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To: [Supervisor Gorell](#); [Supervisor Parvin](#); [SupervisorLong](#); [Lopez, Vianey](#); [LaVere, Matt](#)
Cc: [Elections-Ventura County](#); [ClerkoftheBoard](#)
Subject: Agenda Item 36 Comments that I couldn't make at the BOS meeting 100824
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Dear Board of Supervisors,

Sorry I couldn't get my microphone unmuted today at the BOS meeting. Here is what I wanted to say:

I am speaking today to comment on Agenda Item 36 re the extension of the VC voting system contract to 2033.

There are 2 sides on this issue here today; one side arguing in favor of the subject extension based on their assertion that there are no election problems. The other side is arguing in favor of not renewing the contract based on problems they have observed here in VC involving the Dominion equipment.

Both arguments miss the most important issue, that is, the Dominion machines simply **do not comply with CA State law**. On September 28, I sent an email to the VC Registrar of Voters and copied all 5 Supervisors. In that email I quoted CA Election Code 19212, Subsection b, which refers to software that is "able to be disclosed by the vendor". Election codes 19001, 19006, and 19202 also require that the software used must be "nonproprietary".

The Dominion document attached in that email to the BOS clearly shows that the VC equipment presently in use is Proprietary and therefore in violation of CA law. Extending the contract to would continue this crime for another 9 years.

The only legal option for the November 5th election as stated in my previous email is to discard the Dominion tabulators and count the ballots by hand. If the contract is extended even for just 1 year, the BOS will be responsible for sanctioning a **criminal activity** and involving the ROV and all employees of the Elections Division in it as well.

David Assael

My comments on the Board meeting itself:

1. It is ironic that Shelly Long berated a citizen for not following the rules and regulations and that the BOS can't follow CA State Law (rules and regulations) that prohibits the use of Proprietary equipment like Dominion's in our elections. Hmm.
2. In item 47 there was a photo of 15 people doing CA Construction Code Enforcement. Why can't we have 15 people doing Election Code Enforcement?

