

**UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

MARIA M. GONZALEZ, et al.,

Plaintiffs,

v.

STATE OF ARIZONA, et al.,

Defendants.

No. CV 06-1268-PHX-ROS (LEAD)
CV 06-1362-PHX-ROS
CV 06-1575-PHX-ROS

ORDER

Before the Court is Defendants' Motion to Strike Gonzalez Plaintiffs' Factual Submissions in Response to Motion for Summary Judgment. (Doc. 851). Per order of the Court, (Doc. 881), Defendants filed a list detailing the specific bases of its objections, (Doc. 885), to which Plaintiffs filed a response, (Doc. 898).

As a preliminary matter, the Court finds that Plaintiffs' response "Obj. does not meet Rule 56(f) burden" to Defendants' objection of the basis of lack of foundation is inappropriate. A Rule 56(f) motion is not pending. Therefore, when the only response to an objection is based on Rule 56(f), the objection will be sustained.

In addition, where Defendants’ only objection was based on relevancy, the Court erred on the side of liberality and found the exhibit preliminarily relevant. Defendants may object at trial when they are offered for admission.

IT IS ORDERED Defendants’ Motion (Doc. 851) is **GRANTED IN PART** and **DENIED IN PART**.

IT IS FURTHER ORDERED that each exhibit is ruled on as indicated in the chart below:

Ex.	Description	Ruling
1	Unsigned letter from J. Funkhouser to DOJ regarding preclearance submission for procedure for proof of identification at the polls	Overruled.
2	Pamphlet: “Register to Vote in your State using this Postcard Form and Guide for US Citizens”	Overruled.
3	Voter roll	Sustained. Rule 56(f) not applicable.
4	E-mail from C. Stender regarding “Questions”	Sustained. Stender appears to be a third party, not a defendant. No foundation to establish exception to hearsay. Relevancy?
5	Arizona Voter Registration Form	No objection.
6	Slides: “VRAZ Arizona”	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
7	Testimony of Arizona Secretary of State Jan Brewer in front of Committee of House Administration	No objection.
8	MVD Non-Match Notice	Overruled.

Ex.	Description	Ruling
9	E-mail from Elections to Lindsay Hunter Carrion regarding “registration problems”	Sustained. Hearsay.
10	E-mail from Robert Flores to Denise Z regarding “help changing my last name”	Sustained. Hearsay.
11	Voter Registration Arizona (VRAZ)	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
12	2006 - Daily Voter Registrations - Prop 200	Sustained. No Foundation.
13	2005 – Daily Voter Registrations – Prop 200	Sustained. No Foundation.
14	VRAZ-II County Advisory Committee: Issue 0005 – VRAZ=I Notification of DLN/Citizenship Match	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
15	“Voter Registration in Arizona” by Joseph Kanefield	Overruled. (Party admission?)
16	VRAZ-II High Level Summary	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
17	VRAZ-II County Advisory Committee: Issue – 0013 Automatic Correspondence	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
18	VRAZ-II High Level Summary	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in

Ex.	Description	Ruling
		particular whether the content was prepared by Defendants. Relevancy?
19	VRAZ-II County Advisory Committee: Issue 0009 – How long should counties wait for responses back from registrants	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
20	E-mail from C. Stender regarding “VRAZ business rules for cancelled voters being reinstated”	No objection.
21	E-mail from C. Stender regarding “VRAZII Implementation Chores”	Sustained. Stender appears to be a third party, not a defendant. No foundation to establish exception to hearsay. Relevancy?
22	“Functional Specification: PowerProfile EE 45.3 Arizona Export to VRAZ-I	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
23	“Data Conversion Plan and Approach for Arizona HAVA VRAZ-II, Project Manager Bhaskar Meka	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
24	VRAZ II Information needed from SOS	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
25	MVD Policy 16.3.2: Identification License (ID)	No objection.
26	MVD Policy 3.1.1: Customer Records	Overruled.
27	MVD Policy 16.1.4: Establishing Authorized Presence	Overruled.

Ex.	Description	Ruling
28	MVD Policy 2.1.8: Social Security Online Verification (SSOLV)	Overruled.
29	MVD Policy 3.1.2: Customer Name Requirements	Overruled.
30	MVD Policy 3.1.3: Customer Address Requirements	Overruled.
31	MVD Policy 5.1.3: Film Imaging	Overruled.
32	Talking Points VRAZ-II	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
33	VRAZ II User Manual – Release 9.1	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
34	VRAZ Daily Report Detail Section (PDF)	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
35	EZ Voter Main Screen	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
36	VRAZ Daily Report Screen	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
37	VRAZ II Heat: 00815114; Technical Design Specification	Overruled. Will allow Plaintiff the opportunity to show the

Ex.	Description	Ruling
		source of the document, in particular whether the content was prepared by Defendants. Relevancy?
38	E-mail from C. Stender regarding Priorities 2-4-2004 w/ attachment: VRAZ Development Log.xls	Sustained. Stender appears to be a third party, not a defendant. No foundation to establish exception to hearsay. Relevancy?
39	E-mail from C. Stender regarding “VRAZ business rule surrounding adding a new voter at the county side (Pima)”	No objection.
40	E-mail from C. Stender regarding ““VRAZ business rule surrounding adding a new voter at the county side (Pima)”	No objection.
41	E-mail from C. Stender to J. Allen-Wise & R. Robinson regarding “Bad DLNs”	Overruled.
42	E-mail from C. Stender to K. Marin & S. Marler regarding “Bad DLNs”	Overruled.
43	E-mail from C. Rhodes regarding “VRAZ II scope for Pima County”	Overruled.
44	VRAZ-II County Advisory Committee: Issue 0071 – Uniform Correspondence – County Recorder Naturalization Ceremony Certification	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
45	VRAZ-II County Advisory Committee: Issue 0065 – Uniform Correspondence – Information Did Not Match	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
46	Tables: EZ Voter Statistics	Sustained. No foundation.
47	E-mail from J. Allen-Wise to C. Stender regarding “VRAZ-II Voter	Overruled. Will allow Plaintiff the opportunity to show the

Ex.	Description	Ruling
	Registration Card”	source of the document, in particular whether the content was prepared by Defendants. Relevancy?
48	VRAZ-II County Advisory Committee: Issue 0030- Uniform Correspondence – Citizenship Proof Needed	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
49	VRAZ-II County Advisory Committee: Issue 0034 – Statistical Reports on Rejected Registrations	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
50	VRAZ-II County Advisory Committee: Issue 0048 – Proof of Citizenship if Name Changed	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
51	VRAZ-II County Advisory Committee: Issue 0049 – Proof of Citizenship Required if Not First Time Registrant or Not Just Moved to County	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
52	VRAZ-II County Advisory Committee: Issue 0092 – How Someone Registered Codes and Descriptions	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
53	VRAZ-II County Advisory Committee: Issue 0110 – How Long to Keep Voters in Removable (Canceled) Status	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
54	VRAZ County Advisory Committee	Overruled. Will allow Plaintiff

Ex.	Description	Ruling
	Proposition 200 Check List	the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
55	VRAZ Issues and the Procedures Manual	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
56	VRAZ-II Maricopa and Pima Counties Interface Flow Working Document	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
57	VRAZ-II County Advisory Committee: Issue 0044 - Passport Pages	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
58	Letter from J. Kanefield to S. Fickett	No objection.
59	Letter from J. Brewer to Hon. V. Soltero	Overruled.
60	Letter from N. Perales to J. Brewer regarding “Notice of Intent to Bring Civil Action”	Sustained. (Relevancy?)
61	VRAZ-II County Advisory Committee: Issue 0005 – VRAZ-I Notification of DLN/Citizenship Match	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
62	VRAZ-II County Advisory Committee: Issue 0005 – VRAZ-I Notification of DLN/Citizenship Match	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content

Ex.	Description	Ruling
		was prepared by Defendants. Relevancy?
63	VRAZ-II County Advisory Committee: Issue 0004 – Citizenship Documents	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
64	VRAZ-II County Advisory Committee: Issue 0048 – Proof of Citizenship if Named Changed	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
65	Standard Values and Codes	Sustained. Foundation. Source?
66	MVD Policy 16.1.1: Driver License/Identification Card Application	No objection.
67	MVD Policy 16.1.2: Acceptable Documentation	No objection.
68	“File location: S:\Election\Complaints\2006 General	Sustained. Hearsay.
69	“Authorized Presence Informational Packet”	Overruled.
70	Web pages: “Immigration Forms and Fees”	Overruled.
71	VRAZ-II County Advisory Committee: Issue 0004 – Citizenship Documents	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
72	VRAZ-II County Advisory Committee: Issue 0006 – What Records to Send to SSA	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?

Ex.	Description	Ruling
73	Complete System Specifications for Arizona HAVA VRAZ-II	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
74	Security Plan for Arizona HAVA VRAZ-II	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
75	VRAZ-II County Advisory Committee: Issue 0047 – Proof of Citizenship if in Person	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
76	VRAZ-II County Advisory Committee: Issue 0059 – Citizenship – Verification of Naturalization through SAVE	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
77	VRAZ-II County Advisory Committee: Issue 0050 – Naturalization Number, Verified at Swearing in Ceremonies	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
78	VRAZ-II County Advisory Committee: Issue 0099 – What Information from MVD Match should transfer to Voting Record	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
79	Business Requirements Document for Arizona HAVA VRAZ-II	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants.

Ex.	Description	Ruling
		Relevancy?
80	E-mail from C. Stender regarding EZ Voter	Overruled.
81	E-mail from P. Hansen to C. Stender regarding “Standard Values – Source of Registration”	Overruled.
82	E-mail from K. Watterson to C. Stender regarding “adding a new voter record when reinstating from cancelled because of dup”	Overruled.
83	E-mail from M. Winchester to C. Stender regarding “E09394 – Request for Production requirements 4.4.15 – Automatic Deletion for Rejected Status Codes”	Sustained. Hearsay.
84	Function Specification: Agency Central 45.38 Automatic Updates to Voter on Hard Matches	Sustained. Foundation.
85	Tables: Registrant Status and Reason	Sustained. Foundation. Source?
86	Tables: Registrant Status and Reason – Standards	Sustained. Foundation. Source?
87	E-mail from J. Allen-Wise to C. Stender regarding “Here are the registration statuses and reasons that should be in the system	Overruled.
88	Tables: Registrant Status and Reason	Sustained. Foundation. Source?
89	Letter from J. Brewer to Chapter President	Sustained. Rule 56(f) not applicable.
90	Functional Specification Agency Central 45.39 AZ MVD/SSA Processing	Sustained. Foundation.
91	1.10 Case 10 – Create New Registrant – Secure, Citizenship Verified	Sustained. Foundation.
92	MVD Identification Requirements	No objection.
93	Eligibility – Authorized Presence	Sustained. Foundation. Source?

Ex.	Description	Ruling
94	Eligibility: Identity (Name)	Sustained. Foundation. Source?
95	Functional Specification Agency Central 45.39 AZ MVD/SSA Processing	Sustained. Foundation.
96	HAVA Exception/Duplicate Correspondence and Voter Record Status; (007380)	Sustained. Foundation.
97	Functional Specification PowerProfile EE 45.1 Add "Citizenship Verified" Indicator to Registrant Detail Window (032287-032288)	Sustained. Foundation. Source?
98	Functional Specification PowerProfile EE 45.1 Add "Citizenship Verified" Indicator to Registrant Detail Window (032294-032295)	Sustained. Foundation.
99	Functional Specification PowerProfile SE 45.13 Arizona Recorder Certificate (031884-031887)	Sustained. Foundation.
100	VRAZ-II Project: Maricopa and Pima County Interface (24607-24628)	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
101	"Project Kickoff Meeting" (011696-011731)	Sustained. Rule 56(f) not applicable.
102	Web pages: 16-152 Registration Form	No objection.
103	Web page: 16-166 Verification of registration	No objection.
104	Certificate of Naturalization	Overruled.
105	Web page: 2006 Election Important Dates	No objection.
106	Authorized Presence Document/License Expiration Date (006442-006443)	Sustained. Foundation. Source?
107	Voter Registration Basics by C. Roads	Sustained. Rule 56(f) not

Ex.	Description	Ruling
	(004086-004094)	applicable.
108	Letter from S. Stanton to B. Richards	No objection.
109	Web pages: Center for American Progress “Voter ID by the Numbers”	Sustained. Hearsay.
110	Functional Specification Agency Central 45.66 AZ EZ Voter (014889-014908)	Sustained. Foundation.
111	E-mail from C. Stender to J. Mendoza and S. Sainz regarding “Bad DLNs” (019490-019495)	Overruled.
112	E-mail from C. Stender regarding “Return Messages from MVD Match	Overruled.
113	E-mail from C. Stender to J. Kanefield regarding “Prop 200 Analysis” (005829)	No objection.
114	Notice: New Voter Registration Information (006262)	Sustained. Rule 56(f) not applicable.
115	E-mail from C. Stender regarding “Two Business Rules” (019429)	Overruled.
116	E-mail from C. Stender regarding “Last Four Digit of SSN Check – VRAZ Enhancement (022357)	Overruled.
117	E-mail from F. Rodriguez regarding “VRAZ Procedures” (023050)	Overruled.
118	VRAZ Fixes/Enhancements – June 2005 (021362-021365)	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
119	VRAZ-II County Advisory Committee: Issue 0103 – Uniform Correspondence – Registration Update Needed (033898)	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?

Ex.	Description	Ruling
120	E-mail from S. Lindsay regarding “VRAZ servers w- attachment: Visio-Pinal County.pdf” (026775-026776)	Sustained. Rule 56(f) not applicable.
121	Osborne Exhibit No. 23: E-mail from A. Putman regarding “outreach forms”	Sustained? Hearsay? Foundation?
122	VRAZ-II RFP (021416-021418)	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
123	EZ Voter for VRAZ-II (013922-013933)	Overruled. Will allow Plaintiff the opportunity to show the source of the document, in particular whether the content was prepared by Defendants. Relevancy?
124	Unexecuted Memorandum of Understanding: Between the States of Arizona, Arkansas, Colorado, Kansas, New Mexico, Oklahoma, and Texas(023889-023891)	With foundation, overruled.
125	E-mail from J. Stewart to C. Stender regarding “System Descriptions” (022400-022401)	Sustained. Hearsay.
126	E-mail from R. Flores to M. Lopez regarding “Voter registration” (010617-010618)	Overruled.
127	E-mail from elections mariaelena l regarding “Web Contact Message - Voter Information” (010423)	Sustained?
128	E-mail from Elections to Mr. Fernandez-Sotelo regarding “Web Contact – Voter Information” (010416)	Sustained? Hearsay?
129	E-mail from Elections to gloryfinally@aol.com regarding “registration” (010429-010430)	Sustained? Hearsay?

Ex.	Description	Ruling
130	E-mail from Elections to A. Prescott regarding “web failure” (010440)	Sustained?
131	State of Arizona Official Canvass 2008 Presidential Preference Election	Overruled.
132	E-mail from R. Flores to M. Matthes regarding “denied the right to vote” (010603-010604)	Sustained.
133	E-mail from R. Flores to T. Tobey regarding “name change” (010713-101714)	Sustained?
134	E-mail from B. Hinman to R. Flores regarding “disenfranchised” (010840-010842)	Sustained.
135	PowerProfile Web Overview State of Arizona – County Assignments (033257)	Overruled.
136	E-mail from C. Stender regarding “cancelled voters” (020696-020697)	Overruled.
137	MVD Residence Address, Mailing Address, Name Change (021326-021327)	Sustained. Hearsay. Source?
138	“Project Background” (021369-021371)	Sustained. Hearsay. Source?
139	County Recorder Naturalization Ceremony Certification (007264)	Sustained. Rule 56(f) not applicable.
140	“County \$ requests for HHS funding” (008759)	Sustained. Hearsay. Source?
141	E-mail from R. Lloyd to C. Stender regarding “Support call INC52381” (019436)	Sustained. Hearsay.
142	E-mail from C. Stender regarding “18 year old birthday card” (019520)	Overruled.
143	EZ Voter Description and Process Flow (011254)	Sustained. Hearsay. Source?
144	E-mail from C. Stender regarding “EZ	Overruled.

Ex.	Description	Ruling
	Voter Problem” w/ attachment “EZ voter problems may 8 and 9.xls” (027290)	
145	E-mail from T. Brace to C. Stender regarding “Revised Agenda for April 19 th VRAZ-II Meeting”	Sustained. Hearsay.
146	E-mail from P. Kjar to C. Stender regarding “How to send the VRAZ Statistical Report”	Sustained. Foundation.
147	Release Notes for Power Profile Release 9.0	Sustained. Hearsay.
148	Notice of Denied Voter Registration Form	Sustained. Rule 56(f) not applicable.
149	Final Notice Form	Overruled.
150	E-mail from K. Waite regarding “Prop 200 Implementation”	No objection.
151	E-mail from M. Winchester to C. Stender regarding “Questions about format of NVRA Confirmation notice	Sustained. Hearsay.
152	Final Notice Registration Form Enclosed form	Overruled.
153	This exhibit not filed.	
154	Changes to Voter Registration and Election Process due to Prop 200	Sustained. Hearsay. Source?
155	E-mail from K Waite to P. Hansen regarding “Voter registration drive & identity theft”	No objection.
156	E-mail from C. Stender regarding “VRAZ-II County Advisory Committee February 10, 2005”	Sustained? Hearsay?
157	Arizona Voter Registration Form Changes	Sustained. Foundation?
158	Customer Characteristics – USCIS Class Matrix	Sustained. Foundation.

Ex.	Description	Ruling
159	Customer Characteristics Chart	Sustained. Foundation.
160	Arizona Secretary of State Election Procedures Manual	No objection.
161	Voter Registration Processing	No objection.
162	E-mail from F. Rodriguez regarding "Attorney General Opinion"	Sustained. Relevance.
163	E-mail from L. Constabile to J. Kanefield regarding "Prop 200 Implementation"	No objection.
164	Karen Osborne Maricopa County Elections Director Testimony – Committee on House Administration	Sustained. Rule 56(f) not applicable.
165	MVD Memo from S. Staton regarding License for Person whose H1, H2, H2A, H2B, or H3 (Temporary worker or Trainee) Status Expired	Overruled.
166	Authorized Presence and Identification Requirements	Sustained. Foundation.
167	Arizona Processing of New Registrants and Updates to DOB, SSN4, and DLN	Sustained. Foundation.
168	E-mail from C. Stender to J. Catapano regarding "Revised wording in press insert kit"	Overruled.
169	Attorney General Opinion regarding ID requirements for voter registration	No objection.
170	Registration Update Needed form	Overruled.
171	Cancellation of Voter Registration Due to Duplicate Resolution form	Overruled.
172	E-mail from C. Stender to M. Winchester regarding Spanish correspondence	Sustained. Hearsay.
173	VRAZ-II County Advisory Committee: Issue 0028 – Uniform Correspondence – 2 nd Notice that	Overruled.

Ex.	Description	Ruling
	citizenship documentation needed	
174	Form letter: Maricopa County: Insufficient Registration – Naturalization Certificate Copy Request	Overruled.
175	Form letter: Gila County Records regarding registration	Overruled.
176	Notice Proposition 200 Is Now the Law	Overruled.
177	“New things to know about registering to vote”	Overruled.
178	Form letter: Yavapai County regarding voter registration	Overruled.
179	Apache County “Step by Step to the Voter Registration Guide”	Overruled.
180	This exhibit not filed.	
181	Defendant Apache County’s Responses to Gonzalez Plaintiffs’ Second Request for Production of Documents from Defendants Johnson and Kizer	No objection.
182	This exhibit not filed.	
183	Web pages from Navajo County Recorder	Overruled.
184	Web pages from Mohave County regarding voter registration	No objection.
185	Web pages from Greenlee County Recorder’s Office regarding voter registration information	Overruled.
186	Press release: F. Ann Rodriguez “New Voter Registration Requirements for Implementation of Prop 200”	Overruled.
187	Notice New Voter Registration Requirements	Overruled.

Ex.	Description	Ruling
188	Press Release	Overruled.
189	Form letter from Pinal County Voter Registration Department	Overruled.
190	This exhibit not filed.	
191	E-mail from K. Waite to J. Kanefield regarding inquiry on registration requirement	No objection.
192	Web page from Yuma county recorder's office and Arizona Voter Registration Form	Overruled.
193	Web page from Yavapai county regarding Register to Vote and Arizona Voter Registration Form	Overruled.
194	Web page from Santa Cruz County and Arizona Voter Registration Form	Overruled.
195	Web page from Pinal County and Arizona Voter Registration Form	Overruled.
196	Web page from Maricopa County and Arizona Voter Registration Form	Overruled.
197	Web pages from Graham County, and Arizona Voter Registration Form	Overruled.
198	New things to know about registering to vote	Overruled.
199	"New Voter Registration Information"	Overruled.
200	Pima County: New Voter Registration Requirements for Implementation of Prop 200	Overruled.
201	Form letter from Coconino County Elections Department regarding registration	Overruled.
202	Form letter from Yavapai County regarding citizenship documentation and registration	Overruled.
203	Pinal County Press Release: regarding	Overruled.

Ex.	Description	Ruling
	new registration requirements due to Prop 200	
204	“New Voter Registration Handling Procedures Required in Light of Prop 200	Overruled.
205	Form letter from La Paz County regarding citizenship documentation and registration	Overruled.
206	Form letter from La Paz County regarding citizenship documentation and registration	Overruled.
207	Yuma County Form: Notice of Denied Voter Registration	Overruled.
208	Prop 200 Proof of Citizenship is Now a Requirement	Sustained. Hearsay. Foundation.
209	Form letter from Graham County regarding citizenship documentation and registration	Overruled.
210	Letter to Jasmine Jacquez from Graham County Recorder: Notice of Denied Voter Registration	Overruled.
211	Maricopa County Notice in Spanish regarding new voter registration guidelines due to Prop 200	Sustained. Foundation.
212	Notice: New Voter Registration Information regarding Prop 200	Overruled.
213	Slides from Maricopa County: Voter Registration: Post Prop 200	Sustained. Foundation.
214	Letter and Memo regarding Prop 200 changes to voter registration; Maricopa County	Overruled.
215	E-mail from A. Putman regarding outreach forms	Sustained. Foundation.
216	Voter registration procedures	Sustained. Foundation.
217	Notice: New Voter Registration	Sustained. Foundation.

Ex.	Description	Ruling
	Requirements for Implementation of Prop 200	
218	Form letter from Pima County regarding citizenship documentation and registration.	Overruled.
219	Notice: New Voter Registration Requirements for Implementation of Prop 200	Overruled.
220	Table: Petition Partners	Sustained. Foundation.
221	New Voter Registration Information: Prop 200	Sustained. Foundation.
222	E-mail from A. Putman regarding outreach forms	Sustained. Foundation.
223	Slides: Maricopa County Election Workshop 2007	Sustained. Foundation.
224	Form letter from Pima County regarding citizenship documentation and registration.	Sustained. Foundation.
225	Exhibit No. 2: Rodriguez deposition Notice: New Voter Registration Requirements for Implementation of Prop 200	Overruled.
226	Form letter from Pima county regarding naturalization number	Overruled.
227	The exhibit not filed.	
228	The exhibit not filed.	
229	The exhibit not filed.	
230	The exhibit not filed.	
231	The exhibit not filed.	
232	The exhibit not filed.	
233	E-mail from C. Owens regarding "ID at the Polls Procedure – Draft Version 2 – Request for Comments	Sustained. Foundation.
234	Letter from P. Pew to J. Brewer	Sustained. Foundation.

Ex.	Description	Ruling
	regarding Prop 200	
235	Certificate of Naturalization of Jesus M. Gonzalez	No objection.
236	The exhibit not filed.	
237	Letter from S. Fickett to J. Kanefield regarding verification of naturalization numbers	? Under advisement.
238	E-mail from J. Kanefield regarding VRAZ Form – Craig’s Questions	No objection.
239	VRAZ-II County Advisory Committee: Issue 0043 – Verifying Naturalization Numbers	Sustained. Hearsay.
240	VRAZ-II County Advisory Committee: Issue 0059 – Citizenship – Verification of Naturalization through SAVE	Sustained. Foundation.
241	E-mail from C. Stender regarding VRAZ-II County Advisory Committee Meeting – September 29, 2005	No objection.
242	The exhibit not filed.	
243	The exhibit not filed.	
244	E-mail from J. Kanefield regarding Prop 200 – ID at the Polls Procedures – UPDATE	No objection.
245	Letter from J. Brewer to J. Napolitano regarding Prop 200 preclearance	No objection.
246	E-mail from L. Constabile regarding ID at the Polls Procedure – Draft Version 2 – Request for Comments	No objection.
247	E-mail from Y. Pearson to county attorneys: Draft ID at the Polling Place Procedures	No objection.
248	E-mail from L. Johnson regarding Prop 200 ID at the Polls Procedure	No objection.

Ex.	Description	Ruling
249	Letter from F. Rodriguez to J. Brewer regarding "Procedure for Proof of ID at the Polls Draft Version 2, July 15, 2005"	No objection.
250	Letter from A. Wayman Trujillo to J. Kanefield regarding concerns over Arizona procedures manual and ID procedures at the polls.	No objection.
251	E-mail from C. Owens to J. Kanefield regarding comments for draft version 2	No objection.
252	The exhibit not filed.	
253	Letter from Pima County officials to J. Brewer regarding "Procedure for proof of identification at the polls draft procedure of July 1, 2005"	No objection.
254	Letter from Pima County Officials to J. Brewer regarding "Comment to proposed procedure for polling place identification"	No objection.
255	E-mail from L. Ortega to J. Kanefield regarding "Procedures for proof of ID at the polls and procedure for provisional ballots"	No objection.
256	E-mail from L. Weedon to J. Kanefield regarding "ID at the polls procedure – Draft version 2 – Request for comments"	No objection.
257	E-mail from P. Pew regarding "ID at the polls procedure – Draft version 2 – Request for comments"	No objection.
258	Election Boardworker Training Manual: Jurisdictional Elections May 16, 2006; Maricopa County	Overruled.
259	Maricopa County Elections Department Election Boardworker Training Manual Jurisdictional	Overruled.

Ex.	Description	Ruling
	Elections May 2007	
260	Letter from J. Kanefield to E. Tatlow regarding new ID at the polls requirements.	No objection.
261	Apache County: “Notice: New Prop 200 Information for Procedure for Proof of ID at the Polls”	Sustained. Foundation.
262	Coconino County News Release – “ID at the Polls – <i>Be Prepared!</i> – <i>November 7 General Election</i> ”	Overruled.
263	“Identification at the Polls” in English and Spanish	Sustained. Foundation.
264	Maricopa County Pamphlet: ID needed at the polls	Sustained. Foundation.
265	“ATTENTION VOTERS!” regarding proof of ID at the polls	Sustained. Foundation.
266	Cochise County Pamphlet: “Atencion: Votantes del Condado de Cochise: Nueva ley de votacion sobre indetificacion en las urnas	Sustained. Foundation.
267	Cochise County flowchart: How the voting system works	Overruled.
268	Gila County: Voters: ID at the Polls	Sustained. Foundation.
269	Guideline or script for pollworkers assisting voters	Sustained. Foundation.
270	Slides: Provisional Voting	Sustained. Foundation.
271	Slides: Provisional Voting	Sustained. Foundation.
272	Computer screen shot of Yavapai County Elections/Voter Registration	Sustained. Foundation.
273	Procedure for proof of ID at the polls – Yavapai County	Sustained. Foundation.
274	Uniform Guidelines for Poll Workers	Overruled.
275	Conditional Provisional Ballot for No Identification: Gila County	Overruled.

Ex.	Description	Ruling
276	Apache County receipt for conditional ballot	Sustained. Foundation.
277	E-mail from J. Kanefield regarding “Amended Identification at the Polls Procedure – Provisional Ballot Envelope”	No objection.
278	E-mail from M. Etter regarding “quick question” we a voter have to return with appropriate ID	Sustained. Hearsay.
279	E-mail from L. Dean-Lytle regarding “conditional provisional ballots”	No objection.
280	E-mail from K. Osborn regarding “conditional provisional ballots”	No objection.
281	E-mail from D. Hale regarding “ID at the polls procedure”	No objection.
282	E-mail from Y. Pearson regarding “ID at the polls procedure”	No objection.
283	Table produced by Coconino County: index	Sustained. Hearsay.
284	The exhibit not filed.	
285	Slides: Mock Election Workshop; Tammy Patrick Federal Compliance Officer Maricopa County Elections	Sustained. Foundation.
286	The exhibit not filed.	
287	Submission under section 5: The voting rights act; Cochise County, Arizona	Overruled.
288	E-mail from B. Grey regarding “Coconino County News Release – All Registered Voters to Receive New Voter ID Card	Overruled.
289	E-mail from C. Conner regarding “Prop 200 proposed stip and order regarding briefing schedule”	Overruled.
290	E-mail from C. Connor regarding	Overruled.

Ex.	Description	Ruling
	“Request” official election mail as ID	
291	Coconino County: Se permite usar esta carta como una form de indenticacion sin fotografia en el centro electoral el dia de la eleccion”	Overruled.
292	Coconino County: This letter may be used as one form of non-photo ID at the poll place on election day”	Overruled.
293	County of Mohave: Frequently asked questions for ID at the polls	Overruled.
294	E-mail from R. Flores to W. Miller regarding his complaint about ID and voting	Overruled.
295	Apache County Elections ID Requirements w/ examples	Overruled.
296	Letter from D. Rapier to S. Green regarding “Request for Clarification Interrogatory No. 6”	Overruled.
297	This exhibit not filed.	
298	Submission under Section 5 of the Voting Rights Act: Cochise County	? Under advisement.
299	E-mail from L. Constabile regarding “Please review ‘Comments received regarding ID at the polls draft procedure””	Overruled.
300	E-mail from B. Grey regarding Coconino County News Release – Remember to Vote! – September 12 Primary Election	Overruled.
301	Slides: Coconino county troubleshooter training	Sustained. Foundation.
302	Instruction and Reference Manual for Precinct Election Boards; City of Kingman Municipal Election, May 16, 2006	Sustained. Foundation.

Ex.	Description	Ruling
303	Slides: Maricopa County: ID at the Polls 2006; Community Network Meeting	Sustained. Foundation.
304	Coconino County Recorder Candace Owen's Objections to the Submittal Under Section 5 of the National Voting Rights Act by Arizona Secretary of State Jan Brewer, Number 2005-2943, Concerning Polling Place Identification Procedures and Procedures for Provisional Ballots	No objection.
305	Letter from Pima County Election Officials to Civil Rights Division Voting Section Chief regarding Submission Under Section 5 of the National Voting Rights Act by Arizona Secretary of State Jan Brewer, Number 2005-2943, Concerning Polling Place Identification Procedures and Procedures for Provisional Ballots	No objection.
306	Letter from Greenlee County Election Official to B. Johnson regarding "Comments in reference to submission #2005-2943; Arizona Election Administration – Polling Place Procedures Manual (not executed)	Overruled.
307	Table Index of letters and comments	Sustained. Foundation.
308	E-mail from B. Nelson to J. Kanefield regarding "coffee talk"	No objection.
309	Letter from J. Brewer to J. Tanner	Overruled.
310	ID at the polls talking points	Sustained. Hearsay.
311	Procedure for provisional ballots	Sustained. Foundation.
312	59 FR 32311-01	Sustained. Foundation.
313	Code of Federal Regulations Currentness Title 11 § 8.1	Overruled.
314	Congressional Record – Senate, May	Overruled.

Ex.	Description	Ruling
	7, 1933: National Voter Registration Act of 1993	
315	Congressional Record – House, April 28, 1993: Conference Report on H.R.2, National Voter Registration Act of 1993	Overruled.
316	Senate Report 103-6: Establishing National Voter Registration Procedures for Federal Elections, and for other Purposes	Overruled.
317	House Report 103-9: National Voter Registration Act of 1993	Overruled.
318	Letter from J. Funkhouser to R. Cunnington	No objection.
319	E-mail from C. Smith to P. Hansen regarding “Waiting one more conditional voter”	Sustained. Hearsay.
320	Letters from P. Hansen w/ note attached ~illegible	Sustained. Foundation.
321	Yellow Sheet Report: Governor’s Schedule w/ “Brewer chastises Goddard”	Sustained. Foundation. Possible hearsay.
322	Letter from J. Brewer to T. Goddard	No objection.
323	Unsigned letter from E. Wauneka (Navajo Election Administration) to B. Adelson	Sustained. Foundation. Possible hearsay.
324	This exhibit not filed.	
325	E-mail from P. Hansen regarding “Prop 200 implementation”	No objection.
326	Letter from Pima County Election Officials to J. Brewer regarding “Procedure for Proof of ID at Polls Draft Procedure of July 1, 2005”	No objection.
327	E-mail from L. Constabile regarding “Please review ‘Comments received	Overruled.

Ex.	Description	Ruling
	regarding ID at the polls draft procedure”	
328	E-mail from L. Constabile regarding “ID at the polls – Draft version 2 – Request for Comments”	No objection.
329	Unsigned, undated letter from Yavapai Elections to J. Kanefield regarding Prop 200	Overruled.
330	This exhibit not filed.	
331	This exhibit not filed.	
332	This exhibit not filed.	
333	This exhibit not filed.	
334	This exhibit not filed.	
335	Provisional Counts by Election	Sustained. Foundation.
336	Provisional Conditional Incoming and Outgoing Counts	Sustained. Foundation.
337	This exhibit not filed.	
338	Voters who left without casting any ballot on election day	Sustained. Foundation.
339	State of Arizona Registration Report	No objection.
340	State of Arizona Registration Report	No objection.
341	State of Arizona Registration Report	No objection.
342	State of Arizona Registration Report	No objection.
343	July 1, 2006 Population Estimates for Arizona’s Counties, Incorporated Places and Balance of County	No objection.
344	July 1, 2004 Population Estimates for Arizona’s Counties, Incorporated Places and Balance of County	No objection.
345	Greenlee NVRA Statistics Report 07/01/06-07/03/07	Sustained. Foundation.
346	Table: Profile of General Demographic Characteristics: 2000; Navajo Nation	Overruled.

Ex.	Description	Ruling
	Reservation...	
347	Letter from S. Stanton to B. Richards	No objection.
348	Press Release from Georgia Secretary of State regarding elderly and minority voters lacking ID	Sustained. Possible hearsay.
349	Voter Turnout – November 2, 2004 General Election on Indian Reservations in Coconino	Sustained. Foundation.
350	Number of registration forms rejected due to lack of citizenship	Sustained. Foundation. Possible hearsay.
351	Number of registration forms rejected due to lack of citizenship	Sustained. Foundation.
352	Fredonia-Mocasin unified school district special election March 14, 2006 provisional ballot report	Sustained. Foundation.
353	“Provisional Ballots” by precinct	Sustained. Foundation.
354	Provisional & Conditional Ballot Report May 16, 2006 City of Williams Election	Sustained. Foundation.
355	Provisional & Conditional Ballot Report May 14, 2006 City of Williams Election	Sustained. Foundation.
356	“Provisional Ballots” by precinct	Sustained. Foundation.
357	Provisional/Replacement Ballots May 16, 2006 Flagstaff Election	Sustained. Foundation.
358	Coconino County Elections Report November 7, 2006 General Election	Sustained. Foundation.
359	Town of Fredonia Election March 14, 2006 Provisional Ballot Report	Sustained. Foundation.
360	E-mail from J. Wilcox regarding “Revised No ID log sheet”	Overruled.
361	Provisional & Conditional Ballot Report May 16, 2006 City of Williams Election	Sustained. Foundation.

Ex.	Description	Ruling
362	Fredonia-Moccasin unified school district special election March 14, 2006 provisional ballot report	Sustained. Foundation.
363	Fredonia-Moccasin unified school district special election March 14, 2006 provisional ballot report	Sustained. Foundation.
364	City of Williams Elections March 14, 2006 Provisional Ballot Report	Sustained. Foundation.
365	Statement of Votes Cast: City of Williams General Election	Sustained. Foundation.
366	Statistics for Rejected VR Forms Missing Prop 200's Required Information; Coconino County; April 28, 2005	Sustained. Foundation.
367	Number of Registration Rejected because of lack of US Citizenship	Sustained. Foundation.
368	Fredonia-Moccasin unified school district special election March 14, 2006 provisional ballot report	Sustained. Foundation.
369	Town of Fredonia Election March 14, 2006 Provisional Ballot Report	Sustained. Foundation.
370	City of Williams Elections March 14, 2006 Provisional Ballot Report	Sustained. Foundation.
371	Statement of Votes Cast: City of Williams General Election	Sustained. Foundation.
372	Provisional & Conditional Ballot Report May 16, 2006 City of Williams Election	Sustained. Foundation.
373	Yavapai County Primary Election 09/12/06 rejected ballots	Overruled.
374	Yavapai County Primary Election 11/07/06 rejected ballots	Overruled.
375	Affidavit of Candace Owens	Overruled.
376	Affidavit of Candace Owens	Overruled.

Ex.	Description	Ruling
377	Registration forms rejected not because of lack of citizenship 2006 forms	Sustained. Foundation. Possible hearsay.
378	Rejected forms who have since regarding-registered and are now registered	Sustained. Foundation. Possible hearsay.
379	Coconino County voter registrations received by source 01/24/05-07/17/06	Overruled.
380	Yavapai County registrar of voters: voter statistics by district: 01/25/05-04/22/05	Overruled.
381	E-mail from J. Allen-Wise regarding "Article in Prescott Courier date 08/04/05"	No objection.
382	Yuma: Provisional Ballot Statistics: City of Somerton 03/13/07	Overruled.
383	Voter Registration: Post Proposition 200	Sustained. Foundation.
384	Slides: Community Network: Voter ID Requirement Review: Lessons Learned Spring 2006	Sustained. Foundation.
385	Slides: Maricopa County Elections Department Community Network: Voter Accessibility 04/26/06	Sustained. Foundation.
386	E-mail from A. Putman – RISCX regarding "question for ya..."	Sustained. Foundation. Possible hearsay.
387	E-mail from A. Putman – RISCX regarding "question for ya..."	Sustained. Foundation. Possible hearsay.
388	E-mail from T. Patrick – RISCX regarding "Conditional Information"	Sustained. Foundation. Possible hearsay.
389	E-mail from T. Patrick – RISCX regarding "Conditional Information"	Sustained. Foundation. Possible hearsay.
390	Proposition 200 Impact of Elections	Sustained. Foundation. Possible hearsay.
391	Proposition 200 Impact of Elections	Sustained. Foundation. Possible

Ex.	Description	Ruling
		hearsay.
392	Slides: Ballots cast	Sustained. Foundation.
393	Slides: Maricopa County: Election Workshop 2007	Sustained. Foundation.
394	E-mail from J. Wilcox regarding "Revised No ID log sheet"	Sustained. Foundation. Possible hearsay.
395	Coconino County elections report 11/07/06 General Election	Overruled.
396	Statistics for Rejected VR Forms Missing Prop 200's Required Information; Coconino County; April 28, 2005	Overruled.
397	Slides: Ballots cast	Sustained. Foundation.
398	Conditional Provisional Analysis Spring 2006	Sustained. Foundation.
399	Slides: Maricopa County: Voter Registration Post Prop 200	Sustained. Foundation.
400	Table 4a. Reported Voting and Registration of the Total Voting-Age Pop...	Sustained. Foundation.
401	Table 4. Reported Voting and Registration, by Sex, Race...	Sustained. Foundation.
402	Table 4. Reported Voting and Registration, by Sex, Race...	No objection.
403	Table 4. Reported Voting and Registration, by Sex, Race...	Sustained. Foundation.
404	Table 5. Reported Voting and Registration, by Sex, Race...	Sustained. Foundation.
405	Table 16. Reported Voting and Registration, by Race and Spanish Origin for States	Sustained. Foundation.
406	Table 2. Reported Voting and Registration, by Race, Spanish Origin...	Sustained. Foundation.

Ex.	Description	Ruling
407	Table 4. Reported Voting and Registration, by Sex, Race...	Sustained. Foundation.
408	Table 4. Reported Voting and Registration, by Sex, Race...	No objection.
409	Table 4. Reported Voting and Registration, by Sex, Race...	No objection.
410	Table 4A. Reported Voting and Registration, by Sex, Race...	No objection.
411	Table 4a. Reported Voting and Registration, by Sex, Race...	Sustained. Foundation.
412	Table: License Drivers by Sex and Ratio to Population – 2005	No objection.
413	“Conditional Provisionals”	Sustained. Foundation.
414	Census web page: Arizona QuickFacts: 2005 Population estimates	No objection.
415	Web pages: US Immigration forms and fees; Southwest Gas, APS, SRP web pages re services	Overruled.
416	Arizona Notary Public Reference Manual	Overruled.
417	Web pages: ADHS: Delayed birth Certificates	No objection.
418	Web pages: Vitacheck for Georgia, California, New York certificate fees	Sustained. Hearsay.
419	Web pages: ADHS: Applying for a certified copy of a birth certificate in person	No objection.
420	Web pages: passport fees	No objection.
421	Web pages: ADDOT Drivers License FAQ	No objection.
422	Web pages: Service AZ: About Duplicate Drivers License or ID Card Online	No objection.
423	Letter from W. Richards to D.	No objection.

Ex.	Description	Ruling
	Rosenbaum regarding "ITCA v. Brewer"	
424	Letter from J. Jochim to J. Brewer regarding "September 12, 2006 Primary Election process improvement suggestions"	Sustained. Hearsay.
425	E-mail from H. McKinnon to elections regarding "Voter Registration"	Sustained. Hearsay.
426	Letter from Earl Tatlow to J. Brewer regarding voter ID	Sustained. Hearsay.
427	Letter to J. Brewer from a voter regarding ID at the polls	Sustained. Hearsay.
428	Handwritten notes regarding Pima County Precinct 106	Sustained. Hearsay.
429	E-mail from A. Abbott to Sosadmin regarding "all other topics"	Sustained. Hearsay.
430	Phone message to J. Brewer from B. Wedell regarding voter not being able to vote	Sustained. Hearsay.
431	E-mail from K. Waite regarding "Poll worker complaint"	Sustained. Hearsay.
432	E-mail from K. Waite forwarding e-mail from constituent regarding "denied right to vote"	Sustained. Hearsay.
433	E-mail from K. Waite to K. Atkins with attachment detailing concerns from counties and public	Sustained. Hearsay.
434	Call log	Sustained. Hearsay.
435	Table: EZ Vote statistics	Sustained. Foundation.
436	MVD: Office Memo T4776 regarding "Update Regarding States that Do Not Have Lawful Presence Legislation In Effect"	No objection.
437	MVD Office memo T5011 "New list of states that do not verify lawful"	No objection.

Ex.	Description	Ruling
	presence”	
438	MVD Office Memo T5014 “Classification Status C-1D Not Eligible for License	No objection.
439	Voter Information for Bernie Abeytia	No objection.
440	Table: Rejected for Prop 200	Sustained. Foundation.
441	Photocopies of rejected voter registrations and lists	Sustained. Foundation.
442	MVD record for Georgia Morrison-Flores	Overruled.
443	Voting records of Georgia Morrison-Flores	Overruled.
444	Voter registration for Georgia Morrison-Flores	No objection.
445	Voting history of Georgia Morrison-Flores	Overruled.
446	Photocopies of SSN cards for Georgia Morrison-Vasquez and Georgia Morrison-Flores	Overruled.
447	Arizona Driver’s license of Georgia Morrison-Flores	No objection.
448	Certificate of Naturalization of Maria M. Gonzalez	Overruled.
449	Voter registration forms for Jesus M. Gonzalez and Maria M. Gonzalez	No objection.
450	Form letter regarding prop 200 and Maria M. Gonzalez’s voter registration requesting “A” number in Spanish	Sustained. Foundation.
451	Form letter regarding prop 200 and Maria M. Gonzalez’s voter registration requesting “A” number in English	Sustained. Foundation.
452	Voter registration for Maria M. Gonzalez	Sustained. Foundation.
453	Voting history for Maria M. Gonzalez	Sustained. Foundation.

Ex.	Description	Ruling
454	Voting history for Maria M. Gonzalez	Sustained. Foundation.
455	Passport of Maria M. Gonzalez	Sustained. Foundation.
456	Receipt for passport	Sustained. Foundation.
457	Form letter regarding prop 200 and Maria M. Gonzalez's voter registration requesting "A" number in English	Sustained. Foundation.
458	Arizona driver's license of Jesus M. Gonzalez	Overruled.
459	Receipt for passport	Sustained. Foundation.
460	Answers to Defendant State of Arizona and Arizona Secretary of State's First Set of Interrogatories to Southwest Voter Registration Education Project	Sustained. Foundation.
461	Declaration of Debra S. Lopez	Sustained. Paragraphs 7, 9, and 11 are stricken.
462	Voter information of Debra Lopez	Overruled.
463	E-mail to D. Lopez from K. Jones regarding voter registration volunteers	Overruled.
464	Latino Vote Project Arizona Summary	Sustained. Foundation.
465	"Make your voice heard and know your rights"	Sustained. Foundation.
466	"Haga su voz oida y sepra sus derechos"	Sustained. Foundation.
467	"Haga que su voz cuente con su voto y sepa sus derechos"	Sustained. Foundation.
468	Instructions for voter registration	Sustained. Foundation.
469	E-mail from C. Galindo-Elvira to Valle Employees regarding "Reminder about Early Voting/Bond Election"	Overruled.
470	E-mail from A. Luera to Valle Employees regarding "Valle Volunteer Walk!"	Sustained. Hearsay.
471	E-mail from A. Luera regarding "Leadership in Action"	Sustained. Hearsay.

Ex.	Description	Ruling
472	Valle del Sol e-mail communication log	Sustained. Foundation.
473	E-mail from C. Galindo-Elvira to Valley Employees regarding “No on 200 Saturday Walks”	Sustained. Hearsay.
474	E-mail from A. Luera regarding “Valle’s precinct project”	Sustained. Hearsay.
475	E-mail from A. Luera to Valle employees regarding “Learn the new voter ID rules”	Sustained. Foundation.
476	E-mail from A. Luera regarding “Precinct Walk Assignments”	Sustained. Hearsay.
477	E-mail from A. Luera regarding “Voter project points”	Sustained. Hearsay.
478	E-mail from D. Cortez to T. Patrick – RISCX regarding “Q&A on ID at the Polls	Sustained. Foundation.
479	Valle del Sol News Advisory: “Valle del Sol launching volunteer voter outreach project: New voter ID rules from Prop 200 leads to education effort”	Sustained. Foundation.
480	Got I.D? Got Interest? Got Time? Valle del Sol launching volunteer voter outreach project!	Sustained. Foundation.
481	Valle del Sol: Volunteer Voter Education and Outreach Project 2006	Sustained. Foundation.
482	Flyer: Valle del Sol and Maricopa Community Colleges Present: Voting in 2006: Got I.D.?	Sustained. Foundation.
483	Valle del Sol: Volunteer Voter Education and Outreach Project 2006	Sustained. Foundation.
484	E-mail from A. Luera regarding “draft voter outreach message”	Sustained. Foundation.
485	E-mail from D. Cortez to C. Galindo-	Sustained. Foundation.

Ex.	Description	Ruling
	Elvira regarding “draft e-mail”	
486	Manual: Navajo County Elections	Overruled.
487	E-mail from A. Luera to Valle employees regarding “Voter registration deadline and ID event!”	Sustained. Foundation.
488	E-mail from A. Luera to Valle employees regarding “Voting in 2006”	Sustained. Foundation.
489	E-mail from D. Cortex regarding “Voter outreach education workshop tonight!”	Sustained. Foundation.
490	E-mail from I. Romero regarding “Voter outreach phone project”	Sustained. Foundation.
491	E-mail from A. Luera regarding “AFL voter thoughts”	Sustained. Foundation.
492	Answers to Defendant State of Arizona and Arizona Secretary of State’s First Set of Interrogatories to Plaintiff Common Cause	Overruled.
493	State of Arizona Official Canvass 2006 General Election -11/07/06	No objection.
494	Web page from US Census: Arizona People QuickFacts Population estimate 2005	No objection.
495	Web page from US Census: Poverty Thresholds 2004	No objection.
496	E-mail from A. Wayman-Trujillo regarding “Amended ID at the polls procedure” with attachment of letter from DOJ	Sustained. Hearsay.
497	Letter from Pima County Recorder’s Office to J. Brewer regarding “September 1, 20005 Revised Draft of Polling Place ID Procedures under Prop 200”	Overruled.
498	E-mail from K. Osborne regarding	No objection.

Ex.	Description	Ruling
	“Response to Joe Kanefield from Helen Purcell”	
499	The exhibit not filed.	
500	Certificate of Naturalization for Herta Antoinette Anita Weber	Overruled.
501	News Release BOS Meeting: “Supervisors Approve ’08-’09 Tentative Budget”	Overruled.
502	Deposition Excerpts of: J. Altaha	Overruled but subject to further argument concerning relevancy.
503	Deposition Excerpts of: D. Collins	Overruled but subject to further argument concerning relevancy.
504	Deposition Excerpts of: K. Dastrup	Overruled but subject to further argument concerning relevancy.
505	Deposition Excerpts of: L. Dean-Lytle	Overruled but subject to further argument concerning relevancy.
506	Deposition Excerpts of: C. Gage	Overruled but subject to further argument concerning relevancy.
507	Deposition Excerpts of: P. Hansen	Overruled but subject to further argument concerning relevancy.
508	Deposition Excerpts of: G. Hoyos	Overruled but subject to further argument concerning relevancy.
509	Deposition Excerpts of: L. Justman	Overruled but subject to further argument concerning relevancy.
510	Deposition Excerpts of: L. Johnson	No objection.
511	Deposition Excerpts of: K. Marin	Overruled but subject to further argument concerning relevancy.
512	Deposition Excerpts of: K. Osborne	Overruled but subject to further argument concerning relevancy.
513	Deposition Excerpts of: K. Osborne vol. II	Overruled but subject to further argument concerning relevancy.
514	Deposition Excerpts of: P. Pew	Overruled but subject to further argument concerning relevancy.
515	Deposition Excerpts of: M. Quinn	Overruled but subject to further argument concerning relevancy.
516	Deposition Excerpts of: G. Ratliff	Overruled but subject to further argument concerning relevancy.

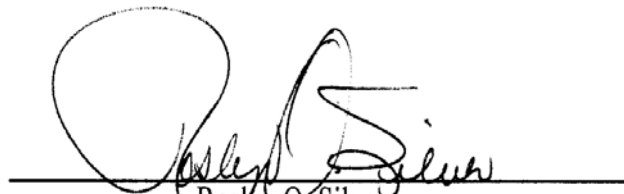
Ex.	Description	Ruling
517	Deposition Excerpts of: F. Rodriguez	Overruled but subject to further argument concerning relevancy.
518	Deposition Excerpts of: F. Rodriguez Vol. II	Overruled but subject to further argument concerning relevancy.
519	Deposition Excerpts of: S. Stallworth	Overruled but subject to further argument concerning relevancy.
520	Deposition Excerpts of: C. Stender	Overruled but subject to further argument concerning relevancy.
521	Deposition Excerpts of: A. Wayman-Trujillo	Overruled but subject to further argument concerning relevancy.
522	Declaration of Bernie Abeytia	No objection.
523	This exhibit not filed.	
524	Declaration of Elizabeth Archuleta	Sustained. Paragraphs 7-12 are stricken.
525	Declaration of Deirdre Belle-Oudry	Sustained.
526	Declaration of Lydia Camarillo	No objection.
527	Declaration of Sylvina Daly Cotto	Sustained.
528	Declaration of Cecil Davis	Sustained.
529	Declaration of William P. Fitzpatrick	Sustained.
530	Declaration of Michael Fletchall	Sustained.
531	Declaration of Donna Fae Fulton	Sustained.
532	532: Declaration of Maria M. Gonzalez 532A: This exhibit was not filed.	Overruled.
533	Declaration of Alfredo Gutierrez	Sustained. Paragraphs 6-16 are stricken.
534	This exhibit was not filed.	
535	Declaration of Rasheedah Adelih Hameed	Sustained.
536	This exhibit was not filed.	
537	Declaration of Luis Ibarra	No objection.
538	Declaration of Agnes Laughter	Overruled.
539	Declaration of Debra Lopez	Sustained. Paragraphs 7, 9, and

Ex.	Description	Ruling
		11 are stricken.
540	Declaration of Atual Mannan	Sustained.
541	Declaration of Sal Martinez	Sustained. Paragraphs 7-8 are stricken.
542	This exhibit was not filed.	
543	Declaration of Nicole Elizabeth Carlisle Natale	Sutained. Foundation.
544	This exhibit was not filed.	
545	This exhibit was not filed.	
546	This exhibit was not filed.	
547	Declaration of Monica Sandschafer (ACORN)	Sustained. Paragraph 7 is stricken.
548	This exhibit was not filed.	
549	This exhibit was not filed.	
550	Declaration of Amy Marie Smith	Sustained.
551	This exhibit was not filed.	
552	Declaration of Dorothy Terrazas	Sustained.
553	This exhibit was not filed.	
554	554A: This exhibit was not filed. 554B: Declaration of Hector Yturralde	Sustained. Paragraph 7 is stricken.
555	Preliminary Report of Richard L. Engstrom, Ph.D.	Under advisement. Possible hearsay.
556	Report of Richard L. Engstrom	Under advisement. Possible hearsay.
557	Response to Supplemental Report of Jeffery S. Zax by Richard L. Engstrom	Under advisement. Possible hearsay.
558	Rebuttal Report of Richard L. Engstrom, Ph.D.	Under advisement. Possible hearsay.
559	Addendum to Preliminary Report of Richard L. Engstrom, Ph.D.	Under advisement. Possible hearsay.
560	Supplemental Report of Richard L. Engstrom, Ph.D.	Under advisement. Possible hearsay.

Ex.	Description	Ruling
561	Written Report of Dr. Rodolfo Espino with Respect to the Effects of Proposition 200 on Arizona's Hispanic Population	Under advisement. Possible hearsay.
562	Reply to Dr. Jeffrey Zax's Review of Rebuttal by Rodolfo Espino	Under advisement. Possible hearsay.
563	Rebuttal of Dr. Jeffrey Zax by Rodolfo Espino	Under advisement. Possible hearsay.
564	This exhibit not filed.	
565	Rebuttal of Dr. Jeffrey Zax by Rodolfo Espino	Under advisement. Possible hearsay.
566	Expert Report of Dr. Jorge Chapa	Under advisement. Possible hearsay. Under advisement. Possible hearsay.
567	Rebuttal Statement of Dr. Jorge Chapa	Under advisement. Possible hearsay.
568	Rebuttal Statement of Dr. Jorge Chapa in Response to "Supplemental Expert Report and Appendices on Behalf of the State Defendants..."	Under advisement. Possible hearsay.
569	The Effect of Proposition 200 on Voter Registration in Arizona by Louis R. Lanier, Ph.D.	Under advisement. Possible hearsay.
570	The Effect of Proposition 200 on Voter Registration in Arizona Rebuttal Report of Louis R. Lanier, Ph.D.	Under advisement. Possible hearsay.
571	The Effect of Proposition 200 on Voter Registration in Arizona First Supplemental Report of Louis R. Lanier, Ph.D.	Under advisement. Possible hearsay.
572	The Effect of Proposition 200 on Voter Registration in Arizona Second Supplemental Report of Louis R. Lanier, Ph.D.	Under advisement. Possible hearsay.
573	The Effect of Proposition 200 on Voter Registration in Arizona Third Supplemental Report of Louis R.	Under advisement. Possible hearsay.

Ex.	Description	Ruling
	Lanier, Ph.D.	
574	The Effect of Proposition 200 on Voter Registration in Arizona Fourth Supplemental Report of Louis R. Lanier, Ph.D.	Under advisement. Possible hearsay.
575	The Effect of Proposition 200 on Voter Registration in Arizona Second Rebuttal Report of Louis R. Lanier, Ph.D.	Under advisement. Possible hearsay.
576	The Effect of Proposition 200 on Voter Registration in Arizona Fifth Supplemental Report of Louis R. Lanier, Ph.D.	Under advisement. Possible hearsay.
577	Report of Dr. F. Arturo Rosales	Under advisement. Possible hearsay.
578	Rebuttal Report of Dr. F. Arturo Rosales	Under advisement. Possible hearsay.

DATED this 9th day of July, 2008.


 Roslyn O. Silver
 United States District Judge