

MINUTES

OF THE STATE ELECTION BOARD AT ITS SPECIAL MEETING, APRIL 18, 2024

The State Election Board met in a **Special** meeting on **Thursday, April 18, 2024, at 9:00 A.M.** at the State Capitol Building, Multi-Purpose Suite 100 (Room MP 100), 2300 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 12, 2024 at 12:58 P.M. A copy of the Agenda is attached.

Meeting was called to order by **Heather Cline**

ROLL CALL: Heather Cline- **Present**

Tim Mauldin- **Present**

Mignon Lambley- **Present**

Also present were Secretary Paul Ziriaux, Assistant Secretary Rusty Clark, Deputy Attorney General Niki Batt, Assistant Attorney General Bailey Warren, Directory of Policy and Legal Affairs Rachel Rogers, Director of Election Services Kelly Stambaugh, Support Technician Alvin Mills, Court Reporter Terry White, and Board Clerk Garris Dennis. **Note:** Alternate State Election Board Members Jerry Buchanan and Debi Thompson were also present, yet did not participate in the Meeting.

BUSINESS CONDUCTED AT THE MEETING:

1. Call to Order, determination of a quorum, and certification of Open Meeting Act compliance.
2. Introductions.
3. Remarks by Secretary of the State Election Board/Chair of the State Election Board/Office of Attorney General regarding hearing procedure.
4. Docket Call.

ACTION TAKEN: At approximately 9:20 A.M. Dr. Mauldin moved to recess until 9:30 A.M. Ms. Lambley seconded the motion. **ROLL CALL VOTE:** Ms. Cline-aye; Dr. Mauldin-aye; Ms. Lambley-aye. Motion passed, 3-0.

9:30 A.M. CONTEST OF CANDIDACY HEARINGS

ACTION TAKEN: At 9:30 A.M. Ms. Lambley moved to reconvene. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Ms. Cline-aye; Dr. Mauldin-aye; Ms. Lambley-aye. Motion passed, 3-0.

5. **HEARING AND DECISION-** *In the Matter of the Contest of Candidacy of Carter Davis Rogers for the office of State Representative, District 37, Luttrell v. Rogers*. Cause No. 2024-01. Petitioner, State Representative Ken Luttrell, appeared by counsel, A.J. Ferate. Contestee Carter Davis Rogers, appeared in person and represented himself. Contestee Rogers presented Secretary Ziriaux with a cashier's 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 9, 2024. The Board received proof from the Petitioner that Eddie Virden, the Osage County Sheriff served Contestee Rogers 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:** 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:** Ms. Cline-aye; Dr. Mauldin-aye; Ms. Lambley-aye. Motion passed, 3-0.

ACTION TAKEN: At approximately 11:20 A.M. Ms. Lambley moved to recess until 11:30 A.M. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Ms. Cline-aye; Dr. Mauldin-aye; Ms. Lambley-aye. Motion passed, 3-0.

ACTION TAKEN: At approximately 11:30 A.M. Dr. Mauldin moved to reconvene. Ms. Lambley seconded the motion. **ROLL CALL VOTE:** Ms. Cline-aye; Dr. Mauldin-aye; Ms. Lambley-aye. Motion passed, 3-0.

6. **HEARING AND DECISION-** *In the Matter of the Contest of Candidacy of Kenneth Blevins for the office of State Representative, District 66, Staires v. Blevins*. Cause No. 2024-02. Petitioner, State Representative Clay Staires, appeared by counsel, A.J. Ferate. Contestee Kenneth Blevins, appeared in person along with the Chair of the Oklahoma Libertarian Party, Chris Powell, but Blevins represented himself. Contestee Blevins presented Secretary Ziriaux with a cashier's 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 9, 2024. The Board received proof from the Petitioner that Eddie Virden, the Osage County Sheriff attempted service to Contestee Blevins 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 as well as the Contestee's copies 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: At approximately 12:05 P.M. Dr. Mauldin moved to recess until 1:15 P.M. Ms. Lambley seconded the motion. **ROLL CALL VOTE:** Ms. Cline-aye; Dr. Mauldin-aye; Ms. Lambley-aye. Motion passed, 3-0.

ACTION TAKEN: At approximately 1:15 P.M. Ms. Lambley moved to reconvene. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Ms. Cline-aye; Dr. Mauldin-aye; Ms. Lambley-aye. Motion passed, 3-0.

ACTION TAKEN: At approximately 2:20 P.M. Dr. Mauldin moved to recess until 2:30 P.M. Ms. Lambley seconded the motion. **ROLL CALL VOTE:** Ms. Cline-aye; Dr. Mauldin-aye; Ms. Lambley-aye. Motion passed, 3-0.

ACTION TAKEN: At approximately 2:50 P.M. Ms. Lambley moved to reconvene. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Ms. Cline-aye; Dr. Mauldin-aye; Ms. Lambley-aye. Motion passed, 3-0.

ACTION TAKEN: At approximately 3:50 P.M. Ms. Lambley moved to recess until 4:00 P.M. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Ms. Cline-aye; Dr. Mauldin-aye; Ms. Lambley-aye. Motion passed, 3-0.

ACTION TAKEN: At approximately 4:00 P.M. Dr. Mauldin moved to reconvene. Ms. Lambley seconded the motion. **ROLL CALL VOTE:** Ms. Cline-aye; Dr. Mauldin-aye; Ms. Lambley-aye. Motion passed, 3-0.

ACTION TAKEN: Ms. Cline asked counsel if it would be appropriate for the Board to enter into executive session. Deputy Attorney General Niki Batt stated that a possible executive session was listed on the Agenda, pursuant to 25 O.S. 2011, § 307(B)(8), so if the Board deemed it appropriate an executive session would be in order. At approximately 4:25 P.M. Ms. Cline moved to enter into executive session. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Ms. Cline-aye; Dr. Mauldin-aye; Ms. Lambley-aye. Motion passed, 3-0.

ACTION TAKEN: At approximately 4:55 P.M. Ms. Lambley moved to exit executive session. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Ms. Cline-aye; Dr. Mauldin-aye; Ms. Lambley-aye. Motion passed, 3-0. Assistant Attorney General Warren said she would like to state for the minutes that during executive session, no items were discussed that were not listed on the agenda and no actions were taken.


ACTION TAKEN: Ms. Lambley moved to deny the Petition, and retain the Contestee as a candidate on the ballot. Dr. Mauldin seconded the motion. **ROLL CALL VOTE:** Ms. Cline-aye; Dr. Mauldin-aye; Ms. Lambley-aye. Motion passed, 3-0.

7. **BUSINESS CONDUCTED:** Final instructions/closing comments by Secretary of the State Election Board/Chair of the State Election Board/Office of Attorney General.
8. **BUSINESS CONDUCTED:** Motion to adjourn. **ACTION TAKEN:** Dr. Mauldin moved to adjourn until the next meeting. Ms. Lambley seconded the Motion. **ROLL CALL VOTE:** Ms. Cline-aye; Dr. Mauldin-aye; Ms. Lambley -aye. Motion passed, 3-0. The meeting adjourned at 5:05 P.M.

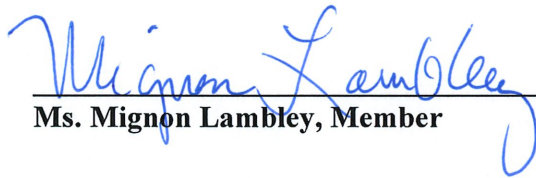
FOR THE STATE ELECTION BOARD



Ms. Heather Cline, Chairman



Dr. Tim Mauldin, Vice-Chairman



Ms. Mignon Lambley, Member

Mr. Jerry Buchanan, Alternate Member

Ms. Debra Thompson, Alternate Member

