

**STATE OF WISCONSIN
ELECTIONS COMMISSION**

COMPLAINT FORM

Please provide the following information about yourself:

Name Quan Le
Address W4079 Oakwood Dr Lake Geneva WI 53147
Telephone Number 773-206-6934
E-mail mr.quanle@gmail.com

**State of Wisconsin
Before the Elections Commission**

The Complaint of Quan Le
_____, Complainant(s) against
Barbara Wolski, Respondent, whose
address is W3561 WILDWOOD DR.

This complaint is under §5.06 (Insert 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)

I, Quan Le, allege that:
the clerk, Barbara Wolski, failed to properly track the terms and vacancies of
Geneva J4 School District Board and failed to properly prepare the ballot for
the Spring 2022 election. The ballot question was improperly listed as pick 1 instead of pick 2.

(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: 3/21/2022

[Signature]
Complainant's Signature

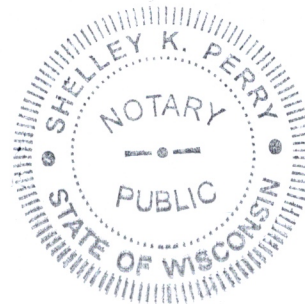
I, Quan Le, being first duly sworn, on oath, state that I personally read the above complaint, and that the above allegations are true based on my personal knowledge and, as to those stated on information and belief, I believe them to be true.

[Signature]
Complainant's Signature

STATE OF WISCONSIN

County of Walworth,
(county of notarization)

Sworn to before me this 21 day of
March, 2022.



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

My commission expires 2-8-2025 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



Quan Le <mr.quanle@gmail.com>

SD seats up for election in 2022

42 messages

Hoag, Erin C - ELECTIONS <erin.hoag@wisconsin.gov>
To: "mr.quanle@gmail.com" <mr.quanle@gmail.com>
Cc: "Judnic, Nathan - ELECTIONS" <Nathan.Judnic@wisconsin.gov>

Mon, Aug 23, 2021 at 10:34 AM

Hello Quan Le,

Erin from Wisconsin Elections Commission here. Based on what we discussed, and Wis. Stat. §120.42(2), "Elections to fill unexpired terms shall be held simultaneously with the elections for regular terms. In school districts electing members of the school board at large, the regular terms shall be filled by the appropriate number of candidates receiving the highest number of votes and the unexpired terms shall be filled by the appropriate number of candidates receiving the next highest number of votes".

It would appear that the election where you had two seats to fill was April 7, 2020 with Molly Polycocock receiving the highest number of votes (getting the full term) and Eric Chapman receiving the second highest number of votes (getting the unexpired term). That means that if two years were left on the unexpired term, Eric Chapman would be up for reelection in 2022.

You also need to consider the vacancy you are filling. Based on Wis. Stat. §17.26(1g)(a), "Except as provided in sub. (1m), in a common, union high, or unified school district, by appointment by the remaining members. An appointee under this paragraph or sub. (1m) shall hold office until a successor is elected and takes office under s. 120.06 (4) or 120.42 (2). When a vacancy occurs in the office of a board member who is in the last year of his or her term or when a vacancy occurs after the spring election but on or before the last Tuesday in November in the office of a board member who is not in the last year of his or her term, the successor shall be elected at the next spring election. When a vacancy occurs after the last Tuesday in November and on or before the date of the next spring election in the office of a board member who is not in the last year of his or her term, the successor shall be elected at the 2nd following spring election". the seat you are filling would also be up for election in spring 2022 or in the spring of 2023, depending on the timing of the most recent resignation.

I hope this is helpful! Please let me know if you have further questions.

Best,

Erin Hoag

Elections Specialist

Wisconsin Elections Commission

212 East Washington Avenue, Third Floor

Madison, WI 53703

608-261-2004

elections.wi.gov

Wisconsin law now requires a photo ID to vote. For additional information, click [here](#).

Quan Le <mr.quanle@gmail.com>
To: "Hoag, Erin C - ELECTIONS" <erin.hoag@wisconsin.gov>
Cc: "Judnic, Nathan - ELECTIONS" <Nathan.Judnic@wisconsin.gov>

Mon, Aug 23, 2021 at 11:45 AM

Ok thank you. So Eric Chapman is up for election in 2022. That is clear.

Am I also up for election in 2022? I was officially sworn in this August so the vacancy occurred before November. I will double check on the exact timing of the resignation.

Also, can you provide me with a more official looking guidance to present to the other board members?

Quan Le
[Quoted text hidden]

Hoag, Erin C - ELECTIONS <erin.hoag@wisconsin.gov>
To: Quan Le <mr.quanle@gmail.com>
Cc: "Judnic, Nathan - ELECTIONS" <Nathan.Judnic@wisconsin.gov>

Mon, Aug 23, 2021 at 12:00 PM

Ok.

It sounds like the resignation probably happened after the 2021 spring election so the question is how much time is left on the term. If there is one year or less left, the election for your seat will be in 2022. If there is more than a year left, the seat would be up for the 2023 election.

Not sure exactly what you're looking for here. Are you looking for some kind of memo format or something?

[Quoted text hidden]

Quan Le <mr.quanle@gmail.com>
To: "Hoag, Erin C - ELECTIONS" <erin.hoag@wisconsin.gov>

Mon, Aug 23, 2021 at 12:06 PM



Quan Le <mr.quanle@gmail.com>

SD seats up for election in 2022

Judnic, Nathan - ELECTIONS <Nathan.Judnic@wisconsin.gov>

Tue, Aug 24, 2021 at 12:08 PM

To: Quan Le <mr.quanle@gmail.com>

Cc: "Hoag, Erin C - ELECTIONS" <erin.hoag@wisconsin.gov>

Seats are not numbered and are all elected at large. So you'd have one contest for school board member, with a ballot instruction to vote for not more than 2 – because you have two “seats” up for election – 1 for a full term and 1 to fill an unexpired term under 120.42(2). They both appear on the same ballot and elected simultaneously. They are not separated out, because they are not separate seats – meaning you don't have a vote for 2 for the 3 year term and a vote for 2 for the 1 year term. It's a vote for 2 for school board and then the results dictate which term the top two vote getters – top vote getter receives the 2 year term, 2nd place in votes fills the unexpired term and then would be up again in a year. It seems strange, but that's the only way you keep the terms in sync. Certainly any candidates running for those two positions should be made aware that the top vote getter obtains the 3 year term and 2nd place gets the 1 year term, so there are no surprises. The notice should also include language about this so it is clear – so the public knows that a regular term and unexpired term are being filled at the election.

Hope this helps.

Nate

[Quoted text hidden]

**City of Lake Geneva
Vote for 1**

Barb Krause

write-in:

**Woods Elementary-Geneva Jt. 4
School Board Member
Vote for 1**

Frank R. Broz

Quan Le

write-in:

