

**STATE OF NORTH CAROLINA
COUNTY OF CARTERET
BOARD OF ELECTIONS
1702 LIVE OAK STREET, SUITE 200
BEAUFORT, NC 28516
November 10, 2009**

The Carteret County Board of Elections met this date to canvass votes for the November 3, 2009 Municipal Elections. All three board members were present along with staff members Lindy Lewis, Sharon Lewis, Katie Muns and Ashley Kington.

Board members and staff conducted the mandatory precinct sampling of Morehead 4 and Bogue precincts. See attached report detailing sampling results that was provided to the NC State Board of Elections.

Staff presented the board with 11 provisional ballots for their review. Staff recommended that 7 of these ballots be approved (6 due to a jurisdictional dispute in the Newport 1 precinct) and 4 that registration information could not be located and verified. Sue Verdon made the motion that 7 of the provisional ballots be approved and 4 of those ballots not approved as per staff's recommendations. Motion passed 3 – 0. See attached provisional ballot report.

Board members reviewed the write-in ballots cast. There was one write-in vote cast for Ken Jones for mayor in the Pine Knoll Shores precinct. This additional vote was added to the results and the final numbers for that race are Ken Jones, 305 and Ted Linblad, 300. Mr. Linblad was contacted and his wife indicated that he would be requesting a recount of the votes. The board decided to set the date and time for the potential recount for Monday, November 16, 2009 at 11 AM at the Board of Elections' office. Both candidates will be noticed per US mail.

Call-in sheets and machine tapes were made available to the board for their review. Staff has reviewed them for discrepancies.

Director Lewis has received confirmation from the NC SBOE that the candidates tied for second place in the Cape Carteret Commissioner's race may resolve the issue of the terms amongst themselves. Ms. Linden has conceded to Mr. King and has agreed for him to serve the four year term with her serving the two-year term. See attached letter from Ms. Linden.

Board members were presented the canvass report of the official votes for signature. See attached copy.

There being no further business, Chairman Henderson adjourned the meeting.

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Minutes
11-10-09**

Respectfully submitted,

Bill Henderson, Chairman

Ben Day, Secretary

Sue Verdon, Member

MUNICIPAL ELECTION
NOVEMBER 3, 2009
ABSTRACT OF VOTES
FOR
CARTERET COUNTY
STATE OF NORTH CAROLINA

INSTRUCTIONS

THREE COPIES are to be made. One copy is to be signed by the County Board of Elections and delivered by them, when the canvass is concluded, to the City Clerk (GS 163-300). One copy is to be retained by the County Board of Elections. One copy is to be mailed on canvass day to the Chairman of the State Board of Elections, Raleigh, North Carolina (GS 163-182.6).

STATE OF NORTH CAROLINA
COUNTY OF CARTERET

The County Board of Elections for said county, having opened, canvassed, and judicially determined the original returns of the election in the precincts in this county, held as above stated, do hereby certify that the above is a true abstract thereof, and contains the number of legal ballots cast in each precinct for each office named, the name of each person voted for, their party affiliation, and the number of votes cast for each person for the office named.

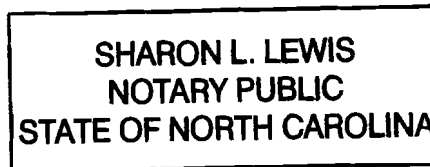
This is the 10th day of November, 2009

Bill Henderson
Ben Day
Joe Hudson

This day personally appeared before me, Bill Henderson
Chairman of the County Board of Elections, who being duly sworn,
says the abstract of votes herein contained is true and correct, according
to the returns made to said Board.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
My notarial seal this the 10th day of November, 2009.

Sharon L. Lewis
(Seal)



My Commission (if any) Expires: June 30, 2010

OFFICIAL MUNICIPAL RESULTS
CARTERET COUNTY

STATISTICS	ATLANTIC BEACH COMMISSIONER		BEAUFORT MAYOR			BEAUFORT COMMISSIONER						BOGUE MAYOR		BOGUE COUNCILMAN				
	VOTERS REGISTERED	CASST	CANDIDATE	WRITING	JOHN BEESCH	LRISTAHLEY	WRITING	EDBOOK	ANNHARTER	TRAVISMASTERS	MCDONALD	RALPHMERRILL	WRITING	RICKYTAYLOR	WRITING	DAVIDPADGETT	CHARLESON	WRITING
ABCH ATLANTIC BEACH	0	0	0	0														
BFT1 BEAUFORT 1	1359	265			78	173	6	35	134	73	146	61	1					
BFT2 BEAUFORT 2	1720	200			63	126	5	29	91	90	108	51	0					
BOGU BOGUE	614	33												28	1	29	21	2
CCCP CAPE CARTERET/CEDA	2045	245																
EMIS EMERALD ISLE	3053	126																
HAIS HARKERS ISLAND	1056	90																
IBSP INDIAN BEACH/SALTE	118	12																
MHD1 MOREHEAD 1	1598	83																
MHD2 MOREHEAD 2	2558	102																
MHD3 MOREHEAD 3	562	13																
MHD4 MOREHEAD 4	937	32																
NPT1 NEWPORT 1	2414	464																
NPT2 NEWPORT 2	0	0																
NRIV NORTH RIVER	0	0			0	0	0	0	0	0	0	0	0					
PELE PELETIER	320	31																
PKNL PINE KNOLL SHORES	1231	509																
WILD WILDWOOD	0	0																
ONE STOP BOE	0	422	0	0	74	207	4	31	133	79	184	101	2	0	0	0	0	0
ONE STOP WES	0	215	0	0	0	0	0	0	0	0	0	0	0	10	0	10	8	1
ABSENTEE BY MAIL	0	21	0	0	3	6	0	0	6	5	6	0	0	0	0	0	0	0
PROVISIONAL	0	7	0	0	1	0	0	0	1	1	0	0	0	0	0	0	0	0
TRANSFER	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
TOTALS	19585	2870	0	0	219	512	15	95	365	248	444	213	3	38	1	39	29	3

OFFICIAL MUNICIPAL RESULTS
CARTERET COUNTY

	CAPE CARTERET MAYOR		CAPE CARTERET COMMISSIONER				CEDAR POINT COMMISSIONER				EMERALD ISLE MAYOR		EMERALD ISLE COMMISSIONER				
	R o n H a r k l e s	W R I T E - I N	D a v e F o w l e r	M i c h a e l K i n g	E l l e n L i n d e n	W R I T E - I N	B a r b a r a F o r r e s t	S c o t t H a t t e l l	B . M e a d o w s S I I m	W R I T E - I N	A r t S c h o o l s	W R I T E - I N	N i t a H e d r e e n	J o h n F . W o o t t e n	M a r i p a t W r i g h t	W R I T E - I N	
BOGU BOGUE	3	0	3	3	3	0											
CCCP CAPE CARTERET/CEDA	88	6	83	80	81	5	56	89	90	0							
EMIS EMERALD ISLE											113	6	105	106	107	11	
ONE STOP BOE	0	0	0	0	0	0	0	0	0	0	1	0	1	1	1	0	
ONE STOP WES	38	5	41	33	32	6	36	47	58	0	36	1	30	33	35	0	
ABSENTEE BY MAIL	1	0	1	1	1	0	1	0	1	0	2	0	2	2	2	0	
PROVISIONAL	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
TRANSFER	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
TOTALS	130	11	128	117	117	11	93	136	149	0	152	7	138	142	145	11	

OFFICIAL MUNICIPAL RESULTS
CARTERET COUNTY

	INDIAN BEACH COMMISSIONER				MOREHEAD CITY MAYOR		MOREHEAD CITY COMMISSIONER			NEWPORT MAYOR		NEWPORT COMMISSIONER				PELETIER MAYOR		
	B o b I v e y	B e t s y L a n e	S t e w a r t p i c k e t t	W R I T E - I N	J e r r y J o n e s	W R I T E - I N	W . G e o r g e	L . D e m p s o n	W R I T E - I N	D e r r y l G a r r n e r	W R I T E - I N	S t e v e B l i z z a r d	J a n G a r r b e r	C u l b r e t h B h a r r i s	M a n n W e i r e s	W R I T E - I N	D a l e S o w e r s	W R I T E - I N
BFT1 BEAUFORT 1					0	0	0	0	0									
IBSP INDIAN BEACH/SALTE	11	11	12	0														
MHD1 MOREHEAD 1					73	5	67	70	5									
MHD2 MOREHEAD 2					98	2	93	86	2									
MHD3 MOREHEAD 3					13	0	11	8	0									
MHD4 MOREHEAD 4					31	0	25	25	0									
NPT1 NEWPORT 1									395	30	310	124	120	262	5			
NPT2 NEWPORT 2									0	0	0	0	0	0	0			
PELE PELETIER																	28	1
WILD WILDWOOD					0	0	0	0	0	0	0	0	0	0	0			
ONE STOP BOE	2	2	2	0	22	0	21	21	0	9	0	10	4	3	3	1	0	0
ONE STOP WES	0	0	0	0	1	0	1	1	0	2	0	1	0	1	2	0	6	0
ABSENTEE BY MAIL	2	2	2	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0
PROVISIONAL	0	0	0	0	0	0	0	0	0	5	0	0	0	0	0	0	0	0
TRANSFER	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
TOTALS	15	15	16	0	239	7	218	211	7	411	30	321	128	124	267	6	34	1

OFFICIAL MUNICIPAL RESULTS
CARTERET COUNTY

	PELETIER COMMISSIONER				PINE KNOLL SHORES MAYOR			PINE KNOLL SHORES COMMISSIONER					HARKERS ISLAND SANITARY BOARD MEMBER					Newport Mixed Beverage Election			
	A l l i c e	D u n n	R h u e	T a y l o r	W R I T E - I N	K e n J o n e s	L i n d b l a d J r .	W R I T E - I N	D o u g B r o w n e	S C o r L a r r y	J o h n R H a l l a d a	J K a c m L a r c y k	W R I T E - I N	R u s t y B r o o k s	J i m J a b l o n s k i	L o r e n z F M e y e r	C l i f f o r d	A R i c e	W R I T E - I N	F o r	A g a i n s t
HAI5 HARKERS ISLAND													81	28	60	72	1				
NPT1 NEWPORT 1																				300	158
NPT2 NEWPORT 2																				0	0
PELE PELETIER	29	24	28	1																	
PKNL PINE KNOLL SHORES					255	252	1	252	349	373	314	7									
WILD WILDWOOD																				0	0
ONE STOP BOE	0	0	0	0	43	37	0	44	65	58	41	2	0	3	1	1	0	0	6	4	
ONE STOP WES	6	6	7	0	7	6	0	5	8	9	11	0	0	0	0	0	0	0	0	2	
ABSENTEE BY MAIL	0	0	0	0	0	5	0	0	5	5	5	0	0	0	0	0	0	0	0	0	
PROVISIONAL	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	6	
TRANSFER	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
TOTALS	35	30	35	1	305	300	1	301	427	445	371	9	81	31	61	73	1		306	170	

CARTERET COUNTY MUNICIPAL ELECTION

November 3, 2009

ABSTRACT OF WRITE-IN VOTES

STATE OF NORTH CAROLINA

INSTRUCTIONS

THREE COPIES are to be made. One copy is to be delivered to the Clerk of Superior Court. One copy is to be retained by the County Board of Elections. One copy is to be mailed on canvass day to the Chairman of the State Board of Elections, Raleigh, North Carolina (GS 163-176).

STATE OF NORTH CAROLINA COUNTY OF CARTERET

Write-in votes must be accounted for if an individual receives 5 or more votes. All other write-in votes shall be accumulated and placed under Miscellaneous.

OFFICE: Mayor of Bogue	TOTAL WRITE-IN VOTES: 1
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES: 1	

OFFICE: Councilman of Bogue	TOTAL WRITE-IN VOTES: 3
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES: 3	

OFFICE: Mayor of Beaufort	TOTAL WRITE-IN VOTES: 14
NAME: Charles McDonald	WRITE-IN VOTES: 12
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES: 2	

CARTERET COUNTY MUNICIPAL ELECTION

November 3, 2009

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STATE OF NORTH CAROLINA COUNTY OF CARTERET

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OFFICE: Commissioner of Beaufort	TOTAL WRITE-IN VOTES: 4
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES: 4	

OFFICE: Mayor of Cape Carteret	TOTAL WRITE-IN VOTES: 11
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES: 11	

OFFICE: Commissioner of Cape Carteret	TOTAL WRITE-IN VOTES: 11
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES: 11	

CARTERET COUNTY MUNICIPAL ELECTION

November 3, 2009

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STATE OF NORTH CAROLINA COUNTY OF CARTERET

Write-in votes must be accounted for if an individual receives 5 or more votes. All other write-in votes shall be accumulated and placed under Miscellaneous.

OFFICE: Mayor of Emerald Isle	TOTAL WRITE-IN VOTES: 7
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES: 7	

OFFICE: Commissioner of Emerald Isle	TOTAL WRITE-IN VOTES: 11
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES: 11	

OFFICE: Harkers Island Sanitary Board Member	TOTAL WRITE-IN VOTES: 1
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES: 1	

CARTERET COUNTY MUNICIPAL ELECTION

November 3, 2009

ABSTRACT OF WRITE-IN VOTES
STATE OF NORTH CAROLINA

INSTRUCTIONS

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STATE OF NORTH CAROLINA COUNTY OF CARTERET

Write-in votes must be accounted for if an individual receives 5 or more votes. All other write-in votes shall be accumulated and placed under Miscellaneous.

OFFICE: Mayor of Morehead City	TOTAL WRITE-IN VOTES: 7
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES: 7	

OFFICE: Commissioner of Morehead City	TOTAL WRITE-IN VOTES: 7
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES: 7	

OFFICE: Mayor of Newport	TOTAL WRITE-IN VOTES: 30
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES: 30	

CARTERET COUNTY MUNICIPAL ELECTION

November 3, 2009

ABSTRACT OF WRITE-IN VOTES STATE OF NORTH CAROLINA

INSTRUCTIONS

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STATE OF NORTH CAROLINA COUNTY OF CARTERET

Write-in votes must be accounted for if an individual receives 5 or more votes. All other write-in votes shall be accumulated and placed under Miscellaneous.

OFFICE: Commissioner of Newport	TOTAL WRITE-IN VOTES: 6
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES: 6	

OFFICE: Mayor of Peletier	TOTAL WRITE-IN VOTES: 1
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES: 1	

OFFICE: Commissioner of Peletier	TOTAL WRITE-IN VOTES: 1
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES: 1	

CARTERET COUNTY MUNICIPAL ELECTION

November 3, 2009

ABSTRACT OF WRITE-IN VOTES

STATE OF NORTH CAROLINA

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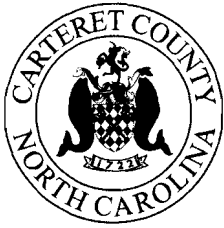
STATE OF NORTH CAROLINA COUNTY OF CARTERET

Write-in votes must be accounted for if an individual receives 5 or more votes. All other write-in votes shall be accumulated and placed under Miscellaneous.

OFFICE: Mayor of Pine Knoll Shores	TOTAL WRITE-IN VOTES: 1
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES: 1	

OFFICE: Commissioner of Pine Knoll Shores	TOTAL WRITE-IN VOTES: 9
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES: 9	

OFFICE:	TOTAL WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
NAME:	WRITE-IN VOTES:
MISCELLANEOUS VOTES:	



BOARD OF ELECTIONS

CARTERET COUNTY

1702 LIVE OAK STREET, SUITE 200
BEAUFORT, NORTH CAROLINA 28516

Bill Henderson, *Chairman*
Ben Day, *Secretary*
Sue Verdon, *Member*

Telephone: 252-728-8460
Fax: 252-728-8571
Lindy Lewis
Director of Elections

November 10, 2009

To Whom It May Concern:

The Carteret County Board of Elections met this date to canvass votes for the November 3, 2009 Municipal Elections.

The final vote count for the Pine Knoll Shores Mayor's Race is as follows:

Ken Jones	305
Ted Linblad	300

The difference in the vote totals between the two candidates is less than 1%. Pursuant to GS 163-182.7 (b), the candidate with the lesser number of votes may demand a recount of the votes. Mr. Lindblad has exercised this right and has submitted a written request for a recount of the mayor's race in Pine Knoll Shores. The recount will be a machine recount and shall be conducted under the supervision of the county board of elections. The recount will take place at the Carteret County Board of Elections Office, 1702 Live Oak Street, Beaufort, NC 28516 at 11 AM on Monday, November 16, 2009. The recount will be open to the public.

Please contact the Board of Elections office at (252) 728-8460 for any assistance.

Sincerely,

Lindy R. Lewis
Director

cc: Ken Jones
Ted Linblad
Pine Knoll Shores Town Hall
BOE Public Postings

Theodore H. Lindblad, Jr.

108 Chestnut Ct.
Pine Knoll Shores
North Carolina 28512

Home Phone (252) 240-0580
Email tlindblad@ec.rr.com

Carteret County Board of Elections

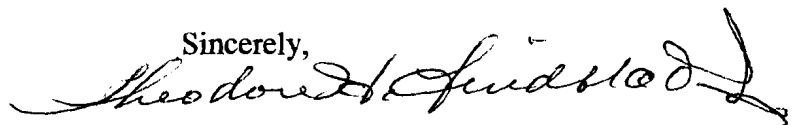
Dear Sirs,

My name is Theodore H. Lindblad, Jr. and I am a candidate for the office of Mayor of Pine Knoll Shores. As you are well aware the margin of victory that has been reported for this race is less than 1%. My understanding is that it is four (4) or possibly five (5) votes out of over 600 votes cast.

I am writing to ask for a recount of the votes. I understand that the recount will be done by repeating the process of scanning the individual ballots cast and that if the count is the same the decision will be final. I will accept that without further protest. I further understand that if, in fact, there is a difference between the initial count and the recount that a hand review of the ballots will be held. I will also accept the resulting count of that effort without further protest.

Thank you for your consideration of this request.

Sincerely,



Theodore H. Lindblad, Jr.

NOV 10 2009

ELLEN G. LINDEN

521 Deer Creek Drive
Cape Carteret, NC 28584

Phone: 252-393-6317
Email: ellenal@clis.com

Carteret County Board of Elections
1510 Live Oak Street
Beaufort, North Carolina 28516

Attn: Lindy Lewis

Re: Tie vote in Cape Carteret Elcction

In respnsc to the dilemma caused by a tie vote between Michael King and myself in the municipal election in Cape Carteret, please be advised that Commissioner King and I have agreed that he will take the 4-year term and I will take the 2-year term. In view of the fact that I have already served 10 years on the Board of Commissioners, while Mr. King has only served one 4-year term, I am willing to cede the 4-year term to him. We reached an amicable solution to the problem, and therefore no recount is necessary.

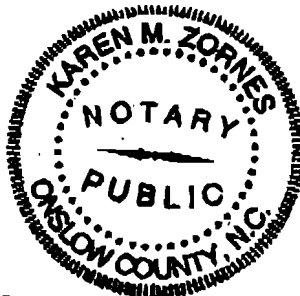
Very truly yours,

Ellen Linden
Ellen Linden

Copies to: Commissioner Michael King
Mayor Ron Harkless

qsh *EL*
November 8, 2009

State of NC, County of CARTERET
Signed before me on this 9 day
of November, 2009 by Ellen Linden
Notary Public Karen M. Zornes
My commission expires: Aug. 3, 2012



County:	Carteret		
Date/Time of Recount:	Tuesday, November 10, 2009		
Precinct:	Morehead 4		
Type (Precinct, One-stop site, Absentee by mail):	Precinct		
Machine Type:	M100		
Election Day Voter Registration (for the precinct/polling place named)	937		
Contest (list candidate names below):	Machine count (Election Day)	Hand-to-Eye count	Difference
Jerry Jones	30	31	1
Write-in	0	0	0
Undervotes	2	1	1
Detailed Explanation of Difference (if any):	<p><i>32 Ballots cast in this race. During the hand-to-eye count, it was noted that one ballot had been marked with a "faint check mark" rather than coloring in the oval. There was very little of the check mark within the designated oval. It was also noted that the other 31 ballots appeared to be marked in black ink (pens provided in all voting booths were black ink) while the ballot marked with check marks was marked in blue ink. Board members felt comfortable that the difference was reconciled due to the marking of the ballot. The board felt the intent of the voter was clear.</i></p>		
# of persons used in the count:	4		
Time it took to complete:	20 minutes		

Cost (per site):	\$3		

Precinct Audit Sampling- 11/10/2009
MOREHEAD 4- MAYOR
MUNICIPAL ELECTION 2009

	5	10	15	20	25	30	35	40	TOTAL
JERRY JONES									31
UNDER VOTES	1							8	10
OVER VOTES									0
WRITE-IN	①							6	①

Chairman: Bill Wilson
 Secretary: Ben DeJ
 Member: Joe Gardner
Ashley Kene
Catalina

Precinct Audit Sampling- 11/10/2009
MOREHEAD 4- MAYOR
MUNICIPAL ELECTION 2009

	5	10	15	20	25	30	35	40	TOTAL
JERRY JONES									31
UNDER VOTES									1
OVER VOTES									0
WRITE-IN									0

Chairman: *Bill Allen*
 Secretary: *Ben Dyer*
 Member: *Don Turko*

Ashley K...
Colin...

Precinct Audit Sampling- 11/10/2009
BOGUE- TOWN COUNCILMAN
MUNICIPAL ELECTION 2009

	5	10	15	20	25	30	35	40	TOTAL
DAVID PADGETT									27
CHARLES A. WILTON									21
UNDER VOTES									8
OVER VOTES									8
WRITE-IN									2

Chairman: *Bill B...*
 Secretary: *Ben Day*
 Member: *Joe Verdon*
Shirley K...
Catherine...

Precinct Audit Sampling- 11/10/2009
BOGUE- TOWN COUNCILMAN
MUNICIPAL ELECTION 2009

	5	10	15	20	25	30	35	40
DAVID PADGETT	III	III	III	III	III	III		
CHARLES A. WILTON	III	III	III	III	I			
UNDER VOTES	III	III						
OVER VOTES								
WRITE-IN	II							

TOTAL
29
21
8
0
2

Chairman: Bill Allen
 Secretary: Ben Gay
 Member: Sue Wilson
Ashley King
Catherine

State of North Carolina

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**Gary O. Bartlett
Executive Director**

**Standards for Determining What Constitutes a Vote
And What Will Be Counted As a Vote
Pursuant to 42 U.S.C. § 15481(a)(6) & N.C.G.S. § 163-182.1(b)**

Introduction

Pursuant to Section 301 (a)(6) of the Help America Vote Act of 2002, codified as 42 U.S.C. § 15481(a)(6), and N.C.G.S. § 163-182.1(b), the State Board of Elections has developed these standards and procedures to define what is a vote and when that vote should be counted in circumstances in which voting systems are unable to determine the voter's intent with respect to a marked ballot. This could occur if a voter uses an improper marking instrument, marks in an inappropriate manner, places marks in the wrong location on the ballot, or otherwise acts in a manner that causes the voter's ballot to be unreadable by the voting system for which the ballot was designed.

North Carolina has certified the following voting systems for use in all elections conducted in the State:

Optical Scan	Direct Record Electronic	Other Devices
M100	iVotronic	AutoMark
M650	ADA iVotronic	

Ballot marking instructions are provided for each ballot (GS 163-165.5(6)). Optical scan ballots should be marked according to the instructions provided for the ballot using a black ball point pen or marking device provided at the polling place to fill in the oval (●) next to the candidate for whom the voter wishes to vote. Direct record electronic (DRE) voting systems do not allow irregularly marked ballots. The voter should follow instructions on the voting equipment to ensure the vote is cast and receive the confirmation "Your ballot has been cast. Thank you for voting." However, when a voter's choice cannot be tabulated by the voting equipment, the principles and rules for counting official ballots as contained in GS 163-182.1, -182.2 and 8 NCAC 6B.0105 shall apply.

These standards for determining what constitutes a vote are not intended to replace or supercede federal or state statutes or the North Carolina Administrative Code but are to clarify and refine the process to be used by county boards of elections in exercising their quasi-judicial authority to determine a voter's intent in casting a vote. These standards are to be construed and applied consistently with State and Federal law.

Definitions

The following are definitions intended to be construed consistently with state and federal law.

Absentee Ballot A ballot issued to a voter qualified to vote in the election at a time other than Election Day.

Ballot	As defined in N.C.G.S. § 163-165(1), “ ‘[b]allot’ means an instrument on which a voter indicates a choice so that it may be recorded as a vote for a certain candidate or for or against a referendum proposal. The term ‘ballot’ may include a paper ballot to be counted by hand, a paper ballot to be counted on an electronic scanner, . . . the image on a direct record electronic unit, or a ballot used on any other system.”
Blank Ballot	A ballot containing no marks in any voting position target area readable by the ballot scanner, or one that has been marked with an unreadable marker, or one that has been consistently marked so that it is unreadable by the ballot scanner.
Candidate	A person seeking nomination or election to a specified office that has met the legal requirements for the person’s name to be printed on the ballot or counted as a write-in candidate.
Hand Count	To visually examine the ballot to determine the choices by the voter and to manually tally the choices by contest or referendum.
Overvote	A voter marks more choices than the number of positions allowed in the contest. Note: Direct Record Electronic (DRE) voting systems do not allow an overvote.
Paper Trail	The paper record generated by the voting system of each individual vote cast.
Rejected ballot	A ballot that has been damaged in a way that prohibits the scanner from reading the choices marked by the voter.
Traditional Paper ballot	A paper ballot to be counted by hand that is not readable by a voting system tabulator.
Undervote	A voter marks fewer choices than the number of positions allowed in the contest.
Vote	A choice for a candidate or a referendum proposal.
Voter Intent	A scanner or other counting machine is unable to determine the voter’s choice on an official ballot, but human counters can clearly determine the voter’s choice and hand count the official ballot.

General Standards

Only official ballots shall be counted according to the principles and rules contained in GS163-182.1. These principles include, but are not limited to, determining the voter's intent, counting all ballot items in which the voter's intent can be determined, and not rejecting an official ballot because of technical errors in the marking unless it is impossible to clearly determine the voter's intent. If a voter's intent can be determined, it shall be considered to be a valid vote.

If a voter has done anything other than to mark the ballot properly according to ballot marking instructions provided, the ballot shall be counted unless it is impossible to determine the voter's intent. If the voter has shown consistency in marking choices on the ballot, then those choices of the voter shall be counted, but shall not be counted if it results in an overvote. (GS 163-182.1 and 8 NCAC 6B.0105)

Write-In Votes

Write-in votes shall be counted pursuant to the provisions of GS 163-182.1(6) and GS 163-123 (f). A reasonable spelling of a qualified write-in candidate's name shall be counted.

Provisional Ballots

Provisional ballots shall be counted pursuant to the provisions of GS 163-166 and 8 NCAC 6B.0105(e).

Absentee Ballots

Absentee ballots shall be counted pursuant to the principles and rules contained in GS 163-182.1. Before counting an absentee ballot it shall be determined that the absentee ballot application and container return envelope were timely received, properly executed and contain requisite signatures. County boards of elections will determine the validity of an absentee ballot received in an unsealed container-return envelope.

If it is determined there are insufficient signatures on the absentee application or container return envelope, the county board of elections shall make a good faith attempt to contact the absentee voter applicant to notify the absentee voter of the insufficiency and provide opportunity for remedy the absentee voter before the absentee voting period closes and shall post a list of the defective absentee applications or container return envelopes which the political parties, candidates and public may view. If the absentee voter fails to remedy the imperfection by 5:00 p.m. on the day before election day the voter may appear at the polling place on election day and, if otherwise qualified, shall be allowed to vote using the voting equipment.

Abandoned Ballot

If a voter leaves the voting enclosure without finalizing the act of voting as required by the voting system, the precinct officials shall follow the procedure contained in 8 NCAC 10B.0104 (f).

Standards for Determining a Vote that Shall be Counted

The following standards should be applied for manual hand to eye counts or recounts:

Only official ballots shall be counted following the principles and rules contained in GS163-182.1.

If a voter has done anything other than mark the ballot properly according to ballot marking instructions provided, the ballot shall be counted according to the voter's indicated intent unless it is impossible to determine the voter's intent. If the voter has shown consistency in marking choices on the ballot, then those choices of the voter shall be counted, but it shall not be counted if it results in an overvote. (GS 163-182.1 and 8 NCAC 6B.0105). Marks indicating voter intent shall include, but not be limited to, circling the candidate's name or voting target area, strike-outs or corrections of choices, or writing in the candidate's name but failing to mark the voting target area.

Standards for Determining an Invalid Vote

If a voter uses random markings without a distinctive or consistent voting pattern so that the voter's choice cannot be determined, the vote will be considered invalid.

If the voter writes in a name that is unrecognizable, illegible, or not a real person, the vote will be considered invalid.

Note: Direct Record Electronic (DRE) voting systems do not allow an invalid vote except in write-in races.

Write In Votes By Precinct November 2009

One Stop		
Western One Stop		
Emerald Isle		Total
Mayor		
Mike Stanley	1	1
Bogue		
Councilman		
Cecil Hurst	1	1
Cape Carteret		
Mayor		
Jan Grube	1	
Jeff Johnson	1	
Carlton Betts	1	
Les Murray	1	
Micky Mouse	1	5
Commissioner		
Heather Grainger	1	
Lester Murray	3	
Smoke Betts	1	
Beverly Hunt	1	6
BOE One Stop		
Pine Knoll Shores		
Commissioner		
Mary Kanya	1	
Bonnie Peter	1	2
Newport		
Commissioner		
Charles Stevens	1	1
Beaufort		
Mayor		
Charles McDonald	4	4
Commissioner		
Julian Arrington	1	
Millard Smith	1	2

Election Day Precincts		
Beaufort 1		
Mayor		
Brad Weatherly		1
Richard L. Stanley - 1	Oval not marked	
Charles McDonald		5
Charles McDonald - 2	Oval not marked	6
Commissioner		
Alan G. Pate		1
Charles McDonald - 1	Oval not marked	1
Beaufort 2		
Mayor		
Neither		1
Charles McDonald		3
Charles McDonald - 1	Oval not marked	
Jon Besch - 1	Oval not marked	
No Name - Oval		1
		5
Commissioner		
Charles McDonald - 1	Oval not marked	0
Bogue		
Mayor		
Scott Mayo		1
		1
Councilman		
Edgar Morton, Jr.		1
Melvin Spain		1
		2
Cape Carteret Cedar Point		
Cape Carteret		
Mayor		
John Provetero		1
William Saunders		1
Jan Grube		1
Jeff Johnson		1
George Phillips		1
Harvy Ellis		1
		6
Commissioner		
W. F. Parker		1
Ginger Parker		1
Les Murray		1
Rose Malay		1
Stan Jones		1
		5

Emerald Isle		
Mayor		
Dave Morris	1	
Kathy Deccape	1	
A. E. Newman	1	
Mike Stanley	1	
John Dow	1	
James W. Taylor, Jr.	1	6
Commissioner		
Frank A. Rush, Jr.	1	
Mark Brennesholtz	1	
Jerry Huml	2	
Stephen Oakley	1	
Richard Brown	1	
John Hendrickson	1	
Doje Marks	1	
Ron Marks	1	
Larry Rich	1	
David Morris, Jr.	1	11
Harkers Island		
Sanitary Board Member		
Arnold Asdenti	1	1
Morehead 2		
Mayor		
Ronald Bjorkland	2	2
Commissioner		
Larae Burroughs	1	
Ray Tillery	1	2

Newport 1		
Mayor		
Frankie	1	
Susan Lindblade	2	
S. Blizzard	1	
Any Body But	1	
Chuck Hudson	1	
Anyone Else	2	
Anyone But Garner	1	
William Sigwalt	1	
Anita Jo Eadie	3	
John R. Smith, Jr.	1	
Rose Batts	1	
H. B. Jackson	1	
April Pike	1	
Ken Davis	3	
Robert Hardin	1	
Billy Pollock	1	
Frank Smith	1	
Robert Garner	1	
Alice Cooper	1	
Valerie Potter	1	
Richard Kanuck	1	
Frankie Smith	1	
Paris Fink	1	
Stuart Lewis	1	30
Commissioner		
Michael Hedrickson	1	
Tod Ghastal	1	
Aubrey Mason	1	
Jo Higginbotham	1	
Monica Eadie	1	5

Peletier		
Mayor		
Robert Holmes	1	1
Commissioner		
Robert Holmes	1	1

Pine Knoll Shores		
Mayor		
Ken Jones	1	1
Commissioner		
Joan Lamson	2	
Lisa Pierson	2	
Kevin Driscoll	1	
Harold Lail	1	
Gene Garland	1	
Doug Browne - 1	Oval not marked	
Larry J. Kacmarcik - 1	Oval not marked	7

Morehead 1		
Mayor		
Carlos R. Gomez	1	
James Walker	1	
Albert Lea	1	
Bobby Scott	1	
No Name	1	5
Commissioner		
Mark Mansfield	1	
Ernest Yeager	1	
Pete Marucha	1	
Stephen Freeman	1	
D. J. Femia	1	5
Total	125	125

Write In Votes By Municipality November 2009

Bogue		Total
Mayor		
Scott Mayo	1	1
Councilman		
Edgar Morton, Jr.	1	
Melvin Spain	1	
Cecil Hurst	1	3
Beaufort		
Mayor		
Charles McDonald	12	
Charles McDonald Oval not marked - 3		
Brad Weatherly	1	
Richard Stanley Oval not marked - 1		
Jon Besch Oval not marked - 1		
No Name Oval marked	1	14
Commissioner		
Julian Arrington	1	
Millard Smith	1	
Alan G. Pate	1	
Charles McDonald Oval not marked - 2		
Neither	1	4
Cape Carteret		
Mayor		
Jan Grube	2	
Jeff Johnson	2	
Carlton Betts	1	
Les Murray	1	
Micky Mouse	1	
John Provertero	1	
William Saunders	1	
George Phillips	1	
Harvy Ellis	1	11
Commissioner		
Heather Grainger	1	
Lester Murray	3	
Smoke Betts	1	
Beverly Hunt	1	
W. F. Parker	1	
Ginger Parker	1	
Les Murray	1	
Rose Malay	1	
Stan Jones	1	11

Emerald Isle		
Mayor		
Mike Stanley	2	
Dave Morris	1	
Kathy Deccape	1	
A. E. Newman	1	
John Dow	1	
James W. Taylor, Jr.	1	7
Commissioner		
Frank A. Rush, Jr.	1	
Mark Brennesholtz	1	
Jerry Huml	2	
Staphen Oakley	1	
Richard Brown	1	
John Hendrickson	1	
Doje Marks	1	
Ron Marks	1	
Larry Rich	1	
David Morris, Jr	1	11
Harkers Island		
Sanitary Board Member		
Arnold Asdenti	1	1
Morehead City		
Mayor		
Ronald Bjorkland	2	
Carlos R. Gomez	1	
James Walker	1	
Albert Lea	1	
Bobby Scott	1	
No Name	1	7
Commissioner		
Larae Burroughs	1	
Ray Tillery	1	
Mark Mansfield	1	
Ernest Yeager	1	
Pete Marucha	1	
Stephen Freeman	1	
D. J. Femia	1	7

Newport		
Mayor		
Frankie	1	
Susan Lindblade	2	
S. Blizzard	1	
Any Body But	1	
Chuck Hudson	1	
Anyone Else	2	
Anyone But Garner	1	
William Sigwalt	1	
Ano Jo Eadie	3	
John R. Smith, Jr.	1	
Rose Batts	1	
H. B. Jackson	1	
April Pike	1	
Ken Davis	3	
Robert Hardin	1	
Billy Pollock	1	
Frank Smith	1	
Robert Garner	1	
Alice Cooper	1	
Valerie Potter	1	
Richard Kanuck	1	
Frankie Smith	1	
Paris Fink	1	
Stuart Lewis	1	30
Commissioner		
Michael Hendrickson	1	
Tod Ghastal	1	
Aubrey Mason	1	
Jo Higginbotham	1	
Monica Eadie	1	
Charles Stevens	1	6
Peletier		
Mayor		
Robert Holmes	1	1
Commissioenr		
Robert Holmes	1	1

Pine Knoll Shores		
Mayor		
Ken Jones	1	1
Commissioner		
Mary Kanya	1	
Bonnie Peter	1	
Joan Lamson	2	
Lisa Pierson	2	
Kevin Driscol	1	
Harold Lail	1	
Gene Garland	1	9
Doug Browne Oval not marked - 1		
Larry J. Kacmarcik Oval not marked - 1		
Total	125	125

COUNTY: CARTERET
PROVISIONAL VOTERS BY PRECINCT VOTED
 ELECTION: 11/3/2009 - 11/03/2009 MUNICIPAL

VTD	Provisional PollBookNumber	VRN	Name	Age	Provisional Voting Reason Reason (Not Approved or Partial)	Vote Count	Registered Party	Voted Party
<u>Precinct Voted:</u> BFT1								
<input checked="" type="checkbox"/> BFT1	BFT1-1	000000039312	BERGSTROM, JAIME JANE	33	NO RECORD OF REGISTRATION REMOVED	NOT APPROVED	UNA	UNA
<input checked="" type="checkbox"/> BFT1	BFT1-2		ESCOBAR-PARKIN, JAMES WILLIAM	21	NO RECORD OF REGISTRATION NOT REGISTERED	NOT APPROVED		UNA
<u>Precinct Voted:</u> BFT2								
<input checked="" type="checkbox"/> BFT2	BFT2-1	000000087057	SAUERS, ALLEN PAUL	47	NO RECORD OF REGISTRATION	APPROVED	REP	REP
<u>Precinct Voted:</u> NPT1								
<input checked="" type="checkbox"/> NPT1	NPT1-2		BEST, SUSAN	48	NO RECORD OF REGISTRATION NOT REGISTERED	NOT APPROVED		UNA
<input checked="" type="checkbox"/> NPT1	NPT1-5	00000005044	EBRON, MICHAEL DWAYNE	42	JURISDICTION DISPUTE	APPROVED	REP	REP
<input checked="" type="checkbox"/> NPT1	NPT1-6	00000005181	EBRON, REBECCA ANN	35	JURISDICTION DISPUTE	APPROVED	REP	UNA
<input checked="" type="checkbox"/> NPT1	NPT1-7	000000053125	EDSON, VICKIE MERRILL	52	JURISDICTION DISPUTE	APPROVED	REP	UNA
<input checked="" type="checkbox"/> NPT1	NPT1-3	000000079123	HAYES, KELLY MARIE	27	JURISDICTION DISPUTE	APPROVED	REP	UNA