

Exhibit 7

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA

CASE NO. 04-22572-CIV-KING

EMMA YAIZA DIAZ;
AMERICAN FEDERATION OF LABOR AND
CONGRESS OF INDUSTRIAL
ORGANIZATIONS; AMERICAN FEDERATION OF
STATE, COUNTY AND LOCAL EMPLOYEES,
AFL-CIO; FLORIDA PUBLIC EMPLOYEES COUNCIL
79, AFSCME, AFL-CIO; and SERVICE EMPLOYEES
INTERNATIONAL UNION,

Plaintiffs,

v.

KURT S. BROWNING, Secretary of State of Florida;
BRENDA SNIPES, Broward County Supervisor of
Elections; JERRY HOLLAND, Duval County Supervisor
of Elections; LESTER SOLA, Miami-Dade
Supervisor of Elections; BILL COWLES, Orange County
Supervisor of Elections; and ARTHUR ANDERSON,
Palm Beach County Supervisor of Elections,

Defendants.

DECLARATION OF PATRICIA HOLLARN

Pursuant to 28 U.S.C. § 1746, Patricia Hollarn submits this Declaration in Support of the Secretary's Motion for Summary Judgment.

1. I am Patricia Hollarn, the elected Supervisor of Elections for Okaloosa County, Florida, holding this office continuously since January 1989. I am over the age of eighteen.
2. I currently maintain an office staff of 16 full-time employees in two voter services facilities located in Crestview and Ft. Walton Beach, as well as a warehouse facility. There are approximately 117,000 registered voters in Okaloosa County

3. During the peak election seasons before primary and general elections when the election preparation workload vastly increases, I employ a few temporary employees. I am very careful about employing temporary employees because they tend to increase the error rate, even though they are all well trained. Working with available resources, my goal is to conduct error-free elections for the voters of this county.

4. I have been informed that the Plaintiffs in this case have asked the Court to create a so-called "grace period," up to and including election day, for the correction of check box errors with respect to timely filed new voter registration applications. Under current Florida law the voter registration list closes 29 days in advance of election day (the book closing deadline). Voters who complete their voter registration applications after the book closing deadline may not vote in the upcoming election, but may vote in future elections.

5. With regard to my duty to conduct fair and accurate elections, I am satisfied with Florida's law book closing deadline. I have come to rely on the book closing deadline to prioritize, manage and staff all the duties that must be accomplished, in specific order, prior to election day.

6. The book closing deadline gives the Supervisors of Elections offices certainty to finalize the voter lists, including the newly registered, while at the same time permitting concentration on the enormous workload that accumulates in advance of any election. The book closing deadline contributes to the management of this workload spike during the four weeks prior to an election.

7. The four weeks before the election comprise the most tumultuous period of the year for the Supervisors of Elections. All the necessary and interlocking duties that are required to run a successful election compress into the final four weeks before the election. The duties

and responsibilities presented during that time frame visit enormous pressure and stress upon all the employees of each Florida Supervisor of Elections.

8. During the last four weeks before an election, my staff and I work between 60 and 80 hours per week on all the necessary items that require preparation, finalization, and failsafe rechecking of every detail needed to make for an error-free election.

9. Below I list the duties and responsibilities which occupy the time of all Supervisors and staff during the final four weeks before an election.

- a. By far, the greatest challenge during the last 30 days is the review and processing of mailed, in-person and political party promoted requests for absentee ballots. Voters can now receive an absentee ballot for virtually any reason at all. In recent primary and general elections, my office averages 600 to 1,000 requests for absentee ballots per day during the final weeks before any general election. My goal as Supervisor is to respond to each ballot request within 24 hours with the proper ballot style for each requesting voter, making certain that the requestor is a registered voter.
- b. There is a vast increase of walk-in traffic at my voter service offices during the weeks just prior to an election. Voters, candidates, poll workers, and just the curious pour into the offices with questions of all type and requests that must be accommodated in the very short time available.
- c. A great deal of my time is taken up with training poll workers just before an election. Poll workers are a key element for success on election day, and intensive training of these workers is critical. During the weeks before election

day, my staff and I conduct poll worker training nearly every working day and often multiple times a day.

- d. Ballot style preparation is a time consuming task. After candidate qualifying, the ballots must be prepared, proofs edited and sent to out-of-state printers, ballots analyzed, printed and distributed to each of the 52 Okaloosa County precincts. It has become common to prepare competing ballot styles for certain offices because of litigation over candidate and issue placement on a particular ballot style. Okaloosa County has approximately 300 ballot styles for a primary and 150 for a general election.
- e. Each ballot style must be matched with the proper precinct, and accordingly, the proper voter. Ballot styles in sufficient number must be ordered, printed and delivered to each precinct in quantities sufficient for election day use. The proper quantity of ballot styles is a function of the number of voters overall, as well as those eligible to vote appearing on the precinct register.
- f. Each precinct is drawn consistent with the boundaries of Congressional, State Senate, State House, County Commission, School Board and local district races, which often result in split precincts. The number of these districts makes for a large number of different ballot styles in the precincts. While this work goes on before the final four weeks of the election, assuring that each polling place has a sufficient – but not excessive – number of ballot styles associated with that precinct is a key election preparation issue.
- g. Each of our polling sites must be readied for election day. This means assuring voter accessibility, security and communications are in place and working

properly for election day. This work intensifies during the final few weeks before election day.


- h. The final testing and distribution to the polling places of all of voting equipment and supplies must be arranged and supervised. Trained poll workers must be assigned and dispatched to these locations.
- i. There are numerous time sensitive issues related to poll watchers and candidate reports that consume time and attention during the weeks just prior to election day.
- j. The Supervisor issues legally advertised newspaper notices of all the various races and issues appearing on the ballot. Such notices are also mailed to every registered voter three weeks before election day in the form of sample ballots.
- k. Dozens of voter registration record changes (for registered voters) arrive every day. Certain voter registration changes are permissible; for example, change of address. They must be processed, acknowledged, scanned and indexed by my staff for recordkeeping purposes.
- l. Preparation of the final precinct registers for each precinct is an exacting task. The precinct register lists all voters permitted to vote in that precinct. Adding new voters to precinct registers after book closing would add a level of burden and complication that will make for errors on election day.
- m. Providing for early voting, which falls in the book closing period, must be supervised and staffed. Early voting, which began 2000, represents a workload and management challenge to each Supervisor beginning 15 days before election day.

10. All of these tasks, which must be completed, put tremendous strain on the Supervisor and staff. Based on my 19 years as Supervisor, the abolition of the book closing deadline as promoted by the Plaintiffs will be extraordinarily disruptive to most Supervisors in Florida and place unnecessary additional burdens on the Office of Supervisor of Elections. Under current resources available, any scheme to adjust the current book closing practice which is not carefully crafted and coordinated with each of the duties outlined above will increase critical election day errors at the polls and after.

11. I do not believe it is necessary to provide for a grace period as a relatively small number of Okaloosa County residents are unable or unwilling to complete their voter registration applications. Since January 1, 2006, only 12 persons out of a total of 12,430 new registrants (*i.e.*, less than one tenth of one percent) have failed to complete the voter registration application due solely to the failure to check one of the three check boxes.

12. I do believe, based on my 19 years of conducting elections, that the book closing deadline is an essential tool in conducting an accurate, reliable and orderly election.

I declare under penalty of perjury that the foregoing is true and correct. Executed at Tallahassee, Florida on October 8th, 2007.



Patricia Hollarn

Exhibit 8

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Supervisor of Elections; and ARTHUR ANDERSON,
Palm Beach County Supervisor of Elections,

Defendants.

DECLARATION OF KURT S. BROWNING

Pursuant to 28 U.S.C. § 1746, Kurt S. Browning submits this Declaration in Support of the Secretary's Motion for Summary Judgment.

1. I am Kurt S. Browning. I am over the age of 18. I was appointed Florida Secretary of State in January 2007.
2. Between 1981 and December 2006, I was the elected Supervisor of Elections for Pasco County. There were approximately 267,000 registered voters in Pasco County in 2006. During my tenure as Supervisor, I held the elected leadership positions of Vice President, President-elect, and President in the Florida State Association of Supervisors of Elections. Since

my first election I have taken an active leadership role with respect to legislation affecting the conduct of voter registration, elections and all issues related to voting in Florida. I have testified before the Florida Legislature numerous times on these topics.

3. I have reviewed the Declaration of Patricia Hollarn in support of the Secretary's Motion for Summary Judgment. Pat Hollarn is widely regarded as one of the most effective, insightful and dedicated Supervisors of Elections ever to serve our state. I agree with her conclusions regarding election day preparation, and have myself experienced firsthand the turmoil attendant to the weeks just prior to election day.

4. I have been informed that the Plaintiffs in this case have asked the Court to create a "grace period" to permit amendments to new voter registration applications (up to election day) that are incomplete, as of the voter registration book closing deadline, due to the absence of a check in one of the three required check boxes on the Florida Voter Registration Application. Such a grace period is not provided in State law for policy and practical reasons critical to the efficient maintenance of accurate voter registration lists and, accordingly, the conduct of credible and reliable elections in our state.

5. Based on my 26 years as Supervisor of Elections, I am strongly opposed to, and earnestly urge the Court to reject, this proposal. The voter registration book closing deadline, Fla. Stat. § 97.055 (2006), provides a critical pre-election benchmark whereby the Supervisors of Elections have virtual certainty with respect to the number of voters in the county, and by precinct, whom they must service for absentee balloting, early voting, and election day voting. The Supervisors rely on this certainty as a means of organizing, prioritizing and managing the numerous pre-election day responsibilities, particularly those occurring during the last four

weeks before election day. Their careful attention to these administrative duties promotes the interest of orderly elections and helps to prevent fraud.

6. As noted in Supervisor Hollarn's declaration, there are numerous statutory and voter services duties that must take place immediately before an election. Voter registration is an important one of those duties. The voter registration process, particularly book closing, has been scheduled by the Legislature to work in concert with the numerous other responsibilities found in the election code referenced by Supervisor Hollarn.

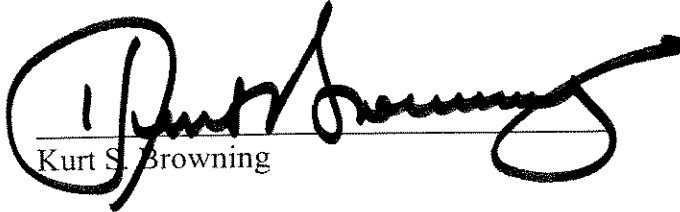
7. Each element of the election code works in concert with the others. Adjustments to such critical items as the book closing deadline should not occur in isolation. Accordingly, it is the Legislature that should make policy choices, such as book closing policies, where all of the connected and competing policy considerations may be weighed and debated by all interested parties.

8. Passed in 1993, the National Voter Registration Act requires states to accept voter registration applications received not later than 30 days before the date of the election. Congress did not then provide for any "grace period." In 2002 Congress passed the Help America Vote Act requiring the states to create a statewide voter registration database, but did not shorten the 30 day book closing deadline or provide for any "grace period," even though Congress could have determined that a "grace period" was feasible.

9. The legislative policy supporting the book closing deadline is simple, clear and justified by important state interests. Floridians should be required to file timely, complete voter registration applications. Allowing voters to register on election day rewards delay of this modest requirement to the detriment of necessary elections preparation for all the voters,

specifically the maintenance of accurate lists of eligible voters. The book closing deadline is an essential tool in the conduct of credible, orderly and reliable elections in Florida.

I declare under penalty of perjury that the foregoing is true and correct. Executed at Tallahassee, Florida on October 8, 2007.


Kurt S. Browning