

LAW OFFICE OF JOHN FOGARTY, JR.
4043 North Ravenswood, Suite #226
Chicago, IL 60613
(773) 680-4962
www.fogartylawoffice.com

Via email to e.sullivan@schuylercounty.org

Hon. Emily J. Sullivan
State's Attorney, Schuyler County
102 S. Congress, Suite 301
Rushville, IL 62681

Re: Errant Ballot Issue, U.S. Senate Race

Dear State's Attorney Sullivan:

Thank you for taking the time to speak with me twice this morning. As I mentioned, this office represents Kathy Salvi for U.S. Senate. Ms. Salvi is the Republican Party's nominee for United States Senate ("the Office"). We became aware late last night that ballots that were being issued in Schuyler County did not contain the name of Kathy Salvi as the Republican Party's nominee for the Office, but instead contained the name of another person who had unsuccessfully run for the Office in the Primary Election. Obviously, we are gravely concerned about this error.

You have assured me that the Schuyler County Clerk has recognized this error, and has corrected it for Early Vote ballots that will be issued at the Clerk's Office, as those ballots are printed on demand and will bear the name of Kathy Salvi as the Republican nominee for the Office going forward. Please immediately forward to my attention a copy of the corrected ballot that will be used by the Clerk.

You have informed me that a total of forty-five (45) individuals have cast Early Votes using the incorrect ballot form. I have requested, and you have agreed, that these ballots will be sequestered and processed separately. I

You have informed me that three hundred seven (307) Vote By Mail ballots have been mailed out using the incorrect ballot form. I have requested, and you have agreed, that any such returned ballots are sequestered and are not permitted to be counted. You have indicated that while the Clerk's plan for a remedy is not yet final, it is her current intention to send corrected ballots and an explanatory letter to those three hundred seven (307) voters who have already been mailed an errant Vote By Mail ballot. Please let me know as soon as a plan of action is finalized. I would also request in advance to see a copy of the letter that would accompany the corrected ballots.

Finally, you have assured me that Election Day ballots will correctly bear the name of Kathy Salvi as the Republican Party nominee for the Office. Please forward to my attention a proof of the ballot that is intended to be printed and used for Election Day.

I truly appreciate your immediate attention to these matters. Please contact me at (773) 680-4962 or fogartyjr@gmail.com.

Sincerely,

/s/ John G. Fogarty, Jr.

John G. Fogarty, Jr.