24

St. John 14

Turtle Mountain 36

Dunseith 40

Rolette 13

6. How many variations of ballots are available for your county?

Answer: 10

7. Were there issues with people receiving the wrong ballots per their street address that were reported?

Answer: No record kept

8. How many people had to be signed up as new voters?

Answer: 24

9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.

Answer: No

10. Did you offer both paper ballots and Expressvote options or just one or the other?

Answer: Both

11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?

Answer: No

12. Were all unused paper ballots totaled after polls closed to confirm the total number not used?

Answer: All are bundled and maintained. A specific count is only done in the event that the count is off.

13. What was the total ballots cast per precinct?

|        |   |     |
|--------|---|-----|
| Answer | 1 | 321 |
|        | 2 | 563 |



3 364

4 209

5 271

14.How many physical polling locations were set up within the county?

Answer: 5

15.Did your county allow early voting?

Answer: No. Only early voting was by absentee

16.Is there a camera on any drop box locations within your county?

Answer: No

17.What is the current Operating System / Software on the voting and tabulating machines within your county?

Answer: DS200s and DS450s operate on software from ES&S, release 6.0.6.0. The only component that has an operating system is the stand-alone ExpressWare Computer, which utilizes Windows 10

18.How many people reside within your county?

Answer: 12, 187 according to the 2020 U.S. Census

19.Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.

Answer: Yes

20.How many people according to your list are eligible to vote in your county?

Answer: 9,436

## RE: Election Questions

Schlittenhard, Linda M. <lschlitt@nd.gov>

Fri 7/1/2022 12:57 PM

To: marvin lepp <leppfornorthdakota@outlook.com>

Mr. Lepp,

Please find my answers in red below.

Regards,

Linda Schlittenhard

Pembina County Auditor/Treasurer

301 Dakota St. W. #1

Cavalier, ND 58220

Phone: 701-265-4231

Fax: 701-265-4876

Email: lschlitt@nd.gov

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**From:** marvin lepp [mailto:leppfornorthdakota@outlook.com]

**Sent:** 06/17/2022 16:27

**To:** Schlittenhard, Linda M. <lschlitt@nd.gov>

**Subject:** Election Questions

|   |
|---|
| ***** <b>CAUTION:</b> This email originated from an outside source. Do not click links or open attachments unless you know they are safe. ***** |
|---|

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th? Precinct 1 – 277; Precinct 2 – 361; Precinct 3 – 344; Precinct 4 – 304; Precinct 5 – 124; Precinct 6 - 157**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for? Verify information in the voter file through Voices**
3. **Were any ballots received after that time that were added into the count? Yes**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? None**
5. **How many ballots have been flagged for inspection, or spoiled? Absentee Ballots - 9**
6. **How many variations of ballots are available for your county? 17**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported? No**
8. **How many people had to be signed up as new voters? None**

9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines. **No**
10. Did you offer both paper ballots and Expressvote options or just one or the other? **Both**
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? **No**
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used? **Yes**
13. What was the total ballots cast per precinct? **With Election Day voting included: Precinct 1 – 294; Precinct 2 – 403; Precinct 3 – 395; Precinct 4 – 358; Precinct 5 – 137; Precinct 6 - 165**
14. How many physical polling locations were set up within the county? **One**
15. Did your county allow early voting? **No**
16. Is there a camera on any drop box locations within your county? **Yes**
17. What is the current Operating System / Software on the voting and tabulating machines within your county? **Due to security concerns, please contact the Secretary of State's Office**
18. How many people reside within your county? **6,844**
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. **Yes**
20. How many people according to your list are eligible to vote in your county? **5,569**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Fri 6/17/2022 3:44 PM

To: bserickson@nd.gov <bserickson@nd.gov>

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**
8. **How many people had to be signed up as new voters?**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**
13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county?**
15. **Did your county allow early voting?**
16. **Is there a camera on any drop box locations within your county?**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Fri 6/17/2022 3:45 PM

To: mdlamb@nd.gov <mdlamb@nd.gov>

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?
2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?
3. Were any ballots received after that time that were added into the count?
4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?
5. How many ballots have been flagged for inspection, or spoiled?
6. How many variations of ballots are available for your county?
7. Were there issues with people receiving the wrong ballots per their street address that were reported?
8. How many people had to be signed up as new voters?
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.
10. Did you offer both paper ballots and Expressvote options or just one or the other?
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used?
13. What was the total ballots cast per precinct?
14. How many physical polling locations were set up within the county?
15. Did your county allow early voting?
16. Is there a camera on any drop box locations within your county?
17. What is the current Operating System / Software on the voting and tabulating machines within your county?
18. How many people reside within your county?
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.
20. How many people according to your list are eligible to vote in your county?

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Fri 6/17/2022 3:45 PM

To: emily.deschamp@co.bottineau.nd.us <emily.deschamp@co.bottineau.nd.us>

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**
8. **How many people had to be signed up as new voters?**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**
13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county?**
15. **Did your county allow early voting?**
16. **Is there a camera on any drop box locations within your county?**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## RE: Election Questions

Jensen, Jeanie S. <jsjensen@nd.gov>

Tue 6/21/2022 1:30 PM

To: marvin lepp <leppfornorthdakota@outlook.com>

1. 438
2. We have no steps. When they sign the application for an absentee ballot, they are affirming that that is where they live. I'm not sure how we would ascertain physically if every voter actually lived at the address they gave.
3. 4
4. 0
5. Spoiled by voter—3 they were given a new ballot to complete
6. 6
7. No
8. 3
9. We had an ESS tech come onsite to help us adjust the DS450 so it would feed the ballots correctly. He had no access to usb drives, and since the election was still on going there were no tallied counts from the DS200.
10. Both
11. No
12. Yes
13. 488
14. 1
15. No
16. I don't believe so and I would hesitate to divulge the locations of our security cameras
17. I believe you are getting the same answer from every county auditor because we all have the same election machines—
  - DS200-EVS 6.0.6.0 and not connected to internet
  - ExpressVote-EVS 6.0.6.0 and not connected to internet
  - Standalone Computer-Windows 10 and not connected to internet
  - Hardened laptop-Windows 10
18. 2,201
19. Yes
20. 1,224

---

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 3:47 PM

**To:** Jensen, Jeanie S. <jsjensen@nd.gov>

**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?
2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?
3. Were any ballots received after that time that were added into the count?
4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?
5. How many ballots have been flagged for inspection, or spoiled?
6. How many variations of ballots are available for your county?
7. Were there issues with people receiving the wrong ballots per their street address that were reported?
8. How many people had to be signed up as new voters?
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.
10. Did you offer both paper ballots and Expressvote options or just one or the other?
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used?
13. What was the total ballots cast per precinct?
14. How many physical polling locations were set up within the county?
15. Did your county allow early voting?
16. Is there a camera on any drop box locations within your county?
17. What is the current Operating System / Software on the voting and tabulating machines within your county?
18. How many people reside within your county?
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.
20. How many people according to your list are eligible to vote in your county?

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp



## FW: Election Questions

Buckhouse, DeAnn <BuckhouseD@casscountynd.gov>

Thu 6/23/2022 12:19 PM

To: leppfornorthdakota@outlook.com <leppfornorthdakota@outlook.com>

Cc: Madrigga, Brandy <MadriggaB@casscountynd.gov>

Mr. Lepp.

We have received your information request. Our Canvassing Board meeting is scheduled for Monday, June 27, 2022 and we will take a look at your request after that meeting is completed. Thank you.

DeAnn Buckhouse, CERA

Cass County Election Coordinator

---

**From:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>

**Sent:** Friday, June 17, 2022 3:48:16 PM

**To:** Madrigga, Brandy <[MadriggaB@casscountynd.gov](mailto:MadriggaB@casscountynd.gov)>

**Subject:** Election Questions

**CAUTION:** EXTERNAL EMAIL

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**
8. **How many people had to be signed up as new voters?**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**
13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county?**

15. **Did your county allow early voting?**
16. **Is there a camera on any drop box locations within your county?**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## Election Questions

Sheppard, Wanda <wsheppard@nd.gov>

Wed 6/22/2022 10:49 AM

To: leppfornorthdakota@outlook.com <leppfornorthdakota@outlook.com>

My answers are next to each question.

Wanda Sheppard  
Dickey County Auditor  
[wsheppard@nd.gov](mailto:wsheppard@nd.gov)  
701-349-8303

---

**From:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>  
**Sent:** Friday, June 17, 2022 3:56 PM  
**To:** -Grp-LOC Dickey County Auditor <[dcauditor@nd.gov](mailto:dcauditor@nd.gov)>  
**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?** Precinct 1 is 97, Precinct 3 is 31, Precinct 4 is 8, Precinct 5 is 56, a total of 192.
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?** No such document is available
3. **Were any ballots received after that time that were added into the count?** Any ballots received after that time would be reviewed at the Canvass Board meeting June 27<sup>th</sup>.
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?** No such document is available
5. **How many ballots have been flagged for inspection, or spoiled?** 11 ballots were sent to Canvass Board for review of signatures and 8 set aside envelopes with ballots were sent to the Canvass Board for their review.
6. **How many variations of ballots are available for your county?** 5 different ballot styles
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?** No such document is available
8. **How many people had to be signed up as new voters?** No such document is available
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.** None

10. **Did you offer both paper ballots and Expressvote options or just one or the other? Both**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? No such document is available**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used? Yes**
13. **What was the total ballots cast per precinct? Precinct 1 is 369, Precinct 2 is 12, Precinct 3 is 187, Precinct 4 is 27, Precinct 5 is 244.**
14. **How many physical polling locations were set up within the county? 2 vote centers**
15. **Did your county allow early voting? No**
16. **Is there a camera on any drop box locations within your county? No such document is available**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
  1. **DS200 - EVS 6.0.6.0 and not connected to internet**
  2. **ExpressVote – EVS 6.0.6.0 and not connected to the internet**
  3. **Standalone computer – Windows 10 and not connected to internet**
  4. **Hardened laptop – Windows 10**
18. **How many people reside within your county? US Census report says 4,999**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. Yes**
20. **How many people according to your list are eligible to vote in your county? 4,431**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,  
Marvin Lepp

## Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Fri 6/17/2022 3:56 PM

To: gjastrze@nd.gov <gjastrze@nd.gov>

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**
8. **How many people had to be signed up as new voters?**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**
13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county?**
15. **Did your county allow early voting?**
16. **Is there a camera on any drop box locations within your county?**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Fri 6/17/2022 3:57 PM

To: tracey.dolezal@dunncountynd.org <tracey.dolezal@dunncountynd.org>

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?
2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?
3. Were any ballots received after that time that were added into the count?
4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?
5. How many ballots have been flagged for inspection, or spoiled?
6. How many variations of ballots are available for your county?
7. Were there issues with people receiving the wrong ballots per their street address that were reported?
8. How many people had to be signed up as new voters?
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.
10. Did you offer both paper ballots and Expressvote options or just one or the other?
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used?
13. What was the total ballots cast per precinct?
14. How many physical polling locations were set up within the county?
15. Did your county allow early voting?
16. Is there a camera on any drop box locations within your county?
17. What is the current Operating System / Software on the voting and tabulating machines within your county?
18. How many people reside within your county?
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.
20. How many people according to your list are eligible to vote in your county?

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## RE: Election Questions

Meier, Sara E. <sarmeier@nd.gov>

Tue 6/28/2022 9:57 AM

To: marvin lepp <leppfornorthdakota@outlook.com>

Sara Meier

Grant County Auditor/Treasurer

[sarmeier@nd.gov](mailto:sarmeier@nd.gov)

701-622-3275

---

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 3:02 PM

**To:** Meier, Sara E. <sarmeier@nd.gov>

**Subject:** Election Questions

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|--|
| <p>***** <b>CAUTION:</b> This email originated from an outside source. Do not click links or open attachments unless you know they are safe. *****</p> |
|--|

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th? 619**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for? Application with personal information required.**
3. **Were any ballots received after that time that were added into the count? 34 were received that show postage date of June 13 or earlier and were approved by the canvassing board**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? 1-California drivers license.**
5. **How many ballots have been flagged for inspection, or spoiled? 6 spoiled**
6. **How many variations of ballots are available for your county? No variations. Each precinct has a ballot style with specific contests for that precinct.**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported? no**
8. **How many people had to be signed up as new voters? 3**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines. no**
10. **Did you offer both paper ballots and Expressvote options or just one or the other? yes**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? no**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used? yes**

13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county? 2**
15. **Did your county allow early voting? no**
16. **Is there a camera on any drop box locations within your county? yes**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp



## RE: Election Questions

Hamlin, Jan J. <jjhamlin@nd.gov>

Wed 6/22/2022 4:25 PM

To: marvin lepp <leppfornorthdakota@outlook.com>

Hi Marvin,

I have responded to your open records request below.

Jan Hamlin

LaMoure County Auditor

(701)883-6045

Please note the new e-mail address: [jjhamlin@nd.gov](mailto:jjhamlin@nd.gov)

---

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 4:05 PM

**To:** Hamlin, Jan J. <jjhamlin@nd.gov>

**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?** Precinct 1-139; Precinct 2-297; Precinct 3-198; Precinct 4-122; Total-756.
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?** No such document is available.
3. **Were any ballots received after that time that were added into the count?** No, any ballots received after that time will be reviewed at the Canvass Board meeting June 27.
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?** No such document is available.
5. **How many ballots have been flagged for inspection, or spoiled?** 31 ballots are going to the Canvass Board June 27.
6. **How many variations of ballots are available for your county?** Primary 2022 had 13 ballot styles.
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?** No such document is available.
8. **How many people had to be signed up as new voters?** No such document is available.
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.** None.

10. **Did you offer both paper ballots and Expressvote options or just one or the other? Yes-both.**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? No such document available.**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used? Yes.**
13. **What was the total ballots cast per precinct? Precinct 1-186; Precinct 2-456; Precinct 3-256; Precinct 4-248.**
14. **How many physical polling locations were set up within the county? 2 vote centers.**
15. **Did your county allow early voting? No.**
16. **Is there a camera on any drop box locations within your county? The courthouse has cameras.**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county? DS200-EVS 6.0.6.0 and not connected to internet; Express Vote-EVS 6.0.6.0 and not connected to internet; Standalone computer-Windows 10 and not connected to internet; Hardened laptop-Windows 10.**
18. **How many people reside within your county? US Census reports 4,093**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. Yes.**
20. **How many people according to your list are eligible to vote in your county? 3,445**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## RE: Election Questions

Carpenter, Darlene K. <dcarpenter@nd.gov>

Wed 6/29/2022 8:48 AM

To: marvin lepp <leppfornorthdakota@outlook.com>

See responses below.

### **Darlene Carpenter**

McHenry County Auditor

407 Main St S Rm 201

Towner, ND 58788

701-537-5724

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**From:** marvin lepp [mailto:leppfornorthdakota@outlook.com]

**Sent:** Friday, June 17, 2022 4:06 PM

**To:** Carpenter, Darlene K.

**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?** Precinct 16 – 86, Precinct 18 – 386, Precinct 27 – 83, Precinct 41 – 102, Precinct 47 – 438, Precinct 55 – 115, Precinct 58 – 114, Precinct 62- 108
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?** We use VOICES which is a database from NDDOT and is associated with the address on the drivers license
3. **Were any ballots received after that time that were added into the count?** Yes
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**  
None
5. **How many ballots have been flagged for inspection, or spoiled?** 7
6. **How many variations of ballots are available for your county?** 14
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?** No
8. **How many people had to be signed up as new voters?** None
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.** No
10. **Did you offer both paper ballots and Expressvote options or just one or the other?** Both

11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? N/A, we do not administer school elections.**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used? No**
13. **What was the total ballots cast per precinct? Precinct 16 – 89, Precinct 18 – 387, Precinct 27 – 90, Precinct 41 – 110, Precinct 47 – 463, Precinct 55 – 119, Precinct 58 – 117, Precinct 62- 115**
14. **How many physical polling locations were set up within the county? One**
15. **Did your county allow early voting? No**
16. **Is there a camera on any drop box locations within your county? No**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county? Windows 10**
18. **How many people reside within your county? 2020 census states 5345**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. Yes**
20. **How many people according to your list are eligible to vote in your county? 4821**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,  
Marvin Lepp

## RE: Election Questions

Melberg, Samantha R. <smelberg@nd.gov>

Thu 6/23/2022 10:40 AM

To: marvin lepp <leppfornorthdakota@outlook.com>

Mr. Lepp, I acknowledge your request and I will get back you. Our focus at the moment is with Canvassing.

Thank you,

**Samantha Melberg**

Mercer County Auditor

(701) 745-3292

[smelberg@nd.gov](mailto:smelberg@nd.gov)

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**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 4:08 PM

**To:** Melberg, Samantha R. <smelberg@nd.gov>

**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**
8. **How many people had to be signed up as new voters?**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**

11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**
13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county?**
15. **Did your county allow early voting?**
16. **Is there a camera on any drop box locations within your county?**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Fri 6/17/2022 4:08 PM

To: dawn.rhone@mortonnd.org <dawn.rhone@mortonnd.org>

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?
2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?
3. Were any ballots received after that time that were added into the count?
4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?
5. How many ballots have been flagged for inspection, or spoiled?
6. How many variations of ballots are available for your county?
7. Were there issues with people receiving the wrong ballots per their street address that were reported?
8. How many people had to be signed up as new voters?
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.
10. Did you offer both paper ballots and Expressvote options or just one or the other?
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used?
13. What was the total ballots cast per precinct?
14. How many physical polling locations were set up within the county?
15. Did your county allow early voting?
16. Is there a camera on any drop box locations within your county?
17. What is the current Operating System / Software on the voting and tabulating machines within your county?
18. How many people reside within your county?
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.
20. How many people according to your list are eligible to vote in your county?

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## RE: Election Questions

Steph Pappa <stephp@co.mountrail.nd.us>

Thu 6/23/2022 10:35 AM

To: marvin lepp <leppfornorthdakota@outlook.com>

Good Morning Marvin,

I have received your request and will respond as soon as the canvassing board as met and is complete.

Stephanie A. Pappa  
Mountrail County Auditor  
PO Box 69/101 N Main St.  
Stanley ND 58784-0069  
Ph: 701-628-2145  
Fax: 701-628-4750

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**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 4:09 PM

**To:** Steph Pappa <stephp@co.mountrail.nd.us>

**Subject:** Election Questions

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**



8. How many people had to be signed up as new voters?
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.
10. Did you offer both paper ballots and Expressvote options or just one or the other?
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used?
13. What was the total ballots cast per precinct?
14. How many physical polling locations were set up within the county?
15. Did your county allow early voting?
16. Is there a camera on any drop box locations within your county?
17. What is the current Operating System / Software on the voting and tabulating machines within your county?
18. How many people reside within your county?
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.
20. How many people according to your list are eligible to vote in your county?

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## RE: Election Questions

Wigen, Jenny L. <jwigen@nd.gov>

Tue 6/21/2022 1:27 PM

To: marvin lepp <leppfornorthdakota@outlook.com>

Answers below from Nelson County.

---

**From:** marvin lepp [mailto:leppfornorthdakota@outlook.com]

**Sent:** Friday, June 17, 2022 4:10 PM

**To:** Wigen, Jenny L. <jwigen@nd.gov>

**Subject:** Election Questions

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|--|

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th? 861**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for? Proof of ID**
3. **Were any ballots received after that time that were added into the count? Yes, 1 that came in the mail on Election Day, which was dated before the 14<sup>th</sup>.**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? 2 because they had out of state drivers ID and have not updated them to a ND ID yet.**
5. **How many ballots have been flagged for inspection, or spoiled? 22 were sent to the canvassing board and 4 were spoiled on mail-in ballots and 28 election day ballots, which they received new ballots to fill out.**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported? No**
8. **How many people had to be signed up as new voters? None**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines. No**
10. **Did you offer both paper ballots and Expressvote options or just one or the other? They offered both.**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? No**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used? Yes**
13. **What was the total ballots cast per precinct? There is only 1 precinct in our county and there were 1,016 ballots and that is both polls & mail-in ballots.**

14. **How many physical polling locations were set up within the county? Nelson County only has 1.**
15. **Did your county allow early voting? No**
16. **Is there a camera on any drop box locations within your county? We have one drop box located on the outside of our courthouse and yes there is a camera.**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county? \*DS200 – not connected to the internet, \*DS450 – not connected to the internet, \*ExpressVote – not connected to the internet, \*Standalone computer – Windows 10 and this computer is not connected to the internet.**
18. **How many people reside within your county? 2020 Census population was 3,015**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. Yes**
20. **How many people according to your list are eligible to vote in your county? 2,755**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Fri 6/17/2022 4:26 PM

To: jhintz@nd.gov <jhintz@nd.gov>

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**
8. **How many people had to be signed up as new voters?**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**
13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county?**
15. **Did your county allow early voting?**
16. **Is there a camera on any drop box locations within your county?**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Fri 6/17/2022 4:30 PM

To: ngentzkow@nd.gov <ngentzkow@nd.gov>

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**
8. **How many people had to be signed up as new voters?**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**
13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county?**
15. **Did your county allow early voting?**
16. **Is there a camera on any drop box locations within your county?**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## Election Question

marvin lepp <leppfornorthdakota@outlook.com>

Fri 6/17/2022 4:30 PM

To: lpoolman@nd.gov <lpoolman@nd.gov>

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?
2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?
3. Were any ballots received after that time that were added into the count?
4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?
5. How many ballots have been flagged for inspection, or spoiled?
6. How many variations of ballots are available for your county?
7. Were there issues with people receiving the wrong ballots per their street address that were reported?
8. How many people had to be signed up as new voters?
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.
10. Did you offer both paper ballots and Expressvote options or just one or the other?
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used?
13. What was the total ballots cast per precinct?
14. How many physical polling locations were set up within the county?
15. Did your county allow early voting?
16. Is there a camera on any drop box locations within your county?
17. What is the current Operating System / Software on the voting and tabulating machines within your county?
18. How many people reside within your county?
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.
20. How many people according to your list are eligible to vote in your county?

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Fri 6/17/2022 4:33 PM

To: sfoosum@co.richland.nd.us <sfoosum@co.richland.nd.us>

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**
8. **How many people had to be signed up as new voters?**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**
13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county?**
15. **Did your county allow early voting?**
16. **Is there a camera on any drop box locations within your county?**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Fri 6/17/2022 4:36 PM

To: smurray@nd.gov <smurray@nd.gov>

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**
8. **How many people had to be signed up as new voters?**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**
13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county?**
15. **Did your county allow early voting?**
16. **Is there a camera on any drop box locations within your county?**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp



## Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Fri 6/17/2022 4:37 PM

To: aeagle@nd.gov <aeagle@nd.gov>

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**
8. **How many people had to be signed up as new voters?**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**
13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county?**
15. **Did your county allow early voting?**
16. **Is there a camera on any drop box locations within your county?**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## RE: Election Questions

Buzalsky, Lorrie <lbuzalsky@nd.gov>

Thu 7/7/2022 3:46 PM

To: marvin lepp <leppfornorthdakota@outlook.com>

Lorrie Buzalsky  
Slope County Auditor

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 3:38 PM

**To:** Buzalsky, Lorrie <lbuzalsky@nd.gov>

**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th? 26 total**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for? Must match their ND ID**
3. **Were any ballots received after that time that were added into the count? No**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? 0**
5. **How many ballots have been flagged for inspection, or spoiled? 0**
6. **How many variations of ballots are available for your county? 7**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported? No**
8. **How many people had to be signed up as new voters? 0**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines. No**
10. **Did you offer both paper ballots and Expressvote options or just one or the other? Both**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? No**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used? Yes**
13. **What was the total ballots cast per precinct? 51, 70, & 70 for a total of 191**
14. **How many physical polling locations were set up within the county? 3**

15. **Did your county allow early voting? No**
16. **Is there a camera on any drop box locations within your county? No**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county? EVS 6.0.6.0 and Windows 10**
18. **How many people reside within your county? 704 according to the Census**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. Yes**
20. **How many people according to your list are eligible to vote in your county? I do not maintain a list but the state calculates 539.**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## RE: Election Questions

Wigen, Emily M. <ewigen@nd.gov>

Wed 6/22/2022 8:44 AM

To: marvin lepp <leppfornorthdakota@outlook.com>

1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th? **See attached report**
2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for? **Verified signature from application and ballot – address on app. And voices.**
3. Were any ballots received after that time that were added into the count? **No**
4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? **No**
5. How many ballots have been flagged for inspection, or spoiled? **3**
6. How many variations of ballots are available for your county?**6**
7. Were there issues with people receiving the wrong ballots per their street address that were reported?**0**
8. How many people had to be signed up as new voters? **N/A**
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**No**
10. Did you offer both paper ballots and Expressvote options or just one or the other? **Both – mostly paper**
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? **No**
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used? **yes**
13. What was the total ballots cast per precinct? **See report attached**
14. How many physical polling locations were set up within the county?**One**
15. Did your county allow early voting? **No**
16. Is there a camera on any drop box locations within your county? **yes**
17. What is the current Operating System / Software on the voting and tabulating machines within your county?**DS200 – EVS 6.0.6.0 and not connected to internet, Espresso Vote – EVS 6.0.6.0. and not connected to internet, Standalone computer – windows 10 and not connected to internet, Hardened laptop – windows 10.**
18. How many people reside within your county? **2020 census - 1817**
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. **yes**
20. How many people according to your list are eligible to vote in your county? **1139**

*Emily Wigen*

**Steele County Auditor**

Risk Manager

Box 275 Finley ND 58230

[EWigen@nd.gov](mailto:EWigen@nd.gov) 701-524-2110

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 4:38 PM

**To:** Wigen, Emily M. <ewigen@nd.gov>

**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
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6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**
8. **How many people had to be signed up as new voters?**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**
13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county?**
15. **Did your county allow early voting?**
16. **Is there a camera on any drop box locations within your county?**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

**STEELE COUNTY ABSTRACT OF BALLOTS CAST  
NORTH DAKOTA PRIMARY ELECTION - JUNE 14, 2022**

| District     | Precinct Name | Ballots Cast    |
|--------------|---------------|-----------------|
| G29          | 462901        | 132             |
|              | 462902        | 79              |
|              | 462903        | 103             |
|              | 462904        | 83              |
|              | 462905        | 98              |
|              |               | <b>Subtotal</b> |
| <b>Total</b> |               | <b>495</b>      |

**STEELE COUNTY REPUBLICAN ABSTRACT OF VOTES  
NORTH DAKOTA PRIMARY ELECTION - JUNE 14, 2022**

|   |                      | Total | 462901 | 462902 | 462903 | 462904 | 462905 |
|---|----------------------|-------|--------|--------|--------|--------|--------|
| United States Senator                             | John Hoeven          | 250   | 78     | 30     | 51     | 39     | 52     |
|   | Riley Kuntz          | 50    | 4      | 14     | 11     | 12     | 9      |
|   | write-in - scattered | 0     | 0      | 0      | 0      | 0      | 0      |
|   | Total                | 300   | 82     | 44     | 62     | 51     | 61     |
| Representative in Congress                        | Kelly Armstrong      | 279   | 79     | 39     | 58     | 46     | 57     |
|   | write-in - scattered | 0     | 0      | 0      | 0      | 0      | 0      |
|   | Total                | 279   | 79     | 39     | 58     | 46     | 57     |
| State Senator District 29                         | Terry M Wanzek       | 279   | 77     | 40     | 58     | 47     | 57     |
|   | write-in - scattered | 0     | 0      | 0      | 0      | 0      | 0      |
|   | Total                | 279   | 77     | 40     | 58     | 47     | 57     |
| State Representative District 29                  | Craig Headland       | 178   | 54     | 26     | 41     | 31     | 26     |
|   | Don Vigesaa          | 259   | 73     | 37     | 54     | 43     | 52     |
|   | write-in - scattered | 2     | 0      | 0      | 0      | 1      | 1      |
|   | Total                | 439   | 127    | 63     | 95     | 75     | 79     |
| Secretary of State                                | Michael Howe         | 169   | 40     | 25     | 35     | 31     | 38     |
|   | Marvin Lepp          | 89    | 33     | 13     | 16     | 11     | 16     |
|   | write-in - scattered | 0     | 0      | 0      | 0      | 0      | 0      |
|   | Total                | 258   | 73     | 38     | 51     | 42     | 54     |
| Attorney General                                  | Drew Wrigley         | 279   | 79     | 43     | 55     | 45     | 57     |
|   | write-in - scattered | 0     | 0      | 0      | 0      | 0      | 0      |
|   | Total                | 279   | 79     | 43     | 55     | 45     | 57     |
| Agriculture Commissioner                          | Doug Goehring        | 283   | 78     | 43     | 58     | 46     | 58     |
|   | write-in - scattered | 0     | 0      | 0      | 0      | 0      | 0      |
|   | Total                | 283   | 78     | 43     | 58     | 46     | 58     |
| Public Service Commissioner                       | Julie Fedorchak      | 278   | 79     | 39     | 57     | 46     | 57     |
|   | write-in - scattered | 0     | 0      | 0      | 0      | 0      | 0      |
|   | Total                | 278   | 79     | 39     | 57     | 46     | 57     |
| Public Service Commissioner Unexpired 4-Year Term | Sheri Haugen-Hoffart | 270   | 76     | 38     | 55     | 45     | 56     |
|   | write-in - scattered | 0     | 0      | 0      | 0      | 0      | 0      |
|   | Total                | 270   | 76     | 38     | 55     | 45     | 56     |
| Tax Commissioner                                  | Brian Kroshus        | 273   | 76     | 39     | 54     | 47     | 57     |
|   | write-in - scattered | 1     | 1      | 0      | 0      | 0      | 0      |
|   | Total                | 274   | 77     | 39     | 54     | 47     | 57     |

**STEELE COUNTY DEMOCRATIC-NPL ABSTRACT OF VOTES  
NORTH DAKOTA PRIMARY ELECTION - JUNE 14, 2022**

|   |                      | Total | 462901 | 462902 | 462903 | 462904 | 462905 |
|---|----------------------|-------|--------|--------|--------|--------|--------|
| United States Senator                             | Katrina Christiansen | 107   | 24     | 27     | 24     | 12     | 20     |
|   | Michael J Steele     | 25    | 7      | 2      | 4      | 8      | 4      |
|   | write-in - scattered | 0     | 0      | 0      | 0      | 0      | 0      |
|   | Total                | 132   | 31     | 29     | 28     | 20     | 24     |
| Representative in Congress                        | Mark Haugen          | 134   | 31     | 28     | 27     | 21     | 27     |
|   | write-in - scattered | 0     | 0      | 0      | 0      | 0      | 0      |
|   | Total                | 134   | 31     | 28     | 27     | 21     | 27     |
| State Senator District 29                         | Ben Vig              | 141   | 34     | 28     | 30     | 21     | 28     |
|   | write-in - scattered | 0     | 0      | 0      | 0      | 0      | 0      |
|   | Total                | 141   | 34     | 28     | 30     | 21     | 28     |
| State Representative District 29                  | Charles Linderman    | 133   | 31     | 27     | 27     | 21     | 27     |
|   | write-in - scattered | 3     | 1      | 0      | 0      | 0      | 2      |
|   | Total                | 136   | 32     | 27     | 27     | 21     | 29     |
| Secretary of State                                | Jeffrey Powell       | 132   | 31     | 28     | 27     | 21     | 25     |
|   | write-in - scattered | 0     | 0      | 0      | 0      | 0      | 0      |
|   | Total                | 132   | 31     | 28     | 27     | 21     | 25     |
| Attorney General                                  | Timothy Charles Lamb | 130   | 31     | 28     | 26     | 21     | 24     |
|   | write-in - scattered | 0     | 0      | 0      | 0      | 0      | 0      |
|   | Total                | 130   | 31     | 28     | 26     | 21     | 24     |
| Agriculture Commissioner                          | Fintan L Dooley      | 127   | 31     | 27     | 27     | 19     | 23     |
|   | write-in - scattered | 0     | 0      | 0      | 0      | 0      | 0      |
|   | Total                | 127   | 31     | 27     | 27     | 19     | 23     |
| Public Service Commissioner                       | Melanie Moniz        | 131   | 31     | 28     | 27     | 20     | 25     |
|   | write-in - scattered | 0     | 0      | 0      | 0      | 0      | 0      |
|   | Total                | 131   | 31     | 28     | 27     | 20     | 25     |
| Public Service Commissioner Unexpired 4-Year Term | Trygve Hammer        | 130   | 30     | 28     | 27     | 19     | 26     |
|   | write-in - scattered | 0     | 0      | 0      | 0      | 0      | 0      |
|   | Total                | 130   | 30     | 28     | 27     | 19     | 26     |
| Tax Commissioner                                  | write-in - scattered | 8     | 1      | 2      | 1      | 2      | 2      |
|   | Total                | 8     | 1      | 2      | 1      | 2      | 2      |

**STEELE COUNTY NONPARTISAN ABSTRACT OF VOTES  
NORTH DAKOTA PRIMARY ELECTION - JUNE 14, 2022**

|  |                       | Total | 462901 | 462902 | 462903 | 462904 | 462905 |
|--|-----------------------|-------|--------|--------|--------|--------|--------|
| Justice of the Supreme Court                   | Daniel J Crothers     | 392   | 103    | 58     | 80     | 74     | 77     |
|  | write-in - scattered  | 0     | 0      | 0      | 0      | 0      | 0      |
|  | Total                 | 392   | 103    | 58     | 80     | 74     | 77     |
| East Central Judge of the District Court No. 2 | Tristan Van de Streek | 390   | 103    | 59     | 80     | 73     | 75     |
|  | write-in - scattered  | 0     | 0      | 0      | 0      | 0      | 0      |
|  | Total                 | 390   | 103    | 59     | 80     | 73     | 75     |
| East Central Judge of the                      | Steven E McCullough   | 397   | 105    | 59     | 82     | 76     | 75     |



|  |                           |       |        |        |        |        |        |
|--|---------------------------|-------|--------|--------|--------|--------|--------|
|  |                           | Total | 462901 | 462902 | 462903 | 462904 | 462905 |
| District Court No. 3                           | write-in - scattered      | 0     | 0      | 0      | 0      | 0      | 0      |
|  | Total                     | 397   | 105    | 59     | 82     | 76     | 75     |
| East Central/Judge of the District Court No. 4 | David J Chapman           | 80    | 21     | 8      | 22     | 19     | 10     |
|  | Connie Cleveland          | 114   | 27     | 23     | 27     | 17     | 20     |
|  | Jay Greenwood             | 52    | 7      | 11     | 9      | 13     | 12     |
|  | Blake D Hankey            | 125   | 45     | 16     | 17     | 16     | 31     |
|  | write-in - scattered      | 0     | 0      | 0      | 0      | 0      | 0      |
|  | Total                     | 371   | 100    | 58     | 75     | 65     | 73     |
| County Commissioner By District District 1     | Brandon Oxtou             | 86    | 86     |        |        |        |        |
|  | Brian Tuite               | 38    | 38     |        |        |        |        |
|  | write-in - scattered      | 1     | 1      |        |        |        |        |
|  | Total                     | 125   | 125    |        |        |        |        |
| County Commissioner By District District 3     | Perry Brown               | 51    |        |        | 51     |        |        |
|  | Jay W Showers             | 49    |        |        | 49     |        |        |
|  | write-in - scattered      | 0     |        |        | 0      |        |        |
|  | Total                     | 100   |        |        | 100    |        |        |
| County Commissioner By District District 5     | Donald Huso               | 63    |        |        |        |        | 63     |
|  | Russell Lee Walcker       | 31    |        |        |        |        | 31     |
|  | write-in - scattered      | 0     |        |        |        |        | 0      |
|  | Total                     | 94    |        |        |        |        | 94     |
| County Auditor Steele                          | Jana Flaten               | 287   | 76     | 40     | 61     | 59     | 51     |
|  | Emily Wigen               | 188   | 53     | 35     | 37     | 22     | 41     |
|  | write-in - scattered      | 0     | 0      | 0      | 0      | 0      | 0      |
|  | Total                     | 475   | 129    | 75     | 98     | 81     | 92     |
| County Treasurer Steele                        | Kari Dekker               | 438   | 115    | 70     | 89     | 76     | 88     |
|  | write-in - scattered      | 5     | 3      | 0      | 0      | 1      | 1      |
|  | Total                     | 443   | 118    | 70     | 89     | 77     | 89     |
| County Sheriff Steele                          | write-in - Brad Anderson  | 4     |        |        |        | 1      | 3      |
|  | Wayne A Beckman           | 437   | 109    | 72     | 95     | 76     | 85     |
|  | write-in - scattered      | 8     | 4      | 0      | 0      | 1      | 3      |
|  | Total                     | 449   | 113    | 72     | 95     | 78     | 91     |
| County Official Newspaper Steele               | Steele County/Press       | 442   | 117    | 66     | 96     | 77     | 86     |
|  | Total                     | 442   | 117    | 66     | 96     | 77     | 86     |
| Mayor Finley                                   | write-in - Chad Aberle    | 1     | 1      |        |        |        |        |
|  | write-in - Michael Harvey | 1     | 1      |        |        |        |        |
|  | write-in - Brandon Oxtou  | 1     | 1      |        |        |        |        |
|  | Brian Tuite               | 95    | 85     |        |        |        | 10     |
|  | write-in - scattered      | 16    | 12     |        |        |        | 4      |
|  | Total                     | 114   | 100    |        |        |        | 14     |
| Council Member Finley                          | Daniel Aberle             | 41    | 35     |        |        |        | 6      |
|  | Tori Archer               | 100   | 88     |        |        |        | 12     |
|  | Kevin Corey               | 56    | 49     |        |        |        | 7      |
|  | Merle Ferry               | 85    | 79     |        |        |        | 6      |
|  | write-in - scattered      | 2     | 2      |        |        |        | 0      |
|  | Total                     | 284   | 253    |        |        |        | 31     |
| Park Board Member Finley Park                  | Chad Aberle               | 120   | 106    |        |        |        | 14     |
|  | Daniel Aberle             | 113   | 100    |        |        |        | 13     |
|  | Paul Kroepflin            | 126   | 112    |        |        |        | 14     |
|  | write-in - scattered      | 4     | 4      |        |        |        | 0      |
|  | Total                     | 363   | 322    |        |        |        | 41     |

**STEELE COUNTY MEASURES ABSTRACT OF VOTES  
NORTH DAKOTA PRIMARY ELECTION - JUNE 14, 2022**

|  |       | Total | 462901 | 462902 | 462903 | 462904 | 462905 |
|--|-------|-------|--------|--------|--------|--------|--------|
| Road and Bridge levy<br>Authority 46 - Steele    | Yes   | 354   | 97     | 57     | 76     | 64     | 60     |
|  | No    | 124   | 31     | 21     | 23     | 18     | 31     |
|  | Total | 478   | 128    | 78     | 99     | 82     | 91     |
| Extension services levy<br>Authority 46 - Steele | Yes   | 287   | 79     | 42     | 60     | 51     | 55     |
|  | No    | 186   | 46     | 36     | 39     | 30     | 35     |
|  | Total | 473   | 125    | 78     | 99     | 81     | 90     |

| County Name | Precinct Part | lection Typ | Ballots Received | lots Accepted |
|-------------|---------------|-------------|------------------|---------------|
| Steele      | 46290101      | Primary     | 80               | 80            |
| Steele      | 46290201      | Primary     | 70               | 70            |
| Steele      | 46290301      | Primary     | 91               | 91            |
| Steele      | 46290401      | Primary     | 67               | 67            |
| Steele      | 46290501      | Primary     | 9                | 9             |
| Steele      | 46290502      | Primary     | 50               | 50            |
|             |               |             | Sum : 367        | Sum : 367     |

## Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Fri 6/17/2022 4:40 PM

To: jalonge@stutsmancounty.gov <jalonge@stutsmancounty.gov>

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?
2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?
3. Were any ballots received after that time that were added into the count?
4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?
5. How many ballots have been flagged for inspection, or spoiled?
6. How many variations of ballots are available for your county?
7. Were there issues with people receiving the wrong ballots per their street address that were reported?
8. How many people had to be signed up as new voters?
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.
10. Did you offer both paper ballots and Expressvote options or just one or the other?
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used?
13. What was the total ballots cast per precinct?
14. How many physical polling locations were set up within the county?
15. Did your county allow early voting?
16. Is there a camera on any drop box locations within your county?
17. What is the current Operating System / Software on the voting and tabulating machines within your county?
18. How many people reside within your county?
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.
20. How many people according to your list are eligible to vote in your county?

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Fri 6/17/2022 4:41 PM

To: kmolde@nd.gov <kmolde@nd.gov>

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?
2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?
3. Were any ballots received after that time that were added into the count?
4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?
5. How many ballots have been flagged for inspection, or spoiled?
6. How many variations of ballots are available for your county?
7. Were there issues with people receiving the wrong ballots per their street address that were reported?
8. How many people had to be signed up as new voters?
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.
10. Did you offer both paper ballots and Expressvote options or just one or the other?
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used?
13. What was the total ballots cast per precinct?
14. How many physical polling locations were set up within the county?
15. Did your county allow early voting?
16. Is there a camera on any drop box locations within your county?
17. What is the current Operating System / Software on the voting and tabulating machines within your county?
18. How many people reside within your county?
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.
20. How many people according to your list are eligible to vote in your county?

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## RE: Election Questions

Marisa Haman <Marisa.Haman@co.ward.nd.us>

Mon 8/1/2022 12:43 PM

To: marvin lepp <leppfornorthdakota@outlook.com>

Hello,

Please see responses below and let me know if you have any questions.

1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th? 632 total.
2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for? We verify what the voter listed as their address on the application matches with our election software which feeds from the DMV.
3. Were any ballots received after that time that were added into the count? Yes 32 additional were added.
4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? None that I am aware of.
5. How many ballots have been flagged for inspection, or spoiled? 155
6. How many variations of ballots are available for your county? 43
7. Were there issues with people receiving the wrong ballots per their street address that were reported? I was made aware of a handful of people who said they received the wrong ballot.
8. How many people had to be signed up as new voters? I do not have this information.
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines? No
10. Did you offer both paper ballots and Expressvote options or just one or the other? Both
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? No
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used? Yes
13. What was the total ballots cast per precinct? See attached.
14. How many physical polling locations were set up within the county? 6 election day 1 early vote
15. Did your county allow early voting? yes
16. Is there a camera on any drop box locations within your county? Not physically on the drop box but there are cameras in the vicinity of the drop box.
17. What is the current Operating System / Software on the voting and tabulating machines within your county? ESS
18. How many people reside within your county? 67,425
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed? yes
20. How many people according to your list are eligible to vote in your county? As of 8/1/2022 I show 62,408 active/inactive voters in Ward co.

Thank you,

Marisa Haman  
Auditor/Treasurer  
p:701.857.6417  
f:701.857.6424



**From:** marvin lepp [mailto:leppfornorthdakota@outlook.com]  
**Sent:** Friday, June 17, 2022 4:42 PM  
**To:** Marisa Haman <Marisa.Haman@co.ward.nd.us>  
**Subject:** Election Questions

\*EXTERNAL email received. DO NOT open suspicious emails.\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**
8. **How many people had to be signed up as new voters?**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**
13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county?**
15. **Did your county allow early voting?**

16. **Is there a camera on any drop box locations within your county?**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

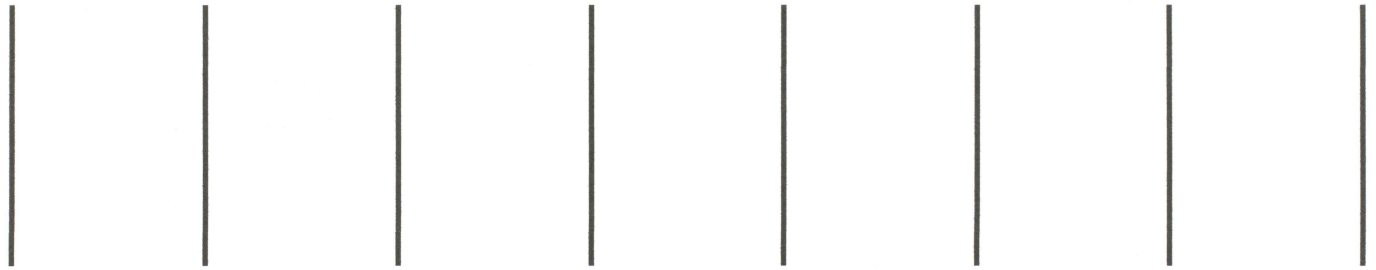
Sincerely,  
Marvin Lepp





|                                  |      |
|----------------------------------|------|
| Total # of Early Voters:         | 626  |
| Total # of Polling Place Voters: | 1118 |
| <hr/>                            |      |
| Total # of Voters at 510610:     | 93   |
| Total # of Absentee Voters:      | 12   |
| Total # of Early Voters:         | 8    |
| Total # of Polling Place Voters: | 73   |
| <hr/>                            |      |
| Total # of Voters at 513811:     | 21   |
| Total # of Absentee Voters:      | 0    |
| Total # of Early Voters:         | 4    |
| Total # of Polling Place Voters: | 17   |
| <hr/>                            |      |
| Total # of Voters at 513812:     | 977  |
| Total # of Absentee Voters:      | 95   |
| Total # of Early Voters:         | 300  |
| Total # of Polling Place Voters: | 582  |
| <hr/>                            |      |
| Total # of Voters at 513813:     | 288  |
| Total # of Absentee Voters:      | 50   |
| Total # of Early Voters:         | 59   |
| Total # of Polling Place Voters: | 179  |
| <hr/>                            |      |
| Total # of Voters at 513814:     | 155  |
| Total # of Absentee Voters:      | 21   |
| Total # of Early Voters:         | 23   |
| Total # of Polling Place Voters: | 111  |
| <hr/>                            |      |
| Total # of Voters at 514015:     | 76   |
| Total # of Absentee Voters:      | 8    |
| Total # of Early Voters:         | 17   |
| Total # of Polling Place Voters: | 51   |
| <hr/>                            |      |
| Total # of Voters at 514016:     | 890  |
| Total # of Absentee Voters:      | 95   |
| Total # of Early Voters:         | 261  |
| Total # of Polling Place Voters: | 534  |
| <hr/>                            |      |
| Total # of Voters:               | 6496 |
| Total # of Absentee Voters:      | 664  |
| Total # of Early Voters:         | 1710 |
| Total # of Polling Place Voters: | 4122 |

8/1/2022 12:39:57 PM



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## RE: Election Questions

Ohlhauser, Marlys A. <mohlhauser@nd.gov>

Fri 6/17/2022 4:55 PM

To: marvin lepp <leppfornorthdakota@outlook.com>

I'm not a software genius. The SOS would have this information. I just looked at the tape from one of my DS200 and it has Scanner Firmware 3.2.0.0. Power management firmware 1.2.15.0. DS200 Firmware Version 2.21.0.0.

---

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 4:48 PM

**To:** Ohlhauser, Marlys A. <mohlhauser@nd.gov>

**Subject:** Re: Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Thank you so much Marlys!

just to clarify I was looking for the current version of the es&s if it was 6.0.6.0 or something else

---

**From:** Ohlhauser, Marlys A. <[mohlhauser@nd.gov](mailto:mohlhauser@nd.gov)>

**Sent:** Friday, June 17, 2022 4:40 PM

**To:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>

**Subject:** RE: Election Questions

---

**From:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>

**Sent:** Friday, June 17, 2022 3:59 PM

**To:** Ohlhauser, Marlys A. <[mohlhauser@nd.gov](mailto:mohlhauser@nd.gov)>

**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?** Emmons County is not a vote by mail county. Total absentee ballots accepted was 229. Precinct one – 57, Precinct two – 39, Precinct three – 45, Precinct four – 20 and Precinct five – 68. No ballots were rejected.
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?** We compared the drivers license with ND Voices. If

any address was questionable, I made contact with the voter. Also asked voters if they've resided at this address for 30 days.

3. Were any ballots received after that time that were added into the count? no
4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? 0
5. How many ballots have been flagged for inspection, or spoiled? Have three ballots going to canvassing
6. How many variations of ballots are available for your county? We had 12 different ballot styles
7. Were there issues with people receiving the wrong ballots per their street address that were reported? 0
8. How many people had to be signed up as new voters? 1
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines. no
10. Did you offer both paper ballots and Expressvote options or just one or the other? both
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? Schools do their own elections in Emmons County.
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used? yes
13. What was the total ballots cast per precinct? Precinct one – 224, Precinct two – 225, Precinct three – 201, precinct four – 189 and precinct five – 170.
14. How many physical polling locations were set up within the county? three
15. Did your county allow early voting? no
16. Is there a camera on any drop box locations within your county? yes
17. What is the current Operating System / Software on the voting and tabulating machines within your county? Election Software & Systems
18. How many people reside within your county? 3,301
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. yes
20. How many people according to your list are eligible to vote in your county? 2,843

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,  
Marvin Lepp

## RE: Election Questions

Migler, Karen <kmigler@nd.gov>

Fri 6/17/2022 5:27 PM

To: marvin lepp <leppfornorthdakota@outlook.com>

Good afternoon Mr. Lepp,

1. We received a total of 663 absentee ballots, 661 on or before June 13<sup>th</sup> and 2 on June 14<sup>th</sup> which were postmarked June 13<sup>th</sup>. Precinct #1-44, Precinct #2-50,

Precinct #3-86, Precinct #4-68, Precinct #5-36, Precinct #6-96, Precinct #7-101, Precinct #8-182

2. We checked their I.D., if it was different, they needed to provide supplemental I.d., utility bill, etc.

3. 2 ballots were received on June 14<sup>th</sup>, which were postmarked June 13<sup>th</sup>.

4. 2 were set aside ballots, 1 elderly person didn't have an id, was upset, so I gave her a ride, she picked up her id & returned & voted.

5. 8 spoiled ballots

6. 11 ballot types, since we had 3 precinct with 2 ballot types, due to City election included

7. 1 person claimed he got the wrong one

8. 2, 8 others were just new addresses

9. 1 person from ES&S was there to help if there was any issues with the machines, which there weren't, so she just watched.

10. yes

11. n/a

12. yes

13. #1-56, #2-50, #3-119, #4-94, #5-43, #6-145, #7-147, #8-231

14. One, at our courthouse

15. no

16. no

17. ES & S

18. 2020 census- 3990

19. Did our testing June 6<sup>th</sup>, verified to Sec. of State after election, to make sure it came out the same

20. 2269 active voters

Thank you,

Karen

---

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 4:28 PM

**To:** Migler, Karen <kmigler@nd.gov>

**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?
2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?
3. Were any ballots received after that time that were added into the count?
4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?
5. How many ballots have been flagged for inspection, or spoiled?
6. How many variations of ballots are available for your county?
7. Were there issues with people receiving the wrong ballots per their street address that were reported?
8. How many people had to be signed up as new voters?
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.
10. Did you offer both paper ballots and Expressvote options or just one or the other?
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used?
13. What was the total ballots cast per precinct?
14. How many physical polling locations were set up within the county?
15. Did your county allow early voting?
16. Is there a camera on any drop box locations within your county?
17. What is the current Operating System / Software on the voting and tabulating machines within your county?
18. How many people reside within your county?
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.
20. How many people according to your list are eligible to vote in your county?

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp



**RE: Election Questions**

Erica Johnsrud <ejohnsrud@co.mckenzie.nd.us>

Sun 6/19/2022 1:14 PM

To: 'marvin lepp' <leppfornorthdakota@outlook.com>

Good afternoon,

Please see my responses below. This completes your open records request.

Kind regards,  
Erica

Erica Johnsrud  
McKenzie County Auditor/Treasurer  
201 5<sup>th</sup> St NW Suite 543  
Watford City, ND 58854  
(701) 444-3616 Ext. 3 – Telephone  
(701) 444-4113 – Fax  
www.mckenziecounty.net

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**From:** marvin lepp [mailto:leppfornorthdakota@outlook.com]  
**Sent:** Friday, June 17, 2022 4:07 PM  
**To:** Erica Johnsrud  
**Subject:** Election Questions

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary. I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

**1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**

| Precinct | Absentee/Mail Ballots |
|----------|-----------------------|
| 270401   | 1                     |
| 270402   | 1                     |
| 272603   | 17                    |
| 272604   | 18                    |
| 272605   | 81                    |
| 272606   | 56                    |
| 272607   | 27                    |
| 272608   | 52                    |
| 272609   | 165                   |
| 272611   | 146                   |
| 272612   | 59                    |

2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for? All steps required by NDCC 16.1 were followed.**
3. **Were any ballots received after that time that were added into the count? No.**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? Zero.**
5. **How many ballots have been flagged for inspection, or spoiled? 4 that require rejected for mismatched signatures and waiting for voter verification; 32 spoiled by voters at in-person polling places; 1 set aside ballot waiting for voter verification**
6. **How many variations of ballots are available for your county? 18 ballot styles**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported? No.**
8. **How many people had to be signed up as new voters? Zero.**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines. No.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other? Both options, as required.**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? No.**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used? Yes.**
13. **What was the total ballots cast per precinct?**

| Precinct | All Votes Cast |
|----------|----------------|
| 270401   | 3              |
| 270402   | 54             |
| 272603   | 58             |
| 272604   | 58             |
| 272605   | 129            |
| 272606   | 96             |
| 272607   | 29             |
| 272608   | 58             |
| 272609   | 360            |
| 272611   | 389            |
| 272612   | 85             |

14. **How many physical polling locations were set up within the county? Three.**
15. **Did your county allow early voting? No.**
16. **Is there a camera on any drop box locations within your county? Yes.**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county? Software is EAC Certified, version 6.0.6.0 – Windows 10 which is not connected to the Internet**
18. **How many people reside within your county? 14,704 - 2020 US Census**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. Yes.**
20. **How many people according to your list are eligible to vote in your county? 10,988**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,  
Marvin Lepp

## Re: Election Questions

Samantha Larson <[samantha.larson@griggscountynd.gov](mailto:samantha.larson@griggscountynd.gov)>

Tue 6/21/2022 11:23 AM

To: marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>

**ES&S 6.0.6.0.**

**Population of 2306**

**Samantha M Larson  
Griggs County Auditor**

On Mon, Jun 20, 2022 at 11:05 AM marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)> wrote:

Thank you for getting back to me Samantha,

Just a quick follow up as I did not see a response to question 17 and 18, I know that we are using es&s software, do you happen to know the version, and then the resident count for the county.

Again, thank you! Have a great day.

Marvin

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**From:** Samantha Larson <[samantha.larson@griggscountynd.gov](mailto:samantha.larson@griggscountynd.gov)>

**Sent:** Monday, June 20, 2022 9:48 AM

**To:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>

**Subject:** Re: Election Questions

**Hello Marvin,**

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th? -I have attached an absentee ballot breakout for you.**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? -none**
5. **How many ballots have been flagged for inspection, or spoiled? -none**
6. **How many variations of ballots are available for your county? -8**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported? -no**
8. **How many people had to be signed up as new voters? -none**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines. -none**
10. **Did you offer both paper ballots and Expressvote options or just one or the other? -both**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? -no**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used? -yes**

13. What was the total ballots cast per precinct? -I have attached the unofficial results for your review
14. How many physical polling locations were set up within the county? -one
15. Did your county allow early voting? -no
16. Is there a camera on any drop box locations within your county? -no
17. What is the current Operating System / Software on the voting and tabulating machines within your county?
18. How many people reside within your county?
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. -Yes
20. How many people according to your list are eligible to vote in your county? -1385

**Samantha M Larson**  
**Griggs County Auditor**

On Fri, Jun 17, 2022 at 4:02 PM marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)> wrote:

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?
2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?
3. Were any ballots received after that time that were added into the count?
4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?
5. How many ballots have been flagged for inspection, or spoiled?
6. How many variations of ballots are available for your county?
7. Were there issues with people receiving the wrong ballots per their street address that were reported?
8. How many people had to be signed up as new voters?
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.
10. Did you offer both paper ballots and Expressvote options or just one or the other?
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used?
13. What was the total ballots cast per precinct?
14. How many physical polling locations were set up within the county?
15. Did your county allow early voting?
16. Is there a camera on any drop box locations within your county?

17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,  
Marvin Lepp

## RE: Election Questions

Glenda Haugen <[glenda.haugen@co.trail.nd.us](mailto:glenda.haugen@co.trail.nd.us)>

Mon 6/20/2022 11:55 AM

To: marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>

Me again Marvin, you would need to check with the Secretary of State's office for the version of the software, as I do not know what it is. Sorry

Glenda

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**From:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>

**Sent:** Monday, June 20, 2022 11:26 AM

**To:** Glenda Haugen <[glenda.haugen@co.trail.nd.us](mailto:glenda.haugen@co.trail.nd.us)>

**Subject:** Re: Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Thank you Glenda,

I appreciate the responses so quickly. Sorry I didn't clarify question 17 better I was looking for the actual version of the software specifically. If you have a moment the verification for that would be amazing!

Thank you again, have great day.

Marvin Lepp

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**From:** Glenda Haugen <[glenda.haugen@co.trail.nd.us](mailto:glenda.haugen@co.trail.nd.us)>

**Sent:** Monday, June 20, 2022 11:11 AM

**To:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>

**Subject:** RE: Election Questions

Hi Marvin, please see my responses below, have a great day.

Glenda, Traill County

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**From:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>

**Sent:** Friday, June 17, 2022 4:41 PM

**To:** Glenda Haugen <[glenda.haugen@co.trail.nd.us](mailto:glenda.haugen@co.trail.nd.us)>

**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?** Traill County is a Vote-By-Mail County. We had 1432 absentee

ballots and 275 in-person ballots for a total of 1707.

2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for? They must provide a current drivers license.**
3. **Were any ballots received after that time that were added into the count? None at this time**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? We had two individuals that voted using a set-a-side ballot. One of those two, have already proved their address with a utility bill and will go to the canvassing board for final approval.**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county? We have 28 different ballot styles.**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported? None that were reported to me**
8. **How many people had to be signed up as new voters? None**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines. No.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other? We offered both**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? NO**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used? YES**
13. **What was the total ballots cast per precinct? 1707**
14. **How many physical polling locations were set up within the county? One polling place**
15. **Did your county allow early voting? No, just the absentee/vote-by-mail**
16. **Is there a camera on any drop box locations within your county? YES**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county? DS450 & DS200 from ES & S**
18. **How many people reside within your county? 7997**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. YES**
20. **How many people according to your list are eligible to vote in your county? 6298**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,  
Marvin Lepp

## Re: Election Question

marvin lepp <leppfornorthdakota@outlook.com>

Mon 6/20/2022 3:36 PM

To: Christopherson, Kandy K. <kchristo@nd.gov>

As I am a candidate that was on the primary my questions come as concerns have been raised across the state regarding irregularities in multiple counties on a variety of issues from individuals working the polls. This why I'm politely requesting this information at this time as it may directly affect canvassing.

Sent from my iPhone

On Jun 20, 2022, at 3:18 PM, Christopherson, Kandy K. <kchristo@nd.gov> wrote:

I have received your email and consider it an open records request and that my office is currently focused on preparing for canvass. I will reply as soon as possible after that.

**Kandy K Christopherson**  
**Ramsey County Auditor**  
**524 4<sup>th</sup> Ave NE Unit 6**  
**Devils Lake ND 58301-2487**  
**701.662.7025**

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 4:28 PM

**To:** Christopherson, Kandy K. <kchristo@nd.gov>

**Subject:** Election Question

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary. I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**



4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?
5. How many ballots have been flagged for inspection, or spoiled?
6. How many variations of ballots are available for your county?
7. Were there issues with people receiving the wrong ballots per their street address that were reported?
8. How many people had to be signed up as new voters?
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.
10. Did you offer both paper ballots and Expressvote options or just one or the other?
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used?
13. What was the total ballots cast per precinct?
14. How many physical polling locations were set up within the county?
15. Did your county allow early voting?
16. Is there a camera on any drop box locations within your county?
17. What is the current Operating System / Software on the voting and tabulating machines within your county?
18. How many people reside within your county?
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.
20. How many people according to your list are eligible to vote in your county?

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## RE: Election Question

Christopherson, Kandy K. <kchristo@nd.gov>

Tue 6/28/2022 8:46 AM

To: 'marvin lepp' <leppfornorthdakota@outlook.com>

**Kandy K Christopherson**  
**Ramsey County Auditor**  
**524 4<sup>th</sup> Ave NE Unit 6**  
**Devils Lake ND 58301-2487**  
**701.662.7025**

---

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 4:28 PM

**To:** Christopherson, Kandy K. <kchristo@nd.gov>

**Subject:** Election Question

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th? #1 – 844 #2 – 265 #3 – 421 #4 – 203 = 1733**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for? Verified information within VOICES (Election Software)**
3. **Were any ballots received after that time that were added into the count? 199**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? None**
5. **How many ballots have been flagged for inspection, or spoiled? 7**
6. **How many variations of ballots are available for your county? 5**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported? No**
8. **How many people had to be signed up as new voters? 1**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines. No**
10. **Did you offer both paper ballots and Expressvote options or just one or the other? Yes**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? No**

12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**

**Yes**

13. **What was the total ballots cast per precinct? #1 – 1,568 #2 – 403 #3 – 641 #4 – 234 = 2,846**

14. **How many physical polling locations were set up within the county? 1**

15. **Did your county allow early voting? We are a Vote by Mail County**

16. **Is there a camera on any drop box locations within your county? Yes**

17. **What is the current Operating System / Software on the voting and tabulating machines within your county? DS200 – EVS 6.06.0 and not connected to internet – ExpressVote – EVS 6.0.6.0 and not connected to internet – Standalone computer – Windows 10 and not connected to internet – Hardened laptop – Windows 10**

18. **How many people reside within your county? Population from 2020 Census says 11,521**

19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. Yes**

20. **How many people according to your list are eligible to vote in your county? 10,043**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## RE: Election Questions

Fischer, Brenda K. <bkfischer@nd.gov>

Mon 6/20/2022 3:46 PM

To: marvin lepp <leppfornorthdakota@outlook.com>

Marvin-

I would recommend you contact the SOS office for that information.

Brenda

---

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Monday, June 20, 2022 3:43 PM

**To:** Fischer, Brenda K. <bkfischer@nd.gov>

**Subject:** Re: Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Thank you Brenda, do you know what version of the es&s software is on the machines

Sent from my iPhone

On Jun 20, 2022, at 3:37 PM, Fischer, Brenda K. <[bkfischer@nd.gov](mailto:bkfischer@nd.gov)> wrote:

Marvin-

Please see answers listed below.

Brenda Fischer  
Logan County Auditor  
301 Broadway  
Napoleon ND 58561  
701-754-2425

---

**From:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>

**Sent:** Friday, June 17, 2022 4:05 PM

**To:** Fischer, Brenda K. <[bkfischer@nd.gov](mailto:bkfischer@nd.gov)>

**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary. I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th? Total Mail-in & Absentee ballots Precinct one - 103, Precinct two - 129, Precinct three - 141, Precinct four – 46 and Precinct five – 36. There were no ballots rejected.**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for? We compare the ND driver's license number with ND Voices. If anything is questionable, I will contact the voter and also voter is asked if they reside at this address for 30 days.**
3. **Were any ballots received after that time that were added into the count? No**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? 0**
5. **How many ballots have been flagged for inspection, or spoiled? We have 5 ballots that were spoiled by voters in Logan County**
6. **How many variations of ballots are available for your county? Logan County has 8 different ballot styles**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported? 0**
8. **How many people had to be signed up as new voters? none**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines. No**
10. **Did you offer both paper ballots and Expressvote options or just one or the other? Both were offered at the voting location**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? School Election is held by itself in Logan County**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used? Yes**
13. **What was the total ballots cast per precinct? Precinct one – 144, Precinct two – 203, Precinct three – 150, Precinct four – 52 and Precinct five - 37**
14. **How many physical polling locations were set up within the county? One**
15. **Did your county allow early voting? No**
16. **Is there a camera on any drop box locations within your county? Yes, Logan County has a security system at the Logan County Courthouse**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county? Election Systems & Software**
18. **How many people reside within your county? 1, 876 according to census 2020**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. Yes**
20. **How many people according to your list are eligible to vote in your county? 1,578**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## Re: Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Tue 6/21/2022 12:10 PM

To: Morlock, Joni M. <jmmorlock@nd.gov>

Thank you so much for responding!

Have a great day and God bless.

Marvin

---

**From:** Morlock, Joni M. <jmmorlock@nd.gov>

**Sent:** Tuesday, June 21, 2022 12:02 PM

**To:** marvin lepp <leppfornorthdakota@outlook.com>

**Subject:** RE: Election Questions

See answers below.

*Joni M. Morlock, CPA*

Towner County Auditor/Treasurer

PO Box 603

Cando, ND 58324

(701)968-4340 ext. 2

[jmmorlock@nd.gov](mailto:jmmorlock@nd.gov)

---

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 4:41 PM

**To:** Morlock, Joni M. <jmmorlock@nd.gov>

**Subject:** Election Questions

|  |
|--|
| <p>***** <b>CAUTION:</b> This email originated from an outside source. Do not click links or open attachments unless you know they are safe. *****</p> |
|--|

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

**1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**

Precinct 480902      44

Precinct 480903      41

Precinct 481501      195

**2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**

License # listed for that address is verified

**3. Were any ballots received after that time that were added into the count?**

Ballots received after that time were tallied on election day.

4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**  
4 were turned away for not having their license with them. 2 came back with their license, 2 did not. 1 was turned away for having a license in another County and did not have any supporting documentation for living in this County.
5. **How many ballots have been flagged for inspection, or spoiled?.**  
3 Mail in ballots are flagged for inspection for signature verification. They have all 3 been contacted. We have 17 spoiled ballots for which the voter was issued another ballot.
6. **How many variations of ballots are available for your county?**  
2
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**  
No
8. **How many people had to be signed up as new voters?**  
I don't know. We don't track that.
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**  
No
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**  
Both
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**  
No
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**  
Yes
13. **What was the total ballots cast per precinct?**
- |        |     |
|--------|-----|
| 480902 | 88  |
| 480903 | 51  |
| 481501 | 406 |
14. **How many physical polling locations were set up within the county?**  
One
15. **Did your county allow early voting?**  
No
16. **Is there a camera on any drop box locations within your county?**  
Yes
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**

- DS200 - EVS 6.0.6.0 and not connected to internet
- ExpressVote – EVS 6.0.6.0 and not connected to the internet



- Standalone computer – Windows 10 and not connected to internet
- Hardened laptop – Windows 10

18. **How many people reside within your county?**

2020 census = 2,162

19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**

Yes

20. **How many people according to your list are eligible to vote in your county?**

Active and Inactive voters = 1,736

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## Re: Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Tue 6/21/2022 12:15 PM

To: Ketterling, Gina L. <gketterl@nd.gov>

Thank you so much for your response!

Have a great day and god bless.

Marvin

Sent from my iPhone

On Jun 21, 2022, at 11:42 AM, Ketterling, Gina L. <gketterl@nd.gov> wrote:

Here is the information you requested from McIntosh County

Gina Ketterling  
McIntosh County Auditor  
PO Box 39  
Ashley, ND 58413  
701-288-5140 Ext 1  
gketterl@nd.gov

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 4:06 PM

**To:** Ketterling, Gina L. <gketterl@nd.gov>

**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary. I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

**1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**

Precinct 1: 166

Precinct 2: 87

Precinct 3: 37

Precinct 4: 177

Precinct 5: 51

**2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**

Their Driver's License was checked and if the address did not match, they were required to bring in supplemental proof.

**3. Were any ballots received after that time that were added into the count? No**

**4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? None**

**5. How many ballots have been flagged for inspection, or spoiled? None**

**6. How many variations of ballots are available for your county? 8**

**7. Were there issues with people receiving the wrong ballots per their street address that were reported? 1**

**8. How many people had to be signed up as new voters? None**

**9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines. No**

**10. Did you offer both paper ballots and Expressvote options or just one or the other? Both**

**11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? None**

**12. Were all unused paper ballots totaled after polls closed to confirm the total number not used? Yes**

**13. What was the total ballots cast per precinct?**

Precinct 1: 255

Precinct 2: 123

Precinct 3: 38

Precinct 4: 308

Precinct 5: 78

Precinct 6: 111

**14. How many physical polling locations were set up within the county? Two**

**15. Did your county allow early voting? No**

**16. Is there a camera on any drop box locations within your county? No**

**17. What is the current Operating System / Software on the voting and tabulating machines within your county?**

DS200 - EVS 6.0.6.0 and not connected to internet

ExpressVote – EVS 6.0.6.0 and not connected to the internet

Standalone computer – Windows 10 and not connected to internet

Hardened laptop – Windows 10

**18. How many people reside within your county? 2,520 per last Census**

**19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. Yes**

**20. How many people according to your list are eligible to vote in your county? 2,250**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

## Re: Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Tue 6/21/2022 2:24 PM

To: Schoenhard, Jean <jschoenhard@nd.gov>

Thank you! I appreciate the response.

Have a great day and God Bless,

Marvin

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**From:** Schoenhard, Jean <jschoenhard@nd.gov>

**Sent:** Tuesday, June 21, 2022 2:21 PM

**To:** marvin lepp <leppfornorthdakota@outlook.com>

**Subject:** RE: Election Questions

Marvin,

Answers are below to your questions

**Jean Schoenhard**  
**Kidder County Auditor**

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**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 4:04 PM

**To:** Schoenhard, Jean <jschoenhard@nd.gov>

**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

- 1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**  
Precinct 1 = 61, Precinct 2 = 42, Precinct 3 = 51, Precinct 4 = 147, Precinct 5 = 62, Precinct 6 = 101
- 2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for? Name, Address, Date of Birth, Driver's License number are verified against the voter record in the central voter file.**
- 3. Were any ballots received after that time that were added into the count? yes**
- 4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**  
**Zero**
- 5. How many ballots have been flagged for inspection, or spoiled? 11 to Canvassing**
- 6. How many variations of ballots are available for your county? Rural & City**

7. Were there issues with people receiving the wrong ballots per their street address that were reported? **None**
8. How many people had to be signed up as new voters? **Seven**
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines. **None**
10. Did you offer both paper ballots and Expressvote options or just one or the other? **Paper ballots & ExpressVote**
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? **None**
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used? **yes**
13. What was the total ballots cast per precinct?  
Precinct 1 = 72, Precinct 2 = 53, Precinct 3 = 58, Precinct 4 = 279, Precinct 5 = 69, Precinct 6 = 119
14. How many physical polling locations were set up within the county? **One**
15. Did your county allow early voting? **Yes**
16. Is there a camera on any drop box locations within your county? **No**
17. What is the current Operating System / Software on the voting and tabulating machines within your county?  
DS 200 – EVS 6.0.6.0 and NOT connected to the Internet, DS450 - EVS 6.0.6.0 and NOT connected to the Internet, ExpressVote - EVS 6.0.6.0 and NOT connected to the Internet, Standalone Computer – Windows 10 and NOT connected to the internet, Hardened Laptop – Window 10
18. How many people reside within your county? **2394**
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. **Yes**
20. How many people according to your list are eligible to vote in your county? **1528**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,  
Marvin Lepp

## RE: Election Questions

Mindy Schumacher <mischumacher@bowmancountynd.gov>

Thu 6/23/2022 10:54 AM

To: marvin lepp <leppfornorthdakota@outlook.com>

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**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 2:46 PM

**To:** Mindy Schumacher <mischumacher@bowmancountynd.gov>

**Subject:** Election Questions

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th? 101**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for? No responsive records**
3. **Were any ballots received after that time that were added into the count? no**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? 0**
5. **How many ballots have been flagged for inspection, or spoiled? 25 spoiled**
6. **How many variations of ballots are available for your county? 5**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported? no**
8. **How many people had to be signed up as new voters? 23**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines. no**
10. **Did you offer both paper ballots and Expressvote options or just one or the other? both**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? no**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used? Yes**
13. **What was the total ballots cast per precinct? 063901-400, 063902-195, 063903-142, 063904-175**
14. **How many physical polling locations were set up within the county? 4**
15. **Did your county allow early voting? no**
16. **Is there a camera on any drop box locations within your county? Yes**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county? DS200, DS450, Expressvote, Stadalone computer, hardened laptop**
18. **How many people reside within your county? According to 2020 census - 3091**

19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. yes

20. How many people according to your list are eligible to vote in your county? 2603

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## Re: Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Tue 6/21/2022 4:36 PM

To: Sperry, Tamra L. <tsperry@nd.gov>

Cc: Christina Wenko <cwenko@mackoff.com>

Thank you Tamra for responding so quickly as well as attaching Christina Wenko to this.

I am asking these questions as individuals around the state have been sending me sign affidavits regarding elections issues that they experience either working the polls or as voters and it has been very alarming.

I do not think Golden Valley has had any issues that I have received, but knowledge helps provide a solution.

If you can think of anything else please let me know.

You both have a great day and God Bless.

Sincerely,

Marvin Lepp

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**From:** Sperry, Tamra L. <tsperry@nd.gov>

**Sent:** Tuesday, June 21, 2022 3:59 PM

**To:** marvin lepp <leppfornorthdakota@outlook.com>

**Cc:** Christina Wenko <cwenko@mackoff.com>

**Subject:** RE: Election Questions

See responses below. Please let me know if you need anything else. I have also included the County's States Attorney in this email.

Tamra Sperry

Golden Valley County Auditor

PO Box 67

Beach, ND 58621

701-872-4331

---

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 3:00 PM

**To:** Sperry, Tamra L. <tsperry@nd.gov>

**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.



1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th? 89
2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for? The requester will fill out the absentee/mail ballot application verifying their name, date of birth, ID type used and ID number, residential address, telephone number, and ballot delivery address and sign and date which affirms they have resided or will reside in the precinct where their residential voting address is located for at least 30 days next preceding the election and will be a qualified elector of the precinct and return. If they stop in person to request the application I ask for their ID to verify the information.
3. Were any ballots received after that time that were added into the count? No
4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? 0
5. How many ballots have been flagged for inspection, or spoiled? 17-due to cross party voting
6. How many variations of ballots are available for your county? 5
7. Were there issues with people receiving the wrong ballots per their street address that were reported? No
8. How many people had to be signed up as new voters? 0
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines. No
10. Did you offer both paper ballots and Expressvote options or just one or the other? Both
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? No
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used? Yes
13. What was the total ballots cast per precinct? 452 ran through the tabulator, 3 set aside ballots waiting for proof of residential address and or ID that was not present at the polling location and these 3 ballots were not ran through the tabulator
14. How many physical polling locations were set up within the county? 1
15. Did your county allow early voting? No
16. Is there a camera on any drop box locations within your county? Yes
17. What is the current Operating System / Software on the voting and tabulating machines within your county? DS200 - EVS 6.0.6.0 and not connected to internet, ExpressVote – EVS 6.0.6.0 and not connected to the internet, Standalone computer – Windows 10 and not connected to internet, Hardened laptop – Windows 10
18. How many people reside within your county? 1736 per 2020 Census
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. Yes
20. How many people according to your list are eligible to vote in your county? 1545

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,  
Marvin Lepp

## Re: Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Tue 6/21/2022 5:51 PM

To: Schmidt, Jeri G. <jerschmidt@nd.gov>

Thank you!

Have a great evening.

Marvin

Sent from my iPhone

On Jun 21, 2022, at 5:42 PM, Schmidt, Jeri G. <jerschmidt@nd.gov> wrote:

Hello,

I have received your request. I will be able to respond back tomorrow afternoon, as I will be gone in the morning.

### Jeri Schmidt

Hettinger County Auditor/Treasurer

336 Pacific Avenue

Mott, ND 58646

(701)824-2515

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 3:03 PM

**To:** Schmidt, Jeri G. <jerschmidt@nd.gov>

**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**

4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?
5. How many ballots have been flagged for inspection, or spoiled?
6. How many variations of ballots are available for your county?
7. Were there issues with people receiving the wrong ballots per their street address that were reported?
8. How many people had to be signed up as new voters?
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.
10. Did you offer both paper ballots and Expressvote options or just one or the other?
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used?
13. What was the total ballots cast per precinct?
14. How many physical polling locations were set up within the county?
15. Did your county allow early voting?
16. Is there a camera on any drop box locations within your county?
17. What is the current Operating System / Software on the voting and tabulating machines within your county?
18. How many people reside within your county?
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.
20. How many people according to your list are eligible to vote in your county?

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,  
Marvin Lepp

## RE: Election Questions

Roundy, Ellen <eroundy@nd.gov>

Wed 6/22/2022 2:59 PM

To: marvin lepp <leppfornorthdakota@outlook.com>

This can be found following the link provided below

Unofficial primary results can be found at: <https://results.sos.nd.gov/resultsSW.aspx?type=CTYALL&map=CTY&cty=16&name=Foster>

612 ballots

2510 eligible voters

---

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Wednesday, June 22, 2022 2:51 PM

**To:** Roundy, Ellen <eroundy@nd.gov>

**Subject:** Re: Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Any chance you have the total ballots cast, population and eligible voters?

Sent from my iPhone

On Jun 22, 2022, at 2:36 PM, Roundy, Ellen <eroundy@nd.gov> wrote:

Thank you for your open records request. I do not have any documents that meet your request. However, I can provide the following information.

Unofficial primary results can be found at: <https://results.sos.nd.gov/resultsSW.aspx?type=CTYALL&map=CTY&cty=16&name=Foster>

372 mail in/absentee ballots were returned before the day of the election. There are only a few mail in ballots that were received in the mail post-election to be canvassed. All procedures required by the state of North Dakota were followed by the election board and offices. No voters were turned away at our polling place. There were eight ballot styles during the primary election at Foster County. We offered express vote machines at the polling place. All pre- and post-election testing was completed as required.

- DS200 - EVS 6.0.6.0 and not connected to internet
- ExpressVote – EVS 6.0.6.0 and not connected to the internet
- Standalone computer – Windows 10 and not connected to internet
- Hardened laptop – Windows 10

Thanks,  
Ellen

---

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 3:59 PM

To: Roundy, Ellen <[eroundy@nd.gov](mailto:eroundy@nd.gov)>

Subject: Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary. I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**
8. **How many people had to be signed up as new voters?**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**
13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county?**
15. **Did your county allow early voting?**
16. **Is there a camera on any drop box locations within your county?**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## RE: Election Questions

Knutson, Beth A. <baknutson@nd.gov>

Thu 6/23/2022 9:46 AM

To: marvin lepp <leppfornorthdakota@outlook.com>

📎 1 attachments (26 KB)

Absentee Voting Report (8).xls;

## Beth A. Knutson

McLean County Auditor

712 5th Avenue

PO Box 1108

Washburn ND 58577

701-462-8541 ext. 825

**We are providing this information under the open record laws and do not guarantee its sufficiency. This office takes no responsibility for accuracy, errors or omissions of documents.**

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**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Thursday, June 23, 2022 9:45 AM

**To:** Knutson, Beth A. <baknutson@nd.gov>

**Subject:** Re: Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Good morning Beth,

Thank you for responding!

I see the total ballots cast but is there a break down as to the amount of absentee ballots? Only reason I'm asking as is other auditors have been providing me with that as well.

Have a great morning and God Bless.

Marvin

---

**From:** Knutson, Beth A. <[baknutson@nd.gov](mailto:baknutson@nd.gov)>

**Sent:** Thursday, June 23, 2022 9:16 AM

**To:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>

**Subject:** RE: Election Questions

1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th? **SEE ATTACHEMENT-last column**
2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for? **ADDRESS HAS TO MATCH VOICES WHICH MATCHES THE NDDOT RECORD AND THE SIGNATURES MUST MATCH ON THE BALLOT AND THE APPLICATION**

3. Were any ballots received after that time that were added into the count? **NO**
4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? **0**
5. How many ballots have been flagged for inspection, or spoiled? **SPOLED-9, 5-SET-ASIDE NON-VERIFIED, 17 VOID BY POSTMARK, 3-UNMATCHED SIGNATURES WAITING FOR VERIFICATION.**
6. How many variations of ballots are available for your county? **17**
7. Were there issues with people receiving the wrong ballots per their street address that were reported? **NO**
8. How many people had to be signed up as new voters? **1**
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines. **NO**
10. Did you offer both paper ballots and Expressvote options or just one or the other? **BOTH**
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? **NO**
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used? **YES**
13. What was the total ballots cast per precinct? **SEE ATTACHMENT**
14. How many physical polling locations were set up within the county? **4**
15. Did your county allow early voting? **NO**
16. Is there a camera on any drop box locations within your county? **YES**
17. What is the current Operating System / Software on the voting and tabulating machines within your county?
  - **DS200 - EVS 6.0.6.0 and not connected to internet**
  - **ExpressVote – EVS 6.0.6.0 and not connected to the internet**
  - **Standalone computer – Windows 10 and not connected to internet**
  - **Hardened laptop – Windows 10**
18. How many people reside within your county? **9771**
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. **YES**
20. How many people according to your list are eligible to vote in your county? **7978**

## Beth A. Knutson

McLean County Auditor  
712 5th Avenue  
PO Box 1108  
Washburn ND 58577  
701-462-8541 ext. 825

**We are providing this information under the open record laws and do not guarantee its sufficiency. This office takes no responsibility for accuracy, errors or omissions of documents.**

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**From:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>  
**Sent:** Friday, June 17, 2022 4:07 PM  
**To:** Knutson, Beth A. <[baknutson@nd.gov](mailto:baknutson@nd.gov)>  
**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**
8. **How many people had to be signed up as new voters?**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**
13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county?**
15. **Did your county allow early voting?**
16. **Is there a camera on any drop box locations within your county?**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp



| County Name | Precinct Part |              | Election Type | Ballots Requested | Ballots Sent Out | Second Ballots Sent Out |
|-------------|---------------|--------------|---------------|-------------------|------------------|-------------------------|
| McLean      | 280401        | Leg 4B       | Primary       |                   |                  |                         |
| McLean      | 280402        | Leg 4A       | Primary       | 68                | 68               | 0                       |
| McLean      | 280601        | Leg 6-SSCD   | Primary       |                   |                  |                         |
| McLean      | 280602        | Leg 6-WSCD   | Primary       | 72                | 72               | 0                       |
| McLean      | 280801        | Leg 8-Wilton | Primary       | 123               | 123              | 0                       |
| McLean      | 283301        | Leg 33       | Primary       |                   |                  |                         |
|             |               |              |               | Sum : 2037        | Sum : 2037       | Sum : 11                |

| Final Ballots Sent Out | Ballots Received |
|------------------------|------------------|
|                        | 453              |
| 0                      | 56               |
|                        | 401              |
| 0                      | 54               |
| 0                      | 103              |
|                        | 578              |
| Sum : 0                | Sum : 1645       |

**MCLEAN COUNTY ABSTRACT OF BALLOTS CAST  
NORTH DAKOTA PRIMARY ELECTION - JUNE 14, 2022**

| District     | Precinct Name   | Ballots Cast |
|--------------|-----------------|--------------|
| LG04         | 280401          | 599          |
|              | 280402          | 106          |
|              | <b>Subtotal</b> | <b>705</b>   |
| LG06         | 280601          | 521          |
|              | 280602          | 64           |
|              | <b>Subtotal</b> | <b>585</b>   |
| LG08         | 280801          | 121          |
|              | <b>Subtotal</b> | <b>121</b>   |
| LG33         | 283301          | 847          |
|              | <b>Subtotal</b> | <b>847</b>   |
| <b>Total</b> |                 | <b>2258</b>  |

## Re: Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Thu 6/23/2022 11:03 AM

To: Gellner, Lisa M. <lgellner@nd.gov>

Thank you so much

Sent from my iPhone

On Jun 23, 2022, at 11:00 AM, Gellner, Lisa M. <lgellner@nd.gov> wrote:

I just noticed that I did not have an answer on #14. I have updated to reflect "1".

## Lisa Gellner

Cavalier County Auditor

901 3<sup>rd</sup> Street – Suite 15

Langdon, ND 58249

(701) 256-2229

(701) 256-2546 (fax)

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**From:** Gellner, Lisa M.

**Sent:** Wednesday, June 22, 2022 10:50 AM

**To:** marvin lepp <leppfornorthdakota@outlook.com>

**Subject:** RE: Election Questions

Responses to your questions are below. Please let me know if you have any other questions.

## Lisa Gellner

Cavalier County Auditor

901 3<sup>rd</sup> Street – Suite 15

Langdon, ND 58249

(701) 256-2229

(701) 256-2546 (fax)

### Cavalier County, ND

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?** 835 absentee ballots total accepted; 5 returned with postmark after June 13; 2 ballots with signatures to reviewed by Canvass board. Precinct 1 – 695; Precinct 2 - 140

2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?** Voters update their address by updating their Driver's License address. If this address does not match, the voter can use various documents to prove their address and allow us to update it in the election system. There is also link to verify recent Driver's License address updates that have not had time to process. Absentee voters verify their address in writing; In person voters verify their address orally at the polls.
3. **Were any ballots received after that time that were added into the count?** 835 includes ballots received on June 14<sup>th</sup> which were postmarked on June 13<sup>th</sup> or before.
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?** 1
5. **How many ballots have been flagged for inspection, or spoiled?** 2 with signatures that did not match; 5 with postmarks after June 13<sup>th</sup>.
6. **How many variations of ballots are available for your county?** 3
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?** No
8. **How many people had to be signed up as new voters?** I do not have a report with this information.
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.** No
10. **Did you offer both paper ballots and Expressvote options or just one or the other?** Both
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?** No
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?** Yes
13. **What was the total ballots cast per precinct?** Precinct 1 – 947; Precinct 2 - 156
14. **How many physical polling locations were set up within the county?** 1
15. **Did your county allow early voting?** No, absentee ballots only.
16. **Is there a camera on any drop box locations within your county?** Yes, monitored by Sheriff's Dept.
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?** DS200 – EVS 6.0.6.0 not connected to internet; ExpressVote – EVS 6.0.6.0 not connected to internet; Standalone computer – Windows 10 not connected to internet; Hardened laptop – Windows 10
18. **How many people reside within your county?** 3769
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.** Yes
20. **How many people according to your list are eligible to vote in your county?** 3354

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**From:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>

**Sent:** Friday, June 17, 2022 3:55 PM

**To:** Gellner, Lisa M. <[lgellner@nd.gov](mailto:lgellner@nd.gov)>

**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary. I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**
8. **How many people had to be signed up as new voters?**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**
13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county?**
15. **Did your county allow early voting?**
16. **Is there a camera on any drop box locations within your county?**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,  
Marvin Lepp

## Re: Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Thu 6/23/2022 11:08 AM

To: Maloney, Pam L. <pmaloney@nd.gov>

Thank you, please have your ag reference NDCC 44-04-18.10.

Have a great day!

Marvin Lepp

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**From:** Maloney, Pam L. <pmaloney@nd.gov>

**Sent:** Thursday, June 23, 2022 10:52 AM

**To:** marvin lepp <leppfornorthdakota@outlook.com>

**Subject:** RE: Election Questions

Mr. Lepp...

I have received your request and will consult with my state's attorney about it.

Pam Maloney  
Sargent County Auditor  
355 Main St S, Suite 1  
Forman ND 58032-4149  
701 724-6241 Ext 108  
701 724-6244 Fax  
pmaloney@nd.gov  
sargentnd.com

---

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 4:34 PM

**To:** Maloney, Pam L. <pmaloney@nd.gov>

**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the

Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**

4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?
5. How many ballots have been flagged for inspection, or spoiled?
6. How many variations of ballots are available for your county?
7. Were there issues with people receiving the wrong ballots per their street address that were reported?
8. How many people had to be signed up as new voters?
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.
10. Did you offer both paper ballots and Expressvote options or just one or the other?
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used?
13. What was the total ballots cast per precinct?
14. How many physical polling locations were set up within the county?
15. Did your county allow early voting?
16. Is there a camera on any drop box locations within your county?
17. What is the current Operating System / Software on the voting and tabulating machines within your county?
18. How many people reside within your county?
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.
20. How many people according to your list are eligible to vote in your county?

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp



## RE: Election Questions

Williams, Patty <pawilliams@nd.gov>

Thu 6/23/2022 1:00 PM

To: marvin lepp <leppfornorthdakota@outlook.com>

Eddy County 2020 census is 2347. I show 2011 eligible voters. As stated on top of all ballots: In a Political Party Primary Election, you may only vote for the candidates of one political party. This ballot contains two political parties, one in each section. If you vote in more than one political party's section, your political party ballot will be rejected; however, all votes on the no party and measures ballots will still be counted.

Patty Williams  
Eddy County Auditor  
524 Central Avenue  
New Rockford, ND 58356  
701-947-2434 Ext. 2020  
[pawilliams@nd.gov](mailto:pawilliams@nd.gov)

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**From:** marvin lepp <leppfornorthdakota@outlook.com>  
**Sent:** Thursday, June 23, 2022 11:27 AM  
**To:** Williams, Patty <pawilliams@nd.gov>  
**Subject:** Re: Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Good morning Patty,  
Just out of curiosity, do you have census and eligible voter totals. Also what happened with the 18 crossover ballots that were reported? Were they counted as spoiled?  
Thank you again.  
Marvin

---

**From:** Williams, Patty <[pawilliams@nd.gov](mailto:pawilliams@nd.gov)>  
**Sent:** Thursday, June 23, 2022 11:12 AM  
**To:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>  
**Subject:** RE: Election Questions

Mr. Lepp:

My office has received your Open Records/Freedom of Information Act request. Attached is the Unofficial Results Summary Results Report and Abstract of Ballots Cast which will answer questions 1, 6, and 13 below. We have only one polling place at the Brown Memorial with 3 total precincts. As to the rest of your questions, we do not have any records with that information. Our State's Attorney has advised me that the Open Records and Freedom

of Information Act only applies to records and that we are not obligated to create records or documents that do not exist; accordingly, the questions that were not answered are those for which no record exists.

Thank you,

Patty Williams  
Eddy County Auditor  
524 Central Avenue  
New Rockford, ND 58356  
701-947-2434 Ext. 2020  
[pawilliams@nd.gov](mailto:pawilliams@nd.gov)

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**From:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>  
**Sent:** Friday, June 17, 2022 3:58 PM  
**To:** Williams, Patty <[pawilliams@nd.gov](mailto:pawilliams@nd.gov)>  
**Subject:** Election Questions

\*\*\*\*\* **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. \*\*\*\*\*

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary. I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
5. **How many ballots have been flagged for inspection, or spoiled?**
6. **How many variations of ballots are available for your county?**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**
8. **How many people had to be signed up as new voters?**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**

11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**
13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county?**
15. **Did your county allow early voting?**
16. **Is there a camera on any drop box locations within your county?**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## Re: Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Thu 6/23/2022 1:45 PM

To: White, Erika M. <erwhite@nd.gov>

Thank you Erica.

I was looking for the raw data as I already have received verified information of people willfully, and knowingly voting out of district in Burleigh County for the primary via absentee ballot, to affect the outcome of a district. Also I have verified information regarding people receiving incorrect ballots on election day.

I look forward to the official abstract. This request was pursuant of ndcc 44-04-18.10.

Have a wonderful day.

Sincerely,

Marvin Lepp

---

**From:** White, Erika M. <erwhite@nd.gov>

**Sent:** Thursday, June 23, 2022 1:33 PM

**To:** leppfornorthdakota@outlook.com <leppfornorthdakota@outlook.com>

**Cc:** Vetter, Leo <levetter@nd.gov>; Caya, Brandi M. <brcaya@nd.gov>

**Subject:** FW: Election Questions

Mr. Lepp,

Please see the responses below.

Thank you,

**Erika White**

Office Election Manager

Burleigh County Auditor/Treasurer's Office

221 N 5<sup>th</sup> St | PO Box 5518

Bismarck ND 58501

701.222.6697

[erwhite@nd.gov](mailto:erwhite@nd.gov)

---

**From:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>

**Sent:** Friday, June 17, 2022 3:48 PM

**To:** Vetter, Leo <[levetter@nd.gov](mailto:levetter@nd.gov)>

**Subject:** Election Questions

|  |
|--|
| <p>***** <b>CAUTION:</b> This email originated from an outside source. Do not click links or open attachments unless you know they are safe. *****</p> |
|--|

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
  - Official results will be available after the Canvass Board meets on June 27, 2022.
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
  - Information on the application is verified against the central voter file.
3. **Were any ballots received after that time that were added into the count?**
  - Burleigh County follows North Dakota Century Code 16.1-07-09.
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?**
  - Records do not exist
5. **How many ballots have been flagged for inspection, or spoiled?**
  - Official results will be available after the Canvass Board meets on June 27, 2022.
6. **How many variations of ballots are available for your county?**
  - 2022 Primary Election ballot styles - 39
7. **Were there issues with people receiving the wrong ballots per their street address that were reported?**
  - Records do not exist
8. **How many people had to be signed up as new voters?**
  - Records do not exist
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.**
  - No
10. **Did you offer both paper ballots and Expressvote options or just one or the other?**
  - Burleigh County follows North Dakota Century Code 16.1-06
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?**
  - Records do not exist
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used?**
  - Yes
13. **What was the total ballots cast per precinct?**

- Official results will be available after the Canvass Board meets on June 27, 2022.

14. How many physical polling locations were set up within the county?

- 18 Election Day polling locations

15. Did your county allow early voting?

- Yes

16. Is there a camera on any drop box locations within your county?

- No

17. What is the current Operating System / Software on the voting and tabulating machines within your county?

- EVS 6.0.6.0 and Windows 10

18. How many people reside within your county?

- 2020 decennial Census data states 98,458 people reside in Burleigh County.

19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.

- Burleigh County follows North Dakota Century Code 16.1-06-15.

20. How many people according to your list are eligible to vote in your county?

- 84,444 eligible voters

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## Re: [EXTERNAL] Election Questions

marvin lepp <leppfornorthdakota@outlook.com>

Fri 6/24/2022 9:48 AM

To: Beth Didier <bdidier@barnescounty.us>

Ndcc 44-04-18 open record requests.

This is fine that you have chosen not to answer these very simple questions even though many counties already have.

I will pursue the answers through another Avenue.

Have a great day.

Marvin Lepp

Sent from my iPhone

On Jun 24, 2022, at 9:43 AM, Beth Didier <bdidier@barnescounty.us> wrote:

### **From the Attorney General's website on Open Records:**

Anyone has the right to access and obtain copies of a public entity's records, regardless of where they live.

A request must reasonably identify specific records. The request can be made by any available medium - such as phone, email, mail - or in person, and does not have to be in writing.

- A request for *information* is not a request for a *record*.

When a public entity receives a request for records, it must respond within a *reasonable time*, either by providing the records or by citing the legal authority for denying the request.

- What is "reasonable" depends on many factors, including the amount and type of records you requested.

If asked, the entity must put a denial in writing. A public entity can charge for providing records, and may require payment of any estimated charges before fulfilling an open record request.

- **A public entity has no obligation to respond to requests for *information* or to questions about its duties and functions, to explain its decisions or the content of any of its records, to create or compile records, or to convert existing records to another format.**
- The courts are not subject to the open records laws. Certain records of the state's legislature are not subject to disclosure.

*Beth M Didier*

*Barnes County Auditor*

*230 4<sup>th</sup> St NW Room 202*

*Valley City ND 58072*

*Phone: (701) 845-6666*

*Fax: (701) 845-8548*

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 3:44 PM

**To:** Beth Didier <bdidier@barnescounty.us>

**Subject:** [EXTERNAL] Election Questions

**CAUTION:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary. I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?
2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?
3. Were any ballots received after that time that were added into the count?
4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?
5. How many ballots have been flagged for inspection, or spoiled?
6. How many variations of ballots are available for your county?
7. Were there issues with people receiving the wrong ballots per their street address that were reported?
8. How many people had to be signed up as new voters?
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.
10. Did you offer both paper ballots and Expressvote options or just one or the other?
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used?
13. What was the total ballots cast per precinct?
14. How many physical polling locations were set up within the county?
15. Did your county allow early voting?
16. Is there a camera on any drop box locations within your county?
17. What is the current Operating System / Software on the voting and tabulating machines within your county?
18. How many people reside within your county?
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.
20. How many people according to your list are eligible to vote in your county?

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.



Sincerely,  
Marvin Lepp

**RE: [EXTERNAL]Re: Election Questions**

Jessica Alonge <[jalonge@stutsmancounty.gov](mailto:jalonge@stutsmancounty.gov)>

Wed 6/29/2022 3:39 PM

To: marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>

Mr. Lepp,

We have no record that satisfies this request.

Jessica Alonge  
Auditor/COO  
Stutsman County  
511 2nd Ave SE  
Jamestown, ND 58401  
(701) 252-9035

---

**From:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>

**Sent:** Saturday, June 25, 2022 8:35 AM

**To:** Jessica Alonge <[jalonge@stutsmancounty.gov](mailto:jalonge@stutsmancounty.gov)>

**Subject:** [EXTERNAL]Re: Election Questions

You don't often get email from [leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com). [Learn why this is important](#)

**CAUTION:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. If in doubt, contact the IT department.

Good morning Jessica,  
for question 18 i was just looking for the census count you had on file

---

**From:** Jessica Alonge <[jalonge@stutsmancounty.gov](mailto:jalonge@stutsmancounty.gov)>

**Sent:** Friday, June 24, 2022 5:01 PM

**To:** [leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com) <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>

**Subject:** Election Questions

Mr. Lepp,

Please see the responses in red below.

Jessica Alonge  
Auditor/COO  
Stutsman County  
511 2nd Ave SE  
Jamestown, ND 58401  
(701) 252-9035

---

**From:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>

**Sent:** Friday, June 17, 2022 4:40 PM

To: Jessica Alonge <[jalonge@stutsmancounty.gov](mailto:jalonge@stutsmancounty.gov)>

Subject: [EXTERNAL]Election Questions

You don't often get email from [leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com). [Learn why this is important](#)

**CAUTION:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. If in doubt, contact the IT department.

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th? **175**
2. What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for? **We follow NDCC 16.1-07-06.**
3. Were any ballots received after that time that were added into the count? **No**
4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? **We have no record that satisfies your request.**
5. How many ballots have been flagged for inspection, or spoiled? **13 for Canvass as of June 17th and 48 spoiled**
6. How many variations of ballots are available for your county? **12**
7. Were there issues with people receiving the wrong ballots per their street address that were reported? **We have no record that satisfies your request.**
8. How many people had to be signed up as new voters? **We have no record that satisfies your request.**
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines. **No**
10. Did you offer both paper ballots and Expressvote options or just one or the other? **Both**
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? **We have no record that satisfies your request.**
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used? **Yes**
13. What was the total ballots cast per precinct?

|                     |                     |
|---------------------|---------------------|
| <b>471240 – 123</b> | <b>471290 - 142</b> |
| <b>471250 – 283</b> | <b>472910 - 171</b> |
| <b>471260 – 253</b> | <b>472920 - 223</b> |
| <b>471270 – 177</b> | <b>472930 - 106</b> |
| <b>471280 - 255</b> |                     |
14. How many physical polling locations were set up within the county? **2**
15. Did your county allow early voting? **Yes**
16. Is there a camera on any drop box locations within your county? **Yes**
17. What is the current Operating System / Software on the voting and tabulating machines within your county?  
**DS200 - EVS 6.0.6.0 and not connected to internet**

**ExpressVote – EVS 6.0.6.0 and not connected to the internet**  
**Standalone computer – Windows 10 and not connected to internet**  
**Hardened laptop – Windows 10**

18. **How many people reside within your county? Reside is a question of intent.**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed. Yes**
20. **How many people according to your list are eligible to vote in your county? 18,188 total (11,208 active; 7,000 inactive)**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

## RE: Election Questions

Meier, Sara E. <sarmeier@nd.gov>

Tue 6/28/2022 9:57 AM

To: marvin lepp <leppfornorthdakota@outlook.com>

Sara Meier

Grant County Auditor/Treasurer

[sarmeier@nd.gov](mailto:sarmeier@nd.gov)

701-622-3275

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**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 17, 2022 3:02 PM

**To:** Meier, Sara E. <sarmeier@nd.gov>

**Subject:** Election Questions

|  |
|--|
| <p>***** <b>CAUTION:</b> This email originated from an outside source. Do not click links or open attachments unless you know they are safe. *****</p> |
|--|

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary.

I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th? 619**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for? Application with personal information required.**
3. **Were any ballots received after that time that were added into the count? 34 were received that show postage date of June 13 or earlier and were approved by the canvassing board**
4. **How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens? 1-California drivers license.**
5. **How many ballots have been flagged for inspection, or spoiled? 6 spoiled**
6. **How many variations of ballots are available for your county? No variations. Each precinct has a ballot style with specific contests for that precinct.**
7. **Were there issues with people receiving the wrong ballots per their street address that were reported? no**
8. **How many people had to be signed up as new voters? 3**
9. **Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines. no**
10. **Did you offer both paper ballots and Expressvote options or just one or the other? yes**
11. **Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself? no**
12. **Were all unused paper ballots totaled after polls closed to confirm the total number not used? yes**

13. **What was the total ballots cast per precinct?**
14. **How many physical polling locations were set up within the county? 2**
15. **Did your county allow early voting? no**
16. **Is there a camera on any drop box locations within your county? yes**
17. **What is the current Operating System / Software on the voting and tabulating machines within your county?**
18. **How many people reside within your county?**
19. **Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.**
20. **How many people according to your list are eligible to vote in your county?**

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,  
Marvin Lepp

## RE: Election Questions

Karen Richard <KRichard@starkcountynd.gov>

Fri 6/24/2022 11:06 AM

To: marvin lepp <leppfornorthdakota@outlook.com>

That was an issue with the DOT. We called the DOT and resolved it for them.

Karen Richard  
Stark County  
Auditor/Treasurer/Supt. School Records  
P.O. Box 130  
Dickinson, ND 58601  
Email: [KRichard@starkcountynd.gov](mailto:KRichard@starkcountynd.gov)  
Office: (701) 456-7630

---

**From:** marvin lepp <leppfornorthdakota@outlook.com>

**Sent:** Friday, June 24, 2022 10:05 AM

**To:** Karen Richard <KRichard@starkcountynd.gov>

**Subject:** Re: Election Questions

Thank you Karen. I do have reports that there was at least one person that was told they were not us citizens in stark pet their id. How was that matter resolved.

Sent from my iPhone

On Jun 24, 2022, at 11:00 AM, Karen Richard <[KRichard@starkcountynd.gov](mailto:KRichard@starkcountynd.gov)> wrote:

1. Stark County accepted 399 ballots that were processed before canvassing.
2. We check the DOT address if it is a mail in request, once their completed application is received. In person requests we check their ID that it matches what is on voices per DOT.
3. No, if they were post marked before or on the 13<sup>th</sup> those go to canvassing.
4. Not tracked.
5. Those are to be reviewed by canvassing and we do not total the spoiled ballots at the end. They are just accounted for by polling place to balance.
6. 25
7. Yes, we had about three and they were corrected and given the correct ballot.
8. Currently not on a report.
9. There was ES&S staff at Stark County to help if there were mechanical issues with any machines. We did not have any issues. They were not here to handle usb drives etc.
10. Both

11. No
12. Yes
13. That information is available on the SOS website.
14. 6 with early voting.
15. Yes
16. Yes
17. DS200 - EVS 6.0.6.0 and not connected to internet, ExpressVote – EVS 6.0.6.0 and not connected to the internet, Standalone computer – Windows 10 and not connected to internet, Hardened laptop – Windows 10
18. 33,646 per census bureau
19. Yes
20. 15,966 Active Voters

Marvin,

This should answer your questions.

Karen Richard  
Stark County  
Auditor/Treasurer/Supt. School Records  
P.O. Box 130  
Dickinson, ND 58601  
Email: [KRichard@starkcountynd.gov](mailto:KRichard@starkcountynd.gov)  
Office: (701) 456-7630

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**From:** marvin lepp <[leppfornorthdakota@outlook.com](mailto:leppfornorthdakota@outlook.com)>  
**Sent:** Friday, June 17, 2022 3:38 PM  
**To:** Karen Richard <[KRichard@starkcountynd.gov](mailto:KRichard@starkcountynd.gov)>  
**Subject:** Election Questions

Hello ,

My name is Marvin Lepp, Secretary of State Candidate on the June 14<sup>th</sup> Primary. I am formally requesting some information regarding the election processes that occurred leading up to and involving not only mail in and absentee ballots, but as well as the election itself, pursuant of the Freedom of Information Act. As the canvassing officially takes place on June 27<sup>th</sup> the receipt of this information is crucial to be sent back with a timely response.

1. **How many mail-in and absentee ballots did your office receive, per precinct, to be processed on or before 5pm on June 13th?**
2. **What steps are done to verify that the requester / submitter of the absentee ballot actually lives at the address they have submitted for?**
3. **Were any ballots received after that time that were added into the count?**



4. How many individuals were turned away at the polling locations due to issues with their driver's license or other form of identification, or told they were not North Dakota Citizens/ US citizens?
5. How many ballots have been flagged for inspection, or spoiled?
6. How many variations of ballots are available for your county?
7. Were there issues with people receiving the wrong ballots per their street address that were reported?
8. How many people had to be signed up as new voters?
9. Were there any non-election based staff at any polling locations specifically employees with ES&S who were allowed to access the machines, handle the usb drives, and the tallied counts from the DS200 machines.
10. Did you offer both paper ballots and Expressvote options or just one or the other?
11. Were there any reported issues in subdistrict ballots ex. school board candidates either containing wrong information or missing information on the ballot itself?
12. Were all unused paper ballots totaled after polls closed to confirm the total number not used?
13. What was the total ballots cast per precinct?
14. How many physical polling locations were set up within the county?
15. Did your county allow early voting?
16. Is there a camera on any drop box locations within your county?
17. What is the current Operating System / Software on the voting and tabulating machines within your county?
18. How many people reside within your county?
19. Did your county submit test data to the Secretary of State office at any point from May 14<sup>th</sup> 2022 and June 7<sup>th</sup> 2022 to verify all systems were functioning as designed.
20. How many people according to your list are eligible to vote in your county?

Thank you for taking the time to respond to these questions and I hope that you are able to get back to me shortly.

Sincerely,

Marvin Lepp

# The Election Systems Used Across North Dakota

**The Central Voter File (CVF)** – Software created for administering elections in North Dakota

North Dakota (ND) is the only state without any form of voter registration. Not requiring voters to register before being allowed to vote—combined with requiring every individual to provide a valid form of ID (ND driver’s license, ND nondriver ID, or ND tribal ID) that includes the individual’s legal name, current residential address, and date of birth—gives North Dakotans the easiest access to the ballot over any other state and makes it the hardest state in which to cheat.

The CVF includes a record of everyone who has voted in at least one of the last two election cycles. The initial data for the CVF is populated with the names, addresses, and dates of birth of any ND resident with a driver’s license or nondriver’s ID from the ND Department of Transportation (DOT). The data in the CVF is continually updated with information received from DOT whenever a resident provides a new residential address after moving to a new residence in the state, from the courts for name changes, and from Vital Records upon the death of a resident.

The CVF is one module of the state’s Election Management System (EMS) called ND VOting Information and Central Election Systems (ND VOICES). This EMS allows the Secretary of State and the state’s 53 County Auditors to keep voter records current; build the ballots for upcoming elections; provide accessible data to voters at [Vote.ND.Gov](https://www.vote.nd.gov) so each voter may know where to vote, what jurisdictions are associated with the voter’s address, and a wealth of voting information; and post voting credit for voters after an election. All of this is available to election officials on a secure and private network behind firewalls, the access to which requires strong passphrases and multifactor authentication.

ND VOICES is continuously monitored for real-time intrusion attempts. This monitoring is not only done by the ND Information Technology department (NDIT), but it is also monitored by several federal security agencies because of the Department of Homeland Security Critical Infrastructure designation. This designation defines that election infrastructure must be as secure as our nation’s power grid, water supplies, communications, etc. In all, there are 16 sectors that have been given this same designation. (See <https://www.cisa.gov/critical-infrastructure-sectors>.)

## **Voting System and Certification:**

In 2019, the ND legislature passed Senate Bill 2002 (Senate 47-0 and House 84-6) authorizing funding for the Secretary of State’s statewide voting system and electronic pollbook project.

This new voting system was acquired after a competitive bid process in 2019 and first used in the June 2020 election. The proposals were reviewed by County Auditors and election officials from four counties, two members of the Secretary of State’s Elections Unit, and state agency representatives from the Office of Management and Budget (OMB), the Attorney General’s office, and NDIT. An Executive Steering Committee, comprised of leaders from the Secretary of State, OMB, and NDIT, approved the recommendations and monitored the implementation.

For electronic pollbooks, which speed the check in of voters at polling places, the state selected KNOWiNK’s PollPads.

For its new voting system, the state selected Election Systems & Software (ES&S, release 6.0.4.0). ES&S was ranked above other bidders, including Hart InterCivic, ClearBallot, Dominion, and Henry Adkins/Unisyn. In accordance with North Dakota Century Code, the Secretary of State’s office certified the ES&S equipment and software before its use in 2020.

Whenever the state or counties either purchase a new voting system or the state updates an existing voting system, the system or enhancement considered must meet the certification standards required in [NDCC § 16.1-06-26](#) and further detailed in [NDAC Chapter 72-06-01](#).

The first part of the certification process is performed by an [independent testing laboratory](#), certified by the National Institute of Science and Technology and approved by the [Election Assistance Commission \(EAC\)](#). The laboratory must ensure that the system provided by a vendor meets a certain set of Voluntary Voting System Guidelines (VVSG). Voting systems available today were approved according to VVSG 1.0 found at <https://www.eac.gov/voting-equipment/voluntary-voting-system-guidelines>. Future enhancements and systems will be certified to VVSG 1.1 or VVSG 2.0.

The second part of certification comes from the ND Secretary of State, who must certify that the new system or enhancement meets the requirements found in ND law. A system can only be used after both certification elements are completed.

### **Voting System Testing:**

Before each election, the ballots and voting machine programming to be used in the election must be tested according to the logic and accuracy testing (L&A testing) plan developed by the Secretary of State's office. L&A testing is conducted with ballots to be used in every precinct and on the programming used to read the votes marked on those ballots. The L&A testing must be completed on all machines that will be used during the election. The L&A testing was designed to ensure that a vote marked for a candidate or ballot question choice is always recorded as a vote for that candidate or choice. The results of the L&A testing are only acceptable when the votes recorded match the votes marked on the ballots used in the test. This L&A testing process involves a large number of ballots with each candidate position and ballot question choice receiving a different number of votes to ensure the accuracy of the programming.

One week before the voting machines are used in the election, a public test of the machines is held in each county and the public is welcome and encouraged to attend. After completion of the public test, the programming is locked and sealed in the voting machines, and they are securely stored until they are to be used in the election. The numbered seals used are compared by the election board members before any ballots are tabulated to make sure that the programming has not been altered.

### **Voting in an Election:**

#### **Voting by Absentee or Mail**

Voters who know they will not be voting in person at an election may prepare an application for a ballot to be mailed or handed to them before the election. This application for the ballot is outlined in [NDCC § 16.1-07-06](#) and it must be completed in full. The data provided on the application must match the data for the individual as recorded in the CVF before the ballot is sent to the voter by the election official. If the application is incomplete or does not match the data in the CVF, the application is returned to the individual who submitted the application for correction. When the marked ballot is returned to the election official, the voter's record is updated to reflect that the voter has returned an absentee ballot.

If the signature on the back of the return envelope does not match the signature provided on the application, the voter is contacted and is required to either come into the County Auditor's office to verify the signatures with the ID used to obtain the ballot or send a photocopy of the ID. Without the voter making the necessary verification, the ballot is not counted. Voters are given until the meeting of the County Canvassing Board to make this verification to have their ballot included in the final tally.

## Voting in Person at an Early Polling Place or at an Election Day Polling Place

Electronic Pollbooks – Purchased from KNOWiNK, Inc. of St. Louis, MO – <https://knowink.com/>

Before being given a ballot to mark and cast in an election, everyone must provide a valid form of ID (see valid forms above). Nearly every voter uses his or her ND driver's license when voting.

When voters request a ballot in a polling place, they are asked by the election clerk to place their valid ID in the slot provided on the electronic pollbook.



The PollPad reads the data from the ID and finds the voter's record in the database. When the election clerk has verified that the voter is a U.S. citizen, a resident of the precinct for at least the last 30 days, at least 18 years of age, has not already voted in the election, and is eligible to vote, the voter is given a ballot for the precinct of the address at which the voter resides.

These PollPads, used in every polling place in the state, operate separately from the ND voting system. The PollPads are connected through a secure and private network to every other PollPad used for the state's election. This means that the minute a voter is checked in to vote in one location, every other polling place's PollPads are updated with this data. This prevents voters from voting more than one time per election. The strong ID requirement and the use of PollPads are the state's best prevention for double voting.

## Ballots

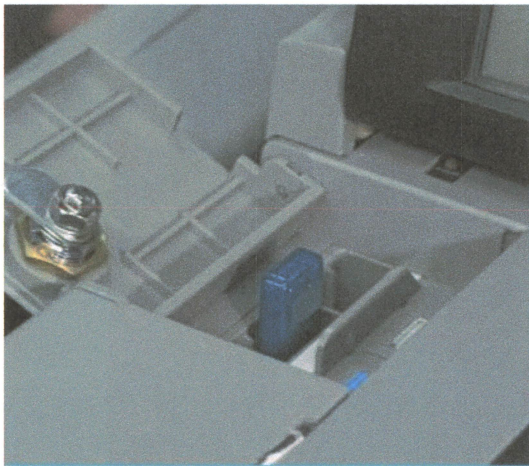
Everyone who votes in ND does so on a paper ballot that is the official record of the votes cast.

When the voter submits the marked ballot for tabulation in a polling place, the votes are tabulated by voting machines that the state purchased from Election Systems & Software of Omaha, NE, in 2019. These DS200 voting machines (see <https://www.essvote.com/products/ds200/>) require that a Zero Results tape be printed at the opening of the polls to confirm to the poll workers (with bipartisan representation) that there are no votes already recorded. Each member of the election board must sign off on this tape before voting may begin.

## Tabulation and Ballot Marking Devices:

### DS200

The machines themselves are essentially useless without the programming necessary to read the votes from the ballots cast by voters in that polling place. That programming resides on the machine via a flash drive that is manufactured in the U.S. for only this purpose and the programming is protected on that flash drive with military grade encryption. This flash drive is inserted into the DS200 after the public test of the voting machines prior to the election and locked in place with a keyed lock and a marked security seal. As an additional security measure, a different flash drive, also with encryption and password protection, must be inserted first to prepare the machine for the programming that will be inserted next. Without these multifactor authentication protocols being met perfectly, the machine remains useless.



While the DS200 is in use for the election, the access points remain under lock and key. A voter can only insert his or her ballot and reply to any error messages provided to the voter on the display screen, e.g., overvoted contest, cross-over voting, blank ballot. A poll worker is constantly monitoring the DS200 to provide assistance when requested and to prevent any attempts to tamper with it. In short, security is achieved by multifactor authentication, multiple passwords, keyed locks, seals, and physical observance.



## ExpressVote

For those voters who live with a disability that prevents them from marking their own paper ballot without assistance, a ballot marking device known as the ExpressVote is provided at every polling place. To describe it most succinctly, the ExpressVote is an accessible pen for those who are not able to mark their own ballot or are unable to read. (See <https://www.essvote.com/products/expressvote/>.)



## DS450

The ballots cast by absent voters are tabulated as well by a bipartisan election board on a voting machine called the DS450, which is a high-speed scanner. (See <https://www.essvote.com/products/ds450/>.)



The DS450 has the same security measures as the DS200, but it tabulates the votes from absentee ballots at a rate of approximately 50 ballots per minute. Both the DS200 and the DS450 make a digital image of the ballot as it tabulates the votes. This is different from the voting machines used in the state before 2020 as those machines only looked for the presence of marked ovals to tabulate the voter's choices.

The additional advantage provided by the DS450 is that it is an exceptional tool for sorting cast ballots to find the ones containing a specific contest for which the results were within the recount margins. This alleviates the tedious and often less reliable sorting by hand.

### **After the Polls Close**

When the last voters have cast their ballots on election day, the DS200s and the DS450s are set by the bipartisan election boards to Polls Close. This triggers the programming to print a Vote Totals tape, which is a record of all the votes counted for every contest on any ballot run through the machine by or for qualified electors in the election. (The Secretary of State recommends that the election judge from each political party represented on the election board request a copy of this Vote Totals tape for independent verification purposes.) The election board members once again sign off on this tape and the flash drive is properly removed from the machine. The flash drive, Vote Totals tape, and ballots are then delivered by hand to the County Auditor's office.

Upon delivery of these materials, the County Auditor inserts the flash drive into the Electionware computer (a hardened computer that has never been, and never can be, connected to the internet) and the results from the polling place are copied from the flash drive to the Electionware software. These results are then added to the results from absentee ballots counted and the ballots cast in other polling places to total the results for the entire county. (See [https://www.essvote.com/products/electionware/.](https://www.essvote.com/products/electionware/))

Once again, only when the flash drive inserted in the Electionware computer has the proper encryption key for the election and the proper passwords are entered will the software add the votes counted on the flash drive with the totals from the other polling places. After the copy of the results is added, a report can be generated from the Electionware software so that the results copied from the polling place may be compared against the Vote Totals tape run at the polling place. This is to ensure that the results have not been tampered with between the polling place and the County Auditor's office.

At a convenient point during election night, a different single-use flash drive is inserted into the Electionware computer, and a copy of the votes recorded in the software is placed on it. This flash drive is then taken to yet another computer that also has only one purpose. This computer is connected to the state's private and secure network so that the votes recorded in the 53 counties can be added to the state's election results database. Access to this network requires multifactor authentication and strong passphrases. The election database then places another copy of these results onto the Secretary of State's Election Night Reporting website so that voters, candidates, the public, and the press can view **unofficial** results of the votes tallied in the election. The current election results, along with the past election results since ND became a state in 1889, can be viewed in the [Election Results](#) section of the [Vote.ND.Gov](#) website.

It is critical to remember that the results reported on the Election Night Reporting website are **unofficial** until they are verified by two other bipartisan election boards that meet in the days following the election, at which time, they become official. The first bipartisan election board is the County Canvassing Board, which is responsible for certification of the results cast on absentee ballots and those cast by voters in the various polling places in that specific county. The second is the State Canvassing Board, which certifies the results submitted by all 53 County Canvassing Boards. Only when the votes reported on the Election Night

Reporting website are verified against the votes certified by the Election Boards, County Canvassing Boards, and the State Canvassing Board does that record become an official copy of the election results. Until the election results are made official, the Election Night Reporting website should be seen only as a transparency window into the results that will eventually be certified.

**Post-Election:**

Before the County Canvassing Boards can meet, the Secretary of State randomly selects one precinct from each county and a post-election audit must be conducted on all voting machines that tabulated votes from that precinct in that county. Upon certification from the county that the votes are still being tabulated with 100% accuracy according to the approved logic and accuracy test, the County Canvassing Board can meet on the 13<sup>th</sup> day after the election to certify the results.

**Conclusion:**

The information provided above explains the processes that are in place to ensure the state's elections are run with integrity. In addition to these processes, there are many other responsibilities for election administration that are completed daily by the Secretary of State and the state's 53 County Auditors. ND election officials are committed to election integrity and the state's residents have every right to expect our best to have confidence in election outcomes.