

**MINUTES**  
**OF THE OKLAHOMA STATE ELECTION BOARD**  
**AT ITS SPECIAL MEETING**  
**April 25, 2022**

The State Election Board met in a **Special** meeting at 8:45 a.m. in **Room G-41** of the **Jim Thorpe Building**, 2101 N. Lincoln Blvd., Oklahoma City, OK 73105. Advance notice of the meeting was performed by filing a written notice with the Secretary of State on April 20, 2022, at 8:56 a.m. A copy of the Agenda is attached.

Meeting was called to order by **Tom Montgomery**

**ROLL CALL:** THOMAS MONTGOMERY, CHAIRMAN- Present  
DR. TIM MAULDIN, VICE-CHAIRMAN - Present  
HEATHER M. CLINE, MEMBER - Present  
JERRY BUCHANAN, ALTERNATE MEMBER - Present  
DEBI THOMPSON, ALTERNATE MEMBER - Present

Also present were Paul Ziriaux, Secretary; and counsel for the State Election Board, Niki Batt, Deputy Attorney General; and Thomas R. Schneider, Deputy General Counsel to the Attorney General. **Note:** Alternate State Election Board members Jerry Buchanan and Debi Thompson, while physically present, did not participate in the following meeting and/or Hearing on Contests of Candidacy, unless specifically noted in the Minutes.

**BUSINESS CONDUCTED AT THE MEETING:**

1. Call to Order, determination of quorum, and certification of Open Meeting Act compliance.
2. Review, discussion, and possible action or vote concerning the approval of minutes for the Special meeting held on March 10, 2022. **ACTION TAKEN:** Ms. Cline moved to approve the minutes for the Special meeting held on March 10, 2022. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery- aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0.

Motion to Recess. **ACTION TAKEN:** Ms. Cline moved to recess until 9:00 a.m. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery- aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0.

**9:00 A.M. CONTEST OF CANDIDACY HEARINGS**

Motion to Reconvene. **ACTION TAKEN:** At 9:00 a.m. or shortly thereafter, Ms. Cline moved to reconvene the meeting. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery- aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed unanimously, 3-0.

3. Remarks by Secretary of the State Election Board/Office of Attorney General regarding hearing procedure and discussion regarding the order of causes. Chairman Montgomery recognized State Election Board Secretary Paul Ziriaux for explanation of the proceedings.
4. Docket Call began at 9:10 a.m. Following the Docket Call, Chairman Montgomery handed the gavel to Secretary Ziriaux to conduct the meeting.

**The Contests of Candidacy hearings identified in Agenda items 5 through 16 were taken up by the State Election Board in the docket order they deemed appropriate and are so reflected in these Minutes.**

5. **Hearing and Decision** – *In the Matter of the Contest of Candidacy of LaShanya Nash for the Office of State Representative, District 85, Munson v. Nash, Cause No. 2022-05.* Petitioner, State Rep. Cyndi Munson, appeared by counsel, Emily Virgin. Contestee LaShanya Nash appeared at the docket call but did not submit a cashier's or certified check in the amount of \$250.00, as required under 26 O.S. 2021, § 5-129. The Petition was timely filed and Notice of Hearing issued on Tuesday, April 19, 2022. The Board received proof from the Petitioner that the Oklahoma County Sheriff served the Contestee within 24 hours of setting the Petition for hearing, as required by 26 O.S. 2021, § 5-124. The Petitioner delivered the executed return of service to the Secretary of the State Election Board on the date of hearing. **ACTION TAKEN:** Ms. Nash was in default for failure to post the \$250 deposit, as required under 26 O.S. 2021, § 5-129. The Board finds and concludes that the factual allegations set forth in the Petition constitute appropriate grounds for disqualification pursuant to 26 O.S. 2021, § 5-130. Dr. Mauldin moved to sustain the Petition and strike the Contestee as a candidate from the ballot. Ms. Cline seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0. (Copies of the Petition, Notice of Hearing, Return of Service, Exhibits, and Findings of Fact, Conclusions of Law, & Final Orders attached)
6. **Hearing and Decision** – *In the Matter of the Contest of Candidacy of Jennifer Kerstetter for the Office of State Representative, District 65, Hasenbeck v. Kerstetter, Cause No. 2022-10.* Petitioner, Toni Hasenbeck, appeared by counsel, Matthew Flies. Contestee Jennifer Kerstetter failed to appear or answer and did not submit a cashier's or certified check in the amount of \$250.00, as required under 26 O.S. 2021, § 5-129. The Petition was timely filed and Notice of Hearing issued on Tuesday, April 19, 2022. The Board received proof from the Petitioner that the Stephens County Sheriff served Contestee within 24 hours of setting the Petition for hearing, as required by 26 O.S. 2021, § 5-124. The Petitioner delivered the executed return of service to the Secretary of the State Election Board on the date of the hearing. **ACTION TAKEN:** Ms. Kerstetter was in default for failure to post the \$250 deposit, as required under 26 O.S. 2021, § 5-129. The Board finds and concludes that the factual allegations set forth in the Petition constitute appropriate grounds for disqualification pursuant to 26 O.S. 2021, § 5-130. Dr. Mauldin moved to sustain the Petition and strike the Contestee as a candidate from the ballot. Ms. Cline seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0. (Copies of the Petition, Notice of Hearing, Return of Service, Exhibits, and Findings of Fact, Conclusions of Law, & Final Orders attached)
7. **Hearing and Decision** – *In the Matter of the Contest of Candidacy of Larry Edwards for the Office of District Attorney, District 15, Price v. Edwards, Cause No. 2022-01.* Chairman Tom Montgomery recused in this matter. Alternate Republican Member Jerry Buchanan served in his

place. Petitioner, Matthew Price, appeared for himself. Contestee Larry Edwards appeared in person and with counsel Joe White. Contestee Edwards filed an Answer along with a cashier's or certified check in the amount of \$250.00, as required under 26 O.S. 2021, § 5-129. The Petition was timely filed and Notice of Hearing issued on Tuesday, April 19, 2022. The Board received proof from the Petitioner that the Muskogee County Sheriff served Contestee within 24 hours of setting the Petition for hearing, as required by 26 O.S. 2021, § 5-124. The Petitioner delivered an executed return of service to the Secretary of the State Election Board on the date of the hearing. During the hearing, exhibits were offered into the record and testimony was heard. **ACTION TAKEN:** Considering all the evidence and testimony presented, the Board finds and concludes that it is more probably true than not true that Contestee was a registered voter of District 15 for purposes of candidate filing prior to the six-month registration requirement in 19 O.S. 2021, § 215.2. Dr. Mauldin moved to deny the Petition and retain the Contestee as a candidate on the ballot. Ms. Cline seconded the motion. **ROLL CALL VOTE:** Mr. Buchanan-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0. (Copies of the Petition, Notice of Hearing, Return of Service, Exhibits, and Findings of Fact, Conclusions of Law, & Final Orders attached)

**ACTION TAKEN:** Motion by Mr. Buchanan to recess for lunch until 12:30 p.m. Second by Ms. Cline. **ROLL CALL VOTE:** Mr. Buchanan-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed unanimously, 3-0.

**ACTION TAKEN:** Motion by Ms. Cline to reconvene the meeting. Second by Dr. Mauldin. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed unanimously, 3-0.

8. **Hearing and Decision** – *In the Matter of the Contest of Candidacy of Stan Stevens for the Office of State Representative, District 79, **Gilbert v. Stevens, Cause No. 2022-02.*** Petitioner, Karen Gilbert, appeared with counsel Terry Simonson. Contestee Stan Stevens appeared in person and represented himself. Contestee Stevens appeared in person along with a cashier's or certified check in the amount of \$250.00, as required under 26 O.S. 2021, § 5-129. The Petition was timely filed and Notice of Hearing issued on Monday, April 18, 2022. The Board received proof from the Petitioner that the Tulsa County Sheriff served Contestee within 24 hours of setting the Petition for hearing, as required by 26 O.S. 2021, § 5-124. The Petitioner delivered the executed return of service to the Secretary of the State Election Board on the date of the hearing. During the hearing, exhibits were offered into the record and testimony was heard. **ACTION TAKEN:** Considering all the evidence and testimony presented, the Board finds and concludes that the Petitioner did not meet her burden of proving the Contestee is not qualified to run for the office of State Representative. Ms. Cline moved to sustain the Petition and strike the Contestee as a candidate from the ballot. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery-no; Dr. Mauldin-no; Ms. Cline-aye. Motion failed, 1-2. Legal Counsel advised it was sufficient to have the original motion fail, therefore, Contestee Stevens shall be retained on the ballot. (Copies of the Petition, Notice of Hearing, Return of Service, Exhibits, and Findings of Fact, Conclusions of Law, & Final Orders attached)
9. **Hearing and Decision** – *In the Matter of the Contest of Candidacy of Sean The Patriot Roberts for the Office of Commissioner of Labor, **Osborn v. Roberts, Cause No. 2022-03.*** Petitioner, Leslie Osborn, appeared in person and with counsel Mike Hunter. Contestee Sean Roberts appeared in person and with counsel Lexie Norwood. Contestee Roberts filed an Answer along with a

cashier's or certified check in the amount of \$250.00, as required under 26 O.S. 2021, § 5-129. The Petition was timely filed and Notice of Hearing issued on Tuesday, April 19, 2022. The Board received proof from the Petitioner that the Osage County Sheriff served Contestee within 24 hours of setting the Petition for hearing, as required by 26 O.S. 2021, § 5-124. The Petitioner delivered an executed return of service to the Secretary of the State Election Board on the date of the hearing. During the hearing, exhibits were offered into the record and testimony was heard.

**ACTION TAKEN:** Ms. Cline moved to recess the hearing for five minutes until 2:45 p.m. Second by Dr. Mauldin. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed unanimously, 3-0.

**ACTION TAKEN:** Mr. Montgomery moved to reconvene the meeting. Second by Dr. Mauldin. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed unanimously, 3-0.

**ACTION TAKEN:** Considering all the evidence and testimony presented, the Board finds and concludes that Contestee Roberts is not generally known by or does business as Sean "[T]he Patriot" Roberts. Pursuant to 26 O.S. 2021, § 5-128, Ms. Cline moved that the Contestee be ordered to amend the Contestee's Declaration of Candidacy to conform to law and remove the words, "the Patriot". Mr. Montgomery seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0. **ACTION TAKEN:** Ms. Cline moved that the Contestee be ordered to pay the costs of the hearing. Mr. Montgomery seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0. (Copies of the Petition, Notice of Hearing, Return of Service, Exhibits, and Findings of Fact, Conclusions of Law, & Final Orders attached)

- Hearing and Decision** – *In the Matter of the Contest of Candidacy of Allison Lafferty for the Office of Associate District Judge, Blaine County, **Brown v. Lafferty, Cause No. 2022-04.*** Petitioner, Jenna Brown, appeared in person and with counsel Sammy Duncan. Contestee Allison Lafferty appeared in person and represented herself. Contestee Lafferty filed an Answer along with a cashier's or certified check in the amount of \$250.00, as required under 26 O.S. 2021, § 5-129. The Petition was timely filed and Notice of Hearing issued on Tuesday, April 19, 2022. The Board received proof from the Petitioner that the Canadian County Sheriff served Contestee within 24 hours of setting the Petition for hearing, as required by 26 O.S. 2021, § 5-124. The Petitioner delivered an executed return of service to the Secretary of the State Election Board on the date of the hearing. During the hearing, exhibits were offered into the record and testimony was heard.

**ACTION TAKEN:** Motion by Ms. Cline to recess until 5:04 p.m. Second by Chairman Montgomery. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed unanimously, 3-0.

**ACTION TAKEN:** Ms. Cline moved to reconvene the meeting. Second by Chairman Montgomery. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed unanimously, 3-0.

**ACTION TAKEN:** Considering all the evidence and testimony presented, the Board finds and concludes that Petitioner Brown has not sustained her burden of proof by the greater weight of the evidence in attempting to show that Contestee Brown Lafferty is not an actual resident of Blaine County as required by 20 O.S. 2021, § 92i. Dr. Mauldin moved to deny the petition and retain the Contestee as a candidate on the ballot. Chairman Montgomery seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0. (Copies of the Petition, Notice of Hearing, Return of Service, Exhibits, and Findings of Fact, Conclusions of Law, & Final Orders attached)

**ACTION TAKEN:** Chairman Montgomery moved to recess for dinner until 6:40 p.m. The motion was seconded by Dr. Mauldin. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed unanimously, 3-0.

**ACTION TAKEN:** Motion by Chairman Montgomery to reconvene. Second by Dr. Mauldin. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed unanimously, 3-0.

11. **Hearing and Decision** – *In the Matter of the Contest of Candidacy of Brian Patrick Young for the Office of District Judge, Judicial District 7, Office No. 2, Allen v. Young, Cause No. 2022-06.* Petitioner, Kaitlyn G. Allen, appeared in person and with counsel Jeffrey Calvin Hendrickson. Contestee Brian Patrick Young appeared in person and with counsel Craig Hoehns. Contestee Young filed an Answer along with a cashier's or certified check in the amount of \$250.00, as required under 26 O.S. 2021, § 5-129. The Petition was timely filed and Notice of Hearing issued on Tuesday, April 19, 2022. The Board received proof from the Petitioner that the Oklahoma County Sheriff served Contestee within 24 hours of setting the Petition for hearing, as required by 26 O.S. 2021, § 5-124. The Petitioner delivered an executed return of service to the Secretary of the State Election Board on the date of the hearing. During the hearing, exhibits were offered into the record and testimony was heard. **ACTION TAKEN:** Considering all the evidence and testimony presented, the Board finds and concludes that Petitioner Allen sustained her burden of proving by the greater weight of the evidence in showing that Contestee Young is not a legal resident of electoral Division 3 at the time of filing his declaration of candidacy as required by 20 O.S. 2021, § 92.8a. Ms. Cline moved to sustain the petition and to strike the Contestee, Brian Patrick Young, from the ballot. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0. (Copies of the Petition, Notice of Hearing, Return of Service, Exhibits, and Findings of Fact, Conclusions of Law, & Final Orders attached)

**ACTION TAKEN:** Ms. Cline moved to recess. Second by Mr. Montgomery. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0.

**ACTION TAKEN:** Chairman Montgomery moved to reconvene the meeting. Second by Ms. Cline. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0.

12. **Hearing and Decision** – *In the Matter of the Contest of Candidacy of Jason Lowe for the Office of State Representative, District 97, Janloo v. Lowe, Cause No. 2022-07.* Petitioner, Lisa Janloo, appeared in person and was represented by counsel Chad Moody. Contestee, Jason Lowe, appeared in

person and represented by counsel Emily Virgin. Contestee Lowe filed an Answer along with a cashier's or certified check in the amount of \$250.00, as required under 26 O.S. 2021, § 5-129. The Petition was timely filed and Notice of Hearing issued on Monday, April 18, 2022. The Board received proof from the Petitioner that the Oklahoma County Sheriff served Contestee within 24 hours of setting the Petition for hearing, as required by 26 O.S. 2021, § 5-124. The Petitioner delivered the executed return of service to the Secretary of the State Election Board on the date of the hearing. During the hearing, exhibits were offered into the record and testimony was heard. **ACTION TAKEN:** Considering all the evidence and testimony presented, the Board finds and concludes that Petitioner Janloo failed to meet her burden of proof by the greater weight of the evidence in showing that Contestee Lowe does not reside in House District 97. Chairman Montgomery moved to deny the petition and retain the candidacy of Jason Lowe for the Office of State Representative, District 97. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0. (Copies of the Petition, Notice of Hearing, Return of Service, Exhibits, and Findings of Fact, Conclusions of Law, & Final Orders attached)

13. **Hearing and Decision** – *In the Matter of the Contest of Candidacy of Lawrence M. Wheeler for the Office of Associate District Judge, Stephens County, Sykes v. Wheeler, Cause No. 2022-08.* Petitioner, Anthony Sykes, appeared in person and represented himself. Contestee, Lawrence M. Wheeler, appeared in person and was represented by David Hammond. Contestee Wheeler filed an answer along with a cashier's or certified check in the amount of \$250.00, as required under 26 O.S. 2021, § 5-129. The Petition was timely filed and Notice of Hearing issued on Tuesday, April 19, 2022. The Board received proof from the Petitioner that the Stephens County Sheriff served Contestee within 24 hours of setting the Petition for hearing, as required by 26 O.S. 2021, § 5-124. The Petitioner delivered an executed return of service to the Secretary of the State Election Board on the date of the hearing. During the hearing, exhibits were offered into the record and testimony was heard.

**ACTION TAKEN:** Ms. Cline moved for a five-minute recess. Second by Dr. Mauldin. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0.

**ACTION TAKEN:** Chairman Montgomery moved to reconvene the meeting. Second by Dr. Mauldin. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed unanimously, 3-0.

**ACTION TAKEN:** Considering all the evidence and testimony presented, the Board determines it appropriate to order the Contestee to amend his Confidential Declaration of Candidacy Request to conform with his restricted records status under 26 O.S. 2021, § 4-115.2 and OKLA. ADMIN. CODE § 230:15-9-25. Pursuant to 26 O.S. 2021, § 5-128, Chairman Montgomery moved that the Contestee be ordered to amend the Confidential Declaration of Candidacy Request Form to conform to law. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0. **ACTION TAKEN:** Dr. Mauldin moved that the Contestee be ordered to pay the costs of the hearing. Mr. Montgomery seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0. (Copies of the Petition, Notice of Hearing, Return of Service, Exhibits, and Findings of Fact, Conclusions of Law, & Final Orders attached)

14. **Hearing and Decision** – *In the Matter of the Contest of Candidacy of Matthew D. Huggans for the Office of State Representative, District 42, Roe v. Huggans, Cause No. 2022-09.* Petitioner, Cynthia Roe, appeared in person and by counsel, Matthew Flies. Contestee, Matthew Huggans, appeared in person and by counsel to answer along with a cashier's or certified check in the amount of \$250.00, as required under 26 O.S. 2021, § 5-129. The Petition was timely filed and Notice of Hearing issued on Tuesday, April 19, 2022. The Board received proof from the Petitioner that the Stephens County Sheriff served Contestee within 24 hours of setting the Petition for hearing, as required by 26 O.S. 2021, § 5-124. The Petitioner delivered the executed return of service to the Secretary of the State Election Board on the date of the hearing. During the hearing, exhibits were offered into the record and testimony was heard. **ACTION TAKEN:** Considering all the evidence and testimony presented, the Board finds and concludes that Petitioner Roe failed to meet her burden of proof by the greater weight of the evidence in showing that Contestee Huggans was not a resident of House District 42 by December 31, 2021. Ms. Cline moved to deny the petition and retain the Contestee as a candidate on the ballot. Mr. Montgomery seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0. (Copies of the Petition, Notice of Hearing, Return of Service, Exhibits, and Findings of Fact, Conclusions of Law, & Final Orders attached)

**ACTION TAKEN:** Motion by Ms. Cline to recess until 11:23 p.m. Second by Dr. Mauldin. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed unanimously, 3-0.

**ACTION TAKEN:** Motion by Chairman Montgomery to reconvene the hearing. Seconded by Dr. Mauldin. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0.

15. **Hearing and Decision** – *In the Matter of the Contest of Candidacy of Natalie Mai for the Office of District Judge, District 7, Office No. 5, Phillips v. Mai, Cause No. 2022-11.* Petitioner, Beau Phillips, appeared in person represented himself as a duly licensed Oklahoma attorney. Contestee, Judge Natalie Mai, appeared in person and represented by counsel Denise Lawson and Lexie Norwood. Contestee Mai filed an answer along with a cashier's or certified check in the amount of \$250.00, as required under 26 O.S. 2021, § 5-129. The Petition was timely filed and Notice of Hearing issued on Tuesday, April 19, 2022. The Board received proof from the Petitioner that the Oklahoma County Sheriff served Contestee within 24 hours of setting the Petition for hearing, as required by 26 O.S. 2021, § 5-124. The Petitioner delivered the executed return of service to the Secretary of the State Election Board on the date of the hearing. During the hearing, exhibits were offered into the record and testimony was heard. **ACTION TAKEN:** Considering all the evidence and testimony presented, the Board finds and concludes that Petitioner Phillips failed to meet his burden of proof by the greater weight of the evidence in showing that Contestee Mai was unqualified to run for the office of District Judge, District 7, Office No. 5 because Mai did not reside in the county. Ms. Cline moved to deny the petition and retain the Contestee as a candidate on the ballot. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0. (Copies of the Petition, Notice of Hearing, Return of Service, Exhibits, and Findings of Fact, Conclusions of Law, & Final Orders attached)

**ACTION TAKEN:** Chairman Montgomery moved to take a five-minute recess. Second by Ms. Cline. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, unanimously, 3-0.

**ACTION TAKEN:** Dr. Mauldin moved to reconvene. Second by Chairman Montgomery. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, unanimously, 3-0.

16. **Hearing and Decision** – *In the Matter of the Contest of Candidacy of Madison Sheree Horn for the Office of United States Senator (full term)*, **Bollinger v. Horn, Cause No. 2022-12**. Secretary Paul Zirix recused himself and Ms. Cline chaired the hearing for Cause No. 2022-12. Petitioner, Jason Bollinger, appeared in person and was represented by counsel Aimee Majoue. Contestee, Madison Horn, appeared in person and represented by counsel Brian Ted Jones. Contestee Horn filed an answer along with a cashier's or certified check in the amount of \$250.00, as required under 26 O.S. 2021, § 5-129. The Petition was timely filed and Notice of Hearing issued on Monday, April 19, 2022. The Board received proof from the Petitioner that the Oklahoma County Sheriff served Contestee within 24 hours of setting the Petition for hearing, as required by 26 O.S. 2021, § 5-124. The Petitioner delivered the executed return of service to the Secretary of the State Election Board on the date of the hearing. During the hearing, exhibits were offered into the record and testimony was heard. **ACTION TAKEN:** Considering all the evidence and testimony presented, the Board finds and concludes that Petitioner Bollinger failed to meet his burden of proof by the greater weight of the evidence in showing that Contestee Horn does not meet the qualifications for the office of United States Senator. Dr. Mauldin moved to deny the petition and retain the Contestee as a candidate on the ballot. Mr. Montgomery seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed unanimously, 3-0. (Copies of the Petition, Notice of Hearing, Return of Service, Exhibits, and Findings of Fact, Conclusions of Law, & Final Orders attached)

**ACTION TAKEN:** Ms. Cline moved to allow the Oklahoma Attorney General's office to prepare findings of facts and final orders in all the matters decided yesterday and today, not previously authorized. Second by Dr. Mauldin. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed unanimously, 3-0.

17. Final instructions/closing comments by Secretary of the State Election Board/Office of Attorney General.

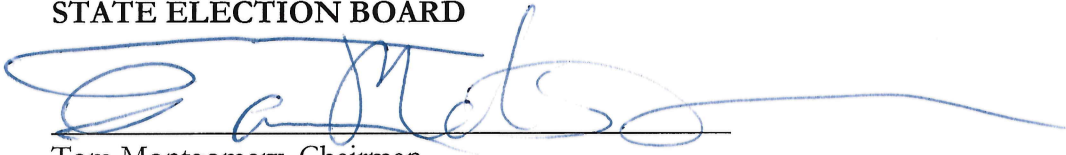
## CONCLUSION OF CONTEST OF CANDIDACY HEARINGS

18. Agenda Items 18 through 31 – **ACTION TAKEN:** Ms. Cline moved to table the remaining Agenda Items 18 through 31 until a future meeting. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed unanimously, 3-0.

19. Motion to adjourn. **ACTION TAKEN:** At 2:00 a.m. on April 26, 2022, Chairman Montgomery moved to adjourn until the next meeting. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Mr. Montgomery-aye; Dr. Mauldin-aye; Ms. Cline-aye. Motion passed, 3-0.



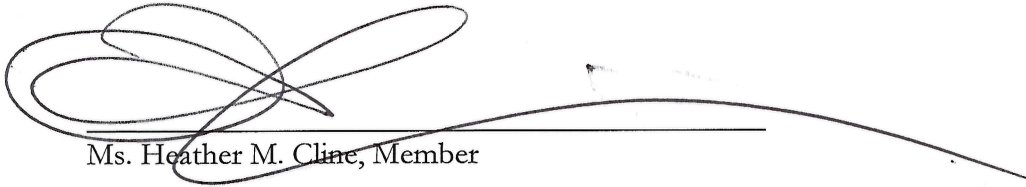
**STATE ELECTION BOARD**



Tom Montgomery, Chairman



Dr. Tim Mauldin, Vice-Chairman



Ms. Heather M. Cline, Member

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Mr. Jerry Buchanan, Alternate Member

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Ms. Debi Thompson, Alternate Member