

Coalition for Free & Open Elections
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RECEIVED

AUG 30 2002

**NEW HAMPSHIRE
SECRETARY OF STATE**

NH Ballot Law Commission
Gary Richardson, Chair
c/o Secretary of State
State House, Room 204
Concord, NH 03301

BLC 2002-3

Re: Richard Kahn for Executive Council # 4, petition accessing;

In that the State of NH has an enabled act of discrimination on its books (RSA 652:11), and an offset (RSA 655:40-45), presuming to make balloting access "equal" for those discriminated against. Sadly, RSA 655:40-45, is, in itself, an act of Discrimination, setting a 2-class process for accessing the ballot, between those who may buy their way onto the ballot, per RSA 655:11-655:39, and those who must petition for access, per 655:40-45.

Discriminate: 1) ,to make of a distinction, as in favor of or against a person or thing : *discriminate against a minority.* (American College Dictionary, p.346) Random House 1970

Current event, considered: The petition accessing for the candidacy of Richard Kahn, for a chance at the Executive Council seat # 4, has a flaw. The Secretary of State's office is guilty, of an act of misfeasance, in the training, or lack of training provided to Supervisors of Checklist.

A) Looking at the rejected petitions from Bedford, one notes that even though the individual signers are not registered to vote in the Town, the Supervisors of Checklist nonetheless signed all these reject petitions, as if they were valid.

B) The Instant registration law, to get around a similar law, imposed by the Federal Legislature, imposes another discrimination: Insufficient numbers of individuals, actually know, especially with the 10 year review, of registered voters, that they are registered to vote. Especially if there is no vote in the Town or School district in the spring of the year following the 10 year review.

Now: Attempt to place a candidate on the November ballot, per RSA 655:40-45, for Executive Council, with the conditions above. As of this date, 739 certified nomination petitions have been delivered, to the Secretary of State, on behalf of Mr. Kahn.

Remedy: Allowing for the misfeasance of the Secretary of State's office, and the lack of personal knowledge by a percentage of the "registered voters" in any district, as to whether they are registered to vote or not, I would see Mr. Kahn placed on the November ballot for Executive Council # 4.

For Liberty,

Howard L. Wilson

cc: Richard Kahn
147 Robinson Road
Hudson, NH 03051