DECLARATION OF PEYTON MURPHY

I, Peyton Murphy, am competent to testify and have personal knowledge regarding the statements contained in this declaration, do hereby state, under penalty of perjury, the following:

1. I am the Assistant Director of the Elections Division of the Arkansas Secretary of State's Office.
2. As Assistant Director of Elections, my staff and I oversee all aspects of the office's duties related to statewide elections.
3. As of this date, many of Arkansas' 75 counties have already printed ballots for the November, 2020 General Election. Any counties that have not yet printed ballots will begin doing so in short-order.
4. Election Systems & Software is an Omaha, Nebraska-based company that manufactures and sells voting machine equipment and services. The services include coding of ballots for various counties throughout the country. Because of the volume of preparation necessary for a general election, ES&S has deadlines in place that aid in the completion of coding of all the many ballots used across the country.

5. In Arkansas, 66 of the 75 counties contract with ES&S for the coding of ballots. ES&S also prints the ballots for some of those 66 counties. The remainder of those 66 counties contract with a third-party printer for the ballots after ES&S provides the coding. The nine counties that do not have contracts with ES&S code and oversee printing of their ballots.
6. The Secretary of State's Office does not code or print ballots. Preparation of ballots is the responsibility of each individual county. Once the Secretary of State's Office has certified candidates and issues/measures to the individual county boards of elections commissioners for inclusion on ballots, the Secretary of State's Office's duties regarding ballots is complete. This year, one week after the statutory deadline for the Secretary to certify measures for the ballot, the Arkansas Supreme Court held that Issues 4 and 5 were insufficient. Because no ballots had been coded or printed yet, ES&S and the counties were able to prevent Issues 4 and 5 from appearing on ballots.
7. August 26, 2020, was ES&S's requested date for counties to complete all the "Pre-Election Questionnaire" and "Layout and

Coding Forms" on the ES&S Portal. That was also the requested return date for all media needed for coding to be returned to ES&S as well as the return date of the completed "Balotar Form."

8. September 9, 2020, was ES&S's requested date for each county to approve paper ballot proofs in order to avoid delay in ballot delivery.

9. The nine counties that have not contracted with ES&S to code ballots utilize similar timelines.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 10, 2020.

Peyton Murphy