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TO: Rob Maguire **Fax#** (206) 628-7699
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April 4, 2005

VIA FAX AND U.S. MAIL

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Dear Counsel,

I write to provide you with a report on the discovery of untabulated absentee ballots and the subsequent investigation by REALS staff. After the initial discovery, Dean Logan directed that Garth Fell, Assistant Superintendent of Elections, conduct a complete and thorough investigation of all absentee and provisional ballot envelopes. As documented in the accompanying report, a total of 93 untabulated ballots were found during the investigation that was completed the afternoon of Saturday, April 2.

The meticulous detail and chronological structure of the enclosed 14-page investigation report should put to rest the wholly unfounded suggestion that anyone in King County government ever intended to do anything other than provide a full and transparent accounting of this serious problem.

The enclosed report documents and tallies the untabulated ballots; it does not address what may have caused these ballots to be mishandled. Mr. Logan has called for a complete and independent review of ballot handling processes, and investigation into any employee misconduct that may have contributed to these ballots having gone uncounted.

Sincerely,



Don Porter
Senior Deputy Prosecuting Attorney
Enclosures

