

**IN THE SUPREME COURT OF PENNSYLVANIA**

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DAVID BALL, JAMES D. BEE, JESSE D. : No. 102 MM 2022  
DANIEL, GWENDOLYN MAE DELUCA, :  
ROSS M. FARBER, LYNN MARIE KALCEVIC, :  
VALLERIE SICILIANO-BIANCANIELLO, :  
S. MICHAEL STREIB, REPUBLICAN :  
NATIONAL COMMITTEE, NATIONAL :  
REPUBLICAN CONGRESSIONAL :  
COMMITTEE, and REPUBLICAN PARTY :  
OF PENNSYLVANIA, :

*Petitioners* :

v. :

LEIGH M. CHAPMAN, in her official capacity as :  
Acting Secretary of the Commonwealth, and ALL :  
67 COUNTY BOARDS OF ELECTIONS, :

*Respondents* :

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***AMICUS CURIAE BRIEF OF THE HONEST ELECTIONS PROJECT***

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## I. STATEMENT OF INTEREST

The Honest Elections Project (the “Project”)<sup>1</sup> is a nonpartisan organization devoted to supporting the right of every lawful voter to participate in free and honest elections. Through public engagement, advocacy, and public-interest litigation, the Project defends the fair, reasonable, and legal measures that legislatures put in place to protect the integrity of the voting process. The Project supports commonsense voting rules and opposes efforts to reshape elections for partisan gain.

The Project has an appreciable interest in this case. As part of its mission, the Project understands how crucial it is to ensure that elections are carried out using lawful methods. Indeed, roughly half a century ago, the United States Supreme Court recognized that “there must be a *substantial* regulation of elections if they are to be fair and honest and if some sort of order, rather than chaos, is to accompany the democratic processes.” *Storer v. Brown*, 415 U.S. 724, 730 (1974) (emphasis added). This remains just as true today as when Justice White penned it in 1974.

Given the Project’s focus and expertise, it respectfully submits this brief in support of the Petitioners and to aid the Court as it resolves this action.

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<sup>1</sup> No person or entity other than Amicus Curiae its members, or counsel: (i) paid in whole or in part for the preparation of this amicus curiae brief; or (ii) authored in whole or in part this amicus curiae brief.

## II. SUMMARY OF THE ARGUMENT

One of the issues this Court asked the Parties to brief is the way in which a provision of Pennsylvania’s Election Code interacts with a provision of the federal Civil Rights Act of 1964. The Commonwealth’s law expressly requires any person submitting a vote-by-mail ballot to “*date and sign*” a declaration printed on the back of the envelope. 25 P.S. § 3146.6(a) (emphasis added); *accord id.* § 3150.16(a). The federal law forbids any person “acting under color of law” to deny anyone the right to vote based on “an error or omission on any record or paper relating to any application, registration, or other act requisite to voting, if such error or omission is not material in determining whether such individual is qualified . . . to vote . . . .” 52 U.S.C. § 10101(b). In the view of the Pennsylvania Acting Secretary of State, a decision to enforce the former (which, in her view, is “an inconsequential” requirement, Sec. Br. 3), violates the latter.

The Acting Secretary’s position fails for a fundamental reason. The dated-declaration requirement regulates the *vote-by-mail* process. The Civil Rights Act protects an individual’s fundamental *right to vote*. Scores of caselaw throughout the Nation are in accord—voting by mail is not synonymous with voting, and regulation of the former does not amount to deprivation of the latter. Appreciating the difference between the Commonwealth-created accommodation to vote by mail

and the constitutionally enshrined right to vote provides another, independent reason for the Court to decide this case in favor of the Petitioners.

Should the Court disagree and reach the merits, however, the Acting Secretary's arguments still fail as a matter of law. Pennsylvania is not asking too much of its constituency to sign *and date* an envelope when they avail themselves of the Commonwealth's vote-by-mail accommodation; this is the sort of common sense requirement that any deadline-driven vote-by-mail system would self-evidently require. And despite the truly *de minimis* burden requirement places on voters, complying with it serves profoundly important goals—*e.g.*, the prevention of late voting and illegal voting.

The Commonwealth has decided to make voting easier by providing a vote-by-mail option. In return, it has asked those selecting this option to provide the minimally necessary information to ensure that elections in the Commonwealth remain free and fair. Enforcing the requirement to complete this small, yet critically important, task does not offend the Civil Rights Act of 1964. This Court should rule accordingly.



### III. ARGUMENT

**A. BECAUSE THE COMMONWEALTH’S DATED-DECLARATION REQUIREMENT DOES NOT IMPLICATE THE RIGHT TO VOTE, IT DOES NOT TRIGGER THE MATERIALITY PROVISION IN THE CIVIL RIGHTS ACT OF 1964.**

Despite the Acting Secretary’s protestations to the contrary, she is wrong to argue that the Civil Rights Act’s materiality provision applies at all. The plain text of the materiality provision makes manifest this point: it prohibits persons “acting under color of law” from “*deny[ing] the right of any individual to vote in any election*” due to an immaterial error or omission. In other words, the denial of the right to vote is a prerequisite for any action under that provision. Without it, this section of the Civil Rights Act cannot apply.

The question, then, is whether Pennsylvania’s dated-declaration requirement implicates the right to vote—and not just the Commonwealth’s vote-by-mail accommodation. The answer is plain. There exists no unconditional right to vote by mail under either federal or Pennsylvania law. The dated-declaration requirement applies only to Pennsylvania’s vote-by-mail accommodation. Like night follows day, it necessarily follows that the Acting Secretary cannot use federal law that expressly requires a voting-rights deprivation to excuse violations of Pennsylvania’s unambiguous vote-by-mail rules.

**1. There exists no federal right to vote by mail.**

Courts throughout the federal system have long been in accord—“there is no constitutional right to an absentee ballot.” *Mays v. LaRose*, 951 F.3d 775, 792 (6th Cir. 2020) (citing *McDonald v. Bd. of Election Comm’rs*, 394 U.S. 802, 807–09 (1969)). And when the government limits or regulates voting by mail but leaves unencumbered voting in person, courts universally recognize that “[i]t is thus not the right to vote that is at stake here but a claimed right to receive absentee [or mail] ballots.” *McDonald*, 394 U.S. at 807. For that reason, the Supreme Court has squarely held that, short of “in fact absolutely prohibit[ing]” a plaintiff from voting, a person’s voting rights are not impeded. *Id.* at 808 n.7.

Indeed, the Supreme Court squarely resolved this issue in *McDonald*, a case in which the Court held that an Illinois statute denying certain inmates mail-in ballots did not violate their right to vote. *Id.* at 807. Because the statute burdened only their *asserted* right to an absentee ballot, and because the inmates presented no evidence that they could not vote another way, *id.* at 807–08, the Court held that they had not shown that the state “in fact absolutely prohibited [them] from voting.” *Id.* at 808 n.7. For this reason, the *McDonald* Court applied rational-basis review and upheld the absentee-ballot restriction. *Id.* at 808–11.

Other federal circuit courts of appeals have followed suit. In *Griffin v. Roupas*, the Seventh Circuit upheld a district court’s motion to dismiss a claim on

behalf of “working mothers who contend[ed] that[,] because it [was] a hardship for them to vote in person on election day, the United States Constitution require[d] Illinois to allow them to vote by absentee ballot.” 385 F.3d 1128, 1129 (7th Cir. 2004). In rejecting their claim, the Seventh Circuit noted that they had “claim[ed] a blanket right . . . to vote by absentee ballot”; in other words, “absentee voting at will.” *Id.* at 1130. After noting the substantial issues that unregulated and unlimited voting by mail would cause,<sup>2</sup> *id.* at 1130-31, the Court declined to find that the plaintiffs’ request violated their right to vote. *Id.* at 1131-33.

When COVID-19 emerged, plaintiffs throughout the Country attempted to cite the pandemic as a reason to expand, as a constitutional matter, vote-by-mail access via judicial fiat. They were nearly universally unsuccessful in doing so. *See generally, e.g., Tex. Democratic Party v. Abbott*, 961 F.3d 389 (5th Cir 2020); *Coalition for Good Governance v. Raffensperger*, No. 1:20-cv-1677, 2020 U.S. Dist. LEXIS 86996 at \*9 n.2. (N.D. Ga. May 14, 2020). The Acting Secretary’s position in this case presumes the same principle that courts have continued to reject—i.e., that vote by mail and the right to vote are one and the same. Contrary to her position, no federal court has recognized (or should recognize) that the

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<sup>2</sup> The Court discussed at length how regulating absentee voting helps reduce the danger of voting fraud, invalidly cast ballots, voter mistakes and errors, and deprivation of information that may surface late in elections. *Griffin*, 385 F.3d at 1130-31.

fundamental right to vote translates into a right to no-excuse, expanded-excuse, or (as the Acting Secretary argues here) lesser-regulated absentee voting. *See Mays*, No. 4:20-cv-341 (JM), 2020 U.S. Dist. LEXIS 54498 at \*4-5.

For instance, in *Texas Democratic Party v. Abbott*, a Fifth Circuit motions panel stayed a Western District of Texas order granting a preliminary injunction that required state officials to, among other things, distribute mail-in ballots to any eligible voter who wanted one. In so doing, the Fifth Circuit held that: “[t]he Constitution is not ‘offended simply because some’ groups ‘find voting more convenient than’ do the plaintiffs because of a state’s mail in ballot rules.” 961 F.3d at 405 (quoting *McDonald*, 394 U.S. at 810). The Fifth Circuit’s mind was not changed even though “voting in person ‘may be extremely difficult, if not practically impossible,’ because of circumstances beyond the state’s control.” *Id.* (quoting *McDonald*, 394 U.S. at 810). Critically, the Fifth Circuit indicated that the principles guiding its analysis would apply in the statutory context—in that case, specifically, the Voting Rights Act. *See id.* at 404 n.32 (“And here, unlike in *Veasey v. Abbott*—a challenge to a Texas voter ID law under the Voting Rights Act], the state has not placed any obstacles on the plaintiffs’ ability to vote in person.” (emphasis in original)).<sup>3</sup>

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<sup>3</sup> Judge Ho’s concurring opinion further emphasized this point. *See Texas Democratic Party*, 961 F.3d at 444-45 (noting that “[f]or courts to intervene, a (continued) . . .

In cases arising before the COVID-19 pandemic, other exigencies were similarly unable to expand the right to vote into a right to vote by mail. In the wake of Hurricane Katrina, the Eastern District of Louisiana dismissed a request to extend the deadline for counting absentee ballots. *Assoc. of Communities for Reform Now v. Blanco*, No. 2:06-cv-611, Order at 1-2 (E.D. La. April 21, 2006) (ECF No. 58). The court found that the alleged harms “do not rise to the level of a constitutional or Voting Rights Act violation,” *id.* at 3, and noted further the irony in the allegation that “a step taken by the State, apparently to allow as many displaced voters as possible the ability to request and receive an absentee ballot . . . is now being challenged as having the exact opposite effect.” *Id.* For this reason, the court found the claim that the State’s “efforts will ‘disenfranchise’ minority voters” to be disingenuous,” and, accordingly, dismissed them. *Id.* at 5.

So too here. The Commonwealth endeavored to make voting easier by allowing the entire Pennsylvania electorate to request a vote-by-mail ballot. In return, it asked that those choosing to vote-by-mail include a date on their declarations. The Acting Secretary’s personal opinion about this requirement—i.e., that it is “inconsequential,” Sec. Br. 3—does not enable her either to skirt her duty to apply the Commonwealth’s law as written or to use the Civil Rights Act of 1964

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. . . (continued)

voter must show that the state ‘has in fact precluded [voters] from voting’”) (emphasis in original) (quoting *McDonald*, 394 U.S. at 808 & n.7)).

as an excuse to distort Pennsylvania’s vote-by-mail accommodation into her preferred interpretation of it. Voting-by-mail is not synonymous with the constitutionally protected right to vote.

**2. State courts have narrowly construed state law when examining the constitutionality of vote-by-mail requirements.**

State courts have, like their federal brethren, also narrowly construed state constitutional provisions when those are used to challenge vote-by-mail regulations. In *Fisher v. Hargett*, 604 S.W. 3d 381 (Tenn. 2020), for instance, the Tennessee Supreme Court rejected a state constitutional challenge to election procedures premised on COVID-19-related difficulties because those procedures placed only “a moderate burden” on voting rights, if at all, and “the State’s interests in the efficacy and integrity of the election process [were] sufficient to justify” them, especially in the context of absentee and mail voting. *Id.* And in *In re State*, the Texas Supreme Court narrowly construed Texas’s absentee voting justifications and held that lack of immunity to COVID-19 is not itself a “physical condition” that renders a voter eligible to vote by mail within the meaning of Texas Law. 602 S.W.3d 549 (Tex. 2020).

The common thread in these cases is the same thread that forecloses the Acting Secretary’s arguments here. Eligible citizens have a fundamental right to vote. They do not, however, have a fundamental right to vote-by-mail. The materiality provision in the Civil Rights Act of 1964 protects the former, but not

the latter. For this reason, the Acting Secretary cannot avail herself of the materiality provision because she would prefer not to enforce a plain, unobtrusive requirement that vote-by-mailers must date their respective vote-by-mail declarations.

**3. Because there is no right to a mailed ballot, there can be no right to vote by mail while omitting a handwritten date.**

The foregoing analysis is straightforward and unassailable. Pennsylvania's Election Code does not burden the right to vote. Instead, it makes voting easier by allowing the Commonwealth's electorate to vote-by-mail, provided that they comply with straightforward, commonsensical, non-intrusive safeguards. Although simple to satisfy, these safeguards remain critical to safeguard the legitimacy and orderly administration of Pennsylvania elections. *See infra* at Sec. II.

In other words, "this is not a case in which the state applied its own policy, adopted a rule, or enacted a statute that burdened the right to vote" in any way whatsoever. *Coalition v. Raffensperger*, No. 1:20-cv-1677, 2020 U.S. Dist. LEXIS 86996, 2020 WL 2509092 at \*9 n.2 (N.D. Ga. May 14, 2020). Because the voting rights of the Commonwealth's electorate are not implicated by Pennsylvania's vote-by-mail regulations, it necessarily follows that the requirement to include a dated voter declaration does not implicate the right to vote, nor does setting a vote-by-mail ballot aside for failure to comply with this *de minimis* requirement. Without a voting-right infringement, the Civil Rights Act's materiality provision

never triggers. For this reason, the Court should reject the Acting Secretary's arguments to the contrary.

Indeed, all three of the Justices of the United States Supreme Court who have opined on this issue (the other six have not yet weighed in) agree. In *Ritter v. Migliori*, Justice Alito (joined by Justices Thomas and Gorsuch) reasoned that “[w]hen a mail-in ballot is not counted because it was not filled out correctly, the voter is not denied ‘the right to vote’”; instead, “that individual’s vote is not counted because he or she did not follow the rules for casting a ballot.” 142 S. Ct. 1824, 1825 (2022) (Alito, J., dissenting from the denial of the application for stay pending a writ of certiorari) (quoting *Brnovich v. Democratic National Committee*, 141 S. Ct. 2321, 2338 (2021)). He recognized that “[c]asting a vote, whether by following the directions for using a voting machine or completing a paper ballot, requires compliance with certain rules,” and that “[a] registered voter who does not follow the rules may be unable to cast a vote for any number of reasons.” *Id.* And he concluded that “[e]ven the most permissive voting rules must contain some requirements, and the failure to follow those rules constitutes the forfeiture of the right to vote, not the denial of that right” in a way that would trigger the materiality provision of the Civil Rights Act of 1964.



**B. PENNSYLVANIA’S DATED-DECLARATION REQUIREMENT IS ENTIRELY MATERIAL.**

Should the Court find that the materiality provision does apply (and for all the reasons discussed above, it should not), it does not help the Acting Secretary. Simply put, the Commonwealth’s dated-declaration requirement is material in every sense of the word.<sup>4</sup> Unlimited and unregulated vote-by-mail systems breed chaos and confusion, and jurisdictions within the Commonwealth have experienced this firsthand. It is not too much to ask individuals who vote-by-mail to comply with certain basic, straightforward, readily discernible requirements to have mail ballot counted. Dispensing with such requirements is how problems regarding fraud, confidence, and orderly administration metastasize.

“[T]he right to vote is the right to participate in an electoral process that is necessarily structured to maintain the integrity of the democratic system.” *Burdick v. Takushi*, 504 U.S. 428, 441 (1992) (as quoted in *In re Nomination Paper of*

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<sup>4</sup> Justices Alito, Thomas, and Gorsuch have noted that “[o]ne may argue that the inclusion of a date does not serve any strong purpose and that a voter’s failure to date a ballot should not cause the ballot to be disqualified.” *Ritter*, Slip Op. 4-5. They rejected the argument, however, because the materiality provision “does not address that issue”; instead, “[i]t applies only to errors or omissions that are not material to the question whether a person is qualified to vote” while leaving “to the States to decide which voting rules should be mandatory.” *Ritter*, 142 S. Ct. at 1826 (Alito, J., dissenting).

*Nader*, 905 A.2d 450, 459-60 (Pa. 2006)).<sup>5</sup> The public’s interest in the maintenance, order, and integrity of elections is compelling. *See, e.g., Eu v. San Francisco Cnty. Democratic Cent. Comm.*, 489 U.S. 214, 231 (1989); *Diaz v. Cobb*, 541 F. Supp. 2d 1319, 1335 (S.D. Fla. 2008). Scores of caselaw stand for this universally accepted principle.

Vote-by-mail options involve a tradeoff; as ballot-casting convenience expands, regulation must counterbalance risk. Indeed, in *Griffin v. Roupas*, Judge Posner recounted the many issues that can accompany unlimited absentee voting. In his view, “[v]oting fraud is a serious problem in U.S. elections generally . . . and it is facilitated by absentee voting.” *Griffin*, 385 F.3d at 1130-31.<sup>6</sup> After analogizing no-excuse absentee voting to take-home exams, Judge Posner warned

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<sup>5</sup> Although Pennsylvania’s Free Speech and Association Clauses provide protections broader than its federal counterpart, this Court has continued to rely on the federal *Anderson-Burdick* jurisprudence to adjudicate claims related to the administration of elections and voting rights. *Working Families Party v. Commonwealth*, 209 A.3d 270, 284-86 (Pa. 2019) (relying on *Timmons v. Twin Cities Area New Party*, 520 U.S. 351 (1997)). Furthermore, this Court has ruled that Pennsylvania’s equal protections provisions are coextensive with the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution. *Erfer v. Commonwealth*, 794 A.2d 325, 332 (Pa. 2002).

<sup>6</sup> *See also Griffin*, 385 F.3d at 1130-31 (citing John C. Fortier & Norman J. Ornstein, *Symposium: The Absentee Ballot and the Secret Ballot: Challenges for Election Reform*, 36 U. MICH. J.L. & REFORM (2003); William T. McCauley, “Florida Absentee Voter Fraud: Fashioning an Appropriate Judicial Remedy,” 54 U. MIAMI L. REV. 625, 631–32 (2000); *Michael Moss, Absentee Votes Worry Officials as Nov. 2 Nears*, N.Y. TIMES (late ed.), Sept. 13, 2004, p. A1).

that “[a]bsentee voters . . . are more prone to cast invalid ballots than voters who, being present at the polling place, may be able to get assistance from the election judges if they have a problem with the ballot.” *Id.* at 1131.<sup>7</sup>

Indeed, the Commonwealth has in fact faced voting fraud, illegal vote-by-mail activity, and improperly cast and handled mail ballots in the past:

- In *Marks v. Stinson*, 19 F.3d 873 (3rd Cir. 1994), two elections officials conspired with a candidate to cause the casting of illegally obtained absentee ballots and the County Board of elections to reject four-hundred absentee ballots because they were from unregistered voters.
- In *Opening of Ballot Box of the First Precinct of Bentleyville*, 143 Pa. Commw. 12, 598 A.2d 1341 (1991), four signatures on absentee ballots did not match those on applications for the absentee ballots. An election challenger alleged fraud, and court agreed.
- In *In re Ctr. Twp. Democratic Party Supervisor Primary Election*, 4 Pa. D. & C.4th 555 (C.P. 1989), absentee ballot applications and absentee ballots were completed and submitted for fifteen entirely fictitious persons. The candidate then beat their opponent by fourteen votes. The nomination was voided, and a run-off election was ordered.

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<sup>7</sup> See also *Griffin*, 385 F.3d at 1131 (citing *Nader v. Keith*, 385 F.3d 729, 732-33 (7th Cir. 2004); R.W. Apple Jr., *Kerry Pins Hopes in Iowa on Big Vote From Absentees*, N.Y. TIMES (nat’l ed.), Sept. 28, 2004, p. A18; John Harwood, *Early Voting Begins in Presidential Battlegrounds: In Iowa, ‘Ballot Chasers’ Seek Decisions and an Edge Weeks Before Election Day*, Sept. 27, 2004, p. A1; Moss, *supra*; Ron Lieber, *Cast a Ballot From the Couch: Absentee Voting Gets Easier*, WALL St. J., Sept. 2, 2004, p. D1.).

The Commonwealth's dated-declaration requirement is meant to help prevent many of these issues. And as these examples illustrate, unsecure vote-by-mail processes only increases the chance for fraud, other illegal electoral activity, and improperly cast ballots.

Besides fraud or illegal electoral conduct, mistakes concerning mail-in-voting are well documented in Pennsylvania—even before the recent proliferation of mail-in-voting:

- In *In re November 3, 2009 Election for Council of Borough*, 2009 Pa. Dist. & Cnty. Dec. LEXIS 208 (Allegheny County Dec. 2009), an error by an election official changed the vote and caused a tie in a Borough's councilperson election. The official did not call for the absentee ballot to be thrown out since it was cast in accordance with the law and did not involve fraud or tampering.
- In *In re Petition to Contest Nomination of Payton*, No. 0049, 2006 Phila. Ct. Com. Pl. LEXIS 366 (C.P. Sep. 14, 2006), a candidate was stricken from the ballot and mounted a well-organized write-in campaign. Some voters wrote in the candidate for the wrong election and claimed some in-person and absentee votes were incorrectly calculated, which changed the outcome of the election. The court granted a recalculation.

Mistakes happen. But they happen more frequently, and with greater consequences, when election officials dispense with commonsensical simple—yet nonetheless crucial—election regulations. The Court need not, and should not, do so here by acquiescing to the Acting Secretary's dismissive objection to the Petitioners' argument.

Vote-by-mail procedures, when adopted, must be accompanied by checks to assure the integrity of elections. Compelling policy considerations thus weigh heavily against permitting unsecured voting by mail in the Commonwealth by dispensing with easily satisfied safeguards. Already, the Acting Secretary has indicated that she has no interest in complying with her responsibility to enforce Pennsylvania law (at least any provision she deems to be “inconsequential,” Sec. Br. 3). This Court should disabuse her of the notion that she wields that sort of extra-legal authority.

#### **IV. CONCLUSION**

For the foregoing reasons, Amicus Curiae, the Honest Elections Project, respectfully requests the Court rule in favor of the Petitioners.

Respectfully submitted,

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**Pa.R.A.P. 531(b)(3) CERTIFICATE OF COMPLIANCE**

It is hereby certified that the foregoing *Amicus Curiae* Brief complies with the word count limit contained in Pa.R.A.P. 531(b)(3) because it contains 3,756 words, as computed by the “Word Count” function in Microsoft Word 2013, excluding the parts exempted by Pa.R.A.P. 2135(b).

**LAMB McERLANE PC**

Dated: October 24, 2022

By: /s/ Joel L. Frank

Joel L. Frank  
Attorney I.D. No. 46601  
24 E. Market Street, Box 565  
West Chester, PA 19381-0565  
(610) 430-8000  
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**HOLTZMAN VOGEL BARAN  
TORCHINSKY & JOSEFIK PLLC**

Jason B. Torchinsky  
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2300 N Street NW, Suite 643-A  
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dwpolio@holtzmanvogel.com

*Counsel for Amicus Curiae  
The Honest Elections Project*

**Pa.R.A.P. 127(a) CERTIFICATE OF COMPLIANCE**

It is hereby certified by the undersigned that this filing complies with the provisions of the *Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts* that require filing confidential information and documents differently than non-confidential information and documents.

**LAMB McERLANE PC**

Dated: October 24, 2022

By: /s/ Joel L. Frank

Joel L. Frank

Attorney I.D. No. 46601

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*Counsel for Amicus Curiae*

*The Honest Elections Project*



**IN THE SUPREME COURT OF PENNSYLVANIA**

David Ball, James D. Bee, Jesse D. Daniel, : 102 MM 2022  
Gwendolyn Mae DeLuca, Ross M. Farber, Lynn :  
Marie Kalcevic, Vallerie Siciliano-Biancaniello, S. :  
Michael Streib, Republican National Committee, :  
National Republican Congressional Committee, and  
Republican Party of Pennsylvania, Petitioners  
v.  
Leigh M. Chapman, in her official capacity as Acting  
Secretary of the Commonwealth, and All 67 County  
Boards of Elections, Respondents

**PROOF OF SERVICE**

I hereby certify that this 24th day of October, 2022, I have served the attached document(s) to the persons on the date(s)  
and in the manner(s) stated below, which service satisfies the requirements of Pa.R.A.P. 121:

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

**Service**

Served: Adam Craig Bonin  
Service Method: eService  
Email: adam@boninlaw.com  
Service Date: 10/24/2022  
Address: 121 S Broad St, Suite 400  
Phila, PA 19107  
Phone: 267-242-5014  
Representing: Intervenor Democratic Congressional Campaign Committee (DCCC)  
Intervenor Democratic National Committee  
Amicus Curiae Democratic Senatorial Campaign Committee (DSCC)  
Intervenor Pennsylvania Democratic Party

Served: Adam R. Roseman  
Service Method: eService  
Email: Rosemana@gtlaw.com  
Service Date: 10/24/2022  
Address: 1500 Locust Street, Apt. 1713  
Philadelphia, PA 19102  
Phone: 215--98-8-7826  
Representing: Intervenor Pennsylvania Democratic Party

Served: Alice Birmingham Mitinger  
Service Method: eService  
Email: alice.mitinger@dentons.com  
Service Date: 10/24/2022  
Address: Dentons Cohen & Grigsby P.C.  
625 Liberty Avenue  
Pittsburgh, PA 15222  
Phone: 412--29-7-4900  
Representing: Intervenor Democratic National Committee  
Intervenor Pennsylvania Democratic Party

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Allan Joseph Opsitnick  
Service Method: eService  
Email: aopsitnick@opsitnickslaw.com  
Service Date: 10/24/2022  
Address: 564 Forbes Avenue  
#1301  
Pittsburgh, PA 15219  
Phone: 412-.39-1.3299  
Representing: Respondent Allegheny County Board of Elections

Served: Andrew Joseph Sacco  
Service Method: eService  
Email: ajsacco3585@gmail.com  
Service Date: 10/24/2022  
Address: 160 North McKean Street  
Kittanning, PA 16201  
Phone: 724-543-1469  
Representing: Respondent Armstrong County Board of Elections

Served: Anna Skipper Jewart  
Service Method: eService  
Email: ajewart@babstcalland.com  
Service Date: 10/24/2022  
Address: 603 Stanwix Street  
6th Floor  
Pittsburgh, PA 15222  
Phone: 412-699-6118  
Representing: Respondent Bedford County Board of Elections  
Respondent Carbon County Board of Elections  
Respondent Centre County Board of Elections  
Respondent Columbia County Board of Elections  
Respondent Dauphin County Board of Elections  
Respondent Fayette County Board of Elections  
Respondent Huntingdon County Board of Elections  
Respondent Indiana County Board of Elections  
Respondent Jefferson County Board of Elections  
Respondent Lawrence County Board of Elections  
Respondent Lebanon County Board of Elections  
Respondent Northumberland County Board of Elections  
Respondent Venango County Board of Elections  
Respondent York County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

Served: Anthony V. Clarke  
Service Method: eService  
Email: theclarkefirm@yahoo.com  
Service Date: 10/24/2022  
Address: 204 Bolivar Drive  
Bradford, PA 16701  
Phone: 814-363-9990  
Representing: Respondent McKean County Board of Elections

Served: Beaver County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 810 Third Street  
Beaver, PA 15009  
Phone: --  
Pro Se: Respondent Beaver County Board of Elections

Served: Bradford County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 6 Court Street  
Suite 2  
Towanda, PA 18848  
Phone: --  
Pro Se: Respondent Bradford County Board of Elections

Served: Cambria County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 200 South Center Street  
Ebensburg, PA 15931  
Phone: --  
Pro Se: Respondent Cambria County Board of Elections

Served: Cameron County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: Cameron County Courthouse  
20 East 5th Street  
Emporium, PA 15834  
Phone: --  
Pro Se: Respondent Cameron County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Casey Alan Coyle  
Service Method: eService  
Email: ccoyle@babstcalland.com  
Service Date: 10/24/2022  
Address: Babst, Calland, Clements and Zomnir, P.C.  
Two Gateway Center, 603 Stanwix Street, 6th Floor  
Pittsburgh, PA 15222  
Phone: 267-939-5832  
Representing: Respondent Bedford County Board of Elections  
Respondent Carbon County Board of Elections  
Respondent Centre County Board of Elections  
Respondent Columbia County Board of Elections  
Respondent Dauphin County Board of Elections  
Respondent Fayette County Board of Elections  
Respondent Huntingdon County Board of Elections  
Respondent Indiana County Board of Elections  
Respondent Jefferson County Board of Elections  
Respondent Lawrence County Board of Elections  
Respondent Lebanon County Board of Elections  
Respondent Northumberland County Board of Elections  
Respondent Venango County Board of Elections  
Respondent York County Board of Elections

Served: Catharine Meade Roseberry  
Service Method: eService  
Email: catharineroseberry@lehighcounty.org  
Service Date: 10/24/2022  
Address: 17 S. 7th Street  
Allentown, PA 18101  
Phone: 610-782-3180  
Representing: Respondent Lehigh County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

Served: Christopher P. Furman  
Service Method: eService  
Email: cfurman@gabrielfera.com  
Service Date: 10/24/2022  
Address: 1010 Western Ave  
Suite 200  
Pittsbrugh, PA 15233  
Phone: 412-223-5816  
Representing: Respondent Clarion County Board of Elections  
Respondent Susquehanna County Board of Elections  
Respondent Tioga County Board of Elections

Served: Clearfield County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 212 East Locust Street  
Clearfield, PA 16830  
Phone: --  
Pro Se: Respondent Clearfield County Board of Elections

Served: Clifford B. Levine  
Service Method: eService  
Email: clifford.levine@dentons.com  
Service Date: 10/24/2022  
Address: Dentons Cohen & Grigsby P.C.  
625 Liberty Avenue  
Pittsburgh, PA 15222-3152  
Phone: 412-297-4998  
Representing: Intervenor Democratic National Committee  
Intervenor Pennsylvania Democratic Party

Served: Clinton County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 2 Piper Way  
Suite 309  
Lock Haven, PA 177450928  
Phone: --  
Pro Se: Respondent Clinton County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Cody Lee Kauffman  
Service Method: eService  
Email: CKauffman@countyofberks.com  
Service Date: 10/24/2022  
Address: 633 Court Street  
13th Floor  
Reading, PA 19601  
Phone: (61-0) -478-6105  
Representing: Respondent Berks County Board of Elections

Served: Colleen Mary Frens  
Service Method: eService  
Email: hughesck@gmail.com  
Service Date: 10/24/2022  
Address: 313 W. Market Street  
West Chester, PA 19382  
Phone: 484-319-7842  
Representing: Respondent Chester County Board of Elections

Served: Crawford County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 903 Diamond Park  
Meadville, PA 16335  
Phone: --  
Pro Se: Respondent Crawford County Board of Elections

Served: Daniel Donovan Grieser  
Service Method: eService  
Email: ddgrieser@buckscounty.org  
Service Date: 10/24/2022  
Address: 55 East Court Street, 5th Floor  
DOYLESTOWN, PA 18901  
Phone: 215-348-6548  
Representing: Respondent Bucks County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Donald Kenneth Zagurskie  
Service Method: eService  
Email: JZLAWDONZ@GMAIL.COM  
Service Date: 10/24/2022  
Address: 117 Main Street  
PO Box O  
Mifflin, PA 17058  
Phone: 717-436-8044  
Representing: Respondent Juniata County Board of Elections

Served: Elizabeth A. Dupuis  
Service Method: eService  
Email: bdupuis@babstcalland.com  
Service Date: 10/24/2022  
Address: 330 Innovation Boulevard  
Suite 302  
State College, PA 16803  
Phone: 814--86-7-8055  
Representing: Respondent Bedford County Board of Elections  
Respondent Carbon County Board of Elections  
Respondent Centre County Board of Elections  
Respondent Columbia County Board of Elections  
Respondent Dauphin County Board of Elections  
Respondent Fayette County Board of Elections  
Respondent Huntingdon County Board of Elections  
Respondent Indiana County Board of Elections  
Respondent Jefferson County Board of Elections  
Respondent Lawrence County Board of Elections  
Respondent Lebanon County Board of Elections  
Respondent Northumberland County Board of Elections  
Respondent Venango County Board of Elections  
Respondent York County Board of Elections

Served: Elizabeth Pidcock Lester-Abdalla  
Service Method: eService  
Email: elester-abdalla@attorneygeneral.gov  
Service Date: 10/24/2022  
Address: 1600 Arch Street  
Suite 300  
Philadelphia, PA 19103  
Phone: 215-970-0933  
Representing: Respondent Acting Secretary Leigh M. Chapman



IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

Served: Elk County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 300 Center Street  
P.O. Box 448  
Ridgway, PA 158530448  
Phone: --  
Pro Se: Respondent Elk County Board of Elections

Served: Elliott Bernard Sulcove  
Service Method: eService  
Email: elliottsulcove@blackanddavisson.com  
Service Date: 10/24/2022  
Address: 1110 Kennebec Drive  
Chambersburg, PA 17201  
Phone: 717-264-5194  
Representing: Respondent Franklin County Board of Elections

Served: Emma Frances Elizabeth Shoucair  
Service Method: eService  
Email: emma.shoucair@dentons.com  
Service Date: 10/24/2022  
Address: 625 Liberty Ave  
Pittsburgh, PA 15222  
Phone: 412-417-1889  
Representing: Intervenor Democratic National Committee  
Intervenor Pennsylvania Democratic Party

Served: Erie County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: Erie County Courthouse  
140 West 6th Street  
Room 112  
Erie, PA 16501  
Phone: --  
Pro Se: Respondent Erie County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Faith Anne Mattox-Baldini  
Service Method: eService  
Email: fmattoxaldini@chesco.org  
Service Date: 10/24/2022  
Address: 313 W. Market Street  
Suite 6702  
West Chester, PA 19380  
Phone: 610-344-6195  
Representing: Respondent Chester County Board of Elections

Served: Forest County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 526 Elm Street - Unit #3  
Tionesta, PA 16353  
Phone: --  
Pro Se: Respondent Forest County Board of Elections

Served: Fulton County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 116 West Market Street  
Suite 205  
McConnellsburg, PA 17233  
Phone: --  
Pro Se: Respondent Fulton County Board of Elections

Served: George M. Janocsko  
Service Method: eService  
Email: george.janocsko@allegHENYcounty.us  
Service Date: 10/24/2022  
Address: 300 Fort Pitt Commons Building  
445 Fort Pitt Boulevard  
Pittsburgh, PA 15219  
Phone: 412--35-0-1132  
Representing: Respondent Allegheny County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: H. William White III  
Service Method: eService  
Email: wwwhite@co.butler.pa.us  
Service Date: 10/24/2022  
Address: 124 West Diamond St  
PO Box 1208  
Butler, PA 16003  
Phone: (72-4) -284-5100  
Representing: Respondent Butler County Board of Elections

Served: Jacob Biehl Boyer  
Service Method: eService  
Email: jboyer@attorneygeneral.gov  
Service Date: 10/24/2022  
Address: 1600 Arch Street  
Suite 300  
Philadelphia, PA 19103  
Phone: 267-768-3968  
Representing: Respondent Acting Secretary Leigh M. Chapman

Served: James Manly Parks  
Service Method: eService  
Email: JMParks@duanemorris.com  
Service Date: 10/24/2022  
Address: 30 south 17th street  
philadelphia, PA 19103  
Phone: 215--97-9-1342  
Representing: Respondent Delaware County Board of Elections

Served: James V. Fareri  
Service Method: eService  
Email: JFareri@newmanwilliams.com  
Service Date: 10/24/2022  
Address: 712 Monroe Street  
Stroudsburg, PA 18360  
Phone: 570--42-1-9090  
Representing: Respondent Monroe County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Jennifer B. Hipp  
Service Method: eService  
Email: jhipp@bogarlaw.com  
Service Date: 10/24/2022  
Address: 1 West Main Street  
Shiremanstown, PA 17011  
Phone: 717--73-7-8761  
Representing: Respondent Cumberland County Board of Elections

Served: Jessica L. VanderKam  
Service Method: eService  
Email: jvanderkam@stuckertyates.com  
Service Date: 10/24/2022  
Address: 2 North State Street  
Newtown, PA 18940  
Phone: 215-968-4700  
Representing: Respondent Bucks County Board of Elections

Served: John Amos Marlatt  
Service Method: eService  
Email: jmarlatt@montcopa.org  
Service Date: 10/24/2022  
Address: One Montgomery Plaza  
Suite 800, P.O. Box 311  
Norristown, PA 19404  
Phone: 610-278-3033  
Representing: Respondent Montgomery County Board of Elections

Served: Joseph David Smith  
Service Method: eService  
Email: dsmith@mcclaw.com  
Service Date: 10/24/2022  
Address: 835 West Fourth Street  
Williamsport, PA 17701  
Phone: 570-326-5131  
Representing: Respondent Lycoming County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Joseph Matthias Cosgrove  
Service Method: eService  
Email: jmcosgro@msn.com  
Service Date: 10/24/2022  
Address: 114 N. Franklin Street  
Wilkes Barre, PA 18701  
Phone: 570--31-3-4172  
Representing: Respondent Luzerne County Board of Elections

Served: Joshua D. Shapiro  
Service Method: eService  
Email: jshapiro@attorneygeneral.gov  
Service Date: 10/24/2022  
Address: 1600 Strawberry Square  
Harrisburg, PA 17120  
Phone: 717--78-7-3391  
Representing: Participant Office of Attorney General

Served: Kathleen A. Gallagher  
Service Method: eService  
Email: kag@glawfirm.com  
Service Date: 10/24/2022  
Address: 436 Seventh Avenue  
31st Floor  
Pittsburgh, PA 15219  
Phone: 412-717-1900  
Representing: Petitioner David Ball  
Petitioner Gwendolyn Mae Deluca  
Petitioner James D. Bee  
Petitioner Jesse D. Daniel  
Petitioner Lynn Marie Kalcevic  
Petitioner National Republican Congressional Committee  
Petitioner Republican National Committee  
Petitioner Republican Party of Pennsylvania  
Petitioner Ross M. Farber  
Petitioner S. Michael Streib  
Petitioner Vallerie Siciliano-Biancaniello

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Kathleen Marie Kotula  
Service Method: eService  
Email: kkotula@pa.gov  
Service Date: 10/24/2022  
Address: Room 306 North Office Building  
401 North Street  
Harrisburg, PA 17120-0500  
Phone: (71-7) -783-0736  
Representing: Participant Department of State

Served: Kevin Michael Greenberg  
Service Method: eService  
Email: greenbergk@gtlaw.com  
Service Date: 10/24/2022  
Address: 1717 Arch Street  
Suite 400  
Philadelphia, PA 19103  
Phone: 215--98-8-7800  
Representing: Intervenor Pennsylvania Democratic Party

Served: Lackawanna County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 123 Wyoming Avenue  
2nd Floor  
Scranton, PA 18503  
Phone: --  
Pro Se: Respondent Lackawanna County Board of Elections

Served: Lauren Lynn Mathews  
Service Method: eService  
Email: lmathews@vorys.com  
Service Date: 10/24/2022  
Address: 500 Grant Street  
Suite 4900  
Pittsburgh, PA 15219  
Phone: 724-825-0329  
Representing: Respondent Washington County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Lisa G. Michel  
Service Method: eService  
Email: lmiche@jblmlaw.com  
Service Date: 10/24/2022  
Address: 564 Forbes Avenue  
Pittsburgh, PA 15219  
Phone: 412-391-8713  
Representing: Respondent Allegheny County Board of Elections

Served: Matthew Robert Cravitz  
Service Method: eService  
Email: mcravitz@snydercounty.org  
Service Date: 10/24/2022  
Address: 503 North Market Street  
Selinsgrove, PA 17870  
Phone: 570-374-5070  
Representing: Respondent Snyder County Board of Elections

Served: Maureen E. Herron  
Service Method: eService  
Email: mcalder@montcopa.org  
Service Date: 10/24/2022  
Address: PO BOX 311  
One Montgomery County  
Norristown, PA 19404  
Phone: 610-278-3033  
Representing: Respondent Montgomery County Board of Elections

Served: Melissa Ann Giddy  
Service Method: eService  
Email: mguidylaw@outlook.com  
Service Date: 10/24/2022  
Address: 527 Austin Street  
Greensburg, PA 15601  
Phone: 724-244-7200  
Representing: Respondent Westmoreland County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Melvin Eugene Newcomer  
Service Method: eService  
Email: melvinn@epix.net  
Service Date: 10/24/2022  
Address: 339 North Duke Street  
PO Box 539  
Lancaster, PA 17608  
Phone: 717--39-3-7885  
Representing: Respondent Lancaster County Board of Elections

Served: Mercer County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 130 North Pitt Street  
Suite B  
Mercer, PA 16137  
Phone: --  
Pro Se: Respondent Mercer County Board of Elections

Served: Michael John Fischer  
Service Method: eService  
Email: mfischer@attorneygeneral.gov  
Service Date: 10/24/2022  
Address: 1600 Arch St., Suite 300  
Philadelphia, PA 19103  
Phone: 215--56-0-2171  
Representing: Respondent Acting Secretary Leigh M. Chapman

Served: Mifflin County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 20 North Wayne Street  
Lewistown, PA 17044  
Phone: --  
Pro Se: Respondent Mifflin County Board of Elections



IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Molly Ruth Mudd  
Service Method: eService  
Email: mmudd@adamscounty.us  
Service Date: 10/24/2022  
Address: 111 Baltimore Street  
Gettysburg, PA 17325  
Phone: 717--33-7-5911  
Representing: Respondent Adams County Board of Elections

Served: Montour County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 435 East Front Street  
Danville, PA 17821  
Phone: --  
Pro Se: Respondent Montour County Board of Elections

Served: Nathan W. Karn  
Service Method: eService  
Email: nkarn@eveyblack.com  
Service Date: 10/24/2022  
Address: 401-03 Allegheny Street  
PO Box 415  
Hollidaysburg, PA 16648  
Phone: 814--69-5-7581  
Representing: Respondent Blair County Board of Elections

Served: Nathaniel Justus Schmidt  
Service Method: eService  
Email: contact@theschmidtlawfirm.com  
Service Date: 10/24/2022  
Address: 315 Second Avenue  
Suite 704  
Warren, PA 16365  
Phone: 814--72-3-8665  
Representing: Respondent Warren County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Nicholas J. Stevens  
Service Method: eService  
Email: nicholas.stevens@dbr.com  
Service Date: 10/24/2022  
Address: 400 Amanda Lane  
Media, PA 19063  
Phone: 610-451-3166  
Representing: Respondent Chester County Board of Elections

Served: Nicholas Michael Centrella Jr.  
Service Method: eService  
Email: NMCentrella@duanemorris.com  
Service Date: 10/24/2022  
Address: 30 South 17th St.  
12th Floor  
Philadelphia, PA 19103  
Phone: 215--97-9-1850  
Representing: Respondent Delaware County Board of Elections

Served: Northampton County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 669 Washington Street  
Lower Level  
Easton, PA 180427408  
Phone: --  
Pro Se: Respondent Northampton County Board of Elections

Served: Perry County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: Veterans Memorial Building  
25 West Main Street  
New Bloomfield, PA 17068  
Phone: --  
Pro Se: Respondent Perry County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Peter Poggi Elliot  
Service Method: eService  
Email: elliotp@gtlaw.com  
Service Date: 10/24/2022  
Address: 1717 Arch Street, Suite 400  
Philadelphia, PA 19103  
Phone: 215-972-5921  
Representing: Intervenor Pennsylvania Democratic Party

Served: Pike County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 506 Broad Street  
Pike County Administration Building  
Milford, PA 183371535  
Phone: --  
Pro Se: Respondent Pike County Board of Elections

Served: Potter County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 1 North Main Street  
Coudersport, PA 16915  
Phone: --  
Pro Se: Respondent Potter County Board of Elections

Served: Robert Andrew Wiygul  
Service Method: eService  
Email: rwiygul@hanglely.com  
Service Date: 10/24/2022  
Address: Hanglely Aronchick Segal Pudlin & Schiller  
One Logan Square, 27th Floor  
Philadelphia, PA 19103  
Phone: 215--49-6-7042  
Representing: Respondent Acting Secretary Leigh M. Chapman  
Respondent Jessica Mathis

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Robert Eugene Grimm  
Service Method: eService  
Email: lawyergrimm@hotmail.com  
Service Date: 10/24/2022  
Address: P.O. BOX 430  
2698 MORGANTOWN ROAD  
SMITHFIELD, PA 15478  
Phone: 724--56-9-2819  
Representing: Respondent Greene County Board of Elections

Served: Russell David Giancola  
Service Method: eService  
Email: rdg@glawfirm.com  
Service Date: 10/24/2022  
Address: Gallagher Giancola LLC  
436 Seventh Avenue, 31st Floor  
Pittsburgh, PA 15219  
Phone: 412-717-1921  
Representing: Petitioner David Ball  
Petitioner Gwendolyn Mae Deluca  
Petitioner James D. Bee  
Petitioner Jesse D. Daniel  
Petitioner Lynn Marie Kalcevic  
Petitioner National Republican Congressional Committee  
Petitioner Republican National Committee  
Petitioner Republican Party of Pennsylvania  
Petitioner Ross M. Farber  
Petitioner S. Michael Streib  
Petitioner Vallerie Siciliano-Biancaniello

Served: Schuylkill County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 420 North Centre Street  
Pottsville, PA 17901  
Phone: --  
Pro Se: Respondent Schuylkill County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Somerset County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 300 North Center Avenue  
Suite 340  
Somerset, PA 15501  
Phone: --  
Pro Se: Respondent Somerset County Board of Elections

Served: Sullivan County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: Sullivan County Courthouse  
P.O. Box 157  
Main & Muncy Streets  
Laporte, PA 186260157  
Phone: --  
Pro Se: Respondent Sullivan County Board of Elections

Served: Thomas E. Breth  
Service Method: eService  
Email: tbreth@dmkcg.com  
Service Date: 10/24/2022  
Address: 128 West Cunningham Street  
Butler, PA 16001  
Phone: (72-4) -283-2200  
Representing: Petitioner David Ball  
Petitioner Gwendolyn Mae Deluca  
Petitioner James D. Bee  
Petitioner Jesse D. Daniel  
Petitioner Lynn Marie Kalcevic  
Petitioner National Republican Congressional Committee  
Petitioner Republican National Committee  
Petitioner Republican Party of Pennsylvania  
Petitioner Ross M. Farber  
Petitioner S. Michael Streib  
Petitioner Vallerie Siciliano-Biancaniello

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Thomas W. King III  
Service Method: eService  
Email: tking@dmkcg.com  
Service Date: 10/24/2022  
Address: 128 West Cunningham Street  
Butler, PA 16001  
Phone: (72-4) -283-2200  
Representing: Petitioner David Ball  
Petitioner Gwendolyn Mae Deluca  
Petitioner James D. Bee  
Petitioner Jesse D. Daniel  
Petitioner Lynn Marie Kalcevic  
Petitioner National Republican Congressional Committee  
Petitioner Republican National Committee  
Petitioner Republican Party of Pennsylvania  
Petitioner Ross M. Farber  
Petitioner S. Michael Streib  
Petitioner Vallerie Siciliano-Biancaniello

Served: Union County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 155 North 15th Street  
Lewisburg, PA 178378822  
Phone: --  
Pro Se: Respondent Union County Board of Elections

Served: Wayne County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 925 Court Street  
Honesdale, PA 18431  
Phone: --  
Pro Se: Respondent Wayne County Board of Elections

Served: Wyoming County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/24/2022  
Address: 1 Courthouse Square  
Tunkhannock, PA 18657  
Phone: --  
Pro Se: Respondent Wyoming County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Zachary Gene Strassburger  
Service Method: eService  
Email: zachary.strassburger@phila.gov  
Service Date: 10/24/2022  
Address: 1515 Arch St  
Philadelphia, PA 19102  
Phone: 215--68-3-2998  
Representing: Respondent Philadelphia County Board of Elections

**Courtesy Copy**

Served: Brian Patrick Gallagher  
Service Method: eService  
Email: briangallagher2588@gmail.com  
Service Date: 10/24/2022  
Address: District Attorney's Office  
301 Main Street  
Towanda, PA 18848  
Phone: 215-.58-4.6398  
Representing: Amicus Curiae Bradford County Republican Committee and Friends of the Committee

Served: Witold J. Walczak  
Service Method: eService  
Email: vwalczak@aclupa.org  
Service Date: 10/24/2022  
Address: P.O. Box 23058  
Pittsburgh, PA 15222  
Phone: 412-681-7864  
Representing: Amicus Curiae Black Political Empowerment Project  
Amicus Curiae Common Cause Pennsylvania  
Amicus Curiae Make the Road Pennsylvania  
Amicus Curiae Philadelphians Organized to Witness, Empower and Rebuild  
Amicus Curiae The League of Women Voters of Pennsylvania  
Amicus Curiae The NAACP Pennsylvania State Conference

**IN THE SUPREME COURT OF PENNSYLVANIA**

/s/ Joel L. Frank

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*(Signature of Person Serving)*

Person Serving: Frank, Joel L.  
Attorney Registration No: 046601  
Law Firm:  
Address: 3405 West Chester Pike  
Newtown Square, PA 19073  
Representing: Amicus Curiae The Honest Elections Project