

From: David Kronig <david.kronig@2020victory.com>

Sent: Monday, November 2, 2020 1:05 PM

To: Vanessa Chavez; Amaad Rivera; Celestine Jeffreys

Cc: Devin Remiker; Tanya Bjork; Danielle Melfi; Scott Spector City Hall drop box

Subject: City Hall drop box

Celestine, Amaad, and Vanessa,

We're checking in regarding the guidance that went live on the City's website, we think this morning, that the drop box at City Hall will be open until 8pm tomorrow:

1. Return the Absentee Ballot: Mailed ballots must be received, not postmarked, by 8:00 PM on the day of the election. There are [drop box locations](#) available for in-person drop off. Boxes 1, 2, 4, and 5 will close at 7pm on Election Day. The drop boxes at City Hall will remain open until 8pm on Election Day, November 3rd.

As you know, the WEC has put out clear [guidance](#) that its interpretation of Wis. Stat. 7.52 is that ballots have to physically be at the central count location by 8pm in order to be counted. We understand that there is some ambiguity in the statute on this point and there is an argument to be made that being in custody of the city clerk suffices. However, even if the city's interpretation is entirely correct, we think that it is too big a risk to take. There are still thousands of unreturned ballots in Green Bay, and risking that some portion of those ballots might not be counted over an arguable legal interpretation just isn't worth it.

Against the backdrop of the WEC's guidance, I'd think there's a less than 15% chance the city would win a lawsuit -- with the end result that hundreds or thousands of Green Bay voters could be disenfranchised through no fault of their own.

The risk of disenfranchising voters on this point is real, and entirely avoidable. To that end, we ask that:

* The City Hall drop boxes be closed and locked at 7pm, along with the

rest of the city's drop boxes; [?] Clear signs be placed at each drop box upon closing directing voters to bring their ballots to the KI Center;
* Volunteers or poll workers also be stationed at each drop box from 7-8 to redirect people to central count; and
* Any ballots collected at 7 be brought directly to central count rather than passing through the Clerk's office at City Hall.

Thank you,

David

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David Kronig

He/Him/His

Wisconsin Coordinated Voter Protection Director 860-235-7113

Questions about how to vote? Call the Voter Assistance Hotline: 608-336-3232 or go to vote.wisdems.org.