



DEBRA BOWEN | SECRETARY OF STATE | STATE OF CALIFORNIA
OFFICE OF VOTING SYSTEMS TECHNOLOGY ASSESSMENT
1500 11th Street | Sacramento, CA 95814 | Tel (916) 653-7244 | www.sos.ca.gov

December 21, 2009

John T. Kennedy
Nossaman LLP
915 L Street, Suite 1000
Sacramento, CA 95814

By Mail and E-mail to jkennedy@nossaman.com

Re: Appeal by Iron Mountain Intellectual Property, Inc.

Dear Mr. Kennedy:

Pursuant to the notice of appeal received on December 14, 2009, and Section 20637(d) of Title 2 of the California Code of Regulations, a public hearing will be held on Friday, January 15, 2010, at 10:00 am in the Auditorium of the Secretary of State's office, located on the first floor at 1500 11th Street, Sacramento, CA 95814. The purpose of the hearing will be to receive and consider testimony and any other evidence offered by Iron Mountain Intellectual Property, Inc. ("Iron Mountain") in support of its administrative appeal of the finding of noncompliance issued by the Secretary of State on December 3, 2009. Voting system vendors who have contracts with Iron Mountain for escrow of California voting system source code and local jurisdictions that are beneficiaries of those contracts may also present testimony and other evidence. There will also be an opportunity for public comment.

Any written materials to be considered at the hearing should be delivered to the Secretary of State, to my attention, by Friday, January 8, 2010.

If you have any questions or concerns regarding this notice, please contact me at (916) 653-7244 or lowell.finley@sos.ca.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read "Lowell Finley".

Lowell Finley
Deputy Secretary of State
Voting Systems Technology and Policy

cc: Linda Herod, Hart InterCivic Inc., 15500 Wells Port Drive, Austin, TX 78728
Timothy J. Hallett, Election Systems & Software, Inc., 11208 John Galt Boulevard,
Omaha, NE 68137
Kay Orr, DFM Associates, 10 Chrysler, Irvine, CA 92618
Peter McManemy, Sequoia Voting Systems Inc., 717 17th Street, Denver, CO 80202

Mr. John T. Kennedy

December 21, 2009

Page 2

Timothy J. Hallett, Premier Election Solutions, Inc., 11208 John Galt Boulevard,
Omaha, NE 68137

Chris Ortiz, Unisyn Voting Solutions, Inc., 2310 Cousteau Court, Vista, CA 92081

Rebecca Martinez, President, California Association of Clerks and Election Officials,
200 West 4th Street, Madera, CA 93637

All County Clerks/Registrars of Voters, by email only