

Joanne Bungert

From: Deanna Debruler
Sent: Wednesday, November 25, 2020 10:50 AM
To: Joanne Bungert
Subject: Records Request-Bernegger

Follow Up Flag: Follow up
Flag Status: Completed

My response. I prepared this one as a no records responsive, but Clerk's Office has provided answers.

Dear Mr. Bernegger,

Re: Open Records Request – November 25, 2020 (see below)

This email is in response to your open records request received on November 25, 2020 (see below). Pursuant to a review of our records, it has been determined that there are no such records responsive to your request.

Please note that under Open Records law the City is not obligated to answer questions or provide information but provide access to and copies of records. However, as a courtesy the Clerk's Office has provided answers to your questions (see below).

- 1: In total we had approximately 26 absentee ballots that did not have sufficient certification. This includes the voters signature, the witness signature, and/or the witness address. It could be one or all of the information missing. The question states "absentee ballot application" the application to receive a ballot does not require a witness, it is the envelope that the ballot is enclosed in to be returned.
- 2: The only time city employees are witness to a ballot is when they are voting in person during the in-person absentee voting. Our records show we had approximately 7,646 people vote in-person early absentee.
- 3: We do not track this information. We had been informed from the Wisconsin Elections Commission that we are able to fill in the witness address information if both the signature and witness signature was on the absentee envelope. If we are able to determine that the address for the witness is correct, we are able to write it in and then proceed to check in the ballot to be tabulated.

The determination not to release certain records is subject to review by mandamus under Wis. Stat. § 19.37(1) or upon application to the Attorney General or District Attorney. If you have any questions, please contact the Green Bay City Attorney's Office at 920-448-3080.

Thank you for your cooperation in this matter.

Deanna K. DeBruler
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City of Green Bay

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From: pmbmap123@gmail.com
Date: November 25, 2020, 9:04 AM CST
Subject: Public Records Inspection Request
To: clerkinquiries@greenbaywi.gov

Public Records Inspection Request

Pertaining to the election of November 3rd, would you pls let me know from your "Log of Absentee Ballot Incidents" or similar record if you labeled it something else, how many of:

1. voters who did not have a witness sign the absentee ballot application
2. voters who did not have the witness fill out his/her address themselves; this is to include how many were filled in by the City Clerk or city employee whether using a red ink pen or other color
3. Where the Clerk/staff filled in the missing address information on the certification envelope where the ballot was inserted

Per Wis. Stats. 19.34(2)(a) I am permitted to come today and inspect records during office hours (if appt. needed then Friday). However, due to the virus I suggest if you could just check your incidence log and email the answers to my 3 records requests above that would save having to meet in person - so no risk of infecting each other. Just looking for the total number of each. In turn I ask for the answers today, or Friday, or by latest by Monday Nov. 30th. Please confirm, thank you.

/s Peter Bernegger
1-920-716-6150
pmbmap123@gmail.com