

# State of Wisconsin \ Government Accountability Board

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JUDGE THOMAS H. BARLAND  
Chairperson

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**DATE:** April 21, 2011

**TO:** Wisconsin County Clerks  
Milwaukee County Election Commission

**FROM:** Nathaniel E Robinson  
Elections Division Administrator  
Government Accountability Board

**SUBJECT:** UPDATE #5: Status of the Statewide Supreme Court Race Recount Process  
Preparations for the Monday, April 25, 2011 Teleconference Call Meeting  
1:30 p.m. to 3:30 p.m.

As part of the preparations for our Teleconference Call Meeting scheduled for Monday, April 25, 2011, from 1:30 p.m. to 3:30 p.m., we are providing you with the following information and materials:

**Toll Free Call-in Information:**

- Call-in to the conference up to 10 minutes prior to the start time using the numbers below:
- Toll-free Number: (800) 462-1257
- Local Number: (608) 237-5850
- Passcode: **4048359**

**G.A.B. Court Action:** Today (Thursday, April 21), on behalf of the Government Accountability Board, the Wisconsin Department of Justice filed an action in Circuit Court to seek court relief due to the shortage of memory devices for the Optech Eagle voting systems. We have been advised that the memory cartridges for the Optech Eagle are no longer manufactured, insufficient memory cartridges are available from the manufacturer or other sources, and the counties that will use the Optech Eagle for the recount have insufficient reserve memory cartridges, in addition to the ones used in the spring election.

By stipulation of the candidates, the Dane County Circuit Court has ordered that any reporting unit having ballots tabulated on Optech Eagle voting systems at the Spring Election will have those ballots **hand counted** in the recount. Counties that utilize voting systems other than the Optech Eagle will be required to tabulate results using the electronic voting system which was used on Election Day, as provided by section 5.90, Wis. Stats. We will discuss this further during the teleconference and the supplemental materials provided tomorrow, Friday, April 22, 2011

**Teleconference Materials:** The Agenda along with the Supreme Court Recount Plan will be provided to you tomorrow. The Supreme Court Recount Plan will supplement the Election Recount Procedures Manual. Together these documents provide uniform standards and procedures, and will serve as the official and primary source documents that will be used for conducting the statewide recount process. A copy of the Recount Manual is available on the G.A.B. website at: <http://gab.wi.gov/manuals/recount>. We especially call your attention to the four Checklists found on pages 7-10. These procedures will be discussed during our meeting on Monday, April 25. Please print out the Election Recount Procedures Manual and have ready for our discussion.

We look forward to further discussion these matters on Monday afternoon, April 25, starting at 1:30 p.m. Thank you.