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STATE OF MIC		•			CA	SE NO.	· · · · · · · · · · · · · · · · · · ·
	DICIAL DISTRICT		SUMMONS	•	2024-0558	-C7	
	UDICIAL CIRCUIT				Honorable Curtis		. 0
Kalamazoo Court address	· COBINIT	_ <u></u>				Court telep	hone no.
Judge Charles A. Pratt J	ustice Center - 330	Eleanor Street, Ka	lamazoo, MI	49007		-	3.8837
Plaintiff's name, address; a				Defendant's name, ac	Idress, and telephone	no.	
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1418 ELKERTON				0.4			
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Plaintiff's attorney, bar no.,		ne no.	1	KALAMAZ	00, MI 49	007	
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	•				•	Sep 23	, 2024
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☐ MDHHS and a contract	ted health pl	an may have a righ	nt to recove	r expenses in this	case. I certify tha	t notice and a	copy of
the complaint will be p	rovided to M	DHHS and (if appli	cable) the c	contracted health p	olan in accordance	e with MCL 40	00.106(4).
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	JUDICIAL DISTRICT	·. · · · ·	SUMMONS		2024-0558	٠ سر ٠	<b>-&gt;</b>
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☐ MDHHS a	nd a contracted health	plan may have a rig	ht to recove	er expenses in this	case. I certify that n	otice and a cop	y of
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	THE DEFENDANT: In	the name of the peo	ople of the S	State of Michigan y	ou are notified:		
1. You are b	eing sued. <b>/E 21 DAYS</b> after receiv	des this summons of	and a name	of the complaint to	filo a writton anew	or with the cou	ert
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3. If you do	not answer or take other	er action within the ti	me allowed	, judgment may be	entered against yo	u for the relief	
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4. If you rea	uire accommodations to	o use the court beca	ause of a dis	sability or if you rec	uire a foreign lange	lage liefpreten	
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STATE OF MICHIGAN			CASE N	O.
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9th JUDICIAL CIRCUIT	301	MMONO	1	1
Kalamazoo COUNTY			Honorable Curtis J. Bel	
Court address	•		C	Court telephone no.
Judge Charles A. Pratt Justice Center - 33	0 Eleanor Street, Kalama			269.383.8837
Plaintiff's name, address; and telephone no.		Defendant's name,	address, and telephone no.	•
RAFAEL F WOLF		THOMA	S L. WHITE	NER
1418 BLKERTON AVENUE		V	ST KALAMAZOO	AUENUE
KALAMAZUO, MI 49048		201 62	SI KHEMMAZOO	
765 - 714 - 7.257		KALAM	A 200 , MI 4900	7
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Instructions: Check the items below that appl	v to you and provide any rec	uired information. Submit this t	form to the court clerk along with	n your complaint and,
if necessary, a case inventory addendum (MC	21). The summons section	will be completed by the court	derk.	
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The action $\square$ remains $\square$ is no	longer pending.		•	,
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NOTICE TO THE DEFENDANT: In	the name of the people	e of the State of Michiga	n you are notified:	
1 You are being sued			•	
2. YOU HAVE 21 DAYS after received	ing this summons and	a copy of the complaint	to file a written answer	with the court
and serve a copy on the other pa	irty or take other lawt	ui action with the coult	, (20 days if you were serv	ved by mair or you
were served outside of Michigan 3. If you do not answer or take other	). or action within the time	allowed judament mav	be entered against you for	or the relief
demanded in the complaint.	•			
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to help you fully participate in co	urt proceedings, please	e contact the court imme	diately to make ar anger p	levits 🚉 📑
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September 23, 2024 Dece	ember 23, 2024			
*This summons is invalid unless served on the	or before its expiration date.	inis document must be sealed	by the seal of the courts	*****

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STATE OF MICHIGAN			,	ASE NO.	
JUDICIAL DISTRICT	SUMMONS		2024-05	58-	02
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Katamazoo		•	- Tonordoro Car		elephone no.
Court address					
Judge Charles A. Pratt Justice Center - 330 Eleanor		•			9.383.8837
Plaintiff's name, address; and telephone no.	De	fendant's name, add	ress, and telephor	ne no.	
RAFAEL F WOLF		KEFGEN	HENS	SCHEL	. !
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765-714 - 7257 Plaintiff's attorney, bar no., address, and telephone no.		KALAMA	700 , m.	I 4900	シゲ
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and serve a copy on the other party or tak	ce other lawful action wi	th the court (28	days if you w	ere served by	v mail or vo
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to help you fully participate in court proceed	edings, please contact the	court immediate	ely to make an	rance mote.	
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*This summons is invalid unless served on or before its	expiration date. This document	must be sealed by t	he seal of the cou	rt 😲 🐪	137.7

2nd copy - Plaintiff 3rd copy - Relum Original - Court Approved, SCAO 1st copy - Defendant STATE OF MICHIGAN CASE NO. JUDICIAL DISTRICT COMPLAINT 2024-0558-JUDICIAL CIRCUIT of 23 pages Page 1 **COUNTY PROBATE** Court address Court telephone no. 330 Eleanor St. Kalamazoo, MI 49007 269-383-8898 Plaintiff's name(s), address(es), and telephone no(s). Defendant's name(s), address(es), and telephone no(s). Rafael F Wolf (In Pro Per) Kalamazoo County Election Commission, 1418 Elkerton Avenue Curtis J. Bel Kalamazoo, MI 49048 Meredith 765-714-7257 Place. : Thomas L. Whitener, Keegen Henschel Plaintiff's altorney, bar no., address, and telephone no. 201 West Kalamazoo Avenue N/A Kalamazoo, MI 49007 269-384-8080

### **COMPLAINT**

- 1. VIOLATION OF OPEN MEETINGS ACT, ACT 267 OF 1976, 15.265, SEC. 5, (3)
- 2. VIOLATION OF MCL 168.711

NOW COMES Plaintiff, by and through In Pro Per and hereby submits a complaint against the Kalamazoo County Election Commission, comprising of the individuals therein, Chief Probate Judge Curtis J. Bell (Chair), Kalamazoo County Clerk & Register of Deeds Meredith Place, Kalamazoo County Treasurer Thomas L. Whitener, and Keegan Henschel Elections Coordinator for intentional violation of two Michigan ACTS that can not be undone which disenfranchised the public and disenfranchised balloted qualified electors, candidates for public office per MCL 168.10 the ability to comment and directly comment according to law as a result of these intentional violations.

09/23/2024 Date

Signatur

MC 01a (6/19) COMPLAINT

### PARTIES, JURISDICTION AND VENUE

- 3. This is a civil matter seeking REMEDY for an intentional violation of OPEN MEETINGS ACT, ACT 267 OF 1976, 15.265, SEC. 5, (3), and VIOLATION OF MCL 168.711
- 4. Plaintiff Rafael Wolf is a resident of the County of Kalamazoo and qualified elector on the November 5, 2024 ballot running for House District Rep 41st District.
- 5. Defendants are the Kalamazoo County Election Commission, comprising of the individuals therein, Chief Probate Judge Curtis J. Bell (Chair), Kalamazoo County Clerk & Register of Deeds Meredith Place, Kalamazoo County Treasurer Thomas L. Whitener, and Keegan Henschel Elections Coordinator involved in this matter.
- 6. The court has jurisdiction to consider this matter pursuant to MCL 600.605, MCR 2.605, and MCR 3.305.
- 7. This Court has venue to consider this action pursuant to MCL 600.1615.
- 8. This court has jurisdiction to provide both REMEDY, and RELIEF.

### INTRODUCTION

- 9. On the date of 08/23/2024 County Staff updated and uploaded a document known by file name "Notice of 2024 Election Commission Meetings.docx\_NovemberGeneralUpdate.pdf" currently available publicly on the Commission website as of 09/23/2024. File properties and file meta data display a creation date time stamp of 8/23/2024, 8:56:33 a.m. in which it announces a scheduled meeting of the Commission for September 11, 2024 change of date and time to September 4, 2024.
- 10. MCL SECTION 15.265, SEC. 5, (3) states that "If there is a change in the schedule of regular meetings of a public body, there shall be posted within 3 days after the meeting at which the change is made, a public notice stating the new dates, times, and places of its regular meetings." Between the dates of 08/20/2024 and 08/22/2024 an unannounced and undocumented meeting of the Commission

occurred to discuss the change of date and time of the regular meeting scheduled for September 11 of 2024.

- 11. This is also highlighted and noted in the Michigan Attorney Generals Open Meeting Handbook on page 5 citing the exact language of MCL SECTION 15.265, SEC. 5, (3).
- 12. The document in question, the PDF named "Notice of 2024 Election Commission meetings.docx\_NovemberGeneralUpdate.pdf", was uploaded per MCL guidelines which notes, "If there is a change in the schedule of regular meetings of a public body, there shall be posted within 3 days AFTER THE MEETING AT WHICH THE CHANGE IS MADE...".
- 13. There is no public record of the meeting at which the change is made.
- 14. The ACT makes no other means by which to change the date, time or place other than an open meeting to the public.
- 15. In the July 18, 2024 Kalamazoo County Election Commission meeting there is no mention of a schedule change. There is no public notice of any such meeting that occurred to authorize and make this change thus violating MCL SECTION 15.265, SEC. 5, (3).
- 16. FURTHERMORE, an additional 256 violations of MCL 168.711 by The Kalamazoo County Election Commission and Clerk Staff was committed resulting in more severity than otherwise might have been violating the rights of every balloted elector candidate as a result of the new Kalamazoo County Election Commission meeting date on September 4, 2024. MCL 168.711 states:
- "(4) If a candidate desires to correct an error on the ballot, the candidate shall contact the county clerk by telephone or email with the corrections. All corrections must be received by the county clerk no later than 4 p.m. on the fifth business day after the proof copy of the ballot is mailed to each candidate as provided in subsection (1). After 4 p.m. on the fifth business day after the county clerk mails the proof copy of the ballot to each candidate as provided in subsection (1), the county clerk is authorized to begin printing the ballots."

17. Candidate Rafael Wolf (L), Candidate Jeff Messer (non-partisan) in addition to every balloted candidate which number 256 under the supervision of the Kalamazoo County Election Commission were given one business day, not five per MCL 168.711. MCL 168.711 states that email noted on the affidavit of identity is a valid means of notification. Section (1) states:

"(1) At the time of filing the proof copy of the ballot at the office of the county clerk, the county board of election commissioners shall direct the county clerk to send by first-class mail a proof copy of the official ballot to each candidate whose name appears on the ballot to the candidate's address listed on

his or her affidavit of identity. If a candidate provides an email address on his or her affidavit of

identity, the county clerk may also send a proof copy of the ballot to the candidate by email.".

- 18. The Kalamazoo County Election Commissioners, per MCL 168.711 directed the county clerk to send notification to each elector. 256 electors received the same notification, whether by certified USPS mail or via email listed on his or her affidavit of identity. Candidate Rafael Wolf (L) was sent a sample ballot proof copy by ELECTIONS COORDINATOR Keegan Henschel, Office of the County Clerk / Register of Deeds on Friday, 08/31/2024 at 9:23 am. as per MCL 168.711. The notice states a deadline of September 6th, 2024 for any corrections.
- 19. Five business days after candidate Rafael Wolf (L) received notice on 08/31/2024 are as follows:

08/31 (Saturday) non-business day

09/01 (Sunday) non-business day

09/02 (Monday) non-business day (National Labor Day Holiday)

09/03 (Tuesday) First business day

09/04 (Wednesday) Second business day [Kalamazoo County Election Commission rescheduled ballot approval meeting at 10:00 am, met, and approved the ballot)

09/05 (Thursday) Third business day

09/06 (Friday) Fourth business day

09/07 (Saturday) non-business day

09/08 (Sunday) non-business day

09/09 (Monday) Fifth business day ending at 4 p.m.

20. This is a violation of MCL 168.711 by both the Kalamazoo County Election Commission and Kalamazoo County Election Clerk staff disenfranchising all 256 balloted electors from their five day opportunity to correct any issues as noticed on 08/31/2024 and as stated in MCL 168.711.

### FACTUAL BACKGROUND

- 21. Monday, August 19, 2:33 p.m., a twelve minute phone call occurs between John Curran (Deputy County Clerk) with Mr. Shynal regarding Takisha Johnson's dual candidacy.
- 22. Tuesday, August 20 at 3:50 p.m. Mr. Shynal files his Takisha Johnson challenge in person with the Kalamazoo City Clerk's office and is accepted by Jaime Marsman. SEE EXHIBIT 1, CANDIDATE CHALLENGE.
- 23. Wednesday, August 21, 1:27 p.m., Mr. Shynal inquires about his previous day's filing providing additional follow up with Deputy County Clerk John Curran. County Clerk Meredith Place, the county's Election Coordinator and the City Clerks Office were included in those e-mails. SEE EXHIBIT 2 EMAIL, and EXHIBIT 2A EXPANDED LIST OF EMAILS.
- 24. Wednesday, August 21, 1:34 p.m., John Curran responds shortly after the e-mail inquiry directing Mr. Shynal to take the challenge to the appropriate "filing official" which is the Kalamazoo City Clerk's office citing "Guidance from the Michigan Bureau of Elections". Mr. Shynal had done this the previous day, SEE EXHIBIT 2B GUIDANCE.
- 25. Thursday, August 22, 5:01 p.m. Mr. Shynal receives a letter via e-mail from Kalamazoo City Clerk Scott Borling copying Dr. Darrin Slade, Superintendent of Kalamazoo Public Schools and

Michael Cockrell, Interim Director, Kalamazoo Public Library. The communication states that "the proper forum for this challenge is Kalamazoo County Circuit Court." after having been advised by the City Attorney's Office and outside legal counsel. SEE EXHIBIT 3, OFFICIAL DOCUMENT.

- 26. Friday, August 23, Kalamazoo County Public Information Officer Taylor P. Koopman generates a public notice with the file name of "Notice of 2024 Election Commission Meetings.docx\_NovemberGeneralUpdate.pdf" and a file property with metadata bearing the date time stamp of 8/23/2024, 8:56:33 a.m. SEE EXHIBIT 4, THE FILE CONTENTS and 4A, FILE PROPERTIES AND META DATA.
- 27. For visual convenience of this timeline, SEE EXHIBIT 5, THE CALENDAR.
- 28. The regularly scheduled meeting of the Kalamazoo County Election Commission was scheduled for September 11, 2024. As noted in MCL15.265, SEC. 5, (3):
- "(3) If there is a change in the schedule of regular meetings of a public body, there shall be posted within 3 days after the meeting at which the change is made, a public notice stating the new dates, times, and places of its regular meetings.".
- 29. In order to generate a new document date time stamp of 08/23/2024 with a public notice stating new dates, times and places it is therefore reasonable to conclude there must have been a "...meeting at which the change is made...".
- 30. There is no change made in the July Commission meeting from September 11 to September 4.
- 31. When and where was this "Open Meeting" to discuss and change the September 11 meeting date to September 4 that would allow public comment?
- 32. Who was in attendance at that meeting?
- 33. The public remains unaware and there is no public record of such a meeting

- 34. There is however a modified PDF posted as evidence that a meeting had occurred within three days of the production of that modified and uploaded PDF to make this decision by the Kalamazoo County Commission.
- 35. This is a violation of the OPEN MEETINGS ACT, ACT 267 OF 1976, 15.265, SEC. 5, (3).
- 36. FURTHERMORE, The Kalamazoo County Election Commission and Clerk Staff violated the rights of 256 balloted electors in conjunction with the new Kalamazoo County Election Commission meeting date change to September 4, 2024. MCL 168.711 states:
- "(4) If a candidate desires to correct an error on the ballot, the candidate shall contact the county clerk by telephone or email with the corrections. All corrections must be received by the county clerk no later than 4 p.m. on the fifth business day after the proof copy of the ballot is mailed to each candidate as provided in subsection (1). After 4 p.m. on the fifth business day after the county clerk mails the proof copy of the ballot to each candidate as provided in subsection (1), the county clerk is authorized to begin printing the ballots."
- 37. Rafael Wolf (L) was sent an email ballot proof copy by ELECTIONS COORDINATOR Keegan Henschel, Office of the County Clerk / Register of Deeds on Friday, 08/31/2024 at 9:23 a.m. as per MCL 168.711. SEE EXHIBIT 6 NOTICE.
- 38. The correction notice states a deadline of September 6th, 2024. Five business days after 08/31/2024 are as follows:

08/31 (Saturday) non-business day

09/01 (Sunday) non-business day

09/02 (Monday) non-business day (National Labor Day Holiday)

09/03 (Tuesday) First business day

09/04 (Wednesday) Second business day [Kalamazoo County Election Commission rescheduled ballot approval meeting at 10:00 am]

09/05 (Thursday) Third business day

09/06 (Friday) Fourth business day

09/07 (Saturday) non-business day

09/08 (Sunday) non-business day

09/09 (Monday) Fifth business day ending at 4 p.m.

39. This is an intentional violation of MCL 168.711 by the Kalamazoo County Election Commission, the Kalamazoo County Election Clerk's under their guidance and staff disenfranchising all 256 balloted electors from their five day opportunity to correct any issues as noticed on 08/31/2024 and as stated in MCL 168.711.

#### ARGUMENT

- 40. The Kalamazoo County Election Commission intentionally violated the OPEN MEETINGS ACT, ACT 267 OF 1976, 15.265, SEC. 5, (3) when meeting, as required by the act, to change the schedule of a regular meeting without public notice of that meeting some time between the dates of 08/20/2024 and 08/22/2024, three days prior to the generated PDF document by Taylor P. Koopman.
- 41. The Kalamazoo County Election Commission and the Kalamazoo County Clerk's Office ALSO violated MCL 168.711 by giving 256 balloted electors in the November 5th, 2024 general election only ONE BUSINESS DAY to make corrections, not five business days mandated by the ACT.
- 42. The probability of all these violations happening from skilled and experienced Commissioners along with their skilled and experienced staff, as simply being accidental or not intentional is highly improbable.

#### CONCLUSION

- 43. Because of the serious nature of this case, wherein, the County of Kalamazoo Election

  Commission, Kalamazoo County Clerk's, and Clerk staff having intentionally violated several noted

  MCL codes by unknown individuals, presumably the Election Commissioners and their staff, in an

  undocumented, and unannounced meeting between the dates of 08/20/2024 and 08/22/2024 which is

  now publicly documented in the PDF named "Notice of 2024 Election Commission

  Meetings.docx\_NovemberGeneralUpdate.pdf" can not be undone and the extreme number of

  individual counts, each notification to each balloted elector with a total of 256 counts, I ask the

  defendants to avoid any further FOIA (Freedom of Information Act) inquiry that may reveal further

  detail regarding the intent of these violations or possible cover up from texts, phone call records, digital

  communication records such as email, teams and other communication applications, county building

  video, paper records, person to person conversations, etc, that include all related records to these

  matters, and admit intentional violation of noted MCL Acts accepting the prescribed misdemeanor

  penalty and prescribed liability under MCL 15.272 and 15.273.
- 44. It is the Plaintiff's desire to move on from this matter allowing all parties to continue the work of electing direct representation of the people in the November 5, 2024 General Election.

### RELIEF

45. The County of Kalamazoo Election Commission, comprising of the individuals therein, the Kalamazoo County Clerk, and Kalamazoo County Clerk staff, admit to one count of guilt intentionally and without act of accident or act of simple oversight of violating the OPEN MEETINGS ACT, ACT 267 OF 1976, 15.265, SEC. 5, (3) accepting the RELIEF provided by violation of the OMA found in MCL 15.272 and 15.273 as determined by THE ACT.

- 46. The County of Kalamazoo Election Commission, comprising of the individuals therein, the Kalamazoo County Clerk, and the Kalamazoo County Clerk staff, admit to 256 counts of guilt to intentionally and without act of accident or act of simple oversight of violating MCL 168.711. For violating MCL 168.711, THE ACT itself cites no REMEDY or RELIEF.
- 47. For RELIEF the Plaintiff seeks to have sent by certified mail an admission of guilt sent to all balloted electors knowingly or unknowingly harmed including an admission of guilt sent to his or her email noted on each candidate's affidavit.
- 48. Posting an apology letter to the citizens of Kalamazoo County who may have lost confidence in the process of elections managed under the care of the Commission.
- 49. Publish a summarized press release sent to local media outlets WWMT, Kalamazoo Gazette (MLive), WMUK, WKZO, NowKalamazoo, and any other media outlets on the County's media outlet list of regular press release outlets describing these violations, the admission of guilt and the full apology letter to the citizens of Kalamazoo County.
- 50. The admission of guilt with an apology to the citizens of Kalamazoo County should be posted in a prominent and conspicuous place at both the public body's principal monthly or more frequent updates of the public meeting agendas or minutes, on a portion of the website that is fully accessible to the public which matches the language in the OMA and therefore reasonable until the November 5, 2024 general election has concluded unless for some unknown reason it has not concluded because of an electoral dispute by the top of the ballot Presidential electors.
- 51. Once any dispute is settled, if said dispute occurs, at that time the Kalamazoo County Clerk's may take the apology notice down fully retiring this matter from its place of predominance in the aforementioned locations. If for some reason this matter is not settled quickly and is being adjudicated in the courts after the November 5, 2024 General Election, then the public apology letters will need to

remain in place until the next scheduled General Election ends, presumably 2028, 2032 and subsequent years.

Respectfully,

Rafael Wolf

### **EXHIBIT INDEX**

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EXHIBIT 7A. CALENDAR B	23

## **EXHIBIT 1, CANDIDATE CHALLENGE**

Tuesday August 20, 2024 Candidate Challenge - re: Takisha Johnson I challenge Takisha Johnson's eligibility to appear on the November 5, 2024 general election ballot as a candidate for Kalamazoo Public Library district Board of Trustees. She has already qualified to appear on the same ballot as a candidate for Kalamazoo Public Schools Board of Education. These are incompatible offices under Michigan election law. The two entities share a common history and continue to have a number of partnerships, like OneCard, which functions both as a library card and school identification card for students and staff - hence the direct conflict. I would also suggest that a more rigorous screening process should be followed as to avoid this type of retroactive correction having to now be performed. Respectfully submitted, Austin Shymal Austin Shynal Kalamazoo, MI 49048 LPKalamazoo@Gmail.com RECEIVED

AUG 20 2024

Kalamazoo City Clerk

### **EXHIBIT 2, EMAIL**

Candidate Challenge - Takisha Johnson	>	Inbox ×			\$	<b>=</b>	
Kalamazoo LP <lpkalamazoo@gmail.com> to elections, elections, jbcurr, mxplac, bcc: me ▼</lpkalamazoo@gmail.com>			Wed, Aug 21, 1:27 PM	☆	<b>(3)</b>	≪,	፥

Attention Jaime Marsman and Kalamazoo City & County staff:

I would like to follow up on the petition which was submitted and stamped received yesterday at 350pm at your office on W South Street, and to provide some additional information/resources which are attached to this message for consideration (to be included in the package already accepted)

\*please see attached images

The event today at Central branch of KPL further demonstrates the clear and direct involvement of these two local entities and establishes the framework to additionally justify a need for local "checks and balances". This is in addition to the already established State Law of Michigan pertaining to election process/eligibility.

<sup>\*\*\*</sup>It should also be noted that there is already a KPS employee on the KP Library board:

### **EXHIBIT 2A, EXPANDED LIST OF EMAIL ADDRESSES**

from: Kalamazoo LP < lpkalamazoo@gmail.com>

to: elections@kalamazoocity.org,

elections@kalcounty.com,

jbcurr@kalcounty.com,

mxplac@kalcounty.com

bcc: rfwolf@gmail.com

date: Aug 21, 2024, 1:27 PM

subject: Candidate Challenge - Takisha Johnson

### **EXHIBIT 2B, GUIDANCE**

Kalamazoo LP <|pkalamazoo@gmail.com>
to bcc: me \*

Forwarded message -----From: John B. Curran <|pcurr@kalcounty.com>
Date: Wed, Aug 21, 2024, 1:32 p.m.
Subject: RE: Candidate Challenge - Takisha Johnson
To: Kalamazoo LP <|pkalamazoo@gmail.com>, elections@kalamazoocity.org <|elections@kalamazoocity.org>, Elections@kalcounty.com>, Meredith X.
Place <mxplac@kalcounty.com>

Hi Austin,

Just sharing with this full group what i had emailed to you the other day:

Guidance from the Michigan Bureau of Elections:

"After speaking with one of our attorneys. I was informed that there is no formal challenge process relating to incompatible offices. There also is no deadline provided in election law regarding this type of challenge. The individual would submit the information to the filing official, and the filing official would review the information with their attorney. They would then make their determination based on Attorney General's opinions."

The "filing official," in this instance, is the City of Kalamazoo Clerk: https://www.kalamazoocity.org/Government/Departments/City-Clerks-Office

### **EXHIBIT 3, OFFICIAL DOCUMENT**



City Clerk's Office

241 W. South Street Kalamazoo, MI 49007-4796 Ph. 269.337.8792 Fx. 269.337.8494 www.kalamazoocity.org

August 22, 2024

Austin Shynal 5519 East Cork Street Kalamazoo, MI 49048

Sent via email to: lpkalamazoo@gmail.com

Dear Mr Shynal:

I am in receipt of your letter with the subject Candidate Challenge – re: Takisha Johnson, dated August 20, 2024. Please be advised that I have consulted with the City Attorney's Office and outside legal counsel, and the proper forum for this challenge is Kalamazoo County Circuit Court. Nothing in Section 168.558(5) or the Incompatible Offices Act requires the City Clerk to make a legal determination of whether the offices are incompatible.

Best Regards,

Scott A. Borling

City Clerk

 Dr. Darrin Slade, Superintendent, Kalamazoo Public Schools Michael Cockrell, Interim Director, Kalamazoo Public Library

### **EXHIBIT 4, THE FILE CONSENTS**



Meredith Place
OFFICE OF THE CLERK | REGISTER OF DEEDS

#### NOTICE OF MEETINGS

(AMENDMENTS HIGHLIGHTED IN YELLOW)

OF

#### KALAMAZOO COUNTY ELECTION COMMISSION

PLEASE TAKE NOTICE that the Kalamazoo County Election Commission will meet on the following days for the stated purpose shown below. All meetings will take place in Room 105 at the Kalamazoo County Administration Building, 201 W Kalamazoo Ave., Kalamazoo, MI 49007.

- Thursday, March 21st at 9AM for the purpose of approving ballots for May 7<sup>th</sup>, 2024, Special Election
- Tuesday, June 13 at 11AM for the purpose of approving ballots and appointing early voting election inspectors for August 6th, 2024, Primary Election
- 7
- Thursday, July 18th at 9AM until completion for the purpose of performing Public Accuracy Test for August 6th, 2024, Primary Election
- Wednesday, September 4th at 10AM for the purpose of approving ballots for November 5th, 2024, General Election
- Thursday, October 10th at 9AM until completion for the purpose of appointing early voting election inspectors and performing Public Accuracy Test for November 5th, 2024, General Election

All meetings are open to the public and there will be an opportunity for Public Comment.

Posted: Tuesday, April 30, 2024

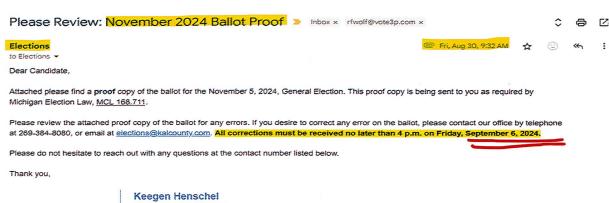
# EXHIBIT 4A, FILE PROPERTIES AND META DATA

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Description								
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Subject:								
Keywords:								
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# **EXHIBIT 5, THE CALENDAR**

AUGUST 2024									
SUN	MON	TUE	WED	THU	FRI	SAT			
				1	2	3			
4	5	6	7	8	9	10			
11	12	13	14	15	16	17			
18	19 (	20	21	22	23 PDF	24			
25	26	27	28	29	30	31			

## **EXHIBIT 6, NOTICE**



CANAL COUNTY COVERNAL PARTY OF THE PARTY OF

Keegen Henschel
Elections Coordinator
Office of the County Clerk/Register of Deeds
. 269-384-8080
201 W. Kalamazoo Ave., Kalamazoo, MI 49007
www.kalcounty.com/clerk/elections\_voting

# **EXHIBIT 7, CALENDAR A**

AUGUST 2024								
SUN	MON	TUE	WED	THU	FRI	SAT		
				1	2	3		
4	5	6	7	8	9	10		
11	12	13	14	15	16	17		
18	19	20	21	22	23	24		
25	26	27	28	29	30	31		

## **EXHIBIT 7A, CALENDAR B**

	SEPTEMBER 2024								
SUN	MON	TUE	WED	THU	FRI	SAT			
1	2 Labor Day	3	4	5	6	7			
8	9	10	11	12	13	14			
15	16	17	18	19	20	21			
22	23	24	25	26	27	28			
29	30								