



(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 individuals who may have information related to the complaint. Use as many separate pages as needed and attach copies of any supporting documentation.)

Date: 5/10/2022

[Signature]  
Complainant's Signature

I, Adriana Amels, 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.

[Signature]  
Complainant's Signature

STATE OF WISCONSIN

County of Richland  
(county of notarization)

Sworn to before me this 10<sup>th</sup> day of

May, 2022.

[Signature]  
(Signature of person authorized to administer oaths)

My commission expires 8-4-2024, or is permanent.

Notary Public or \_\_\_\_\_  
(official title if not notary)

**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](mailto:elections@wi.gov)

PLURALITY SHALL ELECT

**Statute 5.01(3)(a)** The person receiving the greatest number of legal votes for the office shall be declared elected, and the canvassers shall so determine and certify.

**Statute 5.01.(4)(a,c,d)** TIE VOTE.

(a) If 2 or more candidates for the same office receive the greatest, but an equal number of votes, the winner shall be chosen by lot in the presence of the board of canvassers charged with the responsibility to determine the election.

(c) The candidates may, if all those tied for the same office are present, draw for themselves. Upon refusal or absence of any of the candidates, the board of canvassers shall appoint a competent person to draw, and upon the results declare and certify the winner.

(d) If a question is submitted to the electors and an equal number of votes are cast for and against adoption, the question fails adoption.

**Response:**

Four Richland County ballots were counted in the April 5<sup>th</sup> 2022 election between Vernon County Board District 14 Supervisors Ole Yttri and Adrian Amelse. When the four-illegal/incorrect Richland County ballots in the Village of Viola were identified and removed during the canvas (3 for Yttri & 1 for Amelse), the result was a tie vote of 139 Yttri and 139 Amelse. The Vernon County canvas board decided to break the 139 to 139 tie by adding back in the four illegal/incorrect ballots from Richland County in a Vernon County election so Amelse thereby trailed by two votes again, 140 to 142. Furthermore, the four illegal votes were used again for drawing lots in the tiebreaker. Drawing lots should offer a presumption of fairness and a random outcome that is equitable to both candidates. The decision of the canvas board put Amelse at a significant statistical disadvantage since he was no longer tied in a tiebreaker and needed 3 out of four votes to tie again and needed four out of four votes to win. The Wisconsin Election Commission also suggested as an option to flip a coin or draw from a card deck where both candidates would have had a 50/50 chance to win. The approach taken by the Vernon County canvass board was not a fair tiebreaker, relied on incorrect votes from a different county (Richland) not once, but twice to ostensibly stack the cards against Vernon County Supervisor Adrian Amelse. These same four voters who decided the race in Vernon County also voted in Richland County on April 5<sup>th</sup>. Lastly, my wife and I never agreed to use illegal ballots in the drawdown or to break the tie with the Vernon County canvas board with notarized complaints to the WEC. Thanks in advance for your consideration on this matter.

**Statute 6.97(4)**

Whenever a board of canvassers receives timely notification from the municipal clerk or executive director of the board of election commissioners under sub. (3) that an individual who has voted under this section is qualified to vote in the ward or election district where the individual's ballot is cast, the board of canvassers shall meet no later than 9 a.m. on the Monday following the election. The board of canvassers shall proceed to record the name of the individual who has cast the ballot and, if the ballot cast by the individual is otherwise valid, shall count the ballot and adjust the statements, certifications, and determinations accordingly. If the municipal clerk or executive director transmits returns of the election to the county clerk or board of election commissioners, the municipal clerk or executive director shall transmit to the county clerk or board of election commissioners a copy of the amended returns together with amended tally sheets and all additional ballots reviewed by the board of canvassers.

**Response**

The canvassing did not use the amended tally sheet to break the tie with a 139 to 139 vote and instead reverted back to 142-140 to draw lots with four incorrect ballots from Richland County in a Vernon County Board election as noted above. Kelly Mendygral the Deputy Clerk from the Village of Viola can share the tally sheet and ballots in question.

**Kelly Mendygral**

Village Hall PO Box 38

Viola, WI 54664

Telephone: (608) 627-1831 ext 10