

Marilyn Marks

From: Marilyn Marks
Sent: Friday, August 12, 2011 2:54 PM
To: 'Melinda Myers'
Cc: 'Benjamin F. Gibbons, P.C.'; 'bennstere@aol.com'; 'Lisa Cyriacks'; 'Ed Nielsen'; 'Carlson Steve'; 'Connie Trujillo'; 'Al Kolwicz'
Subject: CORA Request 1.11.11 A--Renewed 8.12.11

Clerk Myers,

This is in reference to my CORA request of 1.11.11 below which you denied. In light of the court's ruling in the Gessler v Myers case, I wish to renew my request to conduct a review of the anonymous voted ballots as stated below. The court made it clear that anonymous ballots are open public records.

Based on the language of the court's order requiring an "initial review by authorized persons" to review ballots for anonymity, I assume that you would require a sworn official (judge, canvass board member, staff, etc.) to pre-review the ballots to confirm their anonymity before my inspection. I am willing to pay the reasonable cost of that process which would presumably be done almost simultaneously with the inspection.

Of course during my review of the ballots, I am happy to take an oath of confidentiality should any voter's identified ballot be accidentally shown to me. I also understand that the ballots must be handled in ways to preserve their integrity and security.

As noted below, I understand that the inspection will take a bit of logistical coordination and planning. In that regard, I would like to propose that the inspection appointment be set for September 6 or 7, rather than requiring the shorter time frames allowed under CORA.

If the Center Post Dispatch, other media representatives or citizens wish to participate in the inspection, I would be happy to coordinate my inspection with theirs to increase the efficiency and decrease the disruption to your staff's schedule of work.

If you deny access to any of the above public records, please provide a written statement of the grounds for the denial, citing the law or regulation under which access is denied as required by C.R.S. § 24-72-204(4).

Please accept this as a notice of intent to file application under 24-72-204 (5), if you deny the information request.

Please let me know if you have questions.

Marilyn Marks

From: Marilyn R Marks
Sent: Tuesday, January 11, 2011 2:25 AM
To: Melinda Myers
Cc: gibbonslaw@amigo.net; Joe Richey; Harvie Branscomb
Subject: CORA Request 1.11.11 A

This request is made under the Colorado Open Records Act

I wish to visit Saguache County to inspect and copy the voted ballots from the November 2010 election. I understand that this may require some logistical planning. Therefore, I am requesting your assistance in making those arrangements.

If you would prefer that only election judges or canvass board members handle the ballots, I am willing to either recruit qualified judges as volunteers or pay the judges' fee.

I anticipate that the work may take 1 full business day, and would require two judges if they are to handle ballots.

I anticipate that some representatives of Coloradans for Voting Integrity (<http://www.cfvi.us/>) may be joining me in this request and inspection activity.

Please let me know what the anticipated cost would be for this exercise, excluding copying cost.

Thank you for your assistance.

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