

# EXHIBIT D



May 3, 2018

Mr. Norman D. Shinkle, Chairperson  
Michigan Board of State Canvassers  
Michigan Department of State  
430 W. Allegan St.  
Lansing, Michigan 48909

Re: Voters Not Politicians Ballot Committee

Dear Chairperson Shinkle:

I am counsel to Voters Not Politicians Ballot Committee ("VNP"). I am writing to request that the Michigan Board of State Canvassers ("Board") convene a meeting as soon as possible, and certify the initiative petition sponsored by VNP (the "VNP Proposal") for the November 2018 General Election ballot.

On December 18, 2107, VNP filed with the Michigan Department of State 74,721 sheets of signed petitions containing 428,587 signatures.

On April 12, 2018, the Bureau of Elections ("Bureau") and the Board published a notice establishing April 26, 2018 at 5:00 p.m. as the deadline for members of the public to submit challenges to the signatures sampled from the petitions submitted by VNP (Exhibit A). No challenges to the signatures have been filed.

Our consultant, Practical Political Consultant has analyzed the sampled signatures, and determined that 466 of 505 sampled signatures are clearly valid (Exhibit B). The Bureau has provided to us its preliminary analysis of the signatures; that analysis also concluded that 466 of the 505 sampled signatures are valid (Exhibit C). The Bureau sampled the signatures for the petitions submitted by the Coalition To Regulate Marijuana Like Alcohol, and found that 366 of the 500 sampled signature were valid, and concluded that there was a sufficient number of signatures to justify certification of that proposal (Exhibit D). At its most recent meeting, the Board unanimously certified that petition.

The signature sample for **the VNP Proposal has 100 more valid signatures than the Marijuana proposal** on a similar sample size (500 vs. 505). Clearly, the VNP Proposal is entitled to certification by the Board.

The ballot question committee sponsored by the Michigan Chamber of Commerce, Citizens Protecting Michigan's Constitution ("CPMC"), has filed a challenge which raises only legal issues, which it has acknowledged are outside of the jurisdiction of the Board. CPMC has

Phone: (517) 285-4737

P.O. Box 10006  
Lansing, Michigan 48901

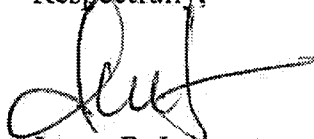
lancaster-law@comcast.net

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also filed a lawsuit with the Michigan Court of Appeals raising the same issues. However, these actions are irrelevant to the Board's clear legal duty of certify the VNP Proposal.

We would appreciate your prompt consideration of our request. Please let us know your decision as soon as possible. In order to expedite our receipt of your response, I would appreciate a copy of your response via email at [lancaster-law@comcast.net](mailto:lancaster-law@comcast.net)

Respectfully,



James R. Lancaster

cc: Colleen Pero  
Jeanette Bradshaw  
Julie Matuzak  
Sally Williams  
Melissa Malerman  
Nancy Wang  
Katie Fahey  
Hon. Peter D. Houk

# Exhibit A



STATE OF MICHIGAN  
RUTH JOHNSON, SECRETARY OF STATE  
DEPARTMENT OF STATE  
LANSING

April 12, 2018

**CHALLENGE DEADLINE ESTABLISHED FOR  
INITIATIVE PETITION TO AMEND THE MICHIGAN CONSTITUTION  
SPONSORED BY  
VOTERS NOT POLITICIANS**

An initiative petition proposing an amendment to the Michigan Constitution to create the Independent Citizens Redistricting Commission and authorize the Commission to adopt reapportionment plans for Congressional, State Senate and State House of Representatives districts, was filed with the Secretary of State on December 18, 2017 by Voters Not Politicians.

The Board of State Canvassers has established a uniform deadline for challenging signatures sampled from an initiative, constitutional amendment or referendum petition to elapse at 5:00 p.m. on the 10<sup>th</sup> business day after copies of the sampled signatures are made available to the public. (See minutes of November 8, 2013 meeting of the Board of State Canvassers.)

Please be advised that copies of the signatures sampled from this constitutional amendment petition were made available for release to the public on April 12, 2018. **Therefore, the deadline to submit challenges to this petition will elapse at 5:00 p.m. on April 26, 2018.**

Please contact the Bureau of Elections at (517) 373-2540 if you wish to purchase a copy of the sampled signatures for the petition.

# Exhibit B

**Practical Political Consulting  
920 North Washington  
Lansing, Michigan 48906**

**To:** James R. Lancaster  
Voters Not Politicians General Counsel

**From:** Alan Fox and Mark Grebner

**Re:** Review of Sample Signatures Of The Voters Not Politicians Petitions

**Date:** April 18, 2018

You had asked us to review and analyze the 505 signatures that the Bureau of Elections has drawn from the Voters Not Politicians' petitions.

The Bureau has reviewed a universe of 74,295 sheets containing 427,075 signatures.

You provided to us on Friday copies of the petitions sheets containing each sample signature. We compared each of the 505 signatures to the information in our database. We believe that at least 466 of the signatures are clearly and unquestionably valid. This results in a 92.27% validity rate.

VNP needs 73.91% of its signatures to be valid in order to have the 315,654 signatures necessary to qualify for the ballot. Obviously, the percentage of valid signatures in the sample puts VNP well above this threshold.

Based on our analysis, we expect the Board of State Canvassers will determine that there are a sufficient number of signatures to qualify the Voters Not Politicians proposal for the 2018 General Election Ballot.

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# Exhibit C



Pierce, Carol (MDOS) <piercec1@michigan.gov>

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## Voters Not Politicians

To James Lancaster <lancaster-law@comcast.net> Copy Peter Houk <phouk@fraserlawfirm.com> •  
Graham Crabtree <gcrabtree@fraserlawfirm.com> • Jonathan Raven <jraven@fraserlawfirm.com>

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We have completed our initial review of the sampled signatures.

Please note that we will continue to perform our verification process steps that may result in some status changes prior to our staff report.

Attached is a spreadsheet outlining the sheet number, line number and current status of the signature's validity.

Regards,

Carol Pierce  
Election Specialist, Election Liaison Division  
Bureau of Elections, Secretary of State  
800-292-5973 517-373-2540

You can't teach people everything they need to know. The best you can do  
is position them where they can find what they need to know when they need it  
—*Seymour Papert*

- 
- VNP\_SampledSheetsLines.xlsx (33 KB)

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**Voters Not  
Politicians  
Sample results ~ 505 signature sample**

	Sheet	Line	
1	36	1	R
2	160	2	R
3	267	4	R
4	372	2	OC
5	451	10	R
6	528	4	R
7	553	1	R
8	562	1	R
9	678	4	R
10	679	5	R
11	919	8	R
12	938	10	R
13	1017	10	R
14	1022	2	R
15	1114	1	R
16	1217	2	R
17	1433	1	R
18	1490	1	R
19	1614	10	R
20	1869	7	NR
21	1874	8	R
22	2008	1	NR
23	2143	8	NR
24	2250	9	R
25	2378	9	R
26	2436	1	NR
27	2467	1	R
28	2821	1	R
29	2908	9	R
30	2923	1	R
31	3059	10	R
32	3126	2	R
33	3222	7	R
34	3237	1	R
35	3543	4	R
36	3650	7	R
37	4026	8	R
38	4395	2	R
39	4417	2	R

40	4563	2	R
41	4622	6	R
42	4751	7	R
43	4828	1	R
44	5111	2	R
45	5330	8	R
46	5681	1	R
47	5764	10	R
48	5956	4	R
49	6216	2	R
50	6320	7	R
51	6533	8	R
52	6562	3	R
53	6907	3	R
54	6939	7	R
55	6999	3	R
56	7616	9	R
57	7631	3	R
58	7640	2	R
59	7759	1	R
60	7877	9	R
61	8092	5	NR
62	8321	3	R
63	8326	5	R
64	8434	10	R
65	8494	3	R
66	8508	7	R
67	8513	6	R
68	8535	7	R
69	8607	1	R
70	8608	2	R
71	8653	4	R
72	8865	3	R
73	8996	1	R
74	9122	4	R
75	9499	8	R
76	9533	5	R
77	9722	1	NR
78	9861	6	R
79	10426	5	R
80	10526	1	R
81	10642	4	R
82	10679	7	R
83	10731	5	NR
84	11247	2	R
85	11553	5	R
86	11646	6	NR

87	11804	2	R
88	11836	5	NR
89	11865	1	R
90	11877	7	R
91	11940	1	R
92	12265	6	R
93	12465	7	R
94	12789	1	R
95	12817	4	R
96	12926	10	R
97	12966	1	R
98	13308	5	R
99	13451	9	R
100	13568	2	R
101	13607	2	R
102	13705	3	R
103	13768	5	R
104	14218	4	R
105	14301	1	R
106	14392	6	R
107	14447	1	R
108	14563	4	R
109	14858	2	IN
110	14999	10	R
111	15257	3	R
112	15396	8	R
113	15649	10	R
114	15777	1	R
115	15795	1	NR
116	15918	10	R
117	15926	7	R
118	16073	10	R
119	16121	8	R
120	16139	9	R
121	16275	6	R
122	16311	9	R
123	16654	4	R
124	16726	7	R
125	16728	1	R
126	16772	10	R
127	16773	4	R
128	16878	1	R
129	17301	7	R
130	17393	5	R
131	17417	1	R
132	17457	2	R
133	17526	6	R

134	17652	1	R
135	17659	8	R
136	17846	10	NR
137	17943	1	R
138	18189	7	R
139	18474	1	R
140	18474	1	R
141	18583	7	IN
142	18600	6	R
143	18974	2	R
144	19170	5	R
145	19345	1	R
146	19451	1	R
147	19527	3	R
148	19752	2	ND
149	20038	9	IN
150	20145	2	R
151	20400	7	R
152	20530	3	R
153	20690	3	R
154	21007	2	R
155	21311	9	R
156	21630	2	R
157	21636	5	R
158	21770	7	R
159	21884	5	NR
160	21957	1	R
161	22003	5	R
162	22282	6	R
163	22286	4	R
164	22289	1	R
165	22405	4	R
166	22488	1	R
167	23032	1	R
168	23156	2	R
169	23562	2	R
170	23680	9	R
171	23754	6	R
172	23774	2	R
173	23833	4	R
174	24026	2	R
175	24425	3	R
176	24717	4	R
177	24789	7	R
178	25181	5	R
179	25275	7	R
180	25397	2	R

181	25423	2	R
182	25525	3	R
183	25587	1	R
184	25605	2	R
185	25609	1	R
186	25802	8	R
187	25887	1	R
188	26078	4	NR
189	26308	4	R
190	26515	1	R
191	26666	4	R
192	27151	10	R
193	27152	2	R
194	27193	5	R
195	27760	9	R
196	27865	5	R
197	27964	10	NR
198	28087	7	R
199	28524	5	R
200	28596	9	R
201	28774	1	R
202	28974	5	R
203	29094	5	R
204	29490	2	R
205	29696	8	R
206	29858	3	NR
207	29885	5	R
208	30451	5	R
209	30558	7	R
210	30795	5	R
211	30830	4	R
212	31049	8	R
213	31214	2	R
214	31216	6	R
215	31315	10	R
216	31378	2	R
217	31443	9	R
218	31552	5	R
219	31626	3	R
220	31976	5	R
221	32196	4	R
222	32351	3	R
223	32450	7	R
224	32463	6	R
225	32479	4	R
226	32507	7	NR
227	32542	7	R

228	32717	2	NA
229	32761	2	R
230	33255	10	R
231	33293	5	R
232	33429	3	R
233	33845	3	R
234	33886	6	R
235	33897	1	IN
236	33982	4	R
237	34244	6	R
238	34406	2	R
239	34599	9	R
240	34710	9	R
241	34714	10	R
242	34794	10	R
243	34869	1	R
244	34893	5	R
245	35297	7	R
246	35418	1	R
247	35651	9	R
248	35919	5	R
249	36006	1	R
250	36032	1	R
251	36232	3	R
252	36370	5	R
253	36759	6	R
254	36764	8	R
255	36765	9	R
256	36861	7	R
257	37030	9	R
258	37041	2	R
259	37168	10	R
260	37350	2	R
261	37425	3	R
262	37432	7	OC
263	37823	2	R
264	37926	5	R
265	37933	2	R
266	37972	1	R
267	38317	1	R
268	38449	9	R
269	38655	5	R
270	38692	7	R
271	38960	4	R
272	38968	2	NA
273	39272	1	R
274	39462	1	R

275	39603	8	R
276	39707	5	R
277	40196	1	R
278	40679	4	R
279	40727	3	R
280	41338	4	R
281	41465	2	R
282	41663	10	R
283	41902	1	R
284	41912	1	R
285	41931	6	R
286	41937	8	R
287	42256	1	R
288	42329	6	R
289	42419	9	R
290	42668	2	R
291	42802	6	R
292	43108	7	R
293	43191	6	R
294	43409	8	R
295	43441	2	R
296	43959	4	R
297	43973	5	R
298	44384	4	NR
299	44471	3	R
300	44994	4	R
301	44997	1	R
302	45255	6	R
303	45288	10	R
304	45307	3	R
305	45603	2	R
306	45859	1	R
307	46199	1	R
308	46203	1	R
309	46327	10	R
310	46586	5	R
311	46723	7	R
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314	47156	5	R
315	47239	3	NR
316	47369	7	R
317	47464	2	R
318	47480	8	NR
319	47544	3	R
320	47571	5	R
321	47645	2	R



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323	47765	4	R
324	47777	1	R
325	47819	5	R
326	47926	9	R
327	48181	4	R
328	48646	7	R
329	48941	4	R
330	49099	1	R
331	49194	6	R
332	49353	5	R
333	49366	4	R
334	49506	1	R
335	49540	8	R
336	49616	1	R
337	49763	4	R
338	49931	3	NR
339	49939	1	R
340	49962	2	R
341	50251	7	R
342	50513	9	R
343	50579	9	R
344	50646	10	R
345	50857	8	R
346	50904	3	R
347	51294	6	R
348	51346	5	R
349	51543	1	R
350	51770	3	R
351	51774	1	R
352	51979	7	R
353	51995	3	R
354	52011	9	R
355	52123	1	R
356	52253	6	R
357	52480	8	R
358	52493	9	R
359	52493	8	R
360	52593	5	R
361	53357	5	R
362	53587	3	R
363	53638	9	R
364	53775	10	R
365	53914	3	R
366	54177	9	R
367	54201	4	R
368	54251	5	R

369	54698	6	R
370	54861	7	R
371	54903	1	R
372	55098	3	R
373	55307	5	R
374	55568	4	R
375	55771	6	R
376	55831	1	R
377	56353	2	R
378	56452	5	R
379	56632	2	R
380	56640	1	R
381	56674	7	R
382	56866	2	R
383	56874	4	R
384	57002	10	R
385	57063	6	R
386	57259	1	R
387	57296	4	NR
388	57320	9	R
389	57324	7	R
390	57384	3	R
391	57451	5	R
392	57529	1	R
393	57609	2	R
394	57679	10	R
395	57987	8	R
396	58196	10	R
397	58254	2	R
398	58329	1	R
399	58428	5	R
400	58451	7	R
401	58507	4	R
402	58988	2	R
403	58989	4	R
404	59156	2	R
405	59229	7	R
406	59467	5	R
407	59957	3	R
408	60044	10	R
409	60098	2	R
410	60157	7	R
411	60424	1	R
412	60428	9	R
413	60505	4	R
414	60792	3	R
415	60924	2	R

416	61098	6	R
417	61099	7	R
418	61295	1	R
419	61393	2	R
420	61395	7	R
421	61459	2	R
422	61715	10	R
423	62265	6	R
424	62744	9	R
425	62805	6	R
426	62927	2	OC
427	63090	2	R
428	63274	7	NR
429	63409	2	R
430	63428	7	R
431	63467	5	R
432	63930	1	R
433	64010	3	R
434	64107	2	R
435	64108	5	R
436	64185	9	R
437	64273	7	R
438	64275	2	IN
439	64279	2	R
440	64680	8	R
441	64988	6	R
442	65004	1	R
443	65164	3	R
444	65215	8	R
445	65426	7	OC
446	65515	8	R
447	65605	1	R
448	65875	1	NR
449	65954	1	R
450	65959	1	R
451	66571	5	R
452	66600	2	R
453	66934	7	R
454	67146	6	R
455	67482	7	R
456	67740	1	R
457	67930	10	R
458	67948	1	R
459	68034	5	R
460	68056	5	R
461	68213	1	R
462	68325	4	R

463	68590	4	R
464	68644	5	NR
465	68779	1	R
466	68811	3	R
467	69058	2	R
468	69070	9	R
469	69087	7	R
470	69253	3	R
471	69367	1	R
472	69431	5	R
473	69562	3	R
474	69625	4	R
475	70077	6	R
476	70471	8	SDC
477	70556	1	R
478	70786	2	R
479	70873	9	IN
480	71006	10	R
481	71093	6	R
482	71269	3	R
483	71278	5	R
484	71308	2	R
485	71488	10	R
486	71859	8	R
487	71932	4	R
488	71947	9	R
489	72548	8	R
490	72630	2	R
491	72771	1	R
492	72780	3	R
493	72813	6	R
494	72855	2	R
495	72904	3	R
496	72956	1	R
497	73129	2	R
498	73247	8	R
499	73692	6	R
500	73693	7	R
501	73791	10	R
502	73889	1	R
503	74006	5	R
504	74019	6	R
505	74114	1	NR

# Exhibit D



STATE OF MICHIGAN  
 RUTH JOHNSON, SECRETARY OF STATE  
 DEPARTMENT OF STATE  
 LANSING

April 23, 2018

**STAFF REPORT:**  
**COALITION TO REGULATE MARIJUANA  
 LIKE ALCOHOL PETITION**

**SPONSOR:** Coalition to Regulate Marijuana Like Alcohol, 2570 Champlain Street NWE, Suite 12, Washington, D.C. 20009.

**DATE OF FILING:** November 20, 2017.

**NUMBER OF VALID SIGNATURES REQUIRED:** 252,523 signatures.

**TOTAL FILING:** 59,601 sheets containing 365,384 signatures.

**SIGNATURE SAMPLE**

**EXCLUDED FROM SAMPLE:** 1,022 sheets containing 3,282 signatures.

	<u>Sheets</u>	<u>Signatures</u>
Torn, mutilated, or damaged sheets:	10	53
Defective circulator certificate: (Omitted or incorrect date, failure of out-of-state circulator to check box)	147	872
Jurisdiction error: (Invalid jurisdiction entry by circulator or every signer on sheet)	865	2,357
<b>TOTAL:</b>	<b>1,022</b>	<b>3,282</b>

**INCLUDED IN SAMPLE:** 58,579 sheets containing 362,102 signatures (the universe).

The two-stage sampling process was selected for the canvass of this petition. Under the Board's established procedures, a small sample is drawn (approximately 500 signatures) at the first stage, and the result of that sample determines whether there is a sufficient level of confidence in the result to immediately recommend certification or the denial of certification. If instead the result of the small sample indicates a "close call," a second random sample must be taken to provide a result with the maximum confidence level that can be obtained.

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**NUMBER OF SAMPLED SIGNATURES:** 500 signatures.

**SAMPLE RESULT:** 383 valid signatures; 117 invalid signatures.

**Valid signatures**

Registered signers; signatures verified: 383

**Invalid signatures**

Signatures determined invalid due to signer's registration status: 62

Dual jurisdiction entries: 29

Other jurisdiction errors (no jurisdiction by that name located in county listed in heading, address given is located outside of the listed jurisdiction): 19

Signature errors (missing or incomplete signatures, non-matching signatures): 5

Date errors (incorrect or omitted date, signature dated after circulator's signature): 2

**Total** 500

The standard ten business day challenge period elapsed on February 9, 2018 without an opponent having filed a challenge against this petition.

**FINAL RESULT OF SIGNATURE SAMPLE**

<u>Number of valid signatures</u>	<u>Formula Result</u>
365 or more	Certify
334 – 364	Sample more signatures
333 or fewer	Deny certification

**ESTIMATED NUMBER OF VALID SIGNATURES CONTAINED ON PETITION:** Based on the results of the random sample, it is estimated that the petition contains 277,370 valid signatures (at a confidence level of 99.96%).

**STAFF RECOMMENDATION**

Staff recommends that the Board certify the petition.