



TO: North Carolina State Board of Elections Members
430 N. Salisbury St.
Raleigh, N.C. 27603

FROM: North Carolina Republican Party
1506 Hillsborough St.
Raleigh, N.C. 27605

The North Carolina State Board of Elections is the agency charged with the administration of the elections process. Under the current construction, the NCSBE appears to be willfully and shamelessly engaging in partisan motives yet again in regards to this year's General Election.

In April, I wrote to you about concerns with the directive for all 100 counties to submit Early Voting Site Plans months ahead of established precedent. While our concerns were not validated by the board's majority, we complement those at the county level who took on the arduous work and complied with the deadline.

More recently, we requested a declaratory ruling related to defending election integrity with regards to absentee ballot guidance and voter ID rules. This letter is not about these pending actions.

On July 9, this board is set to give "updates" on certification of three political parties that should have been certified well before this date.

By way of background, the NCSBE held a meeting to consider new party petitions from the Constitutional Party, Justice For All Party, and We The People Party on Wednesday, June 26th. Ultimately, the Board voted to NOT certify all three parties along party lines (both Republican board members voted to certify).

This board is yet again engaging in blatant partisanship, this time clearly aimed at preserving the political prospects of Democrats, specifically President Joe Biden in this state's General Election.

It is apparent this board has not learned lessons from 2022, when national and state Democrats sought to keep the Green Party off the ballot over fear their presence would harm their candidate in the U.S. Senate contest.

There, the Democrat-run State Board decided to investigate the petition signatures further, well past the statutory deadline of July 1. Ultimately, Judge Dever in the Eastern District of North Carolina ruled that the Green Party had met the



statutorily required signature threshold to become a new party and ordered the State Board to recognize them and place their candidates on the ballot. Additionally, Judge Dever admonished the State Board for missing the statutory deadline and ordered them to pay the Green Party's attorney's fees.

This board is quickly following that same path. It will end with similar results.

State statutes are clear: Upon meeting the required number of verified voter signatures, this board is to certify their application. The three parties: Constitution Party (14,309 signatures), Justice for All Party (17,305 signatures), and We The People Party (18,540 signatures), have met that threshold. As such, all three parties have clearly met the statutorily required signature threshold to be recognized under N.C.G.S. § 163-96.

It is not within the purview of this board to engage in fishing expeditions or judge the intent of the parties' message. That is for the voters to decide.

In sum, this board has not acted in a fair or transparent manner and to the contrary, is suffocating the rights and wishes of our state's voters. The fact that your previous actions are under investigation from both State and Federal lawmakers should be of great concern that your actions have been at best unethical and at worst unlawful.

Perhaps the board should be reminded of its own message: Be a Democracy Hero. Let the voters decide.

A handwritten signature in blue ink, appearing to read "Jason D. Simmons".

Jason Simmons,
NCGOP Chairman