



WASHOE COUNTY

REGISTRAR OF VOTERS

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April 14, 2020

VIA EMAIL AND CERTIFIED MAIL

VOTEC Corporation
John Medcalf, CEO
10920 Via Frontera, Ste 110
San Diego, CA 92127
Email: john.medcalf@votec.net

Re: Notice of contract between Washoe County and VOTEC Corporation has been placed on the April 28, 2020 Board of County Commissioners meeting.

Dear Mr. Medcalf,

Please accept this correspondence as Washoe County's notice that the VOTEC contract will be placed upon the agenda for the meeting of the Board of County Commissioners on April 28, 2020. The Washoe County Registrar of Voters will be recommending that the Board act to terminate the agreement with VOTEC based upon VOTEC's failure to provide a completed software package for use in the upcoming Primary Election. This failure constitutes a material breach of the agreement between Washoe County and VOTEC.

Our Registrar IT team received and has been testing the functionality of the software VOTEC provided on March 31, 2020, and subsequent updates. The Washoe County Registrar of Voters, along with personnel from Technology Services has been working with VOTEC to develop this product to include the mandates of AB 345 since September of 2019. Although some progress has been made, ultimately VOTEC has failed to fulfill their obligation to provide the Washoe County Registrar of Voters with a completed software package that can be used for our upcoming Primary Election.

While it is expected that some "bugs" will be present in any new software program, the software provided by VOTEC does not meet the basic functional needs for Washoe County to move forward with its use in the Primary Election. While there are many current functional deficiencies in the software, the main critical findings of our testing include:

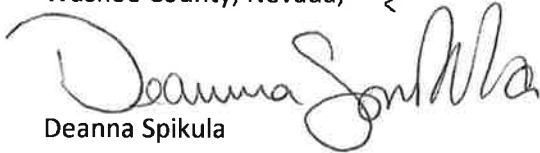
- Same day registration (SDR) voter logic is incomplete. SDR data is not being propagated between kiosks. This will allow any SDR in-person and SDR update voters to check in at separate kiosks or different locations and vote more than once. Also, there are no reports in Poll Power can be found to identify SDR voters except the signature report.

- For any SDR voting activity, the record does not link back to the voter record in the SDR tables; that data is currently empty. In sum, the SDR records in the database are currently not linkable to the voter. This functionality is not built in yet.
- Critical functionality for SDR-I and SDR-U are still missing in the program, therefore, we cannot go live with this product at this time as it is incomplete.

The deployment of an untested or rushed product in a live election with real voters is not a risk that Washoe County is willing to take. A critical failure in a live election with a product that is not properly vetted and tested is not a viable option for Washoe County. We simply cannot take the risk and use such a product.

In closing, if you wish to address this issue with the Board, you are invited to attend the April 28, 2020, Board of County Commissioners Meeting via Zoom video conference as the County continues to practice social distancing for public meetings.

Washoe County, Nevada, <



Deanna Spikula



**REGISTRAR
OF VOTERS**

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Registrar of Voters

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CC:

Wade Carner, Deputy District Attorney
Eric P. Brown, County Manager
Christine Vuletich, Assistant County Manager
Paul Burr, Technology Services, IT Manager
Wayne Thorley, Deputy Secretary of State for Elections