

STATE OF COLORADO

Department of State

1700 Broadway
Suite 250
Denver, CO 80290



Mike Coffman
Secretary of State

William A. Hobbs
Deputy Secretary of State

April 4, 2008

VIA E-MAIL AND US MAIL

Mr. Steve M. Pearson
Vice President, Certification
Election Systems & Software
11208 John Galt Blvd.
Omaha, NE 68137

Re: Colorado Voting System

Dear Mr. Pearson:

The Elections System & Software (ES&S) voting system was submitted to the Colorado Secretary of State for testing and consideration for certification for use in Colorado elections. On December 17, 2007, I notified you of the decertification of all components of the ES&S voting system submitted for certification.

On February 11, 2008, Governor Bill Ritter signed House Bill 08-1155 into law. This legislation extends my authority over the 2007 testing process and allows for additional testing and communication with the vendors and the counties. The legislation provides additional authority for me to amend or rescind any of the orders I issued on December 17, 2007 under specified circumstances. In deciding to amend or rescind an order, the legislation requires me to consider county accuracy and security procedures, audits, processing functions, and other relevant procedures in accordance with the laws and rules governing the conduct of elections.

On February 25, 2008, pursuant to H.B. 08-1155 and after additional testing, I decided to rescind my previous order and issued a conditional certification of the DRE, iVotronic ADA w/ 3-button (9.1.6.2) and iVotronic non-ADA (9.1.6.2). Then on March 4, 2008, I conditionally certified the Unity Software, Version Number 3.0.1.1; M100 Precinct Optical Scanner, Version Number 5.2.1.0; M650 Central Count Optical Scanner, Version Number 2.1.0.0, Green Light.

Today, after conducting public hearings and reviewing written comments regarding the Conditions for Use (Condition) imposed on voting systems certified for use in the State of Colorado; I have decided pursuant to H.B. 08-1155 to amend the Conditions for the ES&S voting system. Please review the updated conditions detailed in the "Election System & Software Project Overview - A.5" (Project Overview) which is posted on the Secretary of State's website. The Conditions presented are not foreclosed from further changes pursuant to 1-5-621(7), C.R.S., if additional information is presented which warrants the change.

Main Number (303) 894-2200
Administration (303) 860-6900
Fax - Administration (303) 869-4860

TDD
Web Site
E-mail - Administration

(303) 869-4867
www.sos.state.co.us
sos.admin1@sos.state.co.us

I appreciate the continued support and input from your company and each of the counties using the ES&S voting system. Your knowledge is invaluable and has been beneficial to me in making this decision.

Sincerely,

A handwritten signature in black ink, appearing to read "Mike Coffman", with a long horizontal flourish extending to the right.

Mike Coffman
Secretary of State

cc: County Clerk and Recorders of counties using ES&S voting systems:
Pamela Anderson, Jefferson County Clerk and Recorder
Janice Rich, Mesa County Clerk and Recorder