

JAN 11 2021

STATE OF WISCONSIN ELECTIONS COMMISSION

COMPLAINT FORM

Please provide the following information about yourself:
Virginia Pease
Name
466 Lac La Belle Drive, Oconomowoc WI 53066
Address
Telephone Number
ginnypease1@gmail.com
E-mail
State of Wisconsin
Before the Elections Commission
Virginia Pease The Complaint of
The Complaint of
, Complainant(s) against
Lori Boyer, Clerk and Tim Clark, Village President
, Respondent, whose
P.O. Box 443, Oconomowoc WI 53066 address is
6.02(1) 8.05(1)(a) 10.01(2/c) This complaint is under(lisert the applicable sections of law in chs. 5 to 10 and 12 and other laws relating to elections and election campaigns, other than laws relating to campaign financing) Virginia Pease I,

individuals who may have information related to the complaint. Use as many separate pages as needed and attach copies of any supporting documentation.) January 8 2021 Complainant's Signature Date: Virginia Pease I, ______, being first duly sworn, on oath, state that I personally read the above complaint, and that the above allegations are true based on my personal knowledge and, as to those stated on information and belief, I believe them to be true. Complainant's Signature STATE OF WISCONSIN County of Marization) Sworn to before me this Stday of My commission expires 8 30-22 or is permanent. Notary Public or ______(official title if not notary)

(Set forth in detail the facts that establish probable cause to believe that a violation has occurred. Be as specific as possible as it relates to dates, times, and individuals involved. Also provide the names of

Please send this completed form to:

Mail: Wisconsin Elections Commission

P.O. Box 7984

Madison, WI 53707-7984

Fax: (608) 267-0500

Email: elections@wi.gov

On January 5 2021 I spoke with a WEC staff member about election questions and they suggested that I put my concerns in the form of a complaint so that they could be handled properly.

The purpose of the 3 complaints is to request that WEC review decisions and suggest remedies, if relevant, about recent election administration activities by the Village of Lac La Belle Municipal Clerk and the Village President of the governing body. The 3 complaints are representative of a series of election issues in 2020 and previously.

1. The first complaint is under Wisconsin Statute 6.02(1). The Clerk determined that 2 individuals "did everything appropriately" when they registered online to vote and then voted in the Village on November 3 2020. I am asking for a determination by the WEC as to the accuracy of that decision. My concern is that the 2 people who registered online and voted on November 3 2020 do not have a residence in which to occupy. They purchased an existing home, tore it down, and are in the process of building a new home.

I understand that each potential voter is not expected to understand the intricacies of voter registration; that is the Clerk's responsibility. I ask for clarity because based on my 14 years of experience as an election worker and the training in voter registration, it is my understanding that to register a person must "have resided at the address" for 28 consecutive days prior to the election. And, if not properly registered then that person cannot vote in the Village. If, as the Clerk asserts, simply owning a property and paying taxes qualifies a person to register and vote then please make that clear to all Wisconsin election workers.

2. The second complaint is under Wis. Statute 8.05(1)(a). The Village's governing body did not decide/set the date for the spring 2021 caucus between December 1 2020 and January 1 2021. Rather, the Village President announced the date on November 18 2020. I learned from my husband Richard, who was in attendance, that Trustee Butendorf offered a motion to set the date but that his motion was denied by the President because the President said that he can set the date.

The November 18 2020 meeting agenda did list "setting the caucus date." I don't attend Village meetings in person because of COVID safety concerns and the fact that the Board of Trustees have not published a meeting safety plan or even post a sign stating that masks or social distancing are required. I learned about the events of the November 18 meeting from my husband and others who were in attendance. On November 21 2020 I wrote to the President and Trustees with my concern about setting the caucus date. The President replied on December 3 2020. A chance (I was out for a walk) conversation with the President on December 4 2020 followed the written correspondence.

In the President's written reply to me he justifies the actions with support from the municipal attorney Hector De La Mora. According to the President's email to me, that support hinges on Wis. Statute 323.14. As WEC considers my concern I believe it is relevant that you know that the Village's governing body has not declared an emergency in the Village of Lac La Belle.

The Clerk posted a Caucus notice dated December 13 2020 on the 3 Village sign boards. The Clerk also posted a document to the Village website titled 2021 Caucus Notice that is inaccurate.

Guidance and possible remedies from the WEC will be appreciated by Village voters. The spring municipal election is the most consequential of any election to local residents. Issues around the spring caucus have been troubling for years. Recent examples: 1) the issue of the governing body's responsibility to set the date of the 2020 caucus was also challenged last year by me. With the assistance of a WEC staff attorney the Village Clerk and the Waukesha County Clerk were advised of the correct procedures. 2) Prior to the 2019 caucus my husband and I (we are both election workers) had received numerous questions about caucus procedures from residents who were upset by actions taken by the Village Board of Trustees. I asked the Clerk and the municipal attorney to inform Village voters about the caucus procedures. Neither were interested in doing do. I asked for help from WEC staff and they referred me to the Caucus Manual for information. Subsequently, at the 2019 caucus I challenged procedures by the President, the Clerk and an opinion by the municipal attorney. 3) Voters receiving adequate information and notice for the caucus is hampered by the Village's use of 3 sign boards as our only official public notice method. All 3 board require a person to walk up to the board and slide open a door to read the information. 2 of the 3 sign boards require a person to walk through 8-12' of snow and ice to read the notices.

3. The third complaint is under Wis. Statute 10.01(2)(a). The Village Clerk did not publish Type A notice of the Spring Primary and the Spring Election on the 4th Tuesday in November. I mentioned this on December 4 2020 to the Village President. Finally, a Type A notice was posted to the Village sign board; that notice is dated December 13, 2020. See my comment about the sign boards above.