

From: "Eveler, Janine" <Janine.Eveler@cobbcounty.org>
Date: Tuesday, February 25, 2020 at 8:15 AM
To: AO Records <records@americanoversight.org>
Subject: [Ext]RE: Open Records Request (GA-COBB-20-0136)

This scan was completed and retrieved 173 email records. I will have to review the records for any possible redactions. I estimate an additional 3 hours at a cost of \$175.74. I believe I can complete that work within one-two weeks, given the other priorities of conducting the March primary. Attached are the Provisional Numbered Lists from 2019; we are still retrieving and processing the 2018 lists you requested.

Janine Eveler

Director,
Cobb County Elections & Registration
770-528-2312
770-528-2519 Fax
678-315-0439 Cell
www.CobbElections.org

Register...then Vote!

From: AO Records [mailto:records@americanoversight.org]
Sent: Thursday, February 20, 2020 10:47 AM
To: Eveler, Janine <Janine.Eveler@cobbcounty.org>
Subject: Re: Open Records Request (GA-COBB-20-0136)

Good Morning Ms. Eveler,

Thanks for providing these estimates. We would like to proceed with the search.

Best,
Khahilia

Khahilia Shaw
Counsel
American Oversight
khahilia.shaw@americanoversight.org | 202.539.6507
www.americanoversight.org | @weareoversight

From: "Eveler, Janine" <Janine.Eveler@cobbcounty.org>
Date: Thursday, February 20, 2020 at 10:28 AM
To: AO Records <records@americanoversight.org>
Subject: RE: Open Records Request (GA-COBB-20-0136)

My IT department indicated that they cannot search by department; instead, we have to tell them the email addresses to search. I have provided the four addresses in the department most likely to receive communication from the Secretary of State regarding provisional or challenged procedures or directives during this time period (Janine Eveler, Beau Gunn, Brenda Jemison, Beth Kish). The search itself will take 1.5 hours and cost \$61.55. This estimate does not include any time needed to review and possibly redact documents retrieved in the search. Do you wish to proceed with the search?

The manual retrieval and redaction of Provisional Numbered Lists is in progress. That effort is estimated to take 1 hour at the cost of \$20.28.

Janine Eveler

Director,
Cobb County Elections & Registration
770-528-2312
770-528-2519 Fax
678-315-0439 Cell
www.CobbElections.org

Register...then Vote!

From: AO Records [<mailto:records@americanoversight.org>]
Sent: Tuesday, February 18, 2020 3:19 PM
To: Eveler, Janine <Janine.Eveler@cobbcounty.org>
Subject: Re: Open Records Request (GA-COBB-20-0136)

Good afternoon Ms. Eveler,

Please find our answers below.

- Regarding Item #1: your list below accurately describes the documents we are seeking. We are willing to narrow the search date to span from October 1, 2018 to January 1, 2019.
- Regarding Items # 2-3: Please include only the Cobb general elections on November 5, 2019, including the runoff.

- Regarding Item #2: your description below accurately describes the request. We do not object to the county redacting voter names under the ORA.
- Regarding Item #3: you can disregard this item, as the documents you forwarded contain the information requested.

Please let me know if you have any additional questions.

Thanks,

Khahilia Shaw
Counsel
American Oversight
khahilia.shaw@americanoversight.org | 202.539.6507
www.americanoversight.org | @weareoversight

nFrom: "Eveler, Janine" <Janine.Eveler@cobbcounty.org>
Date: Monday, February 10, 2020 at 2:21 PM
To: AO Records <records@americanoversight.org>
Subject: FW: Open Records Request (GA-COBB-20-0136)

Khahilia Shaw,

I need further clarification on the attached request.

- Regarding Item # 1: In order to conduct an electronic search, we would need to identify search criteria. In my assessment, you are asking for the following:
 - 1) All communications from email addresses ending with @sos.ga.gov
 - 2) sent from April 1, 2018 to the present day
 - 3) to the email addresses of all Cobb County employees assigned to the Elections department
 - 4) containing the words "provisional" or "challenged"

Please review this search criteria and narrow the parameters wherever you can in order to reduce the time and expense of the search. This search will be very expensive and result in a great deal of duplication, unless you can narrow it down. I would also like to recommend that, if possible, you direct this request to the originator of these records, which would be the Secretary of State.

- Regarding Items #2 & #3: I need to clarify the elections to include. The only special election called for November 5, 2019 was for an Austell City Council seat and it did not require a runoff on December 3, 2019. However, Cobb conducted general elections for several municipalities on that date, one of which required a runoff. Are these also to be included in our records search?

- Regarding item #2: This requires a manual search as well as redaction. I understand your request to mean that you want copies of the Provisional Recap sheets completed on the specified election days. The names of the voters must be redacted because they are exempt from disclosure under the Georgia Open Records Act. Federal statute 52 U.S.C. section 21082(a)(5)(B) states that “[a]ccess to information about an individual provisional ballot shall be restricted to the individual who cast the ballot.” Therefore, disclosure would not be required because of exemption 1 of the Georgia Open Records Act, O.C.G.A. sec. 50-18-71(a)(1), which exempts from disclosure those records that are required to be kept confidential by federal law. However, we can certainly provide the redacted documents, if that is still desired. Once you clarify the specified elections, I will provide you an estimate of the hours and cost associated with this search.
- Regarding item #3: I have attached our public report was provided to our Board during certification for all four election dates. There is a section that pertains to provisional ballots issued and counted. From this document you can derive the numbers “approved” and “rejected”; however, I do not know what you mean by the term “withheld”.

Please respond with clarification as requested above.

Janine Eveler

Director,
Cobb County Elections & Registration
770-528-2312
770-528-2519 Fax
678-315-0439 Cell
www.CobbElections.org

Register...then Vote!

From: Gunn, Beau
Sent: Saturday, February 8, 2020 10:44 AM
To: Eveler, Janine <Janine.Eveler@cobbcounty.org>
Subject: Fwd: Open Records Request (GA-COBB-20-0136)

Sent from my iPhone

Begin forwarded message:

From: AO Records <records@americanoversight.org>
Date: February 7, 2020 at 1:21:28 PM EST
To: "info@cobbelections.org" <info@cobbelections.org>

Subject: Open Records Request (GA-COBB-20-0136)

Dear Open Records Officer:

Please find attached a request for records under Georgia's open records laws.

Sincerely,

Mariuxi Pintado
Paralegal
American Oversight
records@americanoversight.org
www.americanoversight.org | @weareoversight

ORR: GA-COBB-20-0136

CAUTION: This email originated outside Cobb County Government.
Please exercise caution when opening links/attachments in this email .

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when opening links/attachments in this email .

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No. _____ of _____ sheet(s)
 White Sheet - Secretary of State
 Yellow Sheet - Election Superintendent
 Pink Sheet - Clerk of Superior Court or
 City Clerk
 Goldenrod Sheet -- Registrar's Office

USE A BALL POINT PEN

Bear Down You are Marking Four Copies

**NUMBERED LIST OF
PROVISIONAL/
CHALLENGED VOTERS**

☐ Democratic Primary/Primary Runoff
☐ Republican Primary/Primary Runoff
☐ General/General Runoff

who voted in the ☒ Special/Special Runoff held on the 5 day of Nov, 2019
in the KEIA Kennesaw Precinct of Cable
Georgia to wit: _____ (Place name of City or County as applicable)

* Provisional/Challenged Codes

PI - Registered voter who does not have photo ID to present at time of voting
PR - Person believing that he or she has timely registered to vote but whose name does not appear on electors list
IR -Voter who registered for first time by mail but did not provide required identification
EH - Voter who is casting a ballot during extended poll hours as a result of a court order (applies to federal elections only)
OP - Out of Precinct
X -Voter who registered for the first time in Georgia but did not provide proof citizenship
V - Person who did not verify

[illegible]

Registrars: Within three business days after the primary or election place a check mark in either the "Accepted Ballot" or "Rejected Ballot" column for each provisional ballot cast. Return the original form to the election superintendent and retain the goldenrod copy for your files.

This list must be prepared in accordance with Georgia Election Code Sections **21-2-386, 21-2-405, 21-2-431, 21-2-451** and SEB Rule **SEB 183-1-12.06**.

No. _____ of _____ sheet(s)
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NUMBERED LIST OF PROVISIONAL/ CHALLENGED VOTERS

☐ Democratic Primary/Primary Runoff
☐ Republican Primary/Primary Runoff
☒ General/General Runoff

who voted in the ☒ Special/Special Runoff held on the _____ day of _____, 20____
in the _____ Precinct of _____
Georgia to wit: KENNESAW 5A, KESA (Place name of City or County as applicable)

KENNESAW 5A, KE5A
5 November, 2019
Cobb County

(Place name of City or County as applicable)

* Provisional/Challenged Codes

PI - Registered voter who does not have photo ID to present at time of voting

PR - Person believing that he or she has timely registered to vote but whose name does not appear on electors list

IR -Voter who registered for first time by mail but did not provide required identification

EH - Voter who is casting a ballot during extended poll hours as a result of a court order (applies to federal elections only)

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X - Voter who registered for the first time in Georgia but did not provide proof citizenship

V - Person who did not verify

[illegible]

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NUMBERED LIST OF PROVISIONAL/ CHALLENGED VOTERS

☐ Democratic Primary/Primary Runoff
☐ Republican Primary/Primary Runoff
☒ General/General Runoff

who voted in the ☒ Special/Special Runoff held on the _____ day of _____, 20____
in the _____ Precinct of _____
Georgia to wit: SMYRNA 3A, SN3A (Place name of City or County as applicable)
5 November 2019

SMYRNA 3A, SN3A
5 November, 2019
Cobb County

(Place name of City or County as applicable)

- Provisional/Challenged Codes

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X -Voter who registered for the first time in Georgia but did not provide proof citizenship

V - Person who did not verify

[illegible]

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* Provisional/Challenged Codes

V - Person who did not verify

(Place name of City or County as applicable)

GA-COBB-20-01360-A-000009

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OP - Out of Precinct
X -Voter who registered for the first time in Georgia but did not provide proof citizenship
V - Person who did not verify

☐ Democratic Primary/Primary Runoff
☐ Republican Primary/Primary Runoff
☒ General/General Runoff

who voted in the ☒ Special/Special Runoff held on the ____ day of ____, 20____
in the ____ Precinct of ____
Georgia to wit: SMYRNA GA. SN6A (Place name of City or County as applicable)

SMYRNA 6A, SN6A
5 November, 2019
Cobb County

[illegible]

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 OP - Out of Precinct
 X - Voter who registered for the first time in Georgia but did not provide proof citizenship
 V - Person who did not verify

- ☐ Democratic Primary/Primary Runoff
☐ Republican Primary/Primary Runoff
☒ General/General Runoff

who voted in the ☒ Special/Special Runoff held on the ____ day of November, 2019
 in the _____ Precinct of _____
 Georgia to wit: _____
 (Place name of City or County as applicable)

SMYRNA 7A, SN7A
 5 November, 2019
 Cobb County

NO.	NAME OF VOTER	PROV. CODE*	BALLOT STYLE/ DISTRICT COMBO	Registrar's Office Use Only†	
				ACCEPTED BALLOT	REJECTED BALLOT
1	[REDACTED]	OP	SN7A		✓
2	[REDACTED]	PR	SN7A		✓
3	[REDACTED]	PR	SN7A		✓
4	[REDACTED]	PR	SN7A		✓
5	[REDACTED]	PR	SN7A		✓
6	[REDACTED]				
7					
8					
9					
10					
11					
12					
13					
14					
15					
16					
17					
18					
19					
20					

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NUMBERED LIST OF PROVISIONAL/ CHALLENGED VOTERS

☐ Democratic Primary/Primary Runoff
☐ Republican Primary/Primary Runoff
☒ General/General Runoff

who voted in the Special/Special Runoff held on the 3 day of December, 2019
in the Smarna 4A SN4A Precinct of Cobb County
Georgia to wit: _____
(Place name of City or County as applicable)

* Provisional/Challenged Codes

PI - Registered voter who does not have photo ID to present at time of voting
PR - Person believing that he or she has timely registered to vote but whose name does not appear on electors list
IR -Voter who registered for first time by mail but did not provide required identification
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V - Person who did not verify

[illegible]

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* Provisional/Challenged Codes

V - Person who did not verify

who voted in the ☒ General/General Runoff ☒ Special/Special Runoff held on the 3 day of December, 2019
in the Smynaba SNGA Precinct of Cobb County
Georgia to wit: _____
(Place name of City or County as applicable)

Registrars: Within three business days after the primary or election place a check mark in either the "Accepted Ballot" or "Rejected Ballot" column for each provisional ballot cast. Return the original form to the election superintendent and retain the goldenrod copy for your files.

AMERICAN OVERSIGHT
Form PNLV-14

GA-COBB-20-01360-A-000014

