



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

October 21, 2008

Mr. Ed Smith
Vice President, Compliance/Quality/Certification
Sequoia Voting Systems
1800 Glennarm Place, 5th Floor
Denver, CO 80202

Dear Mr. Smith:

Our staff, along with the Secretary of State's technical consultant, Steven V. Freeman, have reviewed your request, dated September 02, 2008, for administrative approval of the California Scheduled X of Y Update Utility version 1.0.6.0 reporting tool.

Also reviewed was the supporting documentation that you submitted with this request, including the Wyle Summary Report. In that letter, Wyle Laboratories, a federally approved independent testing authority (ITA), detailed its review of this utility and its finding that "The review involved evaluation of the source code to insure that there was no malicious code included and that it in no way changed the WinEDS code."

Based on our review and the report from Wyle Laboratories, the Secretary of State finds that this utility improves the reporting process for the X of Y Precinct reports that are required by our office to be updated periodically on Election Night. Based on this finding, we believe this utility should be made available to counties using Sequoia Voting Systems for the November 4, 2008, General Election.

Therefore, Sequoia Voting Systems is granted a one-time approval to implement the proposed California Scheduled X of Y Update Utility version 1.0.6.0 for the November 4, 2008, General Election. This one-time approval is subject to the following conditions:

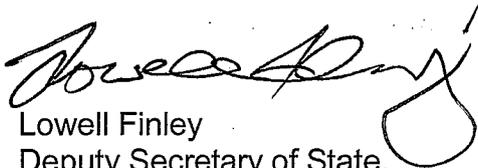
1. All counties using this utility must include it as part of their Logic and Accuracy test performed prior to Election Day. Results of this test must be submitted prior to Election Day to The Secretary of State's Office of Voting Systems Technology Assessment (OVSTA) for review. Counties that completed Logic and Accuracy testing prior to this approval must perform a logic and accuracy test of this utility prior to Election Day. Results of the test must be reported to OVSTA prior to Election Day.
2. Prior to the November 4, 2008, General Election, Sequoia Voting Systems shall provide a report to the Secretary of State of all jurisdictions opting to use this utility.

3. Prior to the November 4, 2008, General Election, all counties using this utility shall create a log to record the selected Tally Type settings and send via email or facsimile a copy of the logged settings to OVSTA.
4. After Election Day, all counties shall print a report of the log displaying the settings used for Election Day along with any modifications made to these settings. A copy of this report must be provided to OVSTA via email, or by facsimile. The original log shall be retained with county election records.

The contact person for OVSTA is Miguel Castillo. He can be reached at (916) 653-5614 or at miguel.castillo@sos.ca.gov, and his fax number is (916) 653-4620.

If you have any questions about this approval, please do not hesitate to contact me personally at (916) 653-7244.

Sincerely,



Lowell Finley
Deputy Secretary of State,
Voting Systems Technology and Policy

cc: Alameda County - Dave MacDonald, Registrar of Voters
Del Norte County - Vicki L. Frazier, County Clerk-Recorder
Glenn County - Vince T. Minto, County Clerk-Recorder/Assessor
Imperial County - Dolores Provencio, County Clerk-Recorder/Registrar of Voters
Inyo County - Mary Roper, County Clerk/Registrar of Voters
Kings County - Ken Baird, County Clerk-Recorder
Mariposa County - Keith Williams, County Clerk
Mono County - Renn Nolan, County Clerk-Recorder
Monterey County - Linda Tulett, Registrar of Voters
Napa County - John Tuteur, Assessor-Recorder-County Clerk
Riverside County - Barbara Dunmore, Registrar of Voters
San Benito County - Joe Paul Gonzalez, County Clerk-Auditor-Recorder
San Bernardino County - Kari Verjil, Registrar of Voters
San Francisco City and County - John Arntz, Director of Elections
Santa Clara County - Jesse Durazo, Registrar of Voters
Santa Cruz County - Gail Pellerin, County Clerk
Sutter County - Donna M. Johnston, County Clerk-Recorder
Tehama County - Beverly Ross, County Clerk-Recorder
Tulare County - Rita A. Woodard, Registrar of Voters
Ventura County - Phil Schmit, County Clerk-Recorder-Registrar of Voters
Yuba County - Terry A. Hansen, County Clerk-Recorder