

# **Exhibit A**

## **Affidavit of Amanda Grandjean**



## 2022.03.28 Grandjean Affidavit.pdf

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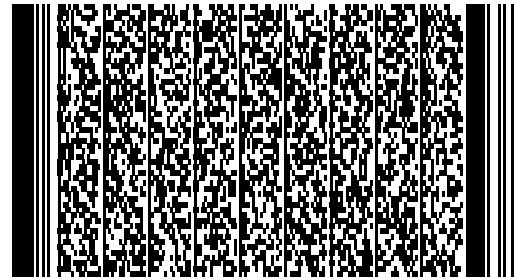
### E-Signature Summary

**E-Signature 1: Amanda M. Grandjean (AMG)**

March 28, 2022 13:44:11 -8:00 [57FD83252600] [156.63.71.253]  
 agrandjean@ohiosos.gov (Principal) (Personally Known)

**E-Signature Notary: MacKenzie S. Clayton (msc)**

March 28, 2022 13:44:11 -8:00 [584A4DCAF59D] [98.102.110.129]  
 MacKenzie.Clayton@OhioAGO.gov  
 I, MacKenzie S. Clayton, did witness the participants named above electronically sign this document.



**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

<b>MICHAEL GONIDAKIS, et al.,</b>	:	
	:	<b>Case No. 2:22-CV-773</b>
<b>Plaintiffs,</b>	:	
	:	
<b>v.</b>	:	
	:	<b>Chief Judge Algenon Marbley</b>
<b>FRANK LAROSE,</b>	:	
	:	
<b>Defendant.</b>	:	

**AFFIDAVIT OF AMANDA M. GRANDJEAN**

STATE OF OHIO                    :  
  : SS  
COUNTY OF PERRY            :

Now comes Amanda M. Grandjean, having been first duly cautioned and sworn, states and affirms as follows:

1. I have personal knowledge of the information set forth in this Affidavit, and I am competent to testify to the matters stated herein.
  
2. I am an attorney licensed to practice law in the State of Ohio. From September 2016 to January 2019, I was an associate attorney with the law firm of Bricker and Eckler, LLP, and focused my practice of law on the areas of government relations, election law, campaign finance, and litigation.
  
3. In January 2019, I was appointed by Secretary of State Frank LaRose to the position of Deputy Assistant Secretary of State and State Elections Director in the Elections Division of the Ohio Secretary of State’s Office, where I am responsible for developing and implementing policies, procedures, and guidelines for the administration of federal, state, and local elections to assist county boards of elections in the fulfillment of their statutory duties, as well as having oversight of the statewide voter registration database, the receipt, review, and distribution of statewide candidate and issue petition filings, and campaign finance regulations and related filings.
  
4. I am an elected Vice President and executive committee member of the National Association of State Election Directors (“NASED”) and the Secretary and executive board member of the Electronic Registration Information Center (“ERIC”), the elected Chair of the

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United States Election Assistance Commission Standards Board Executive Committee, and a member of the National Association of Secretaries of State, the Bipartisan Policy Center Task Force, and the Massachusetts Institute of Technology Election Data Science Lab.

5. In March 2021, the America Society for Public Administration (“ASPA”) awarded NASED the 2020 Public Integrity Award, along with the Cybersecurity and Infrastructure Security Agency (“CISA”). This award pays tribute to an individual or organization that has made outstanding contributions to responsible conduct in public service. On behalf of NASED, I, as a member of the Executive Committee, accepted this award.

6. In my role as Deputy Assistant Secretary of State and State Elections Director, I also work closely with Ohio’s 88 county boards of elections (“boards”). In that capacity, I advise boards as to the issuance and implementation of directives issued by the Secretary of State, which govern the conduct of elections, answer general questions, and work with the boards to ensure that elections run smoothly, accurately, and in accordance with Ohio law.

7. Ohio is a decentralized, bottom-up election administration system. Ohio’s 88 county boards of elections perform the bulk of the day-to-day functions required for election administration, with direction from the Secretary in the form of written directives and advisories. Each county board has vastly different levels of funding, human resources, and technological capabilities. There is no statewide uniformity over the types of election systems that the county boards utilize. Each county board utilizes a different voting system, including election management system, voter registration system, and election pollbook system.

8. After the Secretary speculated in response to a reporter’s question that a supplemental ballot containing the General Assembly races was possibly an option in the event that this Court orders the use of the February 24, 2022 district plan, the Elections Division began reaching out to voting system vendors, print vendors, and county boards of elections about the feasibility of this option. Through that outreach, my staff was informed of significant concerns about the ability of vendors to meet the demands of the eighty-eight county boards of elections and the ability of each of the boards to provide, track, and tabulate supplemental ballots on this scale and timeline. On the afternoon of Friday, March 25, 2022, after consultation with vendors and the boards, I briefed the Secretary on the findings of the Elections Division.

9. At approximately 5:30 p.m. on Friday, March 25, 2022, I participated in a call between the Secretary of State’s Office and the leadership of the Ohio Association of Election Officials (“OAEO”). Secretary LaRose, Chief of Staff Jason Mauk, and I participated on behalf of the Secretary’s Office. OAEO Executive Director Aaron Ockerman, OAEO President and Director of the Warren County Board of Elections Brian Sleeth, OAEO First Vice President and Director of the Hamilton County Board of Elections Sherry Poland, and OAEO Second Vice President and Director of the Cuyahoga County Board of Elections Anthony Perlatti.

10. During the course of the conversation, which lasted nearly an hour, OAEO leadership reiterated that the boards have significant concerns about the practical workability of issuing supplemental ballots for all General Assembly races across the state prior to the May 3, 2022 Primary Election. Typically, in the rare case where supplemental ballots are issued, those



ballots are issued for a single issue or race. The circumstance contemplated here – the issuance of supplemental ballots for all 99 House races and all 17 Senate races – is significantly more challenging due to the number of different ballots that would be required.

11. The county boards of elections and OAEO outlined the following concerns:

- a. Some boards do not believe a supplemental ballot will be possible under this circumstance and will instead require the boards to remake all current ballots;
- b. The boards will have to create secondary databases to track supplemental ballots;
- c. Certain print vendors required that final orders for election day ballots must be placed by Monday, March 28, 2022, and will be incapable of providing ballots in time of the start of early voting on April 5, 2022, and even for election day on May 3, 2022.

12. Following these discussions, the Secretary concluded that, in his professional judgment, issuing supplemental ballots for all General Assembly races in order to retain the May 3, 2022 Primary Election date is not possible.

13. It was discussed during this call and everyone on the call subsequently agreed that if the Court were to order the use of the February 24, 2022 district plan, the earliest a primary could take place is May 24, 2022. Moving the primary to May 24, 2022, would require the following timeline be implemented:

- a. March 30, 2022: The Court grants Plaintiffs' motion and orders the use of the Ohio Redistricting Commission's February 24, 2022 district plan for the May 3, 2022 Primary Election. If that were to occur, the Secretary will then immediately direct the boards to create one primary election ballot that includes General Assembly and State Central Committee races.
- b. March 31, 2022 – April 9, 2022: The boards must do the following non-exhaustive list of required tasks:
  - i. Reproof their voter registration systems to ensure they are accurate with the Ohio Redistricting Commission's February 24, 2022 district plan;
  - ii. Reprogram their election management systems;
  - iii. Complete certification in the event that a candidate has moved into a new district prior to March 26, 2022, no later than April 1, 2022;
  - iv. Hold protest hearings no later than April 4, 2022. Ohio Rev. Code 3513.05;
  - v. Create and proof all ballots;
  - vi. Conduct preliminary tests to ensure ballot files are ready to send to printers; and
  - vii. Conduct logic and accuracy testing to ensure the UOCAVA ballots are correctly produced.



- c. April 8, 2022 – Uniformed and Overseas Citizens Absentee Voting Act (“UOCAVA”) absentee ballots are sent (consistent with Ohio Rev. Code 3511.04 and federal law).
- d. April 10, 2022 – April 15, 2022: Print vendors provide ballot test decks to the boards in order to conduct logic and accuracy testing. The boards program and test their remote ballot marking systems and update all systems and their website. The Boards enter absentee applications and prepare and provide ballot files to vendors responsible for printing and mailing absentee ballots.
- e. April 16, 2022 – April 25, 2022: The boards conduct and complete logic and accuracy testing of all Election Day voting equipment and electronic pollbooks, including a public test. Ohio Rev. Code 3506.14(B).
- f. April 10, 2022 – April 25, 2022: Election Day ballots are produced and shipped to boards. Boards conduct necessary testing on Election Day ballots.
- g. April 25, 2022 – Voter registration deadline (consistent with Ohio Rev. Code 3503.19). Boards must ensure that all voter registrations are processed and entered into their voter registration systems accurately.
- h. April 26, 2022 - Non-UOCAVA absentee ballots are ready for use and for early-in person voting (consistent with Ohio Rev. Code 3509.01).

14. The timeline above is feasible if the Court orders the use of the February 24, 2022 district plan. Proceeding with the February 24, 2022 district plan on the above timeline is only possible due to the tireless months of work the boards have continued to do despite the uncertainty prior to the invalidation of that plan. If the Court, in its discretion, were to adopt a plan for Ohio’s 2022 primary election other than the February 24, 2022 district plan, then depending on what districts that new plan contained, these timelines would have to be adjusted accordingly, possibly even moving the election date beyond May 24, 2022.

15. With my consultation, the Secretary also concluded that the latest date a primary election can be held while allowing the November 8, 2022 General Election to proceed in regular order is August 2, 2022. This is based on the following considerations:

- a. Ohio law provides for, and the county boards are familiar with, holding elections on the first Tuesday after the first Monday in August. Ohio Rev. Code 3501.01(D).
- b. Many boards of elections will have local special elections on August 2, 2022, anyway.
- c. A primary election on August 2, 2022, at the latest, will still allow the winning party nominees sufficient time to conduct campaigns for the November General Election.

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- d. The election administration calendar for the November 8, 2022 General Election begins on August 8, 2022, which includes the filing deadline for nominating petitions for nonpartisan races.
- e. Extensive preparations are necessary for the November 8, 2022 General Election, both statutory and otherwise.
- f. The Secretary has a duty to certify to the boards of elections the form of the official ballots for the November 8, 2022 General Election by no later than August 30, 2022.

Further affiant sayeth naught.

*Amanda M. Grandjean*

Amanda M. Grandjean

Sworn to in my presence and subscribed before me this 28th day of March 2022.



*MacKenzie S. Clayton*

Notary Public



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