



DEBRA BOWEN | SECRETARY OF STATE | STATE OF CALIFORNIA
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July 23, 2008

Mr. Neal Kelley
Registrar of Voters
1300 South Grand Ave., Bldg. C
Santa Ana, CA 92705

Dear Mr. Kelley:

Thank you for your letter requesting authorization to use the Hart InterCivic (Hart) integration and reporting utility known as Fusion.

Fusion provides a jurisdiction with the capability to produce custom reports of election results. The Hart voting system does not depend on use of Fusion to create the reports that are required by law.

I am granting your request to use this utility in the November 4, 2008, General Election, subject to the following conditions:

- Fusion shall not be installed on or connected to any part of the voting system.
- Exports produced from Hart's Tally software shall be transferred to Fusion, running on a separate computer that is not networked with the voting system, using portable media.
- Results reports generated from Fusion shall be used only for unofficial results. Fusion shall not be used in the preparation of the County's report of its official canvass to the Secretary of State, which is required for compilation of the official statewide Statement of Vote.
- The County shall not use reports from Fusion to conduct the 1% manual tally or any post-election manual tally (PEMT). All reports used to conduct a manual tally must be produced directly by Tally.
- The County must provide a post-election report to my office by the 40th day following each election that: (1) describes how the utility performed in the election; (2) identifies any issues that were encountered in implementation of the utility and explains how these were resolved; (3) identifies any lessons learned or County recommendations for future use of the Fusion utility.

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Thank you again for your request. If you have any questions, please feel free to call me or Lowell Finley, Deputy Secretary of State for Voting Systems Technology and Policy, at (916) 653-7244.

Sincerely,

A handwritten signature in blue ink that reads "Debra Bowen". The signature is fluid and cursive, with the first name "Debra" written in a larger, more prominent script than the last name "Bowen".

Debra Bowen
Secretary of State

cc: Travis Harrell, Hart InterCivic

DB:elg:lf:rm