

From: C.J. Adams-Collier KF7BMP <cjac@colliertech.org>

Reply-to: cjac@colliertech.org

To: Milene Henley <Mileneh@co.san-juan.wa.us>

Cc: Doris Schaller <DorisS@co.san-juan.wa.us>, Steve Excell <steve.excell@sos.wa.gov>, Rick Boucher <rboucher@sanjuanweb.com>, Pam Floyd <corps@sos.wa.gov>

Bcc: Chris Nandor <pudge@pobox.com>

Subject: RE: Filing for write-in

Date: Wed, 18 Aug 2010 22:43:32 -0700

Dear Doris & Milene,

I will make a scan and publish it along with a scan of the declaration itself in case the secretary of state wishes to audit the process. I understand that you do not consider the declaration official due to San Juan County standard operating procedure. However, Doris has confirmed the following:

You are correct in stating that your voter registration date is the original date of mailing or date of delivery.

Per [29A.08.110](#)(1) RCW, I was registered prior to the last day to file as a write-in candidate. The envelope you returned to me, containing exactly what you indicate that it contains, is postmarked 16 August 2010. This confirms to me that the application was delivered within the limits prescribed by law. I will file your return mail with the documents required by [434-180-310](#) and make them available for review on request.

Pam,

Another correction: [434-180-310](#) (1)(a) mentions [19.34.100](#) (1)(g), which does not exist.

Steve,

Can you chair this discussion and confirm or deny for me whether I am or am not declared as a write-in candidate for Orcas Island PCO district 3? I doubt that I garnered more than a few votes in the 2 days I was able to run for office, but I would like it on the record that I ran, if all requirements were met. I would also like the number of votes recorded publicly.

The pertinent documents are available to review here:

<http://www.facebook.com/album.php?aid=193996&id=521571895&l=06592029b0>

Thanks to you all,

C.J.

On Mon, 2010-08-16 at 11:02 -0700, C.J. Adams-Collier KF7BMP wrote:

| On Mon, 2010-08-16 at 10:28 -0700, Milene Henley wrote:

Hi, C.J.,

Hi Milene,

Sorry for being stubborn here. I don't want to make your job any more difficult. I understand if you cannot in good conscience process my declaration of candidacy.

You are not actually registered until your registration is activated, which it cannot be this close to an election.

I understand that I will not be eligible to vote at my current residence in this election. For the record, though, since you have acknowledged receipt of delivery of my voter registration application, I believe that I am legally and officially registered to vote (not necessarily in this election) as of Sun, 15 Aug 2010 21:44:31 -0700 as per 29A.08.110(1) RCW. I also believe that all requirements for my declaration of candidacy have been met, if only barely. I acknowledge that I'm getting things in just under the wire, and understand that your office may not have the resources required to process the documents immediately, considering your current workload with the upcoming election.

I'm sorry, but you really can't run this year.

Note, however, that if you want to be a Precinct Committee Officer, you don't have to run. Many PCO positions go unfilled. Contact Ruth Fleming, local Democratic chair, at (360) 378-5462 and let her know you are interested. She's always looking for PCO's.

I will do this in addition to officially declaring my candidacy. Thank you for the information!

Milene

C.J.

F. Milene Henley

San Juan County Auditor

(360) 370-7558

P SAVE PAPER - Please do not print this e-mail unless absolutely necessary

From: C.J. Adams-Collier KF7BMP [mailto:cjac@colliertech.org]

Sent: Monday, August 16, 2010 10:18 AM

To: Doris Schaller

Cc: Milene Henley

Subject: RE: Filing for write-in

Hello Doris, Milene,

The below seems to be in order. I did not, however, see anything requiring that the candidate be able to vote at the election in which they are running. Since my move date was 32 days before the election, and since voter registration requirements indicate a 30-day residency, and since a PCO candidates must be registered to vote at a residence in the precinct, yesterday and today are the only dates on which I can legally declare my candidacy.

Unless there is a statute indicating that I must not only be registered to vote, but registered to vote at the election in which I am running.

I have dropped a printed version of the voter registration application receipt and the Declaration of Write-in Candidacy in the mailbox. It should be postmarked within the prescribed filing threshold. Let me know if I need to appear at the office physically and I'll see if I can get some time off work.

Thanks for your time!

C.J.

On Mon, 2010-08-16 at 09:09 -0700, Doris Schaller wrote:

Hello C.J.,

If you came in today (8/16/10), we would not be able to accept your Declaration of Write-in Candidacy for the office of PCO. You are correct in stating that your voter registration date is the original date of mailing or date of delivery.

Per RCW 29A.08.140 we must close voter registration prior to a primary or election. Your online registration will be accepted after the canvass board has certified the Primary on September 1. Your date of registration will be the date you submitted

your online registration (8/15/10).

RCW 29A.08.140

Voting in primaries, special elections, or general elections — Notice.

(1) In order to vote in any primary, special election, or general election, a person who is not registered to vote in Washington must:

(a) Submit a registration application no later than twenty-nine days before the day of the primary, special election, or general election; or

(b) Register in person at the county auditor's office in his or her county of residence no later than eight days before the day of the primary, special election, or general election. A person registering under this subsection will be issued an absentee ballot.

(2) A person who is already registered to vote in Washington may update his or her registration no later than twenty-nine days before the day of the primary, special election, or general election to be in effect for that primary, special election, or general election. A registered voter who fails to transfer his or her residential address by this deadline may vote according to his or her previous registration address.

(3) Prior to each primary and general election, the county auditor shall give notice of the registration deadlines by one publication in a newspaper of general circulation in the county at least thirty-five days before the primary or general election.

The Declaration of Write-in Candidacy for PCO states that you declare you are a registered voter. See Write-in PCO Declaration of Candidacy form attached.

I hope I have answered your questions. If not, please let me know.

Doris Schaller

Elections Supervisor

San Juan County

Phone (360) 378-3357

Fax (360) 378-8856

doriss@sanjuanco.com

P SAVE PAPER - Please do not print this e-mail unless absolutely necessary

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

From: Milene Henley

Sent: Monday, August 16, 2010 6:40 AM

To: Doris Schaller

Subject: FW: Filing for write-in

Doris,

Please help me with a WAC or RCW to counter this guy's argument that he can still register to vote.

Milene

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

From: C.J. Adams-Collier KF7BMP [mailto:cjac@colliertech.org]

Sent: Sun 8/15/2010 10:09 PM

To: Milene Henley

Cc: Doris Schaller; Carlys Allen

Subject: RE: Filing for write-in

On Sun, 2010-08-15 at 21:44 -0700, Milene Henley wrote:

> Hi, C.J.,

>

> Thank you for your interest in San Juan County elections. However,

> the deadline for registering to vote in the August 17 primary has

> passed. You cannot file as a write-in candidate if you are not

> registered to vote.

I understand that I am not qualified to vote in the primary, but, after reviewing Chapter 29A.08.110 RCW, I believe that I am registered to vote, as 29A.08.110(1) states:

An application is considered complete only if it contains the information required by RCW 29A.08.010. The applicant is considered to be registered to vote as of the original date of mailing or date of delivery, whichever is applicable. The auditor shall record the appropriate precinct identification, taxing district identification, and date of registration on the

voter's record in the state voter registration list. Any mailing address provided shall be used only for mail delivery purposes, and not for precinct assignment or residency purposes. Within sixty days after the receipt of an application or transfer, the auditor shall send to the applicant, by first-class nonforwardable mail, an acknowledgement notice identifying the registrant's precinct and containing such other information as may be required by the secretary of state. The postal service shall be instructed not to forward a voter registration card to any other address and to return to the auditor any card which is not deliverable.

Let me know if I'm incorrect.

Thanks much!

C.J.

> Perhaps you can find something to run for in the November general election.

>

> Milene Henley,

> San Juan County Auditor

>

>

>

> -----Original Message-----

> From: C.J. Adams-Collier KF7BMP [mailto:cjac@colliertech.org]

> Sent: Sun 8/15/2010 8:38 PM

> To: Auditor

> Subject: Re: Filing for write-in

>

> If I came in tomorrow with voter registration and write-in candidacy

> forms prepared, could I run for district 3 PCO? I don't know that I

> want to run against Mr. Boucher, as I'm certain that he knows the island

> better than me and would currently make a better candidate, but if there

> are both republican and democratic positions open, I would happily serve

> along side him.

>

> Cheers,

>

> C.J.

>

> On Sun, 2010-08-15 at 20:22 -0700, C.J. Adams-Collier KF7BMP wrote:

>

>> Ah! I found the forms!

>>

>> <http://wei.secstate.wa.gov/sanjuan/CandidateInfo/Pages/2010CandidateFilingForms.aspx>

>>

>> and the candidate filing handbook:

>>

>> [http://wei.secstate.wa.gov/sanjuan/Documents/Candidate%20Filing%](http://wei.secstate.wa.gov/sanjuan/Documents/Candidate%20Filing%20Handbook.pdf)

>> [20Handbook.pdf](http://wei.secstate.wa.gov/sanjuan/Documents/Candidate%20Filing%20Handbook.pdf)

>>

>> Thanks for having everything where I can find it.

>>

>> Cheers,

>>

>> C.J.

>>

>>

>> On Sun, 2010-08-15 at 20:03 -0700, C.J. Adams-Collier KF7BMP wrote:

>>

>>> Hi there! I know the timeline is pretty close, but I've been

>>> interested in running for office for a while. We moved to Orcas a

>>> month ago, and we have yet to register to vote. Can you tell me

>>> what the below offices are and what PCO means?

>>>

>>> <http://wei.secstate.wa.gov/sanjuan/currentelection/Pages/OfficesOpenForElection.aspx>

>>>

>>> Orcas 1 (San Juan) PCO - Democratic (2-year term, Nonpartisan)

>>> County \$0 PCO - Republican (2-year term, Nonpartisan)

>>> County \$0 Orcas 4 (San Juan) PCO - Democratic (2-year term,

>>> Nonpartisan)

>>> County \$0 PCO - Republican (2-year term, Nonpartisan)

>>> County \$0 Orcas 2 (San Juan) PCO - Democratic (2-year term,

>>> Nonpartisan)

>>> County \$0 PCO - Republican (2-year term, Nonpartisan)

>>> County \$0 Orcas 3 (San Juan) PCO - Democratic (2-year term,

>>> Nonpartisan)

>>> County \$0 PCO - Republican (2-year term, Nonpartisan)

>>> County \$0

>>>

>>> Thanks in advance,

>>>

>>> C.J.

>>>

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>>> _____

>>> cjac@colliertech.org

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>>> 0xBA27A83C

>>>

>>> Certified CA OP

>>> Pædantic Programmer

>>>

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>>> 0018644880

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Valid signature (C.J. Adams-Collier <cjac@colliertech.org>)