

Forsyth County Board of Voter Registrations & Elections
Special Called Meeting
July 16, 2024 at 9 a.m.
Forsyth County Voter Registrations & Elections Office
1201 Sawnee Drive
Cumming, Georgia 30040

SUMMARY

Present at the meeting:

Barbara Luth, Chairman
Joel Natt, Vice Chairman
Carla Radzikinas, Secretary
Anita Tucker, Assistant Secretary
Dan Thalimer, Member
Mandi Smith, Director
Carol Balcome, Assistant to the Director
Karen Pachuta, Jarrard & Davis
Clyde Purvis, Challenger
Lori Wexler, Challenger
Jeff Cross, Challenged Voter
Sonia Spailier-Wittel, Challenged Voter
Frederick Wittel, Challenged Voter
Jack Rossi, Challenged Voter

I. Call Meeting to Order

Chairman Luth called the meeting to order at 9 a.m.

II. Pledge of Allegiance

III. Adoption of Agenda

Vice Chairman Natt with a second from Secretary Radzikinas made a motion to amend the agenda to move hearing H. to first on the list. Motion carried unanimously.

Vice Chairman Natt with a second from Assistant Secretary Tucker made a motion to move hearing D. to follow hearing H. Motion carried unanimously.

Assistant Secretary Tucker with a second from Vice Chairman Natt made a motion to adopt the agenda as amended. Motion carried unanimously.

IV. New Business

**A. Discussion of future challenges pursuant to Georgia Election Code
O.C.G.A. 21-2-229 and O.C.G.A. 21-2-230**

Director Smith asked the board to consider a hearing date for any challenges pursuant to O.C.G.A. 21-2-229 submitted by Tuesday, July 23, 2024.

Vice Chairman Natt with a second from Secretary Radzikinas made a motion that any challenges pursuant to O.C.G.A. 21-2-229 submitted by July 23, 2024 would be heard at the August 6, 2024 regular meeting. Motion carried unanimously.

V. Hearings Pursuant to Georgia Election Code O.C.G.A. 21-2-229

Chairman Luth asked if any person in the audience had received a challenge letter. There were four people in attendance who had received a letter

Vice Chairman Natt with a second from Chairman Luth made a motion to dismiss the challenge for all voters in hearings A. through H. who are in cancelled status, which includes moved out state, and those voters who have moved out of Forsyth County. Motion carried unanimously.

Item moved up on the agenda:

H. July 1, 2024 Wilson Challenge (3 names on the list)

1. Hear challenges to the qualifications of voters and their eligibility to vote pursuant to Georgia Election Code 21-2-229

There were 2 voters dismissed from the challenge: (*Motion was taken previously.*)

Voter #1 Michelle Morales

Voter #2 Sydney Morales

Vice Chairman Natt with a second from Assistant Secretary Tucker made a motion to submit into the minutes any evidence submitted and the list of challenged voters. Motion carried unanimously.

Vice Chairman Natt with a second from Secretary Radzikinas made a motion to also submit into the minutes the additional information provided by staff. Motion carried unanimously.

Challenger Wilson was present. She stated she presented the challenge for the person who lives at the address of the challenged voter, Ms. Davis. Ms. Davis said she has lived at the address of the challenged voter since 2018.

Chairman Luth with a second from Assistant Member Tucker made a motion to uphold the challenge and remove from the rolls voter #3 Fernando Morales-Garcia.

Item moved up on the agenda:

D. June 24, 2024 Wexler Challenge (31 names on the list)

There were voters dismissed from a previous motion.

1. Hear challenges to the qualifications of voters and their eligibility to vote pursuant to Georgia Election Code 21-2-229

Vice Chairman Natt with a second from Assistant Secretary Tucker made a motion to submit into the minutes the evidence and list of challenged voters with the additional information provided by staff. Motion carried unanimously.

Challenger Wexler was present. She stated she does not know anyone on the challenged list and does not use Eagle AI or ID3 for her research. She said she used the February 28, 2024 voter roll from the GA Secretary of State's Office (SOS) and used tax assessors' websites, tax records, court records, traffic citations and some social media.

Assistant Secretary Tucker read Section 8 2(B) Subsection D of the National Voting Rights Act and read excerpts of an NBC News report. She stated she will be voting no to uphold the challenges and remove voters from the rolls.

Challenged voters Sonia Spailier-Wittel and Frederick Wittel were in attendance and stated they currently reside at the challenged address.

Vice Chairman Natt with a second from Assistant Secretary Tucker made a motion to dismiss from the challenge voter #23 Sonia Spailier-Wittel. Motion carried unanimously.

Assistant Secretary Tucker with a second from Vice Chairman Natt made a motion to dismiss from the challenge voter #25 Frederick Wittel. Motion carried unanimously.

The board continued discussion of the remaining names on the challenged list.

2. Hear challenges to the qualifications of voters and their eligibility to vote pursuant to Georgia Election Code 21-2-230 (postponed from July 2, 2024)

The board discussed the remaining names on the challenged list pursuant to O.C.G.A. 21-2-230.

Assistant Secretary Tucker with a second from Vice Chairman Natt made a motion to recess at 10:17 a.m. until 10:30 a.m. Motion carried unanimously.

Chairman Luth called the meeting back to order at 10:30 a.m.

A. June 10, 2024 Wexler Challenge (246 names on the list)

There were voters dismissed from a previous motion.

1. Hear challenges to the qualifications of voters and their eligibility to vote pursuant to Georgia Election Code 21-2-229

Vice Chairman Natt with a second from Secretary Radzikinias made a motion to submit into the minutes the evidence and list of challenged voters with the additional information provided by staff. Motion carried unanimously.

Challenger Wexler was present. She stated she does not know anyone on the challenged list and does not use Eagle AI or ID3 for her research. She said she used the February 28, 2024 voter roll from the GA Secretary of State's Office (SOS) and used tax assessors' websites, tax records, court records, traffic citations and some social media.

The board continued discussion of the names on the challenged list.

Vice Chairman Natt with a second from Secretary Radzikinias made a motion at 12 p.m. to recess until 12:15 p.m. Motion carried unanimously.

Chairman Luth called the meeting back to order at 12:18 p.m.

The board took a five-minute recess at 1:48 p.m.

Chairman Luth called the meeting back to order at 1:58 p.m.

The board continued discussion of the remaining names on the challenged list.

2. Hear challenges to the qualifications of voters and their eligibility to vote pursuant to Georgia Election Code 21-2-230 (postponed from July 2, 2024)

The motions and votes taken for the challenges pursuant to O.C.G.A. 21-2-230 are shown in the previous agenda item.

B. June 14, 2024 Wexler Challenge (250 names on the list)

There were voters dismissed from a previous motion.

Assistant Secretary Tucker with a second from Vice Chairman Natt made a motion to postpone the remainder of the June 14, 2024 Wexler challenges until the August 6, 2024 regular meeting. Motion carried unanimously.

1. Hear challenges to the qualifications of voters and their eligibility to vote pursuant to Georgia Election Code 21-2-229

2. Hear challenges to the qualifications of voters and their eligibility to vote pursuant to Georgia Election Code 21-2-230 (postponed from July 2, 2024)

C. June 18, 2024 Purvis Challenge (29 names on the list)

1. **Hear challenges to the qualifications of voters and their eligibility to vote pursuant to Georgia Election Code 21-2-229**

There were voters dismissed from a previous motion.

Challenger Purvis was present. He stated he did not know anyone on the list and used the National Change of Address (NCOA) list for permanent moves.

Challenged voter Jeff Cross was in attendance. Mr. Cross stated he currently lives at the address that was challenged.

Assistant Secretary Tucker with a second from Secretary Radzikinias made a motion to dismiss the remaining challenged voters due to lack of evidence. Motion carried unanimously.

D. June 24, 2024 Wexler Challenge (31 names on the list)

1. Hear challenges to the qualifications of voters and their eligibility to vote pursuant to Georgia Election Code 21-2-229
2. Hear challenges to the qualifications of voters and their eligibility to vote pursuant to Georgia Election Code 21-2-230 (postponed from July 2, 2024)

Item was moved up in the agenda.

E. June 24, 2024 Wexler Challenge (201 names on the list)

There were voters dismissed from a previous motion.

1. **Hear challenges to the qualifications of voters and their eligibility to vote pursuant to Georgia Election Code 21-2-229**

Challenger Wexler was present. She stated she does not know anyone on the challenged list and does not use Eagle AI or ID3 for her research. She said she used the February 28, 2024 voter roll from the GA Secretary of State's Office (SOS) and used tax assessors' websites, tax records, court records, traffic citations and some social media.

The board continued discussion of the names on the challenged list.

2. Hear challenges to the qualifications of voters and their eligibility to vote pursuant to Georgia Election Code 21-2-230 (postponed from July 2, 2024)

The motions and votes taken for the challenges pursuant to O.C.G.A. 21-2-230 are shown in the previous agenda item.

F. June 26, 2024 Purvis Challenge (69 names on the list)

1. Hear challenges to the qualifications of voters and their eligibility to vote pursuant to Georgia Election Code 21-2-229

There were voters dismissed from a previous motion.

Challenger Purvis was present. He stated he did not know anyone on the list and used the National Change of Address (NCOA) list for permanent moves.

Chairman Luth with a second from Assistant Secretary Tucker made a motion to dismiss the remaining challenged voters due to lack of evidence. Motion carried unanimously.

G. June 27, 2024 Purvis Challenge (405 names on the list)

1. Hear challenges to the qualifications of voters and their eligibility to vote pursuant to Georgia Election Code 21-2-229

There were voters dismissed from a previous motion.

Challenger Purvis was present. He stated he did not know anyone on the list and used the National Change of Address (NCOA) list for permanent moves.

Challenged voter Jack Rossi was present at the meeting. Mr. Rossi stated he was a college student and temporarily changed his address for school. He does reside at the challenged address when not in school.

Chairman Luth with a second from Secretary Radzikinas made a motion to dismiss the remaining challenged voters due to lack of evidence. Motion carried unanimously.

H. July 1, 2024 Wilson Challenge (3 names on the list)

1. Hear challenges to the qualifications of voters and their eligibility to vote pursuant to Georgia Election Code 21-2-229

Item heard earlier on the agenda.

VI. Recess Regular Meeting

VII. Executive Session (if needed)

There was no Executive Session held.

VIII. Adjournment

Vice Chairman Natt with a second from Assistant Secretary Tucker made a motion to adjourn at 4:51 p.m. Motion carried unanimously.