

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 1:08-21243-CIV-ALTONAGA

LEAGUE OF WOMEN VOTERS OF FLORIDA,
FLORIDA AFL-CIO, and MARILYNN WILLS,

Plaintiffs,

vs.

KURT S. BROWNING, in his official capacity
as Secretary of State of the State of Florida, and
DONALD L. PALMER in his official capacity as
Director of the Division of Elections within the
Department of State for the State of Florida,

Defendants.

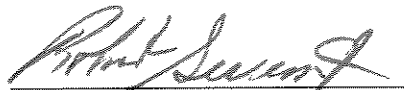
DECLARATION OF ROBERT SWEAT

I, Robert Sweat, declare as follows:

1. I am over the age of eighteen and competent to make this Declaration.
2. I am currently Supervisor of Elections for Manatee County.
3. In February, 2008, I testified in the trial of *Diaz, AFL-CIO, et al., v. Browning*. I was called to testify by the Plaintiffs.
4. I have reviewed the attached transcript excerpts, which accurately recount a portion of my trial testimony. All of my testimony in that case was accurate and truthful.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated June 10, 2008.


Robert Sweat

1 UNITED STATES DISTRICT COURT
2 SOUTHERN DISTRICT OF FLORIDA
3 MIAMI DIVISION

4 AMERICAN FEDERATION OF LABOR AND
5 CONGRESS OF INDUSTRIAL ORGANIZATIONS;
6 AMERICAN FEDERATION OF STATE, COUNTY
7 AND MUNICIPAL EMPLOYEES; AFL-CIO FLORIDA
8 PUBLIC EMPLOYEES COUNCIL 79, AFSCME; AFL-CIO
9 SERVICE EMPLOYEES INTERNATIONAL UNION,

10 Case No. 04-22572-CIV-KING
11 Plaintiffs.

12 vs.

13 Miami, Florida
14 February 5, 2008
15 9:00 a.m.

16 KURT S. BROWNING, SECRETARY OF THE
17 STATE OF FLORIDA,

18 Defendant.

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TRANSCRIPT OF PROCEEDINGS
NON-JURY TRIAL
BEFORE THE HONORABLE JAMES LAWRENCE KING
UNITED STATES DISTRICT JUDGE
THIS BEING AN EXCERPT THEREOF

REPORTED BY:

DAWN M. WHITMARSH, RPR
Official Court Reporter
United States District Court
400 North Miami Avenue
Room 10S03
Miami, Florida 33128
Telephone: 305-523-5598

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9 A. Good morning.

10 Q. Do you currently serve as the supervisor of elections
11 for Manatee County?

12 A. Yes sir, that's correct.

6 Q. Do you have experience with third party groups in
7 Manatee County?

8 A. Yes, sir.

9 Q. Describe for the judge your experience with respect to
10 voter registration application and third party groups in
11 Manatee County in 2004.

12 A. Well, the third party groups from Manatee County would
13 be wonderful. It's the third party groups and fourth party
14 groups from outside Manatee County that gives us a problem.

15 They come in -- as much as we try to control and help
16 them with registering people, they come in, they would
17 register people, keep the applications in their car for
18 three, four, five weeks before they turn them in to us.
19 They'll flood us right at the last minute with some of them
20 that are not legible. Some of the addresses do not match up
21 with any database that I have in Manatee County and that does
22 happen more than I'd like to see.

23 Q. All right. Did it happen in 2006 as well?

24 A. I did not have that occur in 2006 hardly at all, except
25 local voter registration drives, and those people follow the

1 rules.

2 Q. So your experience so far has only been with -- the
3 experience you just described to the judge has been limited
4 to presidential races?

5 A. Yes, sir. Primarily.