

UNITED STATES DISTRICT COURT
THE SOUTHERN DISTRICT OF FLORIDA

CASE NO. 04-22572-CIV-KING/O'SULLIVAN

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

Plaintiffs,

v.

KURT S. BROWNING, Secretary of State
Of Florida; BRENDA SNIPES, Broward
County Supervisor of Elections; DAVID
STAFFORD, Duval County Supervisor of
Elections; CONSTANCE KAPLAN, Miami-Dade
County Supervisor of Elections; BILL
ANDERSON, Orange County Supervisor of
Elections and ARTHUR ANDERSON, Palm
Beach County Supervisor of Elections,

Defendants.

**DEFENDANT, ARTHUR ANDERSON, PALM BEACH COUNTY
SUPERVISOR OF ELECTIONS, INITIAL DISCLOSURE PURSUANT TO
FEDERAL RULE OF CIVIL PROCEDURE 26**

COMES NOW, Defendant, Arthur Anderson, Palm Beach County
Supervisor of Elections ("Anderson"), by and through undersigned
counsel and pursuant to Federal Rule of Civil Procedure 26, and
hereby makes its initial disclosure as follows:

1. Arthur Anderson, Supervisor of Elections, Palm Beach County, Florida

Palm Beach County Supervisor of Elections
P.O. Box 22309
West Palm Beach, FL 33416-2309
Telephone: 561/656-6200

General knowledge of operations of the Palm Beach County Supervisor of Elections, processing of voter registration applications in light of state and federal laws applicable to the book closings; general operating procedures of the office and conduct of elections as it relates to claim.

2. Charmaine Kelly, Chief Deputy

Palm Beach County Supervisor of Elections
P.O. Box 22309
West Palm Beach, FL 33416-2309
Telephone: 561/656-6200

Knowledge of operations of the Palm Beach County Supervisor of Elections, processing of voter registration applications in light of state and federal laws applicable to the book closings; general operating procedures of the office and conduct of elections as it relates to claim.

3. Jeff Darter, IT Manager

Palm Beach County Supervisor of Elections
P.O. Box 22309
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Telephone: 561/656-6200

Computer and software issues as they relate to the processing of voter registration applications, timeframes, notices and record-keeping, Florida Voter Registration System and election day administration.

4. Palm Beach County reserves the opportunity to add additional persons from the Palm Beach County Supervisors of Elections Office who are unknown at this time who may have information relative to the 2004 election activities and voter registration applications. Individuals who have left and are no

longer on staff may be identified during the course of discovery in the case and those individuals will be added to Defendant's witness list.

5. Kurt Browning, Secretary, Florida Department of State

Office of the Secretary of State
Florida Department of State
R. A. Gray Building
Suite 100
500 South Bronough Street
Tallahassee, FL 32399-0250
Telephone: 850/245-6502

Knowledge on how voter registration applications are processed by the Supervisor of Elections Office and importance of book closing deadline based on more than 20 years of service as Pasco County Supervisor of Elections.

6. Dawn K. Roberts, Assistant Secretary of State

Florida Department of State
R. A. Gray Building
500 South Bronough Street
Tallahassee, FL 32399-0250
Telephone: 850/245-6500

As former Director of the Florida Division of Elections, general knowledge of statewide elections procedures, and the Florida Voter Registration System, as well as her current role in statewide election matters.

7. Peggy Taft, Bureau Chief, Bureau of Voter Registration Services

Florida Division of Elections
Florida Department of State
R. A. Gray Building
500 South Bronough Street, Suite 316
Tallahassee, FL 32399-0250
Telephone: 850/245-6290

General knowledge of statewide election procedures, and the Florida Voter Registration System.

8. Witnesses identified by Plaintiffs in Response to Interrogatories as having most knowledge of voter registration drives for each of the Union Plaintiffs, as well as budgeting and purpose of the Union Plaintiffs federally, statewide and in Palm Beach County, Florida.
9. Any members of the Union Plaintiffs in Palm Beach County identified by the Plaintiffs as having a claim under the sole remaining issue relating to the grace period.
10. Any witnesses identified by the other parties that may have information on the claim against Defendant Anderson.

Rule 26(a) (1) (B) Disclosures

1. Defendant Anderson will use all public records, and all documents produced to the Plaintiffs pursuant to their Requests for Production to the Defendants and/or Public Records Requests by Plaintiffs or affiliated organizations.
2. Any and all public records in Defendant Anderson's possession relating to the individuals allegedly affected in Palm Beach County.
3. Any documents identified by other parties that may contain information concerning the claim against Defendant Anderson.

Rule 26(a) (1) (C) Disclosures: N/A

Rule 26(a) (1) (D) Disclosures: N/A

Respectfully submitted this 1st day of May, 2007.

/S/ Ronald A. Labasky

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 1, 2007, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record identified on the following Service List via electronic mail or facsimile and U.S. Mail:

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