

EXHIBIT 8



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250 W. Second Street, Suite G
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Jon R. Smith
County Attorney

Roger A. Nelson
Chief Criminal Deputy

Ronald R. Perkins
Director Victim Services

July 09, 2007

Kathleen E. Rapp
Wilenchik & Bartness, P.C.
The Wilenchik & Bartness Bldg.
2810 N. Third Street
Phoenix, AZ 85004

RE: *Maria M. Gonzalez, et al. v. State of Arizona, et al.*

Dear Ms. Rapp:

Enclosed please find Yuma County's Response to ITCA Plaintiffs' Second Set of Non-Uniform Interrogatories and Request for Production of Documents to County Defendants regarding the above-referenced matter.

If you have any questions please contact me at (928) 817-4300.

Sincerely,

A handwritten signature in black ink, appearing to read "William J. Kerekes".

William J. Kerekes
Deputy County Attorney

WJK/gmf

Encl. As Stated Above

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'2007'

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22 of Arizona, Inc., et al.

23 UNITED STATES DISTRICT COURT
24 DISTRICT OF ARIZONA

25 Maria M. Gonzalez, et al.,
26 Plaintiffs,

27 vs.

28 State of Arizona, et al.,
Defendants.

No. CV06-01268-PHX-ROS (Lead)
CV06-01362-PHX-ROS (Cons)
CV06-01575-PHX-ROS (Cons)

**ITCA PLAINTIFFS'
SECOND SET OF
NON-UNIFORM
INTERROGATORIES TO
COUNTY DEFENDANTS**

1 DEFINITIONS AND INSTRUCTIONS

2 "You" or "your" refer to the above-named defendants upon whom these
3 requests have been served, and their respective offices.

4 "Proposition 200" refers to the voting-related provisions of the Arizona
5 Taxpayer and Citizen Protection Act, the ballot initiative passed in November 2004,
6 which amended A.R.S. §§ 16-152, 16-166, and 16-579.

7 These interrogatories shall be deemed to seek responses as of the date
8 hereof and shall be deemed to be continuing in nature up to and including the time of
9 trial in this matter.

10 INTERROGATORIES

11 1. Provide the total number of voter registration forms in your county
12 that have been submitted since January 24, 2005. For that total number, provide the
13 number of individuals who were added to the list of registered voters, not added
14 to the list of registered voters due to the application form's failure to contain satisfactory
15 evidence of citizenship as required by Proposition 200, and [REDACTED]
16 [REDACTED] If a breakdown of the foregoing information is available by month, and
17 age, race and ethnicity of applicant, provide that information.

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19 * A. unable to track
20 B. unable to track
21 C. Do not track
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2. Identify (by providing the full name, last known address, telephone number and email address) the individuals who submitted voter registration application forms in your county since January 24, 2005, but were not added to the list of registered voters because they did not provide satisfactory evidence of citizenship as required by Proposition 200.

Do not track

3. For each election conducted in your county from September 2005 to present, provide the number of registered voters who (a) voted by mail; (b) cast a regular ballot at a polling place; (c) were not permitted to cast a regular ballot at a polling place due to failure to provide identification required by A.R.S. § 16-579; (d) cast a conditional provisional ballot due to failure to provide identification required by A.R.S. § 16-579; (e) cast a conditional provisional ballot and subsequently provided satisfactory identification to the county recorder's office; and (f) cast a conditional provisional ballot that was not counted due to failure to provide identification required by A.R.S. § 16-579. In addition, identify any analyses, reports or studies in your possession that relate to the foregoing.

- * A. See attached paper "A"
- B, C, D, & E:
All above see attached paper "B"
I only started tracking counts
from 5/16/06 and forward.

* Check with Elections Dept.

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4. For each election conducted in your county from September 2005 to present, identify (by full name, last known address, telephone number and email address) the voters registered to vote in your county who (i) were not permitted to cast a regular ballot at a polling place due to failure to provide identification required by A.R.S. § 16-579; (ii) cast a conditional provisional ballot due to failure to provide identification required by A.R.S. § 16-579; (iii) cast a conditional provisional ballot and subsequently provided satisfactory identification to the county recorder's office; (iv) cast a conditional provisional ballot that was not counted due to failure to provide identification required by A.R.S. § 16-579; and (v) cast a conditional provisional ballot that was not counted for any other reason, and state such reason.


(i), (ii), (iii), (iv) and (v),...

The Recorder's Office started tracking counts as of 5/16/06 but didn't track names until 3/13/07. See attached papers B,C & D.

* Check with Elections Dept.

DATED this 7th day of June, 2007.

STEPTOE & JOHNSON LLP

By 

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23 UNITED STATES DISTRICT COURT
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No. CV06-01268-PHX-ROS (Lead)
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CV06-01575-PHX-ROS (Cons)

**ITCA PLAINTIFFS'
SECOND SET OF
REQUESTS FOR PRODUCTION
OF DOCUMENTS TO
COUNTY DEFENDANTS**

1 TO: LeNora Johnson, Apache County Recorder,
2 Steve Kizer, Apache County Elections Director,
3 Christine Rhodes, Cochise County Recorder,
4 Thomas Schelling, Cochise County Elections Director,
5 Linda Haught Ortega, Gila County Recorder,
6 Dixie Mundy, Gila County Elections Director,
7 Wendy John, Graham County Recorder,
8 Judy Dickerson, Graham County Elections Director,
9 Berta Manuz, Greenlee County Recorder,
10 Yvonne Pearson, Greenlee County Elections Director,
11 Shelly Baker, La Paz County Recorder,
12 Donna Hale, La Paz County Elections Director,
13 Helen Purcell, Maricopa County Recorder,
14 Karen Osborne, Maricopa County Elections Director,
15 Joan McCall, Mohave County Recorder,
16 Allen Tempert, Mohave County Elections Director,
17 F. Ann Rodriguez, Pima County Recorder,
18 Brad R. Nelson, Pima County Elections Director,
19 Laura Dean-Lytle, Pinal County Recorder,
20 Gilberto Hoyos, Pinal County Elections Director,
21 Sezie Sainz, Santa Cruz County Recorder,
22 Melinda Meek, Santa Cruz County Elections Director,
23 Ana Wayman-Trajillo, Yavapai County Recorder,
24 Lynn A. Constable, Yavapai County Elections Director,
25 Susan Hightower Marler, Yuma County Recorder and
26 Patti Madrill, Yuma County Elections Director.

17 through their counsel of record, M. Colleen Connor, Maricopa
18 County Attorney's Office, Division of County Counsel, 222 N.
19 Central Avenue, Ste. 1100, Phoenix, Arizona 85003; and Dennis I.
20 Wilenchik, Kathleen Rapp, Wilenchik and Bartness, P.C., 2810
21 North Third Street, Phoenix, Arizona 85004.

21 Pursuant to Fed. R. Civ. P. 34, Plaintiffs Inter Tribal Council of Arizona,
22 Inc., et al., by and through their counsel, request that Defendants respond to each of the
23 following requests for production of documents.

24 **DEFINITIONS AND INSTRUCTIONS**

25 "You" or "your" refers to the above-named defendants upon whom these
26 requests have been served, and their respective offices.

27 "Document" or "documents" means any writing or record of any type and
28 description within the meaning of "document" as that term is used in the Federal Rules

1 of Civil Procedure and related case law that is in your possession, custody, or control,
2 including but not limited to, forms, memoranda, reports, publications, studies, surveys,
3 pamphlets, charts, letters, notes, emails, logs, telephone records and any such materials
4 stored on computer disks or electronic media. "Document" includes the original, drafts,
5 and every non-identical copy (whether because of notes made on or attached to such
6 copy or otherwise). * See attached forms E, F & G

7 "Proposition 200" refers to the voting-related provisions of the Arizona
8 Taxpayer and Citizen Protection Act, the ballot initiative passed in November 2004,
9 which amended A.R.S. §§ 16-152, 16-166, and 16-579.

10 If you withhold any document responsive to any Request based on the
11 attorney-client privilege, the work product doctrine, or any other applicable protection
12 from discovery, provide the information required by Rule 26(b)(5) of the Federal Rules
13 of Civil Procedure and an appropriate designation of the protection or protections being
14 asserted for each document withheld.

15 These Requests shall be deemed to seek responses as of the date hereof
16 and shall be deemed to be continuing in nature up to and including the time of trial in
17 this matter.

18 REQUESTS FOR PRODUCTION

19 1. All voter registration application forms submitted from January 24,
20 2005 to present that did *not* result in addition of the applicant to the voter registration
21 list, because "satisfactory evidence of citizenship," as defined in A.R.S. § 16-166(F), did
22 not accompany the forms.

23 2. All documents relating to conditional provisional ballots cast in
24 each election conducted in your county from September 2005 to the present that were
25 not counted, including but not limited to copies of conditional provisional ballot
26 envelopes.

27 3. All documents that you reviewed or upon which you relied in
28 responding to the JTCA Plaintiffs' Second Set of Non-Uniform Interrogatories.

- * 1. Do Not Track
2. The Recorder's Office didn't track
information prior to 5/16/06. See forms B, C & D
3. See attached

* Check with Elections Dept