

The Election codes cited in the Demand Letter.

## **Section 19101 – Voting system standards and regulations**

<https://codes.findlaw.com/ca/elections-code/elec-sect-19101.html>

(b) Voting system standards adopted by the Secretary of State pursuant to subdivision (a) shall include, but not be limited to, all of the following requirements:

(3) The system shall be safe from fraud or manipulation.

It is clear that the ROV is manipulating ballots by way of adjudicating undervotes. The California Voting System Standards includes the following language regarding under/overvoting:

### **3.2.2.2 Undervoting to be Permitted**

The voting system shall allow the voter, at the voter's choice, to submit an undervoted ballot without correction.

### **3.2.2.3 Correction of Ballot**

The voting system shall provide the voter the opportunity to correct the ballot for either an undervote or overvote before the ballot is cast and counted. In the case of manual systems, the permissibility of casting an undervote or overvote may be explained through appropriately placed written instructions. Some corrections may require the voter to obtain a new paper ballot from a poll worker.

## **§ 20982. General Vote Counting Standards**

<https://lawrina.com/us-law/state/california/regulations/title-2/division-7/chapter-8-3/article-8/section-20982/>

The following general standards shall apply in the counting of all ballots and votes, regardless of the voting system used, for both the initial count and for any recount.

(a) A ballot that is not marked as provided by law must be segregated and counted in the manner directed by the elections official. Any ballot that contains personal information, or that is torn, bent, or mutilated shall be segregated as directed by the elections official and a duplicate ballot shall be prepared pursuant to Elections Code section 15210. A ballot that contains marks or markings not related to an indication of the vote choice for a contest and that are not personal information shall be counted. Duplication is not required unless the ballot contains personal information, or the condition of the ballot or markings on the ballot interfere with the ability of the vote tabulation equipment to tally the ballot.

(f) If a contest is marked with fewer choices than there are offices to be filled or measures that may prevail, the vote choice(s) for all otherwise properly marked candidates or measures shall be counted.