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6 Attorneys for Defendants
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8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **IN AND FOR THE COUNTY OF SAN DIEGO**
10 **CENTRAL DIVISION**

11 RAYMOND LUTZ,	)	No. 37-2016-00020273-CL-MC-CTL
	)	Action Filed: June 18, 2016
12 Plaintiff,)	
	)	DECLARATION OF MARY BEDARD IN
13 v.	)	SUPPORT OF DEFENDANTS'
	)	OPPOSITION TO PLAINTIFF'S MOTION
14 MICHAEL VU, San Diego County Registrar	)	FOR INJUNCTIVE RELIEF
of Voters, HELEN N. ROBBINS-MEYER,)	
15 San Diego County Chief Administrative	)	IMAGED FILE
Officer, SAN DIEGO COUNTY, a)	
16 Municipality	)	Date: July 6, 2016
	)	Time: 1:30PM
17 Defendant.	)	Dept.: C-73
	)	ICJ: Hon. Joel Wohlfell
18)	
19)	

20 I, Mary Bedard, declare as follows:

- 21 1. I make this declaration based on my own personal belief, except for matters set
22 forth on information and belief, and as to those matters I believe them to be true, and if called
23 upon to testify herein, I could and would competently testify to the following facts:
- 24 2. I have been employed with the County of Kern since 8/11/98.
- 25 3. I am currently employed by the County of Kern as the Registrar of Voters. I have
26 held my current position since 1/7/13.
- 27 4. As the Registrar of Voters of the County of Kern I oversee the administration of
28 all federal, state and local elections for the County.

1 5. I am familiar with policies and practices of the County of Kern regarding the
2 handling, processing, and tabulation of ballots both before and after an election and with those
3 practices regarding the completion of the 1 percent manual tally required by Elections Code §
4 15360.

5 6. The County of Kern conducts the 1 percent manual tally pursuant to Elections
6 Code § 15360(a)(2).

7 7. The County of Kern conducts its random draw for purposes of its 1 percent
8 manual tally on the 6th day following the election.

9 8. The County of Kern does not include provisional ballots in the sample selected for
10 the 1 percent manual tally. If provisional ballots were included in the 1 percent manual tally, it
11 would be very difficult, if not impossible, for the Registrar's office to complete the canvass of
12 the election results and certify the election within the 30-day certification period. This is
13 because, to combat voter fraud, provisional ballots cannot be reviewed, processed and counted
14 until all of the vote by mail ("VBM") ballots have been processed and counted. Each VBM
15 ballot envelope and provisional ballot envelope must be manually reviewed by my staff. VBM
16 envelopes must be signature checked before ballots are extracted and added to the count.
17 Provisional ballot envelopes are not only signature checked but additional voter information
18 provided on the envelope must also be verified. Due to the time intensive nature of this manual
19 review and the fact that all VBM ballots will not have been received by my office as of date of
20 the election, the processing and tabulation of the VBM ballots often continues well into the 30
21 day certification period.

22 9. When selecting VBM ballots to be included in the 1 percent manual tally, the
23 Registrar's office randomly selects 1 percent of the VBM ballots based on the semifinal official
24 election results the day after the election. The County of Kern does not include VBM ballots
25 that have yet to be processed and added into the official election results, because, again, the
26 processing and tabulation of the VBM ballots not included in the semifinal official election
27 results takes most of the 30 day certification period to complete. If our office was required to
28 wait to include all VBM ballots in the 1 percent manual tally, it would be very difficult, if not
impossible, for the Registrar's office to complete the canvass of the election results and certify

1 the election within the 30-day period certification period.

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3 Executed this 29th day of June, 2016, at Bakersfield, California.

4 I declare under penalty of perjury that the foregoing is true and correct.

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7 Mary Bedard
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