

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. Gregg L. Burt
President
Hart InterCivic
P.O. Box 80649
Austin, TX 78728

Re: Colorado Voting System

Dear Mr. Burt:

The Hart InterCivic (Hart) 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 conditional certification of the Hart eSlate Direct Record Electronic (DRE) and the Software System 6.0 (EMS), and the decertification of Central Count Scanners and Software, Ballot Now, Version 3.2.4 and Precinct Scanner, eScan, Version Number 1.1.6.

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 28, 2008, pursuant to H.B. 08-1155 and after additional testing, I decided to amend my previous order and conditionally certify the Central Count Scanner, the eScan Precinct Scanner and the Ballot Now Software.

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 Hart voting system. Please review the updated conditions detailed in the "Hart Project Overview -- A.3" (Project Overview) which is posted on the Secretary of State's website. The Conditions presented are not foreclosed from further changes pursuant to section 1-5-621 (7), C.R.S., if additional information is presented which warrants the change.

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

Sincerely,



Mike Coffman
Secretary of State

cc: County Clerk and Recorders of counties using Hart voting systems:
Melanie Woodward, Clerk and Recorder, Alamosa County
Sheila Emick, Clerk and Recorder, Baca County
Patti Nickell, Clerk and Recorder, Bent County
Hillary Hall, Clerk and Recorder, Boulder County
Joyce Reno, Clerk and Recorder, Chaffee County
Kay Feyh, Clerk and Recorder, Cheyenne County
Pam Phipps, Clerk and Recorder, Clear Creek County
Lawrence Gallegos, Clerk and Recorder, Conejos County
Dolores Burns, Clerk and Recorder, Costilla County
Lucile Nichols, Clerk and Recorder, Crowley County
Debbie Livengood, Clerk and Recorder, Custer County
Ann B. Eddins, Clerk and Recorder, Delta County
LaRita Randolph, Clerk and Recorder, Dolores County
Jack Arrowsmith, Clerk and Recorder, Douglas County
Teak Simonton, Clerk and Recorder, Eagle County
Norma Hatfield, Clerk and Recorder, Fremont County
Jean Alberico, Clerk and Recorder, Garfield County
Jessica Lovingier, Clerk and Recorder, Gilpin County
Sara Rosene, Clerk and Recorder, Grand County
Stella Dominguez, Clerk and Recorder, Gunnison County
Linda Pavich Ragle, Clerk and Recorder, Hinsdale County
Judy Benine, Clerk and Recorder, Huerfano County
Hayle Johnson, Clerk and Recorder, Jackson County
Debra Lening, Clerk and Recorder, Kiowa County
Della Calhoon, Clerk and Recorder, Kit Carson County
Patricia Berger, Clerk and Recorder, Lake County
Bernard Gonzales, Clerk and Recorder, Las Animas County
Corinne Lengel, Clerk and Recorder, Lincoln County
Pamela Schneider, Clerk and Recorder, Logan County
Elaine Sullivan, Clerk and Recorder, Moffat County
Carol Tullis, Clerk and Recorder, Montezuma County
Fran Long, Clerk and Recorder, Montrose County
Connie Ingmire, Clerk and Recorder, Morgan County
Sharon Sisroy, Clerk and Recorder, Otero County
Michelle Ann Nauer, Clerk and Recorder, Ouray County
Debbi Green, Clerk and Recorder, Park County
Maedene Beth Cumming, Clerk and Recorder, Phillips County
Dorothy McCaslin, Clerk and Recorder, Prowers County

Nancy Amick, Clerk and Recorder, Rio Blanco County
Sandy Jackson, Clerk and Recorder, Rio Grande County
Kay Weinland, Clerk and Recorder, Routt County
Dorothy Zanoni, Clerk and Recorder, San Juan County
Peggy Nerlin, Clerk and Recorder, San Miguel County
Patrice Carter, Clerk and Recorder, Sedgwick County
Cheri Brunvand, Clerk and Recorder, Summit County
Garland Wahl, Clerk and Recorder, Washington County
Beverly Ann Wenger, Clerk and Recorder, Yuma County