

EXHIBIT 6

1 MATTHEW J. SMITH
2 MOHAVE COUNTY ATTORNEY
3 William J. Ekstrom, Jr. #04145
4 Special Deputy County Attorney
5 P. O. Box 7000
6 Kingman, AZ 86402-7000
7 Telephone: (928) 753-0770

8 Attorney for Defendant, Mohave County

9
10 **UNITED STATES DISTRICT COURT**
11 **DISTRICT OF ARIZONA**
12

13 Maria M. Gonzalez, et al.,

14 Plaintiffs,

15 vs.

16 State of Arizona; Jan Brewer, in her
17 official capacity as Secretary of State of
18 the state of Arizona, et al.,

19 Defendants.

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The Inter Tribal Council of Arizona,
21 Inc., et al.

22 Plaintiffs,

23 vs.

24 Jan Brewer, in her official capacity as
25 Secretary of State of Arizona,

26 Defendant.

) Case No. CV06-01268-PHX-ROS (Lead)
) CV06-01362-PCT-JAT (Cons)

) **RESPONSE TO FIRST SET OF**
) **INTERROGATORIES TO**
) **DEFENDANTS HELEN**
) **PURCELL AND KAREN**
) **OSBORNE FROM PLAINTIFFS**
) **INTER TRIBAL COUNCIL OF**
) **ARIZONA, INC., ET AL.**
) **FROM MOHAVE COUNTY**
) **ELECTIONS DIRECTOR,**
) **ALLEN TEMPERT**

- 27
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1. Identify each incident since January 1, 1996, in which (a) a non-United States citizen was alleged to have registered to vote in your county; (b) a non-United States citizen was alleged to have voted at a polling place in your county; (c) a non-United States citizen was alleged to have voted in your county by early ballot pursuant to A.R.S. § 16-542(A); and (d) an individual impersonated a registered voter at a polling place in your county. With respect to each such incident, please provide: (i) the name, last known address and telephone number of the individual and whether the individual was lawfully in the United States at the time of the incident; (ii) the date the individual was registered to vote and/or voted; and (iii) whether criminal

1 charges were filed against the individual and, if so, the case caption, court,
2 docket number and disposition.

- 3 (a) No records exist
4 (b) No records exist
5 (c) No records exist
6 (d) No records exist

7 2. Identify all reports, studies or memoranda in the possession of your office
8 that discuss or relate to the voting-related provisions of the Arizona
9 Taxpayer and Citizen Protection Act ("ATCPA" or "the Act"), amending
10 A.R.S. § § 16-152, 16-166 and 16-579, or the effect, impact, or consequences
11 of such provisions (including but not limited to any analysis of the number
12 of individuals who lack an Arizona driver's license or the other forms or
13 identification required by the Act).

14 No records exist

15 3. Provide the total number of voter registration forms in your county that
16 have been submitted since the date of implementation of the amendment to
17 A.R.S. § 16-152 set forth in the ATCPA (requiring that voter registration
18 forms contain proof of United States citizenship), and of that total number
19 provide the number that were (i) accepted (*i.e.*, the applicant was
20 registered), (ii) rejected due to the application form's failure to contain
21 satisfactory proof of citizenship as required by Proposition 200, and (iii)
22 rejected for reasons other than the application form's failure to contain
23 proof of citizenship. If a breakdown of this information is available by
24 month, and age, race and ethnicity of applicant, please provide that
25 information.

26 No records exist

27 4. State the total number of voters who were registered in your county on the
28 effective date of the amendment to A.R.S. § 16-166 and who, pursuant to
A.R.S. § 16-166(G), were deemed to have provided satisfactory evidence of
citizenship and not required to resubmit evidence of citizenship unless
changing voter registration from one county to another.

No records exist

5. For each election conducted in your county since the implementation of the
voting-related provisions of the Arizona Taxpayer and Citizen Protection
Act, please state 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 the failure to provide identification
required by A.R.S. § 16-579; (d) cast a provisional ballot due to the failure
to provide identification required by A.R.S. § 16-579; (e) cast a provisional
ballot and subsequently provided satisfactory proof of identification to the
county recorder's office; and (f) cast a provisional ballot that was not
counted due to failure to provide identification required by A.R.S. § 16-579.
In addition, please identify any analyses, reports or studies in your
possession that address the above.

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March 14, 2006 Election:

- (a) 1,044
- (b) 2,901
- (c) 0
- (d) 0
- (e) 0
- (f) 0

May 16, 2006 Election:

- (a) 16,092
- (b) 3,109
- (c) 3
- (d) 3
- (e) 0
- (f) 3

6. **Identify the forms of identification that have been deemed acceptable by your county to establish the identity of electors in accordance with the requirements of A.R.S. § 16-579(A).**

List #1 – Photo ID including name and address
(One Required)

- Valid Arizona driver's license
- Valid Arizona non-operating identification license
- Tribal enrollment card or other form of tribal identification
- Valid United States federal, state, or local government issued identification

List #2 – ID without photo bearing name and address
(Two Required)

- Utility bill of the elector that is dated within ninety days of the date of the election. A utility bill may be for electric, gas, water, solid waste, sewer, telephone, cellular phone, or cable television
- Bank or credit union statement that is dated within ninety days of the date of the election
- Valid Arizona vehicle registration
- Indian census card
- Property tax statement of the elector's residence
- Tribal enrollment card or other form of tribal identification
- Vehicle insurance card
- Recorder's Certificate
- Valid United States federal, state, or local government issued identification, including a voter registration card issued by the County Recorder
- Any "official election material" bearing the elector's name and address

7. **Provide a breakdown of the number of voter registration applications submitted in your county since the date of implementation of the amendment to A.R.S. § 16-152 (requiring that voter registration forms**

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contain proof of United States citizenship), that were on (a) Arizona Voter Registration Forms, (b) Federal Mail Voter Registration Forms, and (c) other voter registration forms.

No records exist

8. Provide the identity of individuals who submitted voter registration application forms in your county since the date of implementation of the amendment to A.R.S. § 16-152 whose applications were rejected due to the failure to provide satisfactory proof of citizenship as required by § 16-152.

No records exist

9. Provide the identity of voters registered to vote in your county who, since the implementation of the voting-related provisions of the Arizona Taxpayer and Citizen Protection Act, (a) were not permitted to cast a regular ballot at a polling place due to the failure to provide identification required by A.R.S. § 16-579; (b) cast a provisional ballot due to the failure to provide identification required by A.R.S. § 16-579; (c) cast a provisional ballot and subsequently provided satisfactory proof of identification to the county recorder's office; and (d) cast a provisional ballot that was not counted due to failure to provide identification required by A.R.S. § 16-579.

- (a) No records exist
- (b) No records exist
- (c) No records exist
- (d) No records exist

10. Identify each and every person whom you intend to call as a fact witness at the trial of this lawsuit or any other evidentiary hearing, including a hearing held pursuant to a motion for preliminary injunction, convened for the purpose of addressing the claims raised in plaintiffs' complaint.

None

11. Identify each and every person whom you intend to call as an expert witness at the trial of this lawsuit or any other evidentiary hearing, including a hearing held pursuant to a motion for preliminary injunction, convened for the purpose of addressing the claims raised in plaintiffs' complaint. Identify the subject matter(s) as to which the expert(s) will be providing testimony or opinions.

None

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DATED this 25 day of July, 2006.

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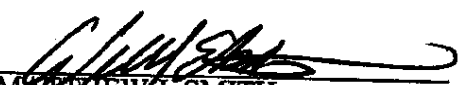
By: 
MATTHEW J. SMITH
MOHAVE COUNTY ATTORNEY
William J. Ekstrom, Jr. #04145
Special Deputy County Attorney
P. O. Box 7000
Kingman, AZ 86402-7000
Telephone: (928) 753-0770
Attorney for Defendant, Mohave County

EXHIBIT 7



**LAURA DEAN-LYCLE
RECORDER**

PINAL COUNTY RECORDER

31 N. PINAL ST. BLDG E-PO BOX 848
FLORENCE, AZ 85232-0848
520-866-6830 FAX: 520-866-6831



**BARBARA J. KELLY
CHIEF DEPUTY**

August 2, 2006

Re: Case No. CV-06-1268-PHX-ROS

Dear Ms. Connor:

Enclosed please find responses to the interrogatories requested from this office and a letter with responses for the request for production of document questions.

If you have any questions, please contact this office.

Most Respectfully,

Laura Dean-Lytle

Enc.

Florence Office Voter Registration 520-866-6850
Florence Voter Outreach Coordinator 520-866-6867
Florence Micrographics Department 520-866-6842
Florence Office TDD Phone 520-866-6831

Casa Grande Satellite Office:
820 E. Cottonwood Ln A-2 Casa Grande
Apache Junction Satellite Office:
575 No. Idaho Rd. Suite 110 Apache Jct.

Recordings 520-866-7486
Fax 520-866-7487
Recordings 480-983-7038 or 520-866-6179
Fax 520-866-6190



PINAL COUNTY RECORDER

31 N. PINAL ST. BLDG E-PO BOX 848
FLORENCE, AZ 85232-0848
520-866-6830 FAX: 520-866-6831



LAURA DEAN-LYTTLE
RECORDER

BARBARA J. KELLY
CHIEF DEPUTY

August 1, 2006

Re: Case No. CV-06-1268-PHX-ROS

Dear *Ms. Connor*:

This letter is in response to your First request for production of documents.

Responses will be listed in the same manner as your requests were listed on the Court Order.

1. Pinal County has not had any incidents since January 1, 1996 involving any of the allegations that (a) a non-United States citizen was registered to vote; (b) a non-United States citizen voted at a polling place; (c) a non-United States citizen voted by early ballot pursuant to A.R.S. §16-542(A); and (d) an individual impersonated a registered voter at a polling place.
2. The Arizona Secretary of State has provided an electronic version of the current voter registration list for the entire State of Arizona.
3. The Pinal County Election Director is providing information pertaining to the voting-related provisions of the Arizona Taxpayer and Citizen Protection Act (amending A.R.S. § 16-152, 16-166 and 16-579).
4. Included are copies of Pinal County's Press Release referencing the new voter registration requirements and listing the acceptable documents to establish citizenship, a "NOTICE" listing the New Voter Registration Requirements posted at our Recorder offices. A flyer referencing the Identification at the Polls, sent out to Citizens purchasing homes in Pinal County, and a flyer listing the ID requirements to register and ID requirements at the polls, sent out to every registered voter in Pinal County.
5. The Elections Department is responsible for the training of poll workers and other election officials regarding the voting-related provisions of the Arizona Taxpayer and Citizen Protection Act.
6. Refer to the Elections Director's response for communications and directives between the Secretary of State and Pinal County.

If you need additional information, please advise this office. You are also welcome to contact our Voter Registration Supervisor, Rachel Silvas, at any time. Her phone number is (520) 866-6861.

Most Respectfully,

Laura Dean-Lytle
Recorder

Enc.

XC: file

Florence Office Voter Registration 520-866-6850
Florence Voter Outreach Coordinator 520-866-6867
Florence Micrographics Department 520-866-6842
Florence Office TDD Phone 520-866-6831

Casa Grande Satellite Office: Recordings 520-866-7486
820 E. Cottonwood Ln A-2 Casa Grande Fax 520-866-7487
Apache Junction Satellite Office: Recordings 480-943-7038 or 520-866-6179
575 No. Idaho Rd. Suite 110 Apache Jct. Fax 520-866-6190

New Voter ID Requirements For 2006

Proposition 200

will be effective
for the 2006 Elections.

This Proposition requires
identification at the Polls

for each voter for each election.

The enclosed information describes
the identification requirements
which will apply to voting
in all elections.

*Para versión en español,
vea al dorso.*

2006 Election Dates

March 14, 2006

May 16, 2006

September 12, 2006

November 7, 2006

You will need to present 1 of these photo
identifications when you go to vote.

- Valid Arizona driver license
- Valid Arizona non-operating license
- Tribal enrollment card or other form of tribal
identification
- Valid United States federal, state or local
government issued identification

If you have no photo identification
available you will need to present 2
of the following for your proof of
identification at the polling place:

- Utility bill of the elector that is dated within 90
days of the election. A utility bill may be for
electric, gas, water, solid waste, sewer,
telephone, cellular phone or cable television
- Bank or credit union statement that is dated
within 90 days of the election
- Valid Arizona vehicle registration
- Indian census card
- Tribal enrollment card or other form of tribal id.
- Property tax statement of the elector's residence
- Vehicle insurance card
- Recorder's certificate
- Valid United States federal, state or local
government issued identification, including a
county recorder issued voter registration card.

Internet Information Available

Early Ballot Request On-line

Voter Statistics On-line

Update your Voter Registration

www.co.pinal.az.us/Recorder

Voter Precincts

www.co.pinal.az.us/Elections

Where to call or send for
Early Ballots

Or Visit Early Voting Sites

Mailing Address: P.O. Box 648

Florence, AZ 85232

Florence Office Location:

31 N. Pinal St. Bldg E Florence

Phone: (520) 966-6850

(888) 288-6887 Ext. 6850

Casa Grande Office Location:

620 E. Cottonwood Bldg A

Apache Junction Office Location:

575 N. Idaho Rd. #110

This Information Provided Compliments of:
Pinal County Voter Registration Department
Pinal County Recorder's Office
Recorder Laura Dean-Lytle

Nuevos Requisitos De Identificación Para Votantes Para 2006

La proposición 200 entrará en vigor para las elecciones del 2006. Esta proposición requiere que cada votante presente identificación para cada elección. Este folleto describe los requisitos de identificación que entrarán en vigor en todas las elecciones.

For English version, see reverse side.

Fechas De Elecciones para 2006
 14 de Marzo de 2006
 16 de Mayo de 2006
 12 de Septiembre de 2006
 7 de Noviembre de 2006

Usted necesita presentar UNA de estas formas de identificación con foto al presentarse en las urnas:

- Licencia de manejar válida de Arizona
- Licencia de no manejar válida de Arizona
- Tarjeta de membresía tribal u otro tipo de identificación tribal
- Identificación válida emitida por el gobierno federal, estatal o local

Si usted no tiene disponible la identificación con foto, necesitará presentar DOS de lo siguiente para comprobarle de identificación en el centro electoral:

- Factura de servicios públicos a nombre del votante fechada dentro de los 90 días de la elección. Una factura de servicios públicos puede ser de electricidad, gas, agua, basura, desagua, teléfono, teléfono celular or de televisión por cable
- Estado de cuenta de banco o de unión de crédito fechado dentro de los 90 días de la elección
- Registración válida de un automóvil en Arizona
- Tarjeta de censo de tribu india
- Tarjeta de membresía de tribu u otra forma de identificación tribal
- Declaración de impuestos para la propiedad de la residencia del votante
- Tarjeta de seguro de vehículo
- Certificado de Registrador
- Identificación válida emitida por el gobierno federal, estatal o local, incluyendo una tarjeta de votante emitida del registrador del condado.

INFORMACION DISPONIBLE POR EL INTERNET

- Petición para boleta temprana en línea
- Estadísticas de votantes en línea
- Ponga el día su registración de votante www.co.pinal.az.us/Recorder
- Centros Electorales www.co.pinal.az.us/Elections

Donde llamar o pedir boletas tempranas o para visitar lugares de votación temprana

Dirección de correo: P. O. Box 848
 Florence, AZ 85232

Oficina de Florence: 31 N. Pinal St. Edif. E,
 Florence

Teléfono: (520) 868-6839

(800) 298-6897 Ext 6850

Oficina de Casa Grande:

820 E Cottonwood Ln. Edif. A

Oficina de Apache Junction:

575 No. Idaho Rd #110

Esta información cortesía de:

Pinal County Voter Registration Department

Pinal County Recorder's Office

Recorder Laura Dean-Lytle

IDENTIFICATION AT THE POLLS

The elector shall announce his/her name and place of residence to the election official and present one form of identification from List #1 OR two different forms of identification from List #2. (A.R.S. § 16-679(A))

- **List #1** - Certified Photo ID including name and address (over 13 Required)
 - Valid Arizona driver license or non-operating identification
 - Tribal enrollment card or other form of tribal identification
 - Valid United States federal, state, or local government issued identification
- **List #2** - Sufficient ID without photograph bearing name and address (over 23 Required) may be for electric, gas, water, solid waste, sewer, telephone, cellular phone, or cable television
- Bank or credit union statement that is dated within 90 days of the date of the election
- Valid Arizona Vehicle Registration
- Indian census card
- Property tax statement of the elector's residence
- Tribal enrollment card or other form of tribal identification
- Vehicle insurance card
- Valid United States federal, state, or local government issued identification
- Voter Registration Card / Recorder's Certification
- Any "Official Election Material" mailing bearing your name and address

NOTICE

An elector who does not provide sufficient identification shall not be issued a regular ballot, but shall receive a provisional ballot and will have five (5) business days after a Federal General election and three (3) business days after any other election to provide sufficient identification to the County Recorder in order for their provisional ballot to count.

VOTER ASSISTANCE

Ball workers are available to assist voters with language translation, instructions on process, and with the physical act of voting.



IDENTIFICACION EN LAS URNAS

 El elector le informará su nombre y lugar de residencia al oficial electoral y presentará una forma de identificación de la Lista #1, 9 dos formas de identificación diferentes de la Lista #2 (A.R.S. § 16-679(A))

- Licencia válida para conducir o identificación del Estado de Arizona sin permiso para conducir
- Tarjeta de inscripción tribal u otra forma de identificación tribal
- Identificación válida emitida por el gobierno federal de los Estados Unidos, gobierno estatal o local
- Sufrágio ID sin foto con nombre y dirección (Requiere (2) 2006)
- Cuenta de servicios públicos del elector con fecha que no sea de no más de noventa días antes de la fecha de la elección. Una cuenta de servicios públicos puede ser por electricidad, gas, agua, basura, alcantarillado, teléfono, teléfono celular, o televisión de cable
- Estado de cuenta bancaria o de cooperativa de ahorros con fecha que no sea de más de 90 días antes de la fecha de la elección
- Registro de Vehículo de Arizona Válido
- Tarjeta de censo indígena
- Declaración de Impuestos de la propiedad de la residencia del elector
- Tarjeta de inscripción tribal u otra forma de identificación tribal
- Tarjeta de seguro de vehículo
- Identificación válida emitida por el gobierno federal de los Estados Unidos, gobierno estatal o local
- Tarjeta de Registro del Votante / Certificación del Registro
- Cualquier "Material de Elección Oficial" enviado por correo que tenga su nombre y dirección

AVISO

Al elector que no cumpla con la suficiente identificación no se le entregará una boleta regular, sino que recibirá una boleta provisional y tendrá que esperar (6) días laborales después de una elección Federal General y tres (3) días laborales después de cualquier otra elección para suministrar la suficiente identificación a la Oficina del Registro para que su boleta provisional sea tomada en cuenta.

AYUDA A LOS VOTANTES

Hay oficinas de elecciones disponibles para ayudar a los votantes con traducciones, instrucciones sobre el proceso y con el aspecto físico de la votación.



~~Re: LETTER 1100*~~

PRESS RELEASE

FOR IMMEDIATE RELEASE:


FLORENCE, ARIZONA: Laura Dean-Lytle, Pinal County Recorder, would like to inform the residents of Pinal County of the new voter registration requirements after the passage of Proposition 200 by Arizona voters. Effective January 24, 2005, proof of citizenship must be submitted when voters are registering to vote for the first time or if they are re-registering by moving to Pinal County.

The following is a list of acceptable documents to establish citizenship:

- An Arizona driver's license number or non-operating identification card number issued after October 1, 1996. (legible photocopies are acceptable)
- A driver's license or non-operating identification number from another state that identifies United States Citizenship. (legible photocopies are acceptable)
- A photocopy of a birth certificate with the name of the applicant that verifies United States Citizenship.
- United States Naturalization Certificate Number or Original Document. (IF only the number is provided, the County Recorder must verify the number with INS prior to adding the applicant to the voter rolls)
- Bureau of Indian Affairs Card Number, Tribal Treaty Card Number, or Tribal Enrollment Number. (legible photocopies are acceptable)

A NAME CANNOT BE ADDED TO THE VOTER REGISTRATION FILE UNTIL THE CITIZENSHIP REQUIREMENT IS MET.

Any questions regarding the new voter registration requirements may be directed to the Voter Registration Office at (520) 866-6850 or toll free 1-800-208-6897 ext. 6850. The TDD (Telecommunications Device for the Deaf) phone number is (520) 866-6851. Written requests should be directed to Pinal County Voter Registration, P.O. Box 848, Florence, AZ 85232. Office hours are 8:00 a.m. to 5:00 p.m. Monday through Friday.



NOTICE

New Voter Registration Requirements

If this is your first time registering to vote in Arizona or you have moved from another county in Arizona, your voter registration form must also include proof of citizenship or the form will be rejected.

List of acceptable documents to establish your citizenship:

1. Arizona driver's license number or non-operating identification card number issued after 10/01/1996. (legible photocopies are acceptable)
2. A driver's license or non operating identification number from another state that identifies United States Citizenship. (legible photocopies are acceptable)
3. A photocopy of a birth certificate with the name of the applicant that verifies United States Citizenship.
4. United States Naturalization Certificate Number or Original Document. (IF only the number is provided, the County Recorder must verify the number with INS prior to adding the applicant to the voter rolls)
5. Bureau of Indian Affairs Card Number, Tribal Treaty Card Number, or Tribal Enrollment Number. (legible photocopies are acceptable)

Typed responses provided by Laura Dean-Lytle, Pinal County Recorder
8/02/06

INTERROGATORIES

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1. Identify each incident since January 1, 1996, in which (a) a non-United States citizen was alleged to have registered to vote in your county; (b) a non-United States citizen was alleged to have voted at a polling place in your county; (c) a non-United States citizen was alleged to have voted in your county by early ballot pursuant to A.R.S. § 16-542(A); and (d) an individual impersonated a registered voter at a polling place in your county. With respect to each such incident, please provide: (i) the name, last known address and telephone number of the individual and whether the individual was lawfully in the United States at the time of the incident; (ii) the date the individual was registered to vote and/or voted; and (iii) whether criminal charges were filed against the individual and, if so, the case caption, court, docket number and disposition.

None

2. Identify all reports, studies or memoranda in the possession of your office that discuss or relate to the voting-related provisions of the Arizona Taxpayer and Citizen Protection Act ("ATCPA" or "the Act"), amending A.R.S. §§ 16-152, 16-166 and 16-579, or the effect, impact or consequences of such provisions (including but not limited to any analysis of the number of individuals who lack an Arizona driver's license or the other forms of identification required by the Act).

Polling location, requirements, voting are the duties of the Pinal County Elections Department.

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3. Provide the total number of voter registration forms in your county that have been submitted since the date of implementation of the amendment to A.R.S. 16-152 set forth in the ATCPA (requiring that voter registration forms contain proof of United States citizenship), and of that total number provide the number that were (i) accepted (i.e., the applicant was registered), (ii) rejected due to the application form's failure to contain satisfactory proof of citizenship as required by Proposition 200, and (iii) rejected for reasons other than the application form's failure to contain proof of citizenship. If a breakdown of this information is available by month, and age, race and ethnicity of applicant, please provide that information.

29,953 voter reg. forms received.
We do not track the number of forms rejected other than the form attached.

4. State the total number of voters who were registered in your county on the effective date of the amendment to A.R.S. § 16-166 and who, pursuant to A.R.S. § 16-166(G), were deemed to have provided satisfactory evidence of citizenship and not required to resubmit evidence of citizenship unless changing voter registration from one county to another.

100,400 grandfathered in voters.

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5. For each election conducted in your county since the implementation of the voting-related provisions of the Arizona Taxpayer and Citizen Protection Act, please state 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 the failure to provide identification required by A.R.S. § 16-579; (d) cast a provisional ballot due to the failure to provide identification required by A.R.S. § 16-579; (e) cast a provisional ballot and subsequently provided satisfactory proof of identification to the county recorder's office; and (f) cast a provisional ballot that was not counted due to failure to provide identification required by A.R.S. § 16-579. In addition, please identify any analyses, reports or studies in your possession that address the above.

The only elections this applied to were this spring; city and school.

4 Provisionals for Id. Requirements.

1 voter returned with proper identification

6. Identify the forms of identification that have been deemed acceptable by your county to establish the identity of electors in accordance with the requirements of A.R.S. § 16-579(A).

The Pinal County Elections Dept. handles Identification at the polls.

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7. Provide a breakdown of the number of voter registration applications submitted in your county since the date of implementation of the amendment to A.R.S. 16-152 (requiring that voter registration forms contain proof of United States citizenship), that were on (a) Arizona Voter Registration Forms, (b) Federal Mail Voter Registration Forms, and (c) other voter registration forms.

All 29,953 forms received were submitted on Arizona Voter Reg. Forms.

8. Provide the identity of individuals who submitted voter registration application forms in your county since the date of implementation of the amendment to A.R.S. § 16-152 whose applications were rejected due to the failure to provide satisfactory proof of citizenship as required by § 16-152.

This individual information is not tracked. Copies of the rejected forms are available for review or to be copied as needed. The forms do contain confidential information.

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9. Provide the identity of voters registered to vote in your county who, since the implementation of the voting-related provisions of the Arizona Taxpayer and Citizen Protection Act, (a) were not permitted to cast a regular ballot at a polling place due to the failure to provide identification required by A.R.S. § 16-579; (b) cast a provisional ballot due to the failure to provide identification required by A.R.S. § 16-579; (c) cast a provisional ballot and subsequently provided satisfactory proof of identification to the county recorder's office; and (d) cast a provisional ballot that was not counted due to failure to provide identification required by A.R.S. § 16-579.

This information would be under the responsibilities of the Pinal County Elections Department.

10. Identify each and every person whom you intend to call as a fact witness at the trial of this lawsuit or any other evidentiary hearing, including a hearing held pursuant to a motion for preliminary injunction, convened for the purpose of addressing the claims raised in plaintiffs' complaint.

Unknown at this time.


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11. Identify each and every person whom you intend to call as an expert witness at the trial of this lawsuit or any other evidentiary hearing, including a hearing held pursuant to a motion for preliminary injunction, convened for the purpose of addressing the claims raised in plaintiffs' complaint. Identify the subject matter(s) as to which the expert(s) will be providing testimony or opinions.

Unknown at this time.

DATED this 30th day of June, 2006.

STEPTOR & JOHNSON LLP

By 
David J. Boddy
Karen J. Hartman-Tellez
Collier Center
201 East Washington St., Ste. 1600
Phoenix, Arizona 85004-2382

OSBORN MALEDON, P.A.
David B. Rosenbaum
Thomas L. Hudson
Sara S. Greene
2929 North Central Ave., 21st Floor
Phoenix, Arizona 85012-2793

Attorneys for The Inter Tribal Council
of Arizona, Inc., et al.

EXHIBIT 8

BARBARA LAWALL
PIMA COUNTY ATTORNEY
CIVIL DIVISION
32 N. Stone Avenue, #2100
Tucson, AZ. 85701
(520)740-5750

1 BARBARA LAWALL
2 PIMA COUNTY ATTORNEY
3 CIVIL DIVISION
4 By: Karen Friar
5 Deputy County Attorney
6 32 North Stone Avenue, Suite 2100
7 Tucson, Arizona 85701
8 Telephone: (520) 740-5750
9 Facsimile: (520) 620-6556
10 State Bar No. 015434
11 Attorney for Pima County Recorder

12 **IN THE UNITED STATES DISTRICT COURT**
13 **FOR THE DISTRICT OF ARIZONA**

14 MARIA M. GONZALEZ, et al.,
15
16 Plaintiff,
17
18 vs.
19 STATE OF ARISON; Jan Brewer, in her
20 official capacity of Secretary of State of the
21 State of Arizona, et al.,
22 Defendant.

Case Nos. CV06-01268-PHX-ROS (Lead)
CV06-01362-PCT-JAT (Cons)

**ANSWER TO FIRST SET OF
INTERROGATORIES TO
DEFENDANTS F. ANN RODRIGUEZ
FROM PLAINTIFFS INTER TRIBAL
COUNCIL OF ARIZONA, IC., ET AL.**

23 THE INTER TRIBAL COUNCIL OF
24 ARIZONA,
25 Plaintiff,
26
27 vs.
28 JAN BREWER, in her official capacity as
29 Secretary of State of Arizona,
30 Defendant.

31 TO: F. Ann Rodriguez, Pima County Recorder
32 through her counsel of record, M. Colleen Connor, Maricopa
33 County Attorney's Office, Division of County Counsel,
34
35 ///

BARBARA LAWALL
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32 N. Stone Avenue, #2100
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222 N. Central Avenue, Ste. 1100, Phoenix, Arizona 85003; and Dennis I. Wilenchik, Kathleen Rapp, Wilenchik and Bartness, P.C., 2810 North Third Street, Phoenix, Arizona 85004, Attorney for County Defendants

Pursuant to Fed. R. Civ. P. 33, Plaintiffs Inter Tribal Council of Arizona, Inc., et al., request Defendants to answer each of the interrogatories set forth below, in writing under oath, pursuant to the schedule established by the Court.

DEFINITIONS AND INSTRUCTIONS

As used herein, "you" or "your" refer to the above-named defendants upon whom these requests have been served, and their respective offices.

Unless otherwise indicated, as used herein, "identity" or "identify" refers to the full name, last known work and home address, telephone number, email address, and job title of an individual.

As used herein, the "voting-related provisions of the Arizona Taxpayer and Citizen protection Act" refers to A.R.S. §§ 16-152, 16-166, and 16-579 which were amended by the ballot initiative passed in November 2004 commonly known as "Proposition 200."

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

INTERTROGATORIES

1. Identify each incident since January 1, 1996, in which (a) a non-United States citizen was alleged to have registered to vote in your county; (b) a non-United States citizen was alleged to have voted at a polling place in your county; (c) a non-United States citizen was alleged to have voted in your county by early ballot pursuant to A.R.S. § 16-542(A); and (d) an individual impersonated registered voter at a polling place in your county. With respect to each such incident, please provide: (i) the name, last known address and telephone number of the individual and whether the individual was lawfully in the United States at the time of the incident; (ii) the date the individual was registered to vote and /or voted; and (iii) whether criminal charges were filed against the individual and, if so, the case caption, court, docket number and disposition.

Since January 1, 1999 we are aware of complaints that several non-citizens have either attempted to register to vote or to cast votes. The Complaint letters for June 28,

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PIMA COUNTY ATTORNEY
CIVIL DIVISION
32 N. Stone Avenue, #2100
Tucson, AZ 85701
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1 1999, July 1, 1999, August 26, 1999 and October 4, 1999 are attached regarding the
2 non-citizens. Also, during the course of an investigation of a claim that a person voted
3 twice in an election in Pima County, it was discovered that the suspected voter was not
4 a U.S. Citizen. That complaint letter, dated November 7, 2002 is also attached hereto.

5
6 2. Identify all reports, studies or memoranda in the possession of your office that
7 discuss or relate to the voting-related provision of the Arizona Taxpayer and Citizen Protection
8 Act ("ATCPA" or "the Act"), amending A.R.S. §§ 16-152, 16-166 and 16-579, or the effect,
9 impact or consequences of such provisions (including but not limited to any analysis of the
number of individuals who lack an Arizona driver's license or the other forms of identification
required by the Act).

10 No such documents exist except those already provided in response to the Request
11 for Production.

12
13 3. Provide the total number of voter registration forms in your county that have been
14 submitted since the date of implementation of the amendment to A.R.S 16-152 set forth in the
15 ATCPA (requiring that voter registration forms contain proof of United States citizenship), and
16 of that total number provide the number that were (i) accepted (i.e., the applicant was registered),
17 (ii) rejected due to the application form's failure to contain satisfactory proof of citizenship as
required by Proposition 200, and (iii) rejected for reasons other than the application form's
failure to contain proof of citizenship. If a breakdown of this information is available by month,
and age, race and ethnicity of applicant, please provide that information.

18 We do not track voter registration forms based on age, race or ethnicity. Pima
19 County does not track the number of voter registration forms rejected for reasons other
20 than failure to provide proof of citizenship. Our procedure for handling voter registration
21 forms that are incomplete (missing one or more of the following: Name, address, date of
22 birth or signature) is as follows: Staff attempt to contact the voter by phone to obtain the
23 missing information (except missing signatures). If they are able to contact the voter and
24 get the missing information, the staff member will fill in the missing information and
25 then process the form. If we are unable to contact the voter by phone to obtain the

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1 missing information or if the missing item is the voter's signature, the voter is sent a
2 letter advising them of the situation. The letter includes a new voter registration form
3 that is pre-dated by staff to the date of the original submission by the voter. The
4 incomplete form is then filed in a designated area for "trouble" forms. If the voter
5 completes the new form and submits it to our office, the old incomplete form is removed
6 from the trouble file and destroyed and the new form is processed. If the voter form
7 contains no address or phone number, no letter is sent to the voter since we have no way
8 to contact the individual. The only forms that remain in the "trouble" file are those
9 without addresses or those where the voter did not respond to our letter seeking
10 additional information. These forms are maintained in our office for a period of two
11 years and then sent to the Pima County Record and Archives center for storage and
12 destruction according to the records retention policies approved by the State Department
13 of Libraries and Archives.
14
15

16 Pima County does not track the total number of voter registration forms received.
17 We only track the number of voter registration forms that we were able to process and
18 those that were rejected under the rules of Proposition 200. The Pima County Recorder's
19 Office did not begin tracking registration forms rejected under Proposition 200 until April
20 20, 2005. However, all forms rejected prior to that date are included in the data recorded
21 for April 2005 without any further breakdown available.
22

23 Since the effective date of Proposition 200 (January 25, 2005), the Pima County
24 Recorder's Office has processed the following number of voter registration forms:

25

January 2005	800
February 2005	2,241
March 2005	2,456

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1	April 2005	2,839
2	May 2005	2,672
3	June 2005	3,470
4	July 2005	3,210
5	August 2005	4,374
6	September 2005	5,308
7	October 2005	6,481
8	November 2005	7,314
9	December 2005	6,281
10	January 2006	7,370
11	February 2006	6,698
12	March 2006	16,534
13	April 2006	17,092
14	May 2006	11,130
15	June 2006	9,750
16	July 2006	6,939

Total number of forms processed: 122,959

Forms rejected pursuant to Proposition 200 for new voter registrations in Pima County that did not provide any documentation to establish United States Citizenship:

17	April 2005	315
18	May 2005	367
19	June 2005	292
20	July 2005	349
21	August 2005	285
22	September 2005	264
23	October 2005	307
24	November 2005	142
25	December 2005	55
26	January 2006	77
27	February 2006	234
28	March 2006	144
29	April 2006	160
30	May 2006	177
31	June 2006	180
32	July 2006	112

Total number of forms rejected for failing to provide any evidence of citizenship: 3,460.

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1 The following are the number of voter registration forms that were submitted
2 from new voters in Pima County who wrote an Arizona driver's license number to
3 establish citizenship. However, when the license number was submitted to the Arizona
4 Department of Transportation, Motor Vehicle Division, the Recorder's Office was
5 notified that the license number was either incomplete, belonged to someone other than
6 the named person, or was issued on or before October 1, 1997. While these registrations
7 were originally processed, once notification was received from MVD, the registrations
8 were cancelled and the voters were required to provide additional documentation in order
9 to establish citizenship:
10

11		
12	April 2005	9
13	May 2005	7
14	June 2005	7
15	July 2005	9
16	August 2005	15
17	September 2005	29
18	October 2005	37
19	November 2005	23
20	December 2005	7
21	January 2006	16
22	February 2006	13
23	March 2006	25
24	April 2006	28
25	May 2006	26
	June 2006	19
	July 2006	23

21 Total processed forms rejected after MVD notification: 281

22
23 4. State the total number of voters who were registered in your county on the
24 effective date of the amendment to A.R.S. § 16-166 and who, pursuant to A.R.S § 16-166(G),
25 were deemed to have provided satisfactory evidence of citizenship and not required to resubmit
evidence of citizenship unless changing voter registration from one county to another.

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1 No voter registration total was processed on the effective date of Proposition 200.
2
3 Voter total reports are not generated on a daily basis. The report generated in closest
4 proximity to the effective date of Proposition 200 was run on January 31, 2005. On that
5 date there were 457,299 registered voters on Active status in Pima County and there were
6 26,409 voters on Inactive status.

7 5. For each election conducted in your county since the implementation of the
8 voting-related provisions of the Arizona Taxpayer and Citizen Protection Act, please state the
9 number of registered voters who (a) voted by mail; (b) cast a regular ballot at a polling place; (c)
10 were not permitted to cast a regular ballot at the polling place due to the failure to provide
11 identification required by A.R.S. § 16-579; (d) cast a provisional ballot due to failure to provide
12 identification required by A.R.S. § 16-579; (e) cast a provisional ballot and subsequently
13 provided satisfactory proof of identification to the county recorder's office; and (f) cast a
14 provisional ballot that was not counted due to failure to provide identification required by A.R.S.
15 § 16-579. In addition, please identify any analyses, reports or studies in your possession that
16 address the above.

17 Pima County has conducted only one election since the proof of identification at
18 the polls procedure went into effect. That election occurred on May 16, 2006 and
19 consisted of a countywide Transportation Plan and Bond election. The Town of Oro
20 Valley conducted its general election on the same date and both elections were
21 consolidated into a single election.

22 Ballots cast by mail: 31,858
23 An additional 1,929 voters cast ballots at walk-in early voting locations.

24 The Pima County Recorder does not operate or oversee polling place activities or
25 tabulate ballots. Those activities are conducted by the Pima County Division of
 Elections. The total number of ballots cast at the polling place would have to be provided
 by the Division of Elections. Based on the number of Provisional Ballots submitted to
 the Recorder's Office for verification, we can provide the following:

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Provisional ballots cast due to voter providing insufficient identification: 838.

“Conditional” provisional ballots cast due to the voter providing no identification: 128.

Number of voters who cast a Conditional Provisional ballot who presented appropriate identification within the time limits of the procedure: 12.

Number of Conditional Provisional ballots rejected since no identification was presented after the election: 116.

Please note that all persons who appeared with identification within the prescribed time period after the election presented valid and sufficient identification. No voter had to present identification more than once after the election.

6. Identify the forms of identification that have been deemed acceptable by your county to establish the identity of electors in accordance with the requirements of A.R.S. § 16-579(A).

The Pima County Recorder’s Office does not operate or control the polling places. Acceptable forms of identification to be presented at the polls, in addition to those approved by the Secretary of State’s Office would be designated by the Pima County Division of Elections. This office is separate from that Department and therefore cannot provide a response to this request.

7. Provide a breakdown of the number of voter registration applications submitted in your county since the date of implementation of the amendment to A.R.S. 16-152 (requiring that voter registration forms contain proof of United States citizenship), that were on (a) Arizona Voter Registration Forms, (b) Federal Mail Voter Registration Forms, and (c) other voter registration forms.

Voter registration form quantities processed are as follows:

Arizona Registration Forms received: 122,846.
Federal forms received: 113.

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Please note that the Pima County Recorder's Office does not track the general federal voter registration form separately from the Federal Post Card Application voter registration form. Therefore the number of federal forms received includes both types of forms and we have no way of separating that number further. In addition, the Pima County Recorder's Office does not track the type of form received for incomplete forms or for forms that are rejected pursuant to Proposition 200.

8. Provide the identity of individuals who submitted voter registration application forms in your county since the date of implementation of the amendment to A.R.S. § 16-152 whose applications were rejected due to the failure to provide satisfactory proof of citizenship as required by § 16-152.

The Pima County Recorder's Office objects to this interrogatory as unduly burdensome. The Recorder's Office does not track the rejected voter registration forms by voter or keep any list identifying voters who submitted these forms. Creating such a list solely for purposes of this litigation would be unnecessarily time consuming and expensive.

The Recorder's Office has segregated all voter registration forms that were rejected under Proposition 200. Those forms are available for inspection during regular business hours upon providing a minimum of 24 hours advance notice to Christopher J. Roads, Chief Deputy Recorder in order to make certain that adequate space is available to review the forms. Mr. Roads can be reached at (520) 740-4340.

///

9. Provide the identity of voters registered to vote in your county who, since the implementation of the voting-regulated provisions of the Arizona Taxpayer and Citizen Protection Act, (a) were not permitted to cast a regular ballot at a polling place provisional ballot due to the failure to provide identification required by A.R.S. § 16-579; (b) cast a provisional

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CIVIL DIVISION
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1 ballot due to failure to provide identification required by A.R.S. § 16-579; (c) cast a provision
2 ballot and subsequently provided satisfactory proof of identification to the county recorder's
3 office; and (d) cast a provisional ballot that was not counted due to failure to provide
4 identification required by A.R.S. § 16-759.

4 The Pima County Recorder's Office is unable to provide the information
5 requested. Once provisional ballots are processed, the provisional ballot forms become
6 voter registration forms that are entered into the computer database and then filed in a
7 central filing system in alphabetical order based on the voter's name. The forms were
8 counted at the time of the election for statistical purposes, but once the election was
9 completed, the forms were processed in accordance with the normal practices of the
10 office. That processing was completed more than a month prior to the date of the
11 interrogatories.

12
13 10. Identify each and every person whom you intend to call as a fact witness at the
14 trial of this lawsuit or any other evidentiary hearing, including a hearing held pursuant to a
15 motion for preliminary injunction, convened for the purpose of addressing the claims raised in
16 plaintiffs' complaint.

16 Fact witnesses: See Attorneys

17
18 11. Identify each and every person whom you intend to call as an expert witness at
19 the trial of this lawsuit or any other evidentiary hearing, including a hearing held pursuant to a
20 motion for preliminary injunction, convened for the purpose of addressing the claims raised in
21 plaintiffs' complaint. Identify the subject matter(s) as to which the expert(s) will be providing
22 testimony or opinions.

21 Expert witnesses: See Attorneys

23
24
25 RESPECTFULLY SUMMITTED this 2nd day of ~~August~~^{August} 2006.

BARBARA LAWALL
PIMA COUNTY ATTORNEY

By: *Karen S. Friar*
Karen S. Friar
Deputy County Attorney

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Copy of the foregoing hand delivered
this 2nd day of August 2006, to:

*

By: _____

BARBARA LAWALL
PIMA COUNTY ATTORNEY
CIVIL DIVISION
32 N. Stone Avenue, #2100
Tucson, AZ 85701
(520)740-5750

1 VERIFICATION

2
3 STATE OF ARIZONA)
4 COUNTY OF PIMA)ss.

5
6 F. Ann Rodriguez, being first duly sworn upon her oath, deposes and says:

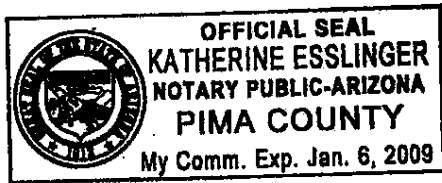
- 7 1. That she is the Recorder of Pima County.
8 2. That she has reviewed the answers and documents attached hereto and they are
9 true and correct to the best of her knowledge.

10
11 Dated this 2nd day of August, 2006.

12 *F. Ann Rodriguez*
13 F. Ann Rodriguez

14 SUBSCRIBED AND SWORN TO BEFORE ME by F. Ann Rodriguez on this 2nd day of
15 August, 2006.

16 *Katherine Esslinger*
17 Notary Public



BARBARA LAWALL
PIMA COUNTY ATTORNEY
CIVIL DIVISION
32 N. Stone Avenue, #2100
Tucson, AZ 85701
(520)740-5750

INDIVIDUALS WHO HAVE INDICATED TO JURY COMMISSIONER THEY ARE NOT U.S. CITIZENS

NAME	ADDRESS	CITY	ZIP	PHONE	BIRTH PLACE	ELECTIONS VOTED
<i>Indicated U.S. Place of Birth and Voted</i>						
Brenda Ann Olsson		Tucson	85710		Arizona	1984, 1986, 1988, 1990 (2), 1992, 1996
Arnold Everett Tinker		Tucson	85713		Mass.	1984 (2), 1986 (2), 1988 (2), 1990 (3), 1992 (2), 1994 (2), 1996, 1997, 1998
Pete C. Jimenez	REDACTED	Tucson	85714		Arizona	1984, 1986, 1988, 1990 (3), 1992, 1994 (2), 1996, 1997 (2), 1998
Arvis Clyde		Tucson	85701		Arizona	1992
Jesus A. Escobar		Tucson	85713		Arizona	1996, 1997 (2)
Anna Guadalupe Carrillo		Tucson	85711		California	1996
Jesus Mauro Rivera		Tucson	85745		Arizona	1992
<i>Indicated U.S. Place of Birth but Never Voted</i>						
Neville Waugh		Tucson	85713		Arizona	
Deanne Erin Stone		Tucson	85742		California	
Ana M. Murguia		Tucson	85745		California	
Jesus O. Duran		Tucson	85706		Arizona	
Owen Ere Mafemi		Tucson	85711		California	
Marco A. Llano		Tucson	85715		Arizona	
John Destrini		Tucson	85748		Arizona	
Jose Luis Chaidetz		Tucson	85713		Arizona	

INDIVIDUALS WHO HAVE INDICATED TO JURY COMMISSIONER THEY ARE NOT U.S. CITIZENS

NAME	ADDRESS	CITY	ZIP	PHONE	BIRTH PLACE	ELECTIONS VOTED
<i>Foreign Birth Place and Voted</i>						
Patricia Castro Porter		Tucson	85713		Mexico	1984, 1986, 1988 (2), 1990 (2)
Calogero Lomonaco		Tucson	85730		Italy	1992, 1996
Astrid Zulema Alvarez		Tucson	85713		Guatemala	1996
Guillermo Samaniego Olivares		Tucson	85745		Mexico	1996
Sylvia Samalie Abanoni		Tucson	85718		Uganda	1994, 1996, 1997
Elva Para Adame		Tucson	85745		Mexico	1998
Antonio A. Sanchez, Jr.		Tucson	85705		Mexico	1992
<i>Foreign Birth Place and Did not Vote</i>						
Anabel Munoz Haros		Tucson	85706		Mexico	
Martha Fimbres		Tucson	85705		Mexico	
Ana Inigo		Tucson	85706		Mexico	
Rosario Navarro Molina		Tucson	85714		Mexico	
Lydia R. Soto		Rillito	85654		Mexico	
Julia Isabel Martinez		Tucson	85706		Mexico	
Alfonso Rodriguez Serrano		Tucson	85713		Mexico	
Tara Leeanne Drew		Tucson	85712		England	
Elisa Dei Carmen Gomez		Tucson	85730		Panama	
Yedid Tirado		Tucson	85706		not listed	
Genoveva Alicia Mazon		Tucson	85714		Mexico	
Maria Rosario Madrid		Sahuarita	85629		Mexico	
Roman S. Saponka		Tucson	85716		Lithuania	
Rosario Sylvia Moreno		Tucson	85714		Mexico	
Norma Irene Stackpole		Tucson	85713		Mexico	



PIMA COUNTY RECORDER

EXHIBIT A



Bob Jones
Chief Deputy Recorder
Document Recording: (520) 623-3177

Pima County Recorder
F. Ann Rodriguez

Christopher J. Roads
Registrar of Voters
Voter Registration: (520) 623-2649

October 4, 1999

Honorable Barbara LaWall
Pima County Attorney
32 North Stone Avenue, Suite 1400
Tucson, Arizona 85701

Re: Illegal Voter Registration
Elva Adame Parra

Dear Barbara:

On August 26, 1999, I wrote to you concerning a number of individuals who had registered to vote but later indicated that they were not citizens of the United States. One of the individuals included in that report was Elva Adame Parra, DOB 11-14-1942. It is my understanding that this matter is still under investigation. We had previously cancelled that voter registration.

On September 28, 1999, my office received another voter registration card from Elva Adame Parra. She has once again attempted to register to vote.

Enclosed is a copy of the voter registration affidavit she submitted to our office.

Should you have any questions concerning this, please feel free to contact me.

Sincerely,

PIMA COUNTY RECORDER'S OFFICE

A handwritten signature in black ink that reads "Christopher J. Roads".

Christopher J. Roads
Registrar of Voters

CJR:sss

99LTR117

Attachment

xc: F. Ann Rodriguez



Bob Jones
Chief Deputy Recorder
Document Recording: (520) 623-3177

Pima County Recorder
F. Ann Rodriguez

Christopher J. Roads
Registrar of Voters
Voter Registration: (520) 623-2649

August 26, 1999

Honorable Barbara LaWall
Pima County Attorney
32 North Stone Avenue, Suite 1400
Tucson, Arizona 85701

Re: **Illegal Voter Registration**
Illegal Voting by Unauthorized Persons

Dear Barbara:

As you are aware, this office has been taking an active role in trying to make certain that the Pima County voter registration rolls are as accurate as possible. During the course of those activities, we have received information that a number of individuals have registered to vote despite not being citizens of the United States. In addition, a number of these individuals have also voted.

The act of registering to vote by a person who is not a citizen of the United States is prohibited by A.R.S. §16-182, a class six felony. If that person also votes, the offense is a class five felony, A.R.S. §16-1016(A)(1). Some of the voter registration affidavits completed by these individuals stated that the persons were in fact born in the United States. Filling out the affidavit falsely is classified as either a class five felony offense, A.R.S. §16-184, or could be considered forgery under A.R.S. §13-2002, a class four felony.

Since these issues present possible felony offenses occurring in Pima County, I am forwarding this information to you to determine if prosecution is appropriate.

First, on August 24, 1999, Irma Isabel Esquivel came to our office and asked that we cancel her voter registration because she was not a citizen of the United States. Sandy Reilly of this office dealt with Ms. Esquivel. We require a signed written request for anyone to voluntarily cancel his or her voter registration. Ms. Esquivel provided a written request and stated in that request that she was not a citizen of the United States. Identification in the form of an Arizona driver's license was obtained, to verify that we were dealing with Ms. Esquivel. We ran a check of Ms. Esquivel's voting history and discovered that she voted in the 1994 General Election and in the 1996 General Election. Enclosed is a copy of her written request.

We will keep the original cancellation request, a copy of the driver's license, the original voter registration affidavit and the voting history information in our office.

This office has also made arrangements to exchange information with the Jury Commissioner of the Pima County Superior Court. The Jury Commissioner uses the voter registration records as part of

Honorable Barbara LaWall
August 26, 1999
Page 2

their database to gather qualified jurors. As part of the jury selection process, potential jurors are requested to respond to an initial questionnaire to determine their eligibility to serve. One of the questions asked is whether or not the individual is a citizen of the United States.

In voter registration matters, federal law precludes us from asking anyone if they are actually citizens of the United States nor can we request documentation of citizenship. We are required to accept what the individual lists on their voter registration form unless we have other evidence to question the validity of the form. That is the reason that the Legislature adopted criminal penalties for illegal voter registration. The questionnaire from the Jury Commissioner is sufficient evidence to question citizenship.

Earlier this year, the individuals listed in the attached report each responded to the Jury Commissioner's questionnaire and stated that they were NOT citizens of the United States. This information was forwarded to our office by the Jury Commissioner. The Recorder's Office then sent each individual a letter asking them to verify the accuracy of the information they provided to the Jury Commissioner. None of the listed individuals responded to our request. As a result, their voter registration was involuntarily cancelled.

Once the registration was cancelled, we checked voter history records to determine whether any of these individuals actually voted in any election. We discovered that a number of these individuals actually voted in various elections. We also reviewed their voter registration forms and discovered that a number of them listed their places of birth as inside the United States despite reporting to the Jury Commissioner that they were not citizens.

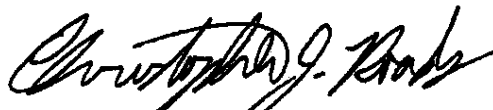
The attached report groups these individuals according to whether or not they voted and whether or not they listed a United States place of birth on their voter registration affidavit. The addresses listed are the same addresses used by the Jury Commissioner to send the questionnaire.

We will maintain the original voter registration cards on these individuals should any investigator need to review them.

Thank you for your attention to this matter.

Sincerely,

PIMA COUNTY RECORDER'S OFFICE



Christopher J. Roads
Registrar of Voters

CJR:sss
Enclosure

xc: F. Ann Rodriguez
Pima County Recorder

99LTR106

~~My~~ name is Irma Isabel Esquivel
I don't want to be a register voter
because I am not a U.S. Citizen.

Irma Isabel Esquivel

REDACTED

CLERK COUNTY REGISTRAR
99 AUG 23 PM 4:31

STATE OF ARIZONA VOTER REGISTRATION
REGISTRO DE VOTANTES DEL ESTADO DE A

NEW REGISTRATION
REGISTRO NUEVO PARTY CHANGE
CAMBIO DE PARTIDO
 ADDRESS CHANGE
CAMBIO DE DOMICILIO NAME CHANGE
CAMBIO DE NOMBRE

OFFICIAL USE ONLY
214
1049214

FOR U.S. CITIZENS ONLY
SOLAMENTE PARA CIUDADANOS DE LOS ESTADOS UNIDOS

PIMA COUNTY
CONDADO

FULL NAME (CIRCLE ONE)
NOMBRE COMPLETO (CIRCULAR UNO) Esquivel Irma Isabel

RESIDENCE ADDRESS
DOMICILIO DE RESIDENCIA Tucson

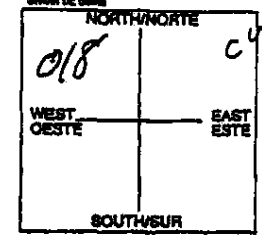
MAILING ADDRESS
DIRECCION DE CORREOS
CITY/TOWN/STATE
CITY/TOWN/ESTADO Tucson

PARTY PREFERENCE
PREFERENCIA DE PARTIDO DEMOCRAT

BIRTH PLACE
LUGAR DE NACIMIENTO Sonora Mexico

OCCUPATION
OCUPACION Housewife

FATHER'S NAME or MOTHER'S MAIDEN NAME
NOMBRE DEL PADRE o APELLIDO DE SOLTERA Valdez Flores Irma Isabel



READ THIS STATEMENT AND SIGNATURE FIRST TO SIGNIFY I AM A CITIZEN OF THE UNITED STATES A RESIDENT OF THE STATE OF ARIZONA AND THE ABOVE NAMED COUNTY AND WILL BE 18 YEARS OF AGE ON OR BEFORE THE TIME OF THE NEXT GENERAL ELECTION. I HAVE NOT BEEN CONVICTED OF TREASON OR A FELONY OR, IF SO, MY CIVIL RIGHTS HAVE BEEN RESTORED. I CERTIFY THAT THE INFORMATION ON THIS REGISTRATION FORM IS TRUE AND CORRECT.

LEA ESTA DECLARACION Y ANTES DE FIRMAR: SOY CIUDADANO DE LOS ESTADOS UNIDOS Y RESIDENTE DEL ESTADO DE ARIZONA EN EL CONDADO NOMBRADO ANTERIORMENTE Y TENDRE 18 AÑOS DE EDAD O ANTES DE LA FECHA DE LAS SIGUIENTES ELECCIONES GENERALES. NO HE SIDO DECLARADO CULPABLE DE TRAYCION O DE UN CRIMEN FEROZ O SI SI, SEAN HAN RESTAURADO MIS DERECHOS CIVILES. YO CERTIFICO QUE LA INFORMACION EN ESTA FORMA DE REGISTRO ES VERDADERA Y CORRECTA. OTRA OCUACION EN PALLO SE DEBIO MARCAR O CIRCULARLA.

THIS FORM WAS COMPLETED ACCORDING TO MY DIRECTIONS BY F. Howell DATE OF SIGNING 6 24 94 I WOULD BE WILLING TO WORK AT A POLLING PLACE ON ELECTION DAY YES NO

ESTA FORMA FUE LLENADA DE ACUERDO CON MIS DIRECCIONES POR F. Howell FECHA EN QUE 06 24 94 SI NO Irma Isabel Esquivel

REMOVE TAPE AND FOLD TO MAIL. DESPEGUE LA CINTA ADHESIVA Y DOBLE PARA ENVIAR POR CORREO

34 JUN 29 AM 9:48
PIMA COUNTY RECORDS
VOTER REGISTRATION

642963

10-

REDACTED

MAIN OFFICE:
115 N. CHURCH AVE.
TUCSON, ARIZONA 85701-1199



Pima County Recorder
F. ANN RODRIGUEZ
RECORDER

EASTSIDE ANNEX:
6920 E. BROADWAY BLVD.
SUITE D
TUCSON, ARIZONA 85710

Recording: (520) 623-3177
Voter Registration: (520) 623-2649
FAX: (520) 623-1785

Recording: (520) 623-3177
FAX: (520) 296-4239

July 1, 1999

Honorable Barbara LaWall
Pima County Attorney
32 North Stone Avenue, Suite 1400
Tucson, Arizona 85701

Re: Illegal Voter Registration and Illegal Voting
Jose Luis Ojeda
DOB: 5/17/1961
Registration number: 1093366

Dear Barbara:

I have been provided information that the above named individual registered to vote and actually voted in three elections despite not being a citizen of the United States. I am referring this matter to you for review to determine if prosecution is appropriate under A.R.S. §16-182, a class six felony, and/or A.R.S. §16-1016(A)(1), a class five felony.

On June 29, 1999, Mr. Ojeda came to the Recorder's Office and requested that his voter registration be cancelled since he is not a citizen of the United States. His voter registration card was pulled and it was discovered that Mr. Ojeda had registered to vote on December 22, 1995. An individual who works as a paid circulator had assisted him in registering at that time.

A records check through our election files was conducted and it was determined that Mr. Ojeda had actually voted in three elections, the 1996 General Election, the 1997 City of Tucson General Election and the 1997 County General Election. The 1997 elections were held on the same date, but the City handled its own election separately from the County. Mr. Ojeda would have voted two separate ballots on that date.

Although Mr. Ojeda was initially evasive about being registered, he did admit to the staff at this office that he had voted in the elections. Mr. Ojeda advised the staff that he had recently applied for citizenship and was concerned that they would discover his voter registration and that this might hinder his citizenship process. After he provided us with identification and a written request to cancel his registration, it was cancelled.

Honorable Barbara LaWall
July 1, 1999
Page 2

The two members of the Recorder's staff who dealt directly with Mr. Ojeda are Lily Shafer and Ida Moody.

I am enclosing copies of Mr. Ojeda's voter registration card, his Arizona driver's license, the voter history file, the request for cancellation and Lily Shafer's memo to me concerning this incident. I will maintain the originals of these documents.

I would note that this is the second individual to come forward to this office within the past week to request that their voter registration be cancelled because they were not citizens. Both advised our office that they had citizenship applications pending. On the national level, voter registration offices have seen an increase in non-citizens registering to vote and actually voting in elections. In fact, in one California congressional race, results were voided because of the large amount of illegal registration and voting by non-citizens in that district. Voter registration offices around the country are therefore carefully reviewing this problem.

Should you need any additional information concerning this matter, please feel free to contact me.

Sincerely,

PIMA COUNTY RECORDER'S OFFICE



Christopher J. Roads
Registrar of Voters

CJR:sss

99LTR079

Enclosures

xc: F. Ann Rodriguez
Pima County Recorder

STATE OF ARIZONA VOTER REGISTRATION
REGISTRO DE VOTANTES DEL ESTADO DE ARIZONA

NEW REGISTRATION
 REGISTRO NUEVO

PARTY CHANGE
 CAMBIO DE PARTIDO

ADDRESS CHANGE
 CAMBIO DE DOMICILIO

NAME CHANGE
 CAMBIO DE NOMBRE

OFFICE USE ONLY
1093366

FOR U.S. CITIZENS ONLY
 SOLO PARA CIUDADANOS DE LOS ESTADOS UNIDOS

PIMA COUNTY
 CONDADO

FULL NAME (CIRCLE ONE)
 MR. MRS. MS. MISS
 NOMBRE COMPLETO (CIRCULE UNO)
 SR. SRA. SRTA.

JOE FIRST NAME / PRIMER NOMBRE

L MIDDLE NAME / SEGUNDO NOMBRE

TULSON LAST NAME / APELLIDO

RESIDENCE ADDRESS
 DOMICILIO DE RESIDENCIA

HOUSE NUMBER / NUMERO DE CASA

DIRECTION (N/S/E/W)
 DIRECCION (NORTE/SUR/ESTE/OCCIDENTE)

STREET NAME
 NOMBRE DE CALLE

TYPE
 TIPO

APT./AP. NO.
 NUM. DE APTO./AP.

RURAL (OTHER)
 RURAL (OTRO)

MAILING ADDRESS
 DIRECCION DE CORREO

CITY / CIUDAD

ZIP / ZONA

PAR Y PREFERENCIA
 PREFERENCIA DE PARTIDO

ALTERNATIVE

SEE INSTRUCTIONS / VEA LAS INSTRUCCIONES

TELEPHONE NUMBER
 NUMERO DE TELEFONO

CITY / CIUDAD

ZIP / ZONA

BIRTH PLACE
 LUGAR DE NACIMIENTO

CAL

NAME OF STATE OR FOREIGN COUNTRY
 NOMBRE DEL ESTADO O PAIS EXTRANJERO

BIRTH DATE
 FECHA DE NACIMIENTO

MONTH / MES

DAY / DIA

YEAR / AÑO

OCCUPATION
 OCUPACION

WELDER

LAST 4 DIGITS OF A.S.C. SEC. NO.
 ULTIMOS 4 NUMEROS DEL RESUMEN SOCIAL

INSUR. NUMBER NO.
 NUMERO DEL COMBO BONO

FATHER'S NAME or MOTHER'S MAIDEN NAME
 NOMBRE DEL PADRE O APELLIDO DE SOLTERA

LAST / APELLIDO

FIRST / PRIMER NOMBRE

MIDDLE / SEGUNDO NOMBRE

FORMER COUNTY / CONDADO ANTERIOR

13 ARE YOU CURRENTLY REGISTERED TO VOTE?
 ¿ESTA ACTUALMENTE REGISTRADO PARA VOTAR?

FORMER ADDRESS / DOMICILIO ANTERIOR

FORMER STATE / ESTADO ANTERIOR

14 READ THIS STATEMENT AND SIGNATURE PRIOR TO SIGNING: I AM A CITIZEN OF THE UNITED STATES, A RESIDENT OF THE STATE OF ARIZONA AND THE ABOVE NAMED COUNTY AND WILL BE 18 YEARS OF AGE OR BEFORE THE TIME OF THE NEXT GENERAL ELECTION. I HAVE NOT BEEN CONVICED OF TREASON OR A FELONY OR, IF SO, MY CIVIL RIGHTS HAVE BEEN RESTORED. I CERTIFY THAT THE INFORMATION ON THIS REGISTRATION FORM IS TRUE AND CORRECT. WARNING: EXECUTING A FALSE REGISTRATION IS A CLASS B FELONY.

LEA ESTA DECLARACION Y ADVERTENCIA ANTES DE FIRMAR: SOY CIUDADANO DE LOS ESTADOS UNIDOS Y RESIDENTE DEL ESTADO DE ARIZONA EN EL CONDADO NOMBRADO ANTERIORMENTE Y TENDRE 18 AÑOS DE EDAD EN O ANTES DE LA FECHA DE LAS SIGUIENTES ELECCIONES GENERALES. NO SE ME HA DECLARADO CULPABLE DE TRAFICACION O DE UN CRIMEN MAJOR O SI ES ASI, SE ME HAN RESTAURADO MIS DERECHOS CIVILES. YO CERTIFICO QUE LA INFORMACION EN ESTA FORMA DE REGISTRO ES VERDICA Y CORRECTA. ADVERTENCIA: EJECUTAR UNA DECLARACION EN FALSO ES DELITO MAJOR DE CATEGORIA B.

THIS FORM WAS COMPLETED ACCORDING TO MY INSTRUCTIONS BY:
 ESTA FORMA FUE LLENADA DE ACUERDO CON MIS INSTRUCCIONES POR:

I WOULD BE WILLING TO WORK AT A POLLING PLACE ON ELECTION DAY
 ESTOY DE ACUERDO EN TRABAJAR EN LAS ANFORAS EL DIA DE LAS ELECCIONES

YES / SI

NO

15 SIGNATURE OF PERSON REGISTERING
 FIRMA DE LA PERSONA QUE AVISO ALLENAR LA FORMA

Joe Tulson

16 DATE OF SIGNING
 FECHA EN QUE SE FIRMO

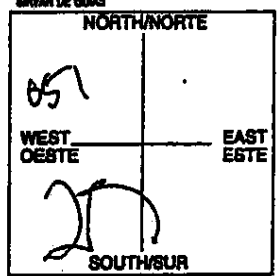
12 22 95

17 SIGNATURE / FIRMA

Joe Tulson

REMOVE TAPE AND FOLD TO MAIL

DESPEGUE LA CINTA ADHESIVA Y DOBLE PARA ENVIAR POR CORREO



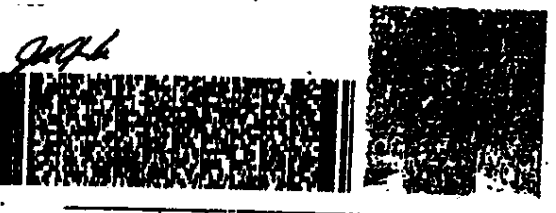
95 DEC 22 10 34
 1093366

REDACTED

ARIZONA

License: A00882583
Issued: 04/24/1987
Expires: 08/17/2021
Class: D Sex: M
Eyes: BK Height: 5-05
Hair: BK Weight: 150
Birthdate:

DRIVER LICENSE
JOSE LUIS OJEDA



REDACTED

Name: JOE L OJEDA

Voter ID: 106666

ELECTION	DESCRIPTION	ABSENTEE?
1996 GENERAL ELECTION	Voted	
1997 CITY OF TUCSON GENERAL	Voted	
1997 NOVEMBER 4 ELECTIONS	Voted	

Use the right mouse button to modify Voter History.



PLEASE CANCEL MY RICHSTERE.

Joseph



Pima County Recorder's Office

MEMORANDUM

To: Chris Roads, Registrar of Voters

From: Lily Shafer, Voter Registration

Date: June 29, 1999

Subject: Joe Ojeda Voter Cancellation

At approximately 12:00 PM today, Joe Ojeda and his wife came into the office. Mr. Ojeda requested that his voter registration be cancelled because he was not a US Citizen. Ida Moody pulled up his voter file and we discovered that he had voted in three elections. When I asked about this, Mr Ojeda responded that he didn't know you had to be a citizen to vote; he thought you merely had to be a long time resident. More than this, Mr. Ojeda was not willing to reveal. He was very evasive about the registration experience and not forthcoming with any other information either. I confirmed his address and telephone number and indicated that I would pass the information to you.

After I spoke to you, I telephoned Mr. Ojeda and requested he either stop in and write a statement requesting voter cancellation, or mail us a notarized statement. Mr. Ojeda came back to the office at 3:00 PM and wrote the statement attached. After I took a copy of his ID he was much more forthcoming about this entire situation. He indicated that he had taken out paperwork for citizenship and that this was a question asked. His concern was would he show up as a voter if someone checked our records? I stated that his name would come up as a voluntary cancellation. As an aside, his wife indicated that Mr. Ojeda really did enjoy voting!

I have instructed Ida, Sandy and Jeanne as to the procedure to follow should this situation again occur and you were not available.

MAIN OFFICE:
115 N. CHURCH AVE.
TUCSON, ARIZONA 85701-1199



Pima County Recorder
F. ANN RODRIGUEZ
RECORDER

Recording: (520) 623-3177
Voter Registration: (520) 623-2649
FAX: (520) 623-1785

EASTSIDE ANNEX:
6920 E. BROADWAY BLVD.
SUITE D
TUCSON, ARIZONA 85710

Recording: (520) 623-3177
FAX: (520) 296-4239

June 28, 1999

Honorable Barbara LaWall
Pima County Attorney
32 North Stone Avenue, Suite 1400
Tucson, Arizona 85701

Re: Voter Registration Fraud
Jose Manuel Camacho
DOB: 4/2/1974
Voter ID: 1644965

Dear Barbara:

Last week, we became aware that the above named individual, although not a citizen of the United States, had registered to vote. This is a potential violation of A.R.S. §16-182, a class six felony. We are therefore referring the matter to you for review to determine if prosecution is appropriate.

Mr. Camacho called our office last Friday morning indicating that he had received a jury summons even though he is not a citizen of the United States. He stated that he had contacted the Jury Commissioner and was advised that he appeared on their juror list because he was a registered voter. He then called our office.

Mr. Camacho told me that he had not registered to vote and would not have done so since he is not a citizen. He confirmed that the information contained on the Voter Registration card, including the last four digits of the social security number, full name, address and date of birth all matched his identification. Mr. Camacho stated that he would come to the office to review the signature to see if it was his.

Approximately 45 minutes later, Mr. Camacho appeared in my office. Before showing him the registration card, I requested his driver's license and also asked him to sign his name several times on a sheet of paper. He produced the identification and did give me four signatures. While Mr. Camacho denied signing the voter registration card, he did admit that the signature on the card was similar to his own. A comparison of the exemplars with the voter registration card also indicates a strong similarity.

Honorable Barbara LaWall
June 28, 1999
Page 2

At my request, Mr. Camacho provided a written request that his registration be cancelled and it has now been cancelled.

During the conversation, Mr. Camacho informed me that he was a resident alien and had recently applied for his United States citizenship. That application is still pending.

I had a computer search of Mr. Camacho's voting record conducted. That search indicated that although he has been registered since 1997, Mr. Camacho has not voted in any election.

I am enclosing copies of his voter registration card, the signature exemplars, his driver's license and the request to cancel his registration. I will maintain the originals should they be needed in the future.

Thank you for your attention to this matter. Should you need any additional information, please feel free to contact me at 740-4340.

Sincerely,

PIMA COUNTY RECORDER'S OFFICE



Christopher J. Rozas
Registrar of Voters

CJR:sss

99LTR075

Enclosures

xc: F. Ann Rodriguez
Pima County Recorder

PIMA COUNTY RECORDER

99 JUN 25 AM 11:37

Jan M. [unclear]
Jan M. [unclear]
Jan M. [unclear]
Jan M. [unclear]

YUMA COUNTY RECORDER

99 JUN 25 AM 11:34

Give permission to cancel
my voter registration card
J. Paul Lamb
6-25-99

ARIZONA

LICENSE


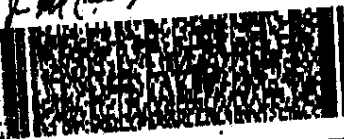
License Issued: 03/09/1997
Expires: 04/02/2034

Class	D	Sex	M
Eyes	BR	Height	5-07
Hair	BR	Weight	170

Birthdate

JOSE MANUEL CAMACHO

Jose Manuel Camacho



REDACTED

99 JUN 25 AM 11:19