



OFFICE OF THE SUPERVISOR OF ELECTIONS

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April 13, 2010

Dear Sir or Madam:

I am writing to document my correspondence with Mr. Damon Dunn. On July 10, 2009 Mr. Dunn contacted our office via telephone and asked for his ineligible voter registration record to be removed from the Duval County database. I contacted the Division of Elections later that day to inquire if this was possible and the Legal Department for the Division informed me that the record could not be deleted from the database because voter registration is permanent record.

I then mailed a letter to Mr. Dunn informing him of my findings. I have not had additional correspondence with Mr. Dunn since this incident.

Thank you,

A handwritten signature in black ink, appearing to read "JMA".

Jean Marie Atkins  
Director of Voter Administration

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### CALIFORNIA VOTER REGISTRATION FORM

Fill out this form if you are a new voter, have moved or changed your name, or want to change your political party choice. You must be a U.S. citizen and at least 18 years old by the next election to use this form. Use blue or black ink. Print clearly.

Your legal name: First name: Damon Middle name: Jarell

Last name: Dunn *Optional*  
 3  Mr.  Mrs.  Ms.  Miss

Home address - not a P.O. Box or business address (Number, Street, Ave., Drive, etc. Include N, S, E, W) Apt or unit #  
3131 Michelson unit 708W

City: Irvine State: CA Zip: 92612 California county: Orange County

If you do not have a street address, describe where you live (Cross streets, Route, N, S, E, W)

Mailing address - if different from above, or P.O. Box  
2070 Business Center Dr suite 140  
 City: Irvine State: CA Zip: 92612 Foreign country:

Date of birth: 03 15 1976 U.S. state or foreign country of birth: Texas

CA driver's license or CA ID card # \_\_\_\_\_ If you do not have a CA driver's license or ID card, list the last 4 numbers of your Social Security Number, if you have one: \* \* \* \*

Email (optional): dmondune@jthou.com Phone number (optional): \_\_\_\_\_

Do you want to register with a political party?  
 Yes, I want to register with a political party (check one):  
 American Independent Party  Green Party  Peace and Freedom Party  Republican Party  No, I don't want to register with a political party.  
 Democratic Party  Libertarian Party  Other party (specify): \_\_\_\_\_ (If you check this box, you may not be able to vote for some parties' candidates in primary elections.)

To receive a vote-by-mail ballot in all elections, initial here: DD

If you were registered to vote before, fill out below:  
 First name: \_\_\_\_\_ Middle initial: \_\_\_\_\_ Last name: \_\_\_\_\_  
 Previous address where you were registered: \_\_\_\_\_ City: \_\_\_\_\_  
 State: \_\_\_\_\_ Zip: \_\_\_\_\_ Previous county: \_\_\_\_\_ Political party (if any): \_\_\_\_\_

Are you a U.S. citizen?  Yes  No A "No" answer to either question means you CANNOT register to vote.  
 Will you be 18 or older by the next election?  Yes  No

*Optional*

A.  Check here if you can be a poll worker.  
 (If bilingual, indicate language: \_\_\_\_\_)  
 Check here if you can provide a polling place on election day.

B. Your ethnicity/race: \_\_\_\_\_

C. Check your language preference:  English  Spanish  Esperanto  
 Chinese  Vietnamese  Korean  Tagalog  Japanese  
 中文 越文 韩文 泰文 日文

Did someone help you fill out or deliver this form?  
 If yes, the person who helped you must fill out and sign both parts of this green box.

Signature: \_\_\_\_\_ Month: \_\_\_\_\_ Day: \_\_\_\_\_ Year: \_\_\_\_\_  
 Name: \_\_\_\_\_  
 Org, name, address, and tel. (if any): \_\_\_\_\_

If you take this form with you and wish to register to vote, please send it to: Secretary of State, Elections Division, 1600 11th Street, Sacramento, CA 95814



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**Important!** To vote in the next election, you must mail or deliver this card at least 15 days before the next election. New voters who register by mail may have to show their ID at the polling place the first time they vote.

**Questions, problems or to report fraud:**  
 Contact the Secretary of State.  
 Call: 1-800-345-VOTE (8683)  
 Email: elections@sos.ca.gov  
 Web site: www.sos.ca.gov  
 Or contact your county elections office.

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This instrument is a copy of the original information on file in this office.  
 \* An affidavit of registration shall be deemed evidence of citizenship for voting purposes only.  
 Elections Code Section 2112

Attest: 3/9/10  
 Registrar of Voters  
 County of Orange

By: Shrey Alvarado

**SHELL, FLEMING, DAVIS & MENGE**  
**ATTORNEYS AT LAW**

FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Orly Taitz	Danny L. Kepner
COMPANY:	DATE:
	April 16, 2010
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
949-766-7603	9
PHONE NUMBER:	SENDER'S PHONE NUMBER:
949-683-5411	850-434-2411
RE:	YOUR REFERENCE NUMBER:
Dunn	K398.24757

URGENT    FOR REVIEW    PLEASE COMMENT    PLEASE REPLY    PLEASE RECYCLE

NOTES/COMMENTS:

POST OFFICE BOX 1831  
226 SOUTH PALAFOX STREET  
NINTH FLOOR, SEVILLE TOWER  
PENSACOLA, FLORIDA, 32598-1831  
TELEPHONE (850) 434-2411 • FACSIMILE (850) 435-1074

**DANNY L. KEPNER**

PO BOX 1831, PENSACOLA, FL 32591  
TELEPHONE • (850) 479-7767  
E-MAIL • dkepner@shellfleming.com

April 16, 2010

Honorable Edmond G. Brown, Jr.  
Attorney General's Office  
California Department of Justice  
PO Box 944255  
Sacramento, CA 94244-2550

**Re: Damon Dunn**  
**Candidate for Secretary of State of California**

Dear Mr. Brown:

Please accept the following information relating to the candidacy of Damon Dunn (as a Republican) for the office of Secretary of State of California. It appears to me that Mr. Dunn is being less than honest with the voters, but more importantly less than honest in his dealings with the election officials in your state.

I have seen (although I have not retained it) a copy of Mr. Dunn's California voter registration card, on which he simply left blank the inquiries about any prior registration to vote, the state where registered, and party affiliation. Mr. Dunn was last registered to vote in the State of Florida, as a Democrat. Failure to answer form questions like these, it seems to me, is tantamount to fraud.

Enclosed are copies of correspondence from the Office of the Supervisor of Elections in Duval County, Florida. The March 30 letter has attached to it Mr. Dunn's voter registration card from 1999, and a record of that office's handling of his status - - from active, to inactive and eventually to "ineligible." The copy of the July 10, 2009, letter authored by Jean Marie Atkins, Director of Voter Administration, is significant, especially when considered with the letter she wrote on April 13, 2010, which is also enclosed herein.

In July, 2009, Damon Dunn asked the election officials to remove the record of his prior registration (as a Democrat). Under Florida law, such a removal was not authorized, and he was so informed. Had he been successful in his efforts, he would have given "cover" for his intentional misrepresentation on his voter registration card. He knew he had been registered in Florida as a Democrat; he just did not want anyone else to know that.

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My questions to you is whether these actions by Mr. Dunn constitute criminal behavior punishable under California law? California Elections Code § 18500 would appear to be implicated, and perhaps § 18203, as well. At the very least, it appears highly unethical, and may form the basis for having his name removed from the ballot for the upcoming primary election.

Thank you for looking into these matters. I would appreciate having a response from you.

Very truly yours,

  
Danny L. Kepner

DLK:hr

Enclosure

cc: Debra Bowen  
Secretary of State of California

William McCullum  
Attorney General, State of Florida