

Howard L. Wilson
Outreach coordinator, Libertarian Party NH
C/o POBox 91
Andover, NH 03216
603-735-5427
stoneanarch@tds.net

Ballot Law Commission
C/o Secretary of State's office
Room 204, State House
Concord, NH 03301

RECEIVED

SEP 1 8 2004

NEW HAMPSHIRE
SECRETARY OF STATE

BLE
2004-11

Re: 2 filings, as are violations of RSA 655:41;

- A) 1 certified petition, from the Town of Benton. History: As noted, this petition was signed-off, as valid, on July 28.

Sadly, this petition was certified with only ONE signature. Upon return to me, on July 31, I returned the petition to the Chair, Supervisors of Checklist, for inclusion of at least one more signature, and a SASE, for return to me. Such return took place, as noted by US Postal Service cancellation stamp, of Sept. 8, for delivery to me, on Sept. 10.

While this petition may meet the intent of deadlines, for return to candidates, it violates the timeframe in RSA 655:41, of 2 weeks before the State Primary, for delivery to the Secretary of State's office.

- B) 2 certified petitions, from the Town of Hancock with the required number of signatures. Sadly, this was postmarked on Sept. 9, for return to me of Sept. 10. While these petition may meet the intent of deadlines, for return to candidates, they violate the timeframe in RSA 655:41, of 2 weeks before the state Primary.

NO penalties are found in RSA, as deals with violation of petition accessing law. I can accuse Supervisors in these 2 towns of malfeasance, the real onus should be applied to the Secretary of State and his office. Most of the duties of Supervisors of Checklist, are of short duration, and the training is presumed to be rigorous. Where the system breaks down, is when individuals or Parties, working under RSA 655:40-45, start submitting petitions, for Certification.

RSA 655:41, has no deadlines for return of certified petitions to candidates or Parties. To finish certification, no party is held Responsible for lapse in actions. All action required, is laid on Supervisors of Checklist or city Clerk's, with Secretary of State as a second, in RSA 655:43. That Parties or individuals, have fulfilled the intermediary position is an act of fate, as a matter of Self-defense. If they did not do so, 1 in 10 of certified petition might find their way to the Secretary of State, and no petition accessing candidate would ever be seen on the November Ballot.

Remedy: 1) Certify all petition accessing candidates , to the office placement they seek. Let them find result, such as the November Ballot may permit .

2) Chastise the Secretary of State, and the NH Legislature for failure to include specific remedy, and timelines in this section of NH's laws.

3) Recommend to the NH Legislature that the petition processes under RSA 23-39 & RSA 655:40-45 be reconciled, especially as RSA 655: 40 is noted as an alternative to RSA 655:23-39, not a mandate under RSA 652:11.

For Liberty,

A handwritten signature in cursive script, appearing to read "Howard L. Wilson". The signature is written in dark ink and is positioned above the printed name.

Howard L. Wilson