

**LOCKRIDGE  
GRINDAL  
NAUEN**  
P. L. L. P.  
Attorneys at Law

[www.locklaw.com](http://www.locklaw.com)

MINNEAPOLIS  
Suite 2200  
100 Washington Avenue South  
Minneapolis, MN 55401-2179  
T 612.339.6900  
F 612.339.0981

WASHINGTON, D.C.  
Suite 210  
415 Second Street, N.E.  
Washington, DC 20002-4900  
T 202.544.9840  
F 202.544.9850

**Charles N. Nauen**  
Direct: 612-596-4006  
[cnnauen@locklaw.com](mailto:cnnauen@locklaw.com)  
REPLY TO MINNEAPOLIS

November 22, 2010

Honorable Mark Ritchie  
[secretary.state@state.mn.us](mailto:secretary.state@state.mn.us)  
180 State Office Building  
100 Rev. Dr. Martin Luther King Jr. Blvd  
Saint Paul, MN 55155

Re: Draft Recount Plan for the 2010 General Election

Dear Secretary of State Ritchie:

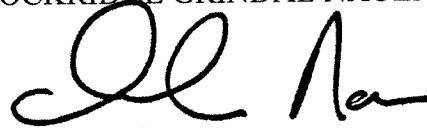
I am writing to you as Chair and representative of the Minnesota State Canvassing Board regarding the Draft Recount Plan for the General Election, November 2, 2010. On behalf of Mark Dayton, I renew our request made at the November 5, 2010, meeting among representatives of the Office of the Secretary of State and the Dayton and Emmer campaigns as follows: that the Secretary of State publicly and daily report the "call at the table" (i.e., the table official's determination of the voter's intent) for all challenged ballots. This will reduce the incentive to make frivolous challenges to create the appearance that one party or the other is making substantial gains in the hand recount. Many experts believe that the failure to make such a daily report on "calls at the table" contributed to the volume of challenges in the 2008 U.S. Senate recount. Granting our request will result in no additional burden because the information necessary to report the "call at the table" will be collected pursuant to current draft Procedure No. 11, which requires that the reasons for challenges, including the initial call at the table, be recorded on the challenged ballot.

November 22, 2010  
Page 2

We respectfully request an opportunity to be heard regarding this important issue at the November 23, 2010, meeting of the State Canvassing Board, and that you provide copies of this letter to the other members of the Board. Thank you.

Respectfully submitted,

LOCKRIDGE GRINDAL NAUEN P.L.L.P.

A handwritten signature in black ink, appearing to read 'Charles N. Nauen', written in a cursive style.

Charles N. Nauen

c: Via E-Mail:  
Bert Black  
Gary Poser  
Beth Fraser  
Claire Wilson  
Al Gilbert  
Christie Eller  
John Aiken  
Michael Toner  
Eric Magnuson  
Tony Trimble  
Ken Martin  
Marc Elias  
Kevin Hamilton  
David Lillehaug  
William Gengler