

# **A taxonomy of audits and the 2021 New Hampshire root-cause audit**

U.S. Election Assistance Commission  
Board of Advisors Meeting  
Washington, DC

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University of California, Berkeley

# Categories of audits

1. Help provide affirmative evidence that reported winners really won, despite inevitable problems
  - compliance audits: establish whether vote record is trustworthy
  - risk-limiting audits: “risk” is the chance that the audit won’t correct a wrong outcome
2. Root-cause analyses of observed problems
  - Rare, but done in 2021 in NH
3. Check for particular kinds of failures but can’t provide affirmative evidence
  - applying RLA procedures to untrustworthy paper records
  - image audits
  - many statutory audits
4. Fishing expeditions



# New Hampshire State Representative, Rockingham District 7, 2021

| RECOUNT - State Representative Rockingham District 7 |         |            |         |          |         |               |         |
|--|---------|------------|---------|----------|---------|---------------|---------|
| Soti, r  | Recount | Griffin, r | Recount | Lynn, r  | Recount | McMahon, r    | Recount |
| 4,480  | 4,777   | 5,292      | 5,591   | 4,786    | 5,089   | 5,256         | 5,554   |
|  | 297     |            | 299     |          | 303     |               | 298     |
| St.Laurent, d  | Recount | Azibert, d | Recount | Roman, d | Recount | Singureanu, d | Recount |
| 4,456  | 4,357   | 2,787      | 2,808   | 3,415    | 3,443   | 2,764         | 2,782   |
|  | -99     |            | 21      |          | 28      |               | 18      |
| 33,236   | 34,401  |            |         |          |         |               |         |

# STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty One*

AN ACT authorizing an audit of the Rockingham County district 7 state representative race.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

2:1 Purpose. Notwithstanding any provisions of law to the contrary, this act authorizes and directs an audit of the ballot counting machines and their memory cards and the hand tabulations of ballots regarding the general election on November 3, 2020 in Windham, New Hampshire of Rockingham County district 7 house of representatives for the purpose of determining the accuracy of the ballot counting



*Audit was conducted in a stand-alone building located inside a military compound. The building was surrounded by an easy-to-monitor perimeter.*

## 2) Location, premises, chain of custody, and security transparency

- a) The audit was conducted in a Regional Training Institute building located inside the New Hampshire Army National Guard Pembroke Readiness Center.
- b) Additional security support on the base gate and outside of the building was provided by New Hampshire State Police. The building perimeter was protected in person 24/7 by state troopers.
- c) Inside the building, additional security was provided by New Hampshire Department of Justice investigators.
- d) Building access control and monitoring systems were provided by the New Hampshire Army National Guard and programmed to permit access to the building by a limited number of access cards. All use of the access cards was logged by the National Guard.
- e) Security-sensitive materials, such as spare seals, were removed from the room each night and given to the State Trooper on duty for overnight safekeeping. The State Trooper on duty did not have an access card to enter the building, but had a complete view into the working room through large windows.
- f) A livestream of the room, with audio, was broadcast 24/7.<sup>4</sup> Multiple physical clocks were positioned strategically in the room and visible in the livestreams.
- g) Security seals of voting equipment were publicly inspected multiple times during the audit; the inspections were livestreamed.
- h) Material under chain-of-custody was placed closest to the windows, allowing those outside of the room a clear view. In particular, the State Trooper on duty

- livestreamed 24/7 (two interruptions)
- live observers (outside “wire”)
- only sworn election officials touch ballots/machines through retabulation
- inventory materials, log/check chain of custody, seal #s
- count ballots & write identifier on each (red/green ink)
- high-resolution image of every ballot
- tabulate all ballots on all 4 tabulators
- image memory cards and EPROMS, check for malware
- pollbook signatures, absentee ballot envelopes
- forensic examination of ballot paper
- fiber optic inspection of scanners for dust
- everything posted to web daily; data entry public

| candidate   | Hand count |      |      | Machine count* |      |      |      |      |
|-------------|------------|------|------|----------------|------|------|------|------|
|             |            |      |      | 2020           | 2021 |      |      |      |
|             | 2020       | 2021 | diff |                | 1    | 2    | 3    | 4    |
| St. Laurent | 4357       | 4355 | -2   | 4456           | 4355 | 4349 | 4352 | 4367 |
| Azibert     | 2808       | 2808 | 0    | 2787           | 2804 | 2805 | 2802 | 2800 |
| Roman       | 3443       | 3442 | -1   | 3415           | 3434 | 3436 | 3432 | 3432 |
| Singureanu  | 2782       | 2782 | 0    | 2764           | 2777 | 2778 | 2776 | 2776 |
| Soti        | 4777       | 4776 | -1   | 4480           | 4742 | 4744 | 4727 | 4700 |
| Griffin     | 5591       | 5591 | 0    | 5292           | 5558 | 5557 | 5540 | 5516 |
| Lynn        | 5089       | 5089 | 0    | 4786           | 5055 | 5055 | 5037 | 5011 |
| McMahon     | 5554       | 5554 | 0    | 5256           | 5520 | 5520 | 5502 | 5477 |
| write in    | n/a        | 34   |      | 41             | 41   | 41   | 41   | 41   |

|   | Machine 1 | Machine 2 | Machine 3 | Machine 4 |
|---|-----------|-----------|-----------|-----------|
| overvote/undervote<br>rate in State Rep<br>contest machine<br>count, 2020 | 14.5%     | 19.3%     | 15.5%     | 16.0%     |

1. To Vote, Candidates for the most votes in the district of your choice. For each vote for a candidate, place an "X" in the column of the candidate's name. If you vote for more than the stated number of candidates, your vote for that district will not be counted.

2. For Vote for Write-In. To vote for a person whose name is not printed on the ballot, write in the name of the person in the "write-in" space. Complete it in the area left to the right of your choice.

# ADJUTANT GENERAL'S BALLOT AND CIVIL BALLOT

**WINDHAM**  
GENERAL ELECTION  
NOVEMBER 3, 2009



| Write-In  | Other Candidates                            | Democratic Candidates               | Republican Candidates               | Write-In                     |
|---|---|-------------------------------------|-------------------------------------|------------------------------|
| For President and Vice-President of the United States<br>Vote for not more than 1 | Libertarian<br>Jo Jorgensen<br>Jeremy Cohen | Joseph R. Biden<br>Kamala D. Harris | Donald J. Trump<br>Michael R. Pence | President and Vice-President |
| For Governor<br>Vote for not more than 1  | Libertarian<br>Darryl W. Perry              | Dan Feltus                          | Chris Sununu                        | Governor                     |
| For United States Senator<br>Vote for not more than 1                             | Libertarian<br>Justin O'Donnell             | James Shaheen                       | Corky Messersmith                   | United States Senator        |
| For Representative in Congress<br>Vote for not more than 1                        | Libertarian<br>Andrew Olding                | Ann McLane Kuster                   | Steven Hegron                       | Representative in Congress   |
| For Executive Governor<br>Vote for not more than 1                                |   | Mindi Messmer                       | Janet Stevens                       | Executive Governor           |
| For State Senator<br>Vote for not more than 1                                     |   | Joshua Bourdon                      | Regina Birdsell                     | State Senator                |
| For State Representative<br>Vote for not more than 1                              |   | Kristi St. Laurent                  | Julius F. Soti                      | State Representative         |
|   |   | Henri Azibert                       | Mary E. Griffin                     | State Representative         |
|   |   | Valerie Roman                       | Bob Lynn                            | State Representative         |
|   |   | Isane Gingrassano                   | Charles E. McKeown                  | State Representative         |

BALLOT CONTINUES ON BACK - TURN OVER

| Write-In  | Other Candidates | Democratic Candidates  | Republican Candidates | Write-In            |
|---|------------------|------------------------|-----------------------|---------------------|
| For Sheriff<br>Vote for not more than 1             |                  | Patrick William Rivera | Chuck Massena         | Sheriff             |
| For County Attorney<br>Vote for not more than 1     |                  | Steven J. Briden       | Patricia Conway       | County Attorney     |
| For County Treasurer<br>Vote for not more than 1    |                  | Ty Quinn               | Scott Priestley       | County Treasurer    |
| For Register of Deeds<br>Vote for not more than 1   |                  | Michael McCord         | Cathy Stacey          | Reg. of Deeds       |
| For Register of Probate<br>Vote for not more than 1 |                  | Bob Davidson           | Ray Tweedie           | Reg. of Probate     |
| For County Commissioner<br>Vote for not more than 1 |                  | Stephen L. D'Angelo    | Brian K. Christoff    | County Commissioner |

*[Large red scribbled area covering the bottom half of the ballot, obscuring the bottom section of the table and the bottom of the page.]*

## Neopost DS-35

Product Details: [Download PDF Brochure](#)



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Isn't your time too valuable to spend stuffing envelopes? Now the DS35 can do it for you, simply and efficiently. The Neopost DS35 Folder Inserter neatly prepares your documents for mailing with ease and accuracy. It's quiet. It's simple. And you'll wonder how you ever got along without it.

- State-of-the-art full color touch screen
- 15 programmable jobs
- 2 sheet and 1 insert/BRE feeders
- No. 10 up to 6 x 9.5 envelopes
- secure'n feed double detection





| Machine          | head first<br>face up | head first<br>face down | foot first<br>face up | foot first<br>face down |
|------------------|-----------------------|-------------------------|-----------------------|-------------------------|
| 2 (78355)        | 27                    | 46                      | 46                    | 27                      |
| "school" (81365) | 54                    | 54                      | 52                    | 41                      |

Number of erroneous overvotes on 75 ballots folded through Kristi St. Laurent's otherwise unmarked vote target when the State Representative contest was fully voted for all four Republican candidates. Poll tapes available at <https://www.doj.nh.gov/sb43/documents/test-deck-poll-tapes.pdf> Test deck available at <https://www.doj.nh.gov/sb43/documents/test-election-1-folded.pdf> Test deck with no folds available at <https://www.doj.nh.gov/sb43/documents/test-election-1-unfolded.pdf>

| Machine          | head first<br>face up | head first<br>face down | foot first<br>face up | foot first<br>face down |
|------------------|-----------------------|-------------------------|-----------------------|-------------------------|
| 2 (78355)        | 25                    | 24                      | 27                    | 15                      |
| "school" (81365) | 43                    | 32                      | 37                    | 24                      |

Number of erroneous votes for St. Laurent on 75 ballots folded through Kristi St. Laurent's otherwise unmarked vote target when only one candidate in that contest was selected. Poll tapes available at <https://www.doj.nh.gov/sb43/documents/test-deck-poll-tapes.pdf> Test deck available at <https://www.doj.nh.gov/sb43/documents/test-election-2-folded.pdf> Test deck with no folds available at <https://www.doj.nh.gov/sb43/documents/test-election-2-unfolded.pdf>


**INSTRUCTIONS TO VOTERS**

1. To Vote. Completely fill in the oval ☐ to the right of your choice. For each office vote for not more than the number of candidates stated in the sentence. **Vote for not more than \_\_\_\_\_.** If you vote for more than the stated number of candidates, your vote for that office will not be counted.

2. To Vote by Write-In. To vote for a person whose name is not printed on the ballot, write in the name of the person in the "write-in" space. Completely fill in the oval ☐ to the right of your choice.

**ABSENTEE BALLOT AND OFFICIAL BALLOT FOR WINDHAM GENERAL ELECTION NOVEMBER 3, 2020**

| Offices   | Other Candidates  | Democratic Candidates                                     | Republican Candidates                                     | Write-in Candidates                                |
|---|---|---|---|--|
| For President and Vice-President of the United States<br>Vote for not more than 1 | Libertarian<br>Jo Jorgensen<br>Jeremy Cohen <input type="radio"/> | Joseph R. Biden<br>Kamala D. Harris <input type="radio"/> | Donald J. Trump<br>Michael R. Pence <input type="radio"/> | President and Vice-President <input type="radio"/> |
| For Governor<br>Vote for not more than 1  | Libertarian<br>Darryl W. Perry <input type="radio"/>              | Dan Feltes <input type="radio"/>                          | Chris Sununu <input checked="" type="radio"/>             | Governor <input type="radio"/>                     |
| For United States Senator<br>Vote for not more than 1                             | Libertarian<br>Justin O'Donnell <input type="radio"/>             | Jeanne Shaheen <input type="radio"/>                      | Corky Messner <input checked="" type="radio"/>            | United States Senator <input type="radio"/>        |
| For Representative in Congress<br>Vote for not more than 1                        | Libertarian<br>Andrew Oiding <input type="radio"/>                | Ann McLane Kuster <input type="radio"/>                   | Steven Negron <input checked="" type="radio"/>            | Representative in Congress <input type="radio"/>   |
| For Executive Council<br>Vote for not more than 1                                 |   | Mindi Messmer <input type="radio"/>                       | Janet Stevens <input checked="" type="radio"/>            | Executive Council <input type="radio"/>            |
| For State Senator<br>Vote for not more than 1                                     |   | Joshua Bourdon <input type="radio"/>                      | Regina Birdsell <input checked="" type="radio"/>          | State Senator <input type="radio"/>                |
| For State Representatives<br>Vote for not more than 4                             |   | Kristi St. Laurent <input type="radio"/>                  | Julius F. Soti <input checked="" type="radio"/>           | State Representatives <input type="radio"/>        |
|   |   | Henri Azibert <input type="radio"/>                       | Mary E. Griffin <input checked="" type="radio"/>          | State Representatives <input type="radio"/>        |
|   |   | Valerie Roman <input type="radio"/>                       | Bob Lynn <input checked="" type="radio"/>                 | State Representatives <input type="radio"/>        |
|   |   | Ioana Singureanu <input type="radio"/>                    | Charles E. McMahon <input checked="" type="radio"/>       | State Representatives <input type="radio"/>        |

**BALLOT CONTINUES ON BACK - TURN OVER** 

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| Offices   | Other Candidates  | Democratic Candidates  | Republican Candidates                                     | Write-in Candidates                                |
|---|---|--|---|--|
| For President and Vice-President of the United States<br>Vote for not more than 1 | Libertarian<br>Jo Jorgensen<br>Jeremy Cohen <input type="radio"/> | Joseph R. Biden<br>Kamala D. Harris <input checked="" type="radio"/> | Donald J. Trump<br>Michael R. Pence <input type="radio"/> | President and Vice-President <input type="radio"/> |
| For Governor<br>Vote for not more than 1  | Libertarian<br>Darryl W. Perry <input type="radio"/>              | Dan Feltes <input type="radio"/>                                     | Chris Sununu <input checked="" type="radio"/>             | Governor <input type="radio"/>                     |
| For United States Senator<br>Vote for not more than 1                             | Libertarian<br>Justin O'Donnell <input type="radio"/>             | Jeanne Shaheen <input checked="" type="radio"/>                      | Corky Messner <input type="radio"/>                       | United States Senator <input type="radio"/>        |
| For Representative in Congress<br>Vote for not more than 1                        | Libertarian<br>Andrew Oiding <input type="radio"/>                | Ann McLane Kuster <input checked="" type="radio"/>                   | Steven Negron <input type="radio"/>                       | Representative in Congress <input type="radio"/>   |
| For Executive Council<br>Vote for not more than 1                                 |   | Mindi Messmer <input checked="" type="radio"/>                       | Janet Stevens <input type="radio"/>                       | Executive Council <input type="radio"/>            |
| For State Senator<br>Vote for not more than 1                                     |   | Joshua Bourdon <input checked="" type="radio"/>                      | Regina Birdsell <input type="radio"/>                     | State Senator <input type="radio"/>                |
| For State Representatives<br>Vote for not more than 4                             |   | Kristi St. Laurent <input checked="" type="radio"/>                  | Julius F. Soti <input type="radio"/>                      | State Representatives <input type="radio"/>        |
|   |   | Henri Azibert <input checked="" type="radio"/>                       | Mary E. Griffin <input type="radio"/>                     | State Representatives <input type="radio"/>        |
|   |   | Valerie Roman <input checked="" type="radio"/>                       | Bob Lynn <input type="radio"/>                            | State Representatives <input type="radio"/>        |
|   |   | Ioana Singureanu <input checked="" type="radio"/>                    | Charles E. McMahon <input type="radio"/>                  | State Representatives <input type="radio"/>        |

**BALLOT CONTINUES ON BACK - TURN OVER** 


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| Offices   | Other Candidates  | Democratic Candidates  | Republican Candidates                                     | Write-in Candidates                                |
|---|---|--|---|--|
| For President and Vice-President of the United States<br>Vote for not more than 1 | Libertarian<br>Jo Jorgensen<br>Jeremy Cohen <input type="radio"/> | Joseph R. Biden<br>Kamala D. Harris <input checked="" type="radio"/> | Donald J. Trump<br>Michael R. Pence <input type="radio"/> | President and Vice-President <input type="radio"/> |
| For Governor<br>Vote for not more than 1  | Libertarian<br>Darryl W. Perry <input type="radio"/>              | Dan Feltes <input type="radio"/>                                     | Chris Sununu <input checked="" type="radio"/>             | Governor <input type="radio"/>                     |
| For United States Senator<br>Vote for not more than 1                             | Libertarian<br>Justin O'Donnell <input type="radio"/>             | Jeanne Shaheen <input checked="" type="radio"/>                      | Corky Messner <input type="radio"/>                       | United States Senator <input type="radio"/>        |
| For Representative in Congress<br>Vote for not more than 1                        | Libertarian<br>Andrew Olding <input type="radio"/>                | Ann McLane Kuster <input checked="" type="radio"/>                   | Steven Negron <input type="radio"/>                       | Representative in Congress <input type="radio"/>   |
| For Executive Council<br>Vote for not more than 1                                 |   | Mindi Messmer <input checked="" type="radio"/>                       | Janet Stevens <input type="radio"/>                       | Executive Council <input type="radio"/>            |
| For State Senator<br>Vote for not more than 1                                     |   | Joshua Bourdon <input checked="" type="radio"/>                      | Regina Birdsell <input type="radio"/>                     | State Senator <input type="radio"/>                |
|   |   | Kristi St. Laurent <input type="radio"/>                             | Julius F. Soti <input type="radio"/>                      | State Representatives <input type="radio"/>        |
|   |   | Henri Azibert <input type="radio"/>                                  | Mary E. Griffin <input type="radio"/>                     | State Representatives <input type="radio"/>        |
|   |   | Valerie Roman <input type="radio"/>                                  | Bob Lynn <input type="radio"/>                            | State Representatives <input type="radio"/>        |
|   |   | Ioana Singureanu <input type="radio"/>                               | Charles E. McMahon <input type="radio"/>                  | State Representatives <input type="radio"/>        |

**BALLOT CONTINUES ON BACK - TURN OVER** 


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| Offices   | Other Candidates  | Democratic Candidates  | Republican Candidates                                     | Write-in Candidates                                |
|---|---|--|---|--|
| For President and Vice-President of the United States<br>Vote for not more than 1 | Libertarian<br>Jo Jorgensen<br>Jeremy Cohen <input type="radio"/> | Joseph R. Biden<br>Kamala D. Harris <input checked="" type="radio"/> | Donald J. Trump<br>Michael R. Pence <input type="radio"/> | President and Vice-President <input type="radio"/> |
| For Governor<br>Vote for not more than 1  | Libertarian<br>Darryl W. Perry <input type="radio"/>              | Dan Feltes <input type="radio"/>                                     | Chris Sununu <input checked="" type="radio"/>             | Governor <input type="radio"/>                     |
| For United States Senator<br>Vote for not more than 1                             | Libertarian<br>Justin O'Donnell <input type="radio"/>             | Jeanne Shaheen <input checked="" type="radio"/>                      | Corky Messner <input type="radio"/>                       | United States Senator <input type="radio"/>        |
| For Representative in Congress<br>Vote for not more than 1                        | Libertarian<br>Andrew Olding <input type="radio"/>                | Ann McLane Kuster <input checked="" type="radio"/>                   | Steven Negron <input type="radio"/>                       | Representative in Congress <input type="radio"/>   |
| For Executive Council<br>Vote for not more than 1                                 |   | Mindi Messmer <input type="radio"/>                                  | Janet Stevens <input type="radio"/>                       | Executive Council <input type="radio"/>            |
| For State Senator<br>Vote for not more than 1                                     |   | Joshua Bourdon <input type="radio"/>                                 | Regina Birdsell <input type="radio"/>                     | State Senator <input type="radio"/>                |
|   |   | Kristi St. Laurent <input checked="" type="radio"/>                  | Julius F. Soti <input type="radio"/>                      | State Representatives <input type="radio"/>        |
|   |   | Henri Azibert <input type="radio"/>                                  | Mary E. Griffin <input checked="" type="radio"/>          | State Representatives <input type="radio"/>        |
|   |   | Valerie Roman <input type="radio"/>                                  | Bob Lynn <input type="radio"/>                            | State Representatives <input type="radio"/>        |
|   |   | Ioana Singureanu <input type="radio"/>                               | Charles E. McMahon <input checked="" type="radio"/>       | State Representatives <input type="radio"/>        |

**BALLOT CONTINUES ON BACK - TURN OVER** 


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ABSENTEE BALLOT AND OFFICIAL BALLOT  
FOR  
**WINDHAM**  
GENERAL ELECTION  
NOVEMBER 3, 2020



| Offices   | Other Candidates  | Democratic Candidates   | Republican Candidates  | Write-in Candidates   |
|---|---|---|--|---|
| For<br><b>President and Vice-President of the United States</b><br>Vote for not more than 1 | <p><small>Libertarian</small></p> <p>Ja Jorgensen <input type="radio"/></p> <p>Jeremy Cohen <input type="radio"/></p> | <p>Joseph R. Biden <input checked="" type="radio"/></p> <p>Kamala D. Harris <input type="radio"/></p>   | <p>Donald J. Trump <input type="radio"/></p> <p>Michael R. Pence <input type="radio"/></p>   | <p>President and Vice President <input type="radio"/></p>   |
| For<br><b>Governor</b><br>Vote for not more than 1  | <p><small>Libertarian</small></p> <p>Darryl W. Perry <input type="radio"/></p>  | <p>Dan Feltus <input checked="" type="radio"/></p>  | <p>Chris Sununu <input type="radio"/></p>  | <p>Governor <input type="radio"/></p>   |
| For<br><b>United States Senator</b><br>Vote for not more than 1                             | <p><small>Libertarian</small></p> <p>Justin O'Donnell <input type="radio"/></p>                                       | <p>Jeanne Shaheen <input checked="" type="radio"/></p>  | <p>Corky Messner <input type="radio"/></p>   | <p>United States Senator <input type="radio"/></p>  |
| For<br><b>Representative in Congress</b><br>Vote for not more than 1                        | <p><small>Libertarian</small></p> <p>Andrew Giding <input type="radio"/></p>  | <p>Ann McLane Kuster <input checked="" type="radio"/></p>   | <p>Steven Negro <input type="radio"/></p>  | <p>Representative in Congress <input type="radio"/></p>   |
| For<br><b>Executive Councilor</b><br>Vote for not more than 1                               |   | <p>Mindi Messmer <input checked="" type="radio"/></p>   | <p>Janet Stevens <input type="radio"/></p>   | <p>Executive Councilor <input type="radio"/></p>  |
| For<br><b>State Senator</b><br>Vote for not more than 1                                     |   | <p>Joshua Bourdon <input type="radio"/></p>   | <p>Regina Birdsall <input type="radio"/></p>   | <p>State Senator <input type="radio"/></p>  |
| For<br><b>State Representatives</b><br>Vote for not more than 4                             |   | <p>Kristi St. Laurent <input checked="" type="radio"/></p> <p>Henri Azibert <input checked="" type="radio"/></p> <p>Valerie Roman <input type="radio"/></p> <p>Ioana Singureanu <input type="radio"/></p> | <p>Julius F. Soti <input type="radio"/></p> <p>Mary E. Griffin <input type="radio"/></p> <p>Bob Lynn <input type="radio"/></p> <p>Charles E. McMahon <input type="radio"/></p> | <p>State Representatives <input type="radio"/></p> <p>State Representatives <input type="radio"/></p> <p>State Representatives <input type="radio"/></p> <p>State Representatives <input type="radio"/></p> |

**BALLOT CONTINUES ON BACK - TURN OVER**



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