

STATE OF MAINE
SUPREME JUDICIAL COURT
SITTING AS THE LAW COURT

LAW COURT DOCKET NO. BCD-20-126

DELBERT A. REED,
Petitioner-Appellant

v.

SECRETARY OF STATE MATTHEW DUNLAP,
in his capacity of Secretary of State for the State of Maine

Respondent-Appellee

and

MAINERS FOR LOCAL POWER PAC, MAINE STATE CHAMBER OF
COMMERCE, NEXTERA ENERGY RESOURCES, LLC and INDUSTRIAL
ENERGY CONSUMER GROUP

Intervenors.

On Appeal from Business and Consumer Court
Docket No. BCD-AP-20-02

APPENDIX

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TABLE OF CONTENTS

	<u>Page</u>
<i>Rule 8(d) Mandatory Content</i>	
Maine Business & Consumer Court Docket Sheet.....	1
Kennebec County Superior Court Docket Sheet.....	7
Order on Appeal of Amended Determination by Secretary of State re Citizen Initiative (Rule 80C M.R.C.P.), dated April 13, 2020.....	8
Order on Petitioner’s Second Motion to Take Additional Evidence, dated April 3, 2020.....	29
Order on Petitioner’s Motion to Take Additional Evidence, dated March 23, 2020.....	33
Petition for Review of Final Agency Action, dated March 13, 2020 (with Exhibits A and B, content of Exhibit C included in Rule 8(e) section)	39
Exhibit A – Correspondence to Matthew Dunlap from Newell Augur, dated February 24, 2020.....	47
Exhibit B - Correspondence to Matthew Dunlap from Newell Augur, dated February 27, 2020.....	110
Exhibit C - Determination of the Validity of a Petition for Initiated Legislation Entitled “Resolve, To Reject the New England Clean Energy Connect Transmission Project”, dated March 4, 2020	141
<i>Rule 8(e) Mandatory Content</i>	
Determination of the Validity of a Petition for Initiated Legislation Entitled “Resolve, To Reject the New England Clean Energy Connect Transmission Project”, dated March 4, 2020.....	142
Amended Determination of the Validity of a Petition for Initiated Legislation Entitled “Resolve, To Reject the New England Clean Energy Connect Transmission Project”, dated April 1, 2020	144

Rule 8(f) Discretionary Content

Index to Consolidated Agency Record Filed After Remand.....	154
Spreadsheet summarizing results of Secretary of State’s review on remand, dated April 1, 2020 (Agency Record Item (“R.”) 2).....	161
Letter from Nolan Reichl, Esq. to Secretary Dunlap (emailed to SOS counsel at 1:53 pm), , dated March 31, 2020 (R. 6) with the following attachment:	163
A. Affidavit of Michael Underhill	166
Notes of interview with Brittany Skidmore, dated March 31, 2020 (R. 7).....	169
Statement of Brittany Skidmore, dated March 23, 2020 (R. 8), with the following attachment:	172
A. print-outs of payments received.....	175
Email communications between Director of Elections Melissa Packard and Wesley Ryan Huckey, notary public, dated March 27, 2020 (R. 9).....	177
Email communications between Deputy Secretary of State Julie Flynn and Leah Flumerfelt re: follow-up questions, dated March 27, 2020 (R. 10).....	179
Statement of Leah Flumerfelt, , dated March 27, 2020 (R. 11) with the following attachments:.....	182
A. Bangor Savings Bank records reflecting payments	184
B. Copies of pages from Notary Public Record Book	186
Email communication from David McGovern, Sr. to Deputy Secretary of State Flynn with attached statement and copies of payments received from Revolution Field Strategies LLC, dated March 27, 2020 (R. 14)	195
Affidavit of Patrick Sheridan-Rossi, dated March 27, 2020 (R. 18A)	200
Mainers for Local Power - Circulator Training Handbook, prepared by Revolution Field Strategies (Ex. A to Affidavit of Patrick Sheridan-Rossi) (R. 18B)	204

	<u>Page</u>
Email communications from Michael Underhill to Deputy Secretary of State Flynn, dated March 25, 2020 (R. 21)	210
Letters from Deputy Secretary of State Flynn to notaries requesting statements and documents (all sent via email), dated March 25, 2020 (R. 22)	214
Letter from Nolan Reichl, Esq. to Secretary Dunlap (emailed to SOS counsel at 4:58 pm), dated March 25, 2020 (R. 24), with the following exhibits:	231
A. Casco petition #5398.....	235
B. Casco petition.....	237
C. Garland petition.....	239
D. Kennebunkport petition	241
E. Scarborough petition.....	243
F. Stonington petition.....	245
Letter from Deputy Secretary Flynn emailed to counsel for all parties in <i>Reed v. Dunlap</i> at 1:12 p.m., requesting submissions specifying any alleged errors in Secretary of State’s Determination of Validity, issued on March 4, 2020, by 4 pm on March 25, 2020, dated March 24, 2020 (R. 27).....	247
Letter from Nolan Reichl, Esq. to Secretary Dunlap (emailed at 1:03 pm) raising issues for consideration on remand, dated March 24, 2020 (R. 28).....	249
Affidavit of Nina A. Fisher (Ex. 4 to Reed’s motion to take additional evidence), dated March 20, 2020 (R. 29).....	259
Affidavit of Warren Winslow (Ex. 3 to Reed’s motion to take additional evidence), dated March 19, 2020 (R. 30).....	262
Copy of petition #743 (Bate-stamped PET0001465), circulated by Megan St. Peter (Ex. 2 to Reed’s motion to take additional evidence) (R. 31)	266
Petition Certification Instructions for staff of the Department of the Secretary of State involved in reviewing the petitions, dated February 2020 (R. 40)	269

Petition Organization Registration Application, filed pursuant to 21-A M.R.S. § 903-C by Alex Carabelli of Revolution Field Strategies, dated February 3, 2020 (R. 43)273

Instructions to Petition Circulators (R. 48A).....276

Instructions to Petition Organizers for Initiative Petitions (R. 48E)279

The approved petition form for “Resolve, To Reject the New England Clean Energy Connect Transmission Project,” issued October 18, 2019 (R. 48F)284

**Maine Business & Consumer Court
Docket Sheet**

Docket No.: BCDWB-

Date Filed:

Action:

Transferring Court:

Plaintiff

Defendant

Plaintiff's Attorney

Defendant's Attorney

Telephone

Telephone

E-Mail

E-Mail

For Prior Docket Entries, See:

Entries

Intervenors:

**Maine Business & Consumer Court
Docket Sheet**

Docket No.: BCDWB- AP-20-02

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3/23/20

On 3/23/20. Transfer to Business and Consumer Court: By Agreement of parties, per Procedural Order of this date.

On 3/23/20. Notice of Acceptance, Counsel Information Sheet and E-mail guidelines sent to counsel on this date.

Rec'd 3/23/20. Unopposed Motion to Intervene of Mainers for Local Power with proposed order. Motion dated 3/18/20, received by Kennebec County Superior Court on 3/23/20. J. Murphy granted in procedural order of this date.)

3/24/20

Rec'd 3/20/20. Petitioner's Motion for Additional Evidence with Exhibits 1-4, and proposed order electronically filed.

Rec'd 3/20/20. Intervenor Mainers for Local Power's Motion to Quash Subpoenas and Request for Expedited Consideration with attachments and proposed order electronically filed.

Rec'd 3/21/20. Respondent's Memorandum in Response to Petitioner's Motion to Take Additional Evidence and Discovery electronically filed.

Rec'd 3/21/20. Intervenor Mainers for Local Power's Opposition to Petitioner's Motion for Additional Evidence with proposed order electronically filed.

Rec'd 3/22/20. Motion to Intervene of Industrial Energy Consumer Group filed electronically.

Rec'd 3/22/20. Petitioner's Reply Memorandum in Support of Motion for Additional Evidence electronically filed.

**Maine Business & Consumer Court
Docket Sheet**

Docket No.: BCDWB- AP-20-02

Rec'd 3/24/20. Motion to Intervene of NextEra Energy Resources with proposed order filed.
(Electronically received by the court 3/20/20)

On 3/23/20. Order issued, Murphy, J.
Order on Petitioner's Motion to Take Additional Evidence. The Court remands this matter to the Secretary to take additional evidence. The Court denies Reed's motion to engage in discovery pursuant to Rule 80c(j), and to take additional evidence in the Superior Court. The Secretary shall have a deadline of Wednesday, April 1, 2020 to issue its Determination. The clerk is instructed to incorporate this order into the docket by reference. M. R.Civ.p.79(a). Parties noticed 3/24/20

On 3/23/20. Order issued, Murphy, J.
This matter having come before the Court on NextEra Energy Resources, LLC's ("NextEra") Motion to Intervene, and the Court having determined that (1) NextEra has claimed an interest in the petition that is the subject matter of this action, and (2) NextEra's interest is not adequately represented by existing parties, the Motion is hereby GRANTED over objection. Parties noticed 3/24/20

3/25/20.

On 3/25/20 Order issued, Murphy, J.
Hearing/Conference Record. From the date the Secretary of State issues his new Determination the briefing schedule shall be as follows: 1) Any Party appealing the new Determination, along with any Intervenor who joins in that challenge, has three days to file any Brief. 2) Any Party or Intervenor wishing to oppose the challenging parties' /intervenor(s)' position then has three days to file their Opposition. 3) the Appellants/Intervenors then have two days to file any Reply. Parties noticed 3/25/20

On 3/25/20 Order issued, Murphy, J.

Order on Motion to Intervene by Industrial Energy Consumer Group. It is hereby ORDERED that IECG's motion is GRANTED. The Court has been informed that Petitioner and Respondent have no objection and that Intervenor NextEra takes no position on IECG's motion. The Court finds that IECG has met the standard for intervention under 21-AM.R.S 905(2) because it has timely filed a motion, shown that it has significant interests in the subject matter of the petition, and its interests are not adequately represented by existing parties. Parties noticed 3/25/20

3/27/20

Rec'd 3/26/20. Petitioner's Motion for Relief from Emergency Order with proposed order filed.

4/3/20

Rec'd 3/30/20. Motion for Leave to Intervene of Maine State Chamber of Commerce and proposed Order.

Rec'd 4/1/20. Signed copy of the Amended Determination of the Validity of a Petition for Initiated Legislation filed by AAG Gardner.

Rec'd 4/1/20. Request for telephonic conference from N. Riechl, Esq. to discuss filing of second motion to take additional evidence.

On 4/1/20. Telephonic conference held, Murphy, J.

Rec'd 4/1/20. Entry of Appearance of Phyllis Gardiner, AAG obo Matthew Dunlap, Secretary of State

**Maine Business & Consumer Court
Docket Sheet**

Docket No.: BCDWB- AP-20-02

filed. (Rec'd in KENSC 3/23/20)

Rec'd 4/2/20. Petitioner's Second Motion to Take Additional Evidence with Exhibits A-C. Proposed order filed

Rec'd 4/2/20. Intervenor IECG's Memorandum in Support of Motion to Supplement the Record filed.

Rec'd 4/2/20. Intervenor Mainers for Local Power's Opposition to Petitioner's Second Motion for Additional Evidence filed.

Rec'd 4/3/20. Intervenor NextEra Energy Resources, LLC's Opposition to Motion for Additional Evidence filed.

Rec'd 4/3/20. Respondent's Opposition to Petitioner's Second Motion to Take Additional Evidence filed.

Rec'd 4/3/20. Signed Certification of Agency Record with thumb drive containing filed.

On 4/3/20 Order issued, Murphy, J.

Order on Motion for Leave to Intervene of Maine State Chamber of Commerce. The Petition for Leave to Intervene of Maine State Chamber of Commerce is GRANTED. Pursuant to M.R.Civ.P.79(A), the clerk is hereby ordered to incorporate this order by reference in the docket. Parties noticed by email 4/3/20. (Signed order sent 4/9/20)

On 4/3/20 Order issued, Murphy, J.

Order on Petitioner's Motion for Relief from Emergency Order is hereby GRANTED. Because of the statutory deadlines that apply to this proceeding, the Court finds that there are urgent and compelling reasons to permit hearings in this proceeding before May 1, 2020. Accordingly, as allowed by the Supreme Judicial Court's standing order dated March 18, 2020, hearings will be held as necessary to resolve this proceeding within the statutory deadlines. Parties noticed by email 4/3/20. (Signed order sent 4/9/20)

On 4/3/20 Order issued, Murphy, J.

Order on Petitioner's Second Motion to Take Additional Evidence. Petitioner Delbert Reed's Second Motion to Take Additional Evidence is DENIED. The clerk is directed to incorporate this order into the docket by reference. M.R.Civ.P.79(a). Parties noticed 4/3/20. (Signed order sent 4/9/20)

4/9/20

Rec'd 4/4/20. Rule 80C Brief of Intervenor Industrial Energy Consumer Group filed.

Rec'd 4/4/20. Maine State Chamber of Commerce's Memorandum in Support of Petitioner's Challenge to the Secretary of State's Amended Determination filed.

Rec'd 4/4/20. Petitioner's Brief Requesting Reversal of the Secretary of State's Amended Determination with Exhibits A-P filed.

Rec'd 4/6/20. Letter from Nolan Reichl, Esq. with attached Exhibit Q, and letter regarding Footnote 2 on Petitioner's Brief filed.

**Maine Business & Consumer Court
Docket Sheet**

Docket No.: BCDWB- AP-20-02

Rec'd 4/7/20. Intervenor Mainers for Local Power's Rule 80C Merits Brief in Support of Respondent Secretary's Validity Determination filed.

Rec'd 4/7/20. Intervenor NextEra Energy Resources, LLC's Brief in Support of Respondent's April 1, 2020 Determination filed.

Rec'd 4/7/20. Respondent's Rule 80C Brief filed.

On 4/9/20. Note: Signed versions of Orders issued 4/3/20 sent to parties on this date with complete list of contacts.

4/10/20.

Rec'd 4/9/20. Petitioner's Reply Brief in Further Support of Request for Reversal of the Secretary of State's Amended Determination filed.

Rec'd 4/9/20. Maine State Chamber of Commerce's Reply Memorandum in Support of Petitioner's Challenge to the Secretary of State's Amended Determination filed.

Rec'd 4/9/20. Intervenor IECG's Reply Brief filed.

Rec'd 4/9/20. Thumb drive containing Agency Record filed. (Court was unable to download previous record filed by OneDrive on 4/3/20)

4/13/20

On 4/13/20. Order issued, Murphy, J.

Order on Appeal of Amended Determination by Secretary of State re Citizen Initiative (Rule 80C M.R.C. P.) The Secretary of State's Amended Determination dated April 1, 2020 is AFFIRMED. Parties noticed 4/13/20.

4/16/20.

Rec'd 4/15/20. Petitioner Delbert A. Reed's Notice of Appeal to the Law Court filed. Delbert A. Reed appeals from the Secretary of State's determination concerning the validity of a petition for initiated legislation, dated March 4, 2020; the Secretary of State's amended determination concerning the validity of a petition for initiated legislation, dated April 1, 2020; the Superior Court's final order in this proceeding, dated April 13, 2020, and all prior Superior Court orders, including, without limitation, the Order on Petitioner's Motion to Take Additional Evidence dated March 23, 2020, and the Order on Petitioner's Second Motion to Take Additional Evidence Dated April 3, 2020 filed. Filing fee paid.

Rec'd 4/15/20. Notice of Appeal by Intervenor Industrial Energy Consumer Group filed. Intervenor Industrial Energy Consumer Group appeals from the Secretary of State's determination concerning the validity of a petition for initiated legislation (March 4, 2020); the Secretary of State's amended determination concerning the validity of a petition for initiated legislation (April 1, 2020); the Superior Court orders in connection with the Rule 80C appeal, including without limitation, the Order on Petitioner's Motion to Take Additional Evidence dated March 23, 2020, and the Order on Petitioner's Second Motion to Take Additional Evidence Dated April 3, 2020 filed. Filing fee paid.

**Maine Business & Consumer Court
Docket Sheet**

Docket No.: BCDWB- AP-20-02

On 4/16/20. Copy of notices of appeal and docket entries sent to the Clerk of the Law court on this date. Copies of notices of appeal sent to counsel of record on this date. (AAG: Phyliss Gardner, Attorneys: Joshua Tardy, Christopher Roach, Anthony Buxton, David Kallin, Gerald Petrucelli, and Nolan Reichl)

Action:80C

Delbert A Reed

vs

Matthew Dunlap

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Date of Entry

-
- 03/13/20 Petition for Review of Final Agency Action, filed. s/DeRosiers, Esq.

 - 03/23/20 Procedural Order, Murphy, J.
 - 1. Transfer to Business and Consumer Court: By agreement of the parties, this matter shall be transferred to the Business and Consumer Docket on March 23, 2020.
 - 2. Filings: Because the Capital Judicial Center was closed at the time of this conference the Court ordered that any filings be made in this matter prior to the case being formally accepted in the Business and Consumer Court, would be accepted by the Court electronically
 - 3. Motion to intervene: Mainers for Local Power moved to intervene in this matter. The motion is granted without objection
 - 4. Motion to Take Additional Evidence: Petitioners must file their motion to take additional evidence by 5 p.m., March 20, 2020. Respondents and Intervenors must file any opposition to Petitioner's motion by 5 p.m., March 21, 2020. The Court will render a decision in the motion by close of business March 23, 2020 and will, if necessary, notify counsel of record via email.
 Copy of order to parties/counsel via e-mail

 - 03/23/20 Case closed per Procedural Order of 3/23/20 ordering case to be transferred to the Business and Consumer Docket

 - 03/23/20 Case permanently transferred

his discretion when he determined he lacked authority to conduct evidentiary hearings after remand; and 4) abused his discretion when he failed to invalidate additional signatures after remand for other reasons.

At the outset, the Court would note what issues are not before the Court. First, the parties strenuously disagree as to whether the people of Maine pursuant to the Maine Constitution have the right through this Citizen's Initiative to reject this project, but they do agree that issue would not be ripe unless the measure is placed on the ballot and approved by Maine voters. Second, the Court is not asked here, nor could it be, to decide if the Initiative is good policy. And finally, the Court would note that federal law has very little to do with the task before the Court, which is to decide whether the Maine Constitution, Maine statutes and Supreme Judicial Court precedent requires that this measure go to the voters of Maine in November of 2020.

Petitioner is represented by Attorneys Nolan Reichl, Jared DesRosiers, Newell Augur, Joshua Tardy, and Joshua Randlett. Respondent Secretary of State is represented by Attorney Aaron Frey and Assistant Attorney General Phyllis Gardiner. Intervenor Mainers for Local Power (MLP) is represented by Attorneys David Kallin, Adam Cote and Amy Olfene. Intervenor NextEra Energy Resources, LLC (NER) is represented by Attorney Christopher Roach. Intervenor Industrial Energy Consumer Group (IECG) is represented by Attorneys Anthony Buxton, Sigmund Schutz, and Robert Borowski. Intervenor Maine State Chamber of Commerce (MSCC) is represented by Attorney Gerald Petruccelli.

Intervenors MLP and NER support the Secretary of State's Amended Determination issued on April 1, 2020. Intervenors IECG and MSCC support Mr. Reed's appeal.

BACKGROUND

On February 3, 2020, a total of 15,875 petition forms containing 82,449 signatures in support of the Citizen Initiative were filed with the Secretary. Upon receiving the written petition, the Secretary was required by statute to issue a Determination of the Petition's validity within thirty (30) days thereafter, by March 4, 2020. 21-A M.R.S. § 905(1). In response to the Petition submission, Clean Energy Matters ("CEM"), an organization opposed to the citizen initiative, submitted letters with a number of attached documents to the Secretary on February 24 and 27, 2020. Among CEM's submissions were allegations that eight specific notaries had provided services other than administering oaths to circulators in support of the petition drive and in violation of Maine law.¹

Given the Secretary's statutory deadline to determine the Petition's validity, he asserted in the initial Determination that he lacked the opportunity to investigate all of the allegations contained in CEM's submissions, and specifically, was unable to investigate the specified notaries' activities, or to make findings concerning the validity of their notarial acts. No party in this case has directly questioned whether the Secretary had time to conduct such an investigation prior to remand, perhaps because of the date when Petitioner provided the information to the Secretary. The Secretary found that a total of 69,714 signatures on the petitions were valid, 6,647 more than required for the Petition to qualify for the ballot.

¹ 21-A M.R.S. § 903-E provides that a notary public "is not authorized to administer an oath or affirmation to the circulator of a petition under section 902 if the notary public ... is ... providing any other services, regardless of compensation, to initiate the direct initiative ... for which the petition is being circulated ... or ... providing services other than notarial acts, regardless of compensation, to promote the direct initiative ... for which the petition is being circulated."

² The deadline for the Secretary to issue his Determination was March 4, 2020. The documents from Mr. Reed's counsel were received by the Secretary on February 24 and 27, 2020, although it appears that Petitioner's counsel received the information from his Private Investigator no later than January 28, 2020. Pet. For Judicial Review, Exh. B.

Thereafter, Mr. Reed filed a Rule 80C petition for judicial review of that Determination on March 13, 2020, in accordance with 21-A M.R.S. § 905(2). Shortly thereafter, on March 20, 2020 Mr. Reed filed a motion to take additional evidence with this Court. In response to Mr. Reed's motion, the Court issued an order on March 23, 2020, remanding this matter to the Secretary for the purpose of taking additional evidence pursuant to 5 M.R.S. § 11006(1)(B). Accordingly, the Secretary issued an Amended Determination on April 1, 2020.⁷

The Amended Determination detailed the process used by the Secretary to take additional evidence along with the Secretary's findings. According to the Amended Determination, the Secretary sent letters to each of the notaries in question, asking them to submit a signed (and sworn, if possible) statement explaining the details of their engagement and involvement with the petition drive. The notaries were also asked to produce documents, including copies of their notary logs, any agreement to provide services for the petition drive, paystubs or cancelled checks reflecting compensation for their services, and any instructions provided by the entity that hired them. All notaries complied with the Secretary's investigation. As a result, the Secretary validated petitions certified by four of the notaries. However, according to the Amended Determination, five other notaries either engaged (at some point) in other services relating to the initiative, or otherwise erred

⁷ Respondent MLP has argued throughout these proceedings that *Webster v. Dunlap*, AP-09-55 (Me. Sup. Ct., Dec. 21, 2009) makes any post-remand investigation by the Secretary an "ad hoc" investigation not authorized under Maine law. The Court disagrees. In *Webster*, the Secretary failed to issue *any* Determination within the 30 days required by law, and the Superior Court concluded that the Secretary therefore lost authority to take any action after that failure. In this case, the Secretary made an initial Determination which the Court found was subject to judicial review. The Court permitted the parties to brief the issue of whether the matter should be sent back for further investigation and due to the nature of the allegations, and because the Secretary had very little time to investigate late-made allegations by Petitioner and some Intervenors in the first instance, this case was remanded to the Secretary to conduct the investigation that resulted in the Amended Determination.

in their notarial duties. Therefore, the Secretary called these notaries' authority to administer oaths to circulators of the petitions into question.

The first notary whose notarial acts were called into question by the Secretary was David McGovern, Sr. who, according to the Secretary, circulated petitions during the first week of January 2020, and then volunteered to, and did, notarize petitions for other circulators. The Secretary found this behavior in violation of 21-A M.R.S. § 903-E, and rejected the petitions submitted by this circulator. As detailed in the Amended Determination, a second notary named Michael Underhill also circulated petitions on two occasions in December 2019, after which he notarized the petitions of another circulator. As with the signatures notarized by Mr. McGovern, the Secretary rejected the signatures notarized by Mr. Underhill.

The Secretary also questioned a third notary, Wesley Huckey, who is described in the Amended Determination as an employee in the City Clerk's office in Augusta who was hired to notarize petitions for circulators in January 2020. The Secretary found that Mr. Huckey was hired only as a notary and did not otherwise work on the initiative. However, the Secretary noted that on one occasion, Mr. Huckey carried a batch of petitions that his colleagues in the city of Augusta's clerk's office had just finished certifying to the campaign field office, where he was headed that evening to notarize petitions. The Secretary found that this action was, at most, a *de minimis* violation of section 903-E and therefore found that petitions notarized by Mr. Huckey were valid. If the petitions notarized by Mr. Huckey after January 17, 2020 when he carried the boxes to the field office were considered invalid by the Secretary, an additional 2,555 signatures would have been rejected.

The fourth notary described in the Amended Determination, Leah Flumerfelt, was initially hired by the campaign to circulate petitions, but was hired to notarize petitions instead when the

campaign learned she was a notary public. According to the Amended Determination, Ms. Flumerfelt administered oaths to circulators between January 12 and January 24, 2020. Then, on January 24 Ms. Flumerfelt was asked to deliver petitions to several town offices, organize petitions in the office, and to clean the office. The Secretary found that because Ms. Flumerfelt did not engage in any of these actions until after she had finished administering oaths to circulators, the oaths administered before she performed other services remained valid.

According to the Secretary, the final notary questioned, Brittany Skidmore, engaged in similar conduct to Ms. Flumerfelt. Ms. Skidmore reviewed certain petitions for errors on the weekend of January 27-30, 2020 after having administered oaths to circulators from December 17, 2019 to January 24, 2020. The Secretary found that there was no evidence Ms. Skidmore performed any non-notarial services for the initiative prior to the last week in January, after she had already finished her notarial duties. However, the Secretary found that Ms. Skidmore made other errors while acting as a notary prior to January 1, 2020, including failing to read oaths to circulators at correct times, and failing to ask for circulators identification. The Secretary noted that another campaign employee instructed Ms. Skidmore that she was required to read the oath to each circulator, watch the circulator sign his or her name to the oath, and then sign her name as notary in the circulator's presence- in accordance with 21-A M.R.S. § 902. The Secretary found that from that point on, Ms. Skidmore followed these practices. Accordingly, as detailed in the Amended Determination, the Secretary found the petitions notarized by Ms. Skidmore prior to January 2, 2020 invalid, but found the remaining signatures valid despite the other services she eventually provided to the campaign after completion of her notarial duties.

In addition to the notaries, the Secretary investigated allegations of fraud with regard to a specific petition circulator, Megan St. Peter. According to the Secretary's Amended

Determination, said circulator submitted petition #743 (Bate stamped PET0001485), which included two signatures from individuals who attest they did not sign the petition. The Secretary had previously rejected both signatures. On remand the Secretary found that almost all signatures on petition #743 were appropriately rejected for various reasons. Therefore, the Secretary was persuaded that Ms. St. Peter's oath could not be relied upon, resulting in the rejection of 174 more signatures previously considered valid.

Finally, the Secretary reviewed all 15,785 petitions for errors intrinsic to the petitions, such as duplicate signatures, and issues with voter registration status. At the conclusion of the Secretary's review, he found in his Amended Determination that a total of 16,332 signatures were invalid, and 66,117 were valid, meaning that the overall number exceeded the constitutional minimum by 3,050 signatures. As a result of the Secretary's Amended Determination, Mr. Reed filed a second motion to take additional evidence on April 2, 2020, which the Court denied. Mr. Reed now challenges the Secretary's Amended Determination on the merits.

STANDARD OF REVIEW

The Maine Constitution grants Maine people the right to legislate by Direct Initiative. ME. CONST. art IV, pt. 3, § 18. The Constitution provides that the "direct initiative. . . shall be governed by the provisions of this Constitution and of the general law, supplemented by such reasonable action as may be necessary to render the preceding sections self executing." Me. Const. art. IV, pt. 3, § 22. The Law Court has "stressed the importance of this Constitutional power reserved to the people, declaring it to be an 'absolute right.'" *McGee v. Sec'y of State*, 2006 ME 50, ¶ 21, 896 A.2d 933. Such a right cannot be abridged either directly or indirectly by any action of the Legislature. *Id.* (citing *Farris ex rel. Dorsky v. Goss*, 143 Me. 227, 231, 60 A.2d 908, 911

(1948)). The Legislature may enact laws “not inconsistent with the constitution for applying the . . . direct initiative” and “to establish procedures for determination of the validity of written petitions.” Me. Const. art IV, pt. 3, § 22. Laws enacted to govern the direct initiative process “must be liberally construed to facilitate, rather than handicap, the people’s exercise of their sovereign power to legislate.” *Allen v. Quinn*, 459 A.2d 1098, 1102-03 (Me. 1983). Courts apply strict scrutiny when reviewing statutes that aim to regulate the ballot initiative process to ensure they do not unduly burden Maine people’s rights. Thus, any State action must be narrowly tailored to serve a compelling state interest. *Me. Taxpayers Action Network v. Sec’y of State*, 2002 ME 64, ¶ 8, 795 A.2d 75.

Under the Maine Constitution, the Secretary of State is the constitutional officer who has been granted plenary power to “investigate and determine the validity of petitions.” *Id.* ¶ 12, n. 8 (citing *Opinion of the Justices*, 116 Me. 557, 580-82, 103 A. 761, 771-72 (1917)). When reviewing the Secretary of State’s Determination of initiative petitions, the Court’s review must be deferential and limited, and the Law Court has recognized that the Secretary has a broad mandate when it comes to Citizen Initiatives, noting that the Secretary has more discretion under Section 905 than in reviews of nomination petitions under 21-A M.R.S. § 354. *See Knutson v. Dep’t of Sec’y of State*, 2008 ME 124, ¶ 20 & n.7, 954 A.2d 1054, 1060.

Generally, an action brought seeking review of the Determination of the Secretary of State on Direct Initiative Petitions “must be conducted in accordance with the Maine Rules of Civil Procedure, Rule 80C, except as modified by this section.” 21-A M.R.S. § 905(2). In *Palesky v. Sec’y of State*, the Law Court interpreted the modifications presented in section 905 to expedite the timing of an appeal. 1998 ME 103, ¶ 5, 711 A.2d 129. Section 905 does not require “a full de novo trial.” *Id.* ¶ 6.

Pursuant to M.R. Civ. P. 80C, when the Superior Court acts in its intermediate appellate capacity, it must review an agency's decision directly for errors of law, abuse of discretion, or findings not supported by substantial evidence in the record. *Doe v. Dep't of Health and Human Services*, 2018 ME 164, ¶ 11, 198 A.3d 782. The Court will not vacate an agency's decision unless it: violates the Constitution or statutes; exceeds the agency's authority; is procedurally unlawful; is arbitrary or capricious; constitutes an abuse of discretion; is affected by bias or an error of law; or is unsupported by the evidence in the record. *Kroeger v. Dep't of Envtl. Prot.*, 2005 ME 50, ¶ 7, 870 A.2d 566. Questions of law are subject to de novo review. *Id.* (citing *York Hosp. v. Dep't of Health & Human Servs.*, 2008 ME 165, ¶ 32, 959 A.2d 67).

When reviewing an agency's interpretation of a statute administered by it, the Court must first determine if the statute is ambiguous. *Street v. Bd. of Licensing of Auctioneers*, 2006 ME 6, ¶ 9, 889 A.2d 319 (citing *Competitive Energy Servs., LLC v. PUC*, 2003 ME 12, ¶ 15, 818 A.2d 1039). If the statute is unambiguous the Court construes the statute plainly, without deference to the agency's construction. *Id.* However, the agency's interpretation of an ambiguous statute it administers is reviewed with great deference and will be upheld unless the statute plainly compels a contrary result. *Id.* The party seeking to overturn an agency's decision bears the burden of persuasion on appeal. *Doe*, 2018 ME 164, ¶ 11, 198 A.3d 782.

If the agency makes a decision committed to its reasonable discretion, the party appealing has the burden of demonstrating that the agency decision-maker abused his or her discretion in reaching the decision. The Court may find an abuse of discretion if the petitioner demonstrates that the Secretary exceeded the bounds of reasonable choices available to him or her, considering the facts and circumstances of the particular case and the governing law. *Forest Ecology Network v. Land Use Regulation Comm'n*, 2012 ME 36, ¶ 28, 39 A.3d 74. When reviewing an agency's factual

findings, the Court will examine the entire record to determine whether it could fairly and reasonably find the facts as it did, even if the record contains other inconsistent or contrary evidence. *Dyer v. Superintendent of Ins.*, 2013 ME 61, ¶ 11, 69 A.3d 413. Ultimately, the petitioner must prove that “no competent evidence” supports the agency’s decision. *Seider v. Bd. Of Examiners of Psychologists*, 2000 ME 206, ¶ 9, 762 A.2d 551.

Importantly, in the context of a Citizen’s Initiative, if a statute can be interpreted in multiple ways, the Court must interpret the statute in a way that does not raise constitutional problems. *McGee v. Sec’y of State*, 2006 ME 50, ¶ 18, 896 A.2d 933. And finally, “Where there is doubt as to the meaning of legislation regulating the reserved right of initiative, that doubt is to be resolved in favor of the people’s exercise of the right.” *Id.*, ¶ 18.

1. Whether the Secretary Erred or Abused his Discretion When He Determined that Wesley Ryan Huckey, Leah Flumerfelt, and Brittany Skidmore Were Authorized to Administer Oaths to Petition Circulators.

Petitioner Reed and Intervenors IECG and MSCC argue that the Secretary committed an error of law when he validated signatures notarized by the three individuals named above. Specifically, Mr. Reed argues that because the Secretary found that all three of these individuals performed non-notarial services at some point in time for the signature gathering campaign, he was required by law to invalidate any signature on any petition of any circulator who took an oath administered by them. He asserts that these three individuals were not “authorized by law to administer oaths” to the circulators who gathered signatures in support of the direct initiative campaign under a new law enacted by the Maine Legislature in 2016.

The Constitution of Maine requires that “[t]he oath of the circulator must be sworn to in the presence of a person authorized by law to administer oaths.” Me. Const. Art. IV, Pt. 3, § 20.

Pursuant to Maine Law, notaries public are, as a general matter, authorized to administer oaths to circulators. 21-A M.R.S. § 902 (stating that a “circulator of a petition must sign the petition and verify by oath or affirmation before a notary public or other person authorized by law to administer oaths or affirmations”); 4 M.R.S. § 951 (stating “when authorized by the laws of this State . . . to do any official act, [a] notary public may administer any oath necessary to the completion or validity of the act”).

Maine Law, however, restricts the authority of a notary to administer an oath or affirmation in 21-A M.R.S § 903-E as follows:

A notary public . . . authorized by law to administer oaths or affirmations generally is not authorized to administer an oath or affirmation to the circulator of a petition under section 902 if the notary public . . . is:

A. Providing any other services, regardless of compensation, to initiate the direct initiative or people’s veto referendum for which the petition is being circulated. For the purposes of this paragraph, “initiate” has the same meaning as section 1052, subsection 4-B; or

B. Providing services other than notarial acts, regardless of compensation, to promote the direct initiative or people’s veto referendum for which the petition is being circulated.

21-A M.R.S § 903-E.

In a different section, the law governing notaries public states:

It is a conflict of interest for a notary public to administer an oath or affirmation to a circulator of a petition for a direct initiative or people’s veto referendum under Title 21-A, section 902 if the notary public also provides services that are not notarial acts to initiate or promote that direct initiative or people’s veto referendum. This section does not affect or apply to notarial acts performed before August 4, 1988.

4 M.R.S. § 954-A.

The purpose of the language of Section 903-E is to regulate which notaries have the authority to administer an oath or affirmation to circulators. Whether such authority exists is

dependent upon whether the notary “is providing services other than notarial acts” “to initiate the direct initiative” or “to promote the direct initiative.” The purpose of section 954-A is to expand the categories of conduct which create a conflict of interest to include one who administers an oath or affirmation in a citizen’s initiative if the notary also “provides” services that are not notarial acts to initiate or promote such an initiative. The Section does not directly address the effect of the conflict in terms of authority.

As the parties point out, no Court has had occasion to interpret these statutes. However, it is clear that one section (903-E) speaks in terms of the “authority” of the notary, while the other (954-A) speaks in terms of the ethical obligations of the notary. This distinction in the Court’s view is significant, because what is at issue in this case is the legal authority of a notary to administer the oath, as opposed to what professional consequences might flow toward a notary acting with a conflict of interest. Because of this important distinction, the Court limits its analysis to Section 903-E.

The Secretary apparently concluded, and there is a basis in the law for him to have done so, that the authority to administer an oath, however, either exists or does not exist at the time the oath was sworn. That is, in order to determine whether an individual is authorized to administer an oath, one must look at the point in time at which the oath was administered. *See United States v. Curtis*, 107 U.S. 671, 673 (1882) (stating “the underlying question is whether the notary public . . . was, at the respective dates of the oaths taken by Curtis, authorized by the laws of the United States to administer such oaths”). The Court finds that the Legislature, in enacting Sections 903-E, directs the Secretary, as the Constitutional Officer tasked with reviewing initiative petitions, to determine whether, at the time the oath is administered, the notary “is providing services other than notarial acts” to either initiate or promote the direct initiative. And the Court concludes this

is the approach taken by the Secretary in this case, not just for the notaries targeted by Petitioners – Huckey, Flumerfelt and Skidmore – but others as well.

Here, the Secretary determined on remand that at the time they administered the oath to circulators, two notaries—David McGovern, Sr and Michael Underhill—were also circulating petitions for the initiative. Consequently, the Secretary correctly determined that these notaries were not authorized to administer oaths to circulators. The Secretary also determined that three additional notaries—at some point - provided non-notarial services to the initiative. These notaries are Leah Flumerfelt, Brittany Skidmore⁴ and Wesley Huckey. The Secretary made specific findings with respect to each of these notaries and ultimately determined at the time they administered the oaths to circulators, they had the authority to do so.

First, with respect to Ms. Flumerfelt and Ms. Skidmore, the Secretary found that because neither Ms. Flumerfelt nor Ms. Skidmore were providing non-notarial services at the time they administered oaths to circulators, they were authorized to administer those oaths. Mr. Reed and his supporting Intervenors vehemently disagree with this interpretation of sections 903-E by the Secretary. They assert that this new law unambiguously denies notaries the authority to notarize petitions if the notaries, at any time, perform any non-notarial act to initiate or promote the campaign.

This interpretation, however, ignores the plain language of the statute, and the Law Court in *McGee* directs this Court to focus its analysis there. *McGee*, 2006 ME 50, ¶ 12. The Court agrees

⁴ As noted, the Secretary found that after completing her last act as notary on January 24, 2020 Ms. Flumerfelt delivered petitions to seven town halls and performed some cleaning work. Similarly, after Ms. Skidmore completed her last act as notary on that same date, she spent some time checking over petitions and helped fill in a circulator's name on the petitions. The Secretary did invalidate some signatures on petitions notarized by Ms. Skidmore after determining that for petitions prior to January 1, 2020 she made certain errors in procedure, including neglecting to ask circulators for identification, and neglecting to administer the oath at the correct time. After these errors were corrected by the campaign, the Secretary found that she followed the correct procedures.

with the Secretary and his supporting Intervenors that Section 903-E expresses the prohibition in the Section in the present tense. The language “is providing any other services” is the express language in Sections 903-E and no language in the Section is directed to any future act of the notary. The Court concludes that the Secretary’s interpretations of this Section was reasonable, and agrees with the Attorney General that “his application of that statute to factual circumstances pertaining to each notary is supported by substantial evidence.” (Resp.’s Opp. Mem. at 5).

Petitioner’s interpretation would also mean that a notary’s authority was *dependent upon* a future act. That is, if at the time an oath is administered, a notary has not yet performed any non-notarial services in support of the campaign, the oath would be valid at that point in time, and the Petitioners do not seem to argue otherwise. However, according to Petitioner’s interpretation of Section 903-E, the Secretary is required to retroactively reach back in time to revoke the authority to administer what was, at the time it was given, a lawfully administered oath. More importantly, if the authority to administer the oath exists at the time the oath is administered - and the oath is sworn to by the circulator – Petitioner’s interpretation of these sections would nullify not just the notarial action, but the oath taken by the circulator. An oath duly sworn would be unsworn. Nowhere in these Sections does the Legislature directly express an intention to nullify the oath of the circulator, and this interpretation by the Petitioners would run roughshod over the constitutional rights of the circulator who has no control over the future actions of the notary. The Law Court has referred to the circulator’s role as “pivotal” and even more significantly, has determined that the circulation of initiative petitions by them is “core political speech.” *Maine Taxpayers Network*, 2002 ME 64, ¶¶ 8, 13.

Mr. Reed also argues that even if the Secretary's interpretation of the law is correct, the Secretary still committed error when he concluded that Flumerfelt and Huckey had the authority to administer Oaths to circulators.

In regard to Ms. Flumerfelt, Mr. Reed stresses that there can be no question that her "allegiance" is in support of the campaign. Even if it is true that Ms. Flumerfelt believes in the merits of the initiative proposal, nothing in the section 903-E suggest her personal viewpoint has any bearing on the question of whether she possesses lawful authority to administer oaths to circulators. This argument is also puzzling given the position taken by Mr. Reed in his Reply brief where he cautions against requiring the Secretary of State to engage in an "impractical inquiry into a notary's mental state." (Pet'r's Reply at 3.)

Mr. Reed further points out that Ms. Flumerfelt was originally hired to perform work as a circulator and argues that this constitutes a service in support of the campaign, thereby making her actions as a notary entirely unlawful. The Court finds this argument to be unpersuasive. In Mr. Reed's view, Ms. Flumerfelt provided a service to support the campaign the moment she arrived at work expecting that she would perform work as a circulator, even if she never acted as a circulator. The argument seeks to untether the act of reporting for work from the services that are actually performed at work, and there is simply no evidence in the record to support Mr. Reed's assertion that she ever acted as a circulator. Finally, if it were true that arriving at the campaign headquarters constituted a non-notarial service in support of the campaign then all notaries could, by their mere presence at a campaign office, be said to be performing non-notarial services in support of the campaign.

Turning to Mr. Huckey, Mr. Reed argues that the Secretary correctly determined that Mr. Huckey provided a non-notarial service to the initiative campaign but incorrectly failed to exclude

the signatures notarized by Mr. Huckey. It is true that the Secretary in his Amended Determination concluded that Mr. Huckey's single instance of delivering petitions to the campaign headquarters "could be construed as performing other services in violation of section 903-E." (Sec'y's Am. Det. at 4(G)). The Secretary, however, found that this "did not disqualify Mr. Huckey from administering oaths to circulators" because it reflected at most only a "*de minimis* violation." *Id.* In his opposing memorandum, the Secretary further acknowledges that Mr. Huckey's services as a courier are "technically a non-notarial act related to 'initiating' a petition" but that this act fits the "classic definition of a *de minimis* violation." (Resp.'s Opp. Mem. at 9.)

The Court concludes that the Secretary did not commit error when he found that this one instance of delivering petitions did not disqualify Mr. Huckey from acting as a notary. The Law Court has stated in no uncertain terms that "the right of the people to initiate and seek to enact legislation is an absolute right." *McGee v. Sec'y of State*, 2006 ME 50, ¶ 21, 896 A.2d 933. In order to implement this right, the Secretary is given "broad authority" to review referendum petitions and to determine the validity of those petitions. *Knutson v. Dep't of Sec'y of State*, 2008 ME 124, ¶ 20 n.7, 954 A.2d 1054 (citing 21-A M.R.S. § 905(1)).

Here, as pointed out by Intervenor NER, neither of the statutes at issue define what is meant by the term "services" and, in such situations, the Law Court has indicated that it is appropriate to look at the context of the "provision at issue" when determining what the undefined language entails. *Id.* ¶ 12. Although the Secretary approached this issue as being "*de minimis*" the Court concludes that Mr. Huckey's act of delivering petitions does not fall within any reasonable definition of "service" toward initiating or promoting the initiative - any more than if his act had been to deliver those petitions to the post office to be mailed to the campaign. Moreover, there is competent evidence in the record indicating that Mr. Huckey delivered the petitions at the behest

of his employer, the Augusta City Clerk, and the City Clerk's office has a constitutional obligation to return the certified petitions to the petition circulators. Me. Const. Art. IV, Pt. 3, § 20. Given that the initiative campaign was already entitled to receive the petitions from the City Clerk's Office, and that Mr. Huckey is an agent of the City Clerk's Office, his act of delivering those petitions to the campaign office cannot be construed as a "service" to initiate or promote the campaign. Consequently, the Secretary neither committed error nor abused his discretion when he determined that the signatures on the petitions notarized by Mr. Huckey were valid.

Finally, the Court notes that the foregoing discussion has concerned what the Court believes to be the unambiguous language of sections 903-E. Even if the language of that section contained an ambiguity, however, the court would be required to interpret that section in a manner which favors the exercise of the peoples' right to initiate legislation. *McGee*, 2006 ME 50, ¶ 18, 896 A.2d 933 (citing *Ferency v. Sec'y of State*, 409 Mich. 569, 297 N.W.2d 544, 550 (Mich. 1980)). Although the Secretary did not engage in any "ambiguity" analysis, the approach he took with respect to each of the circulators is consistent with the approach a court would take if there is any ambiguity – namely, one which favors or facilitates the people's absolute right to directly enact law.

Because the Court has found that the Secretary's interpretation of Section 903-E was reasonable, particularly as applied to the facts as the Secretary found them, the Court defers to his interpretation. And given this conclusion, the Court declines to address the arguments and counterarguments made by the parties regarding whether Section 903-E is unconstitutional. *See*, *McGee* 2006 ME 30, ¶ 42 (Clifford, J. concurring).

2. Adequacy of the Secretary's Investigation on Remand

Mr. Reed's second argument on appeal is that the Secretary refused to investigate evidence of fraud after remand. Mr. Reed contends that this alleged refusal constitutes an abuse of discretion and was arbitrary and capricious.

Both Mr. Reed and supporting Intervenors argue that once a credible allegation of fraud is made, the Secretary is obligated to investigate that allegation. The Court finds that this is precisely what the Secretary did. What Mr. Reed and the Intervenors really take issue with is the scope and adequacy of the Secretary's investigation. *See* (Pet'r's Br. at 16.) These parties argue that the Secretary ignored evidence that Mr. Reed presented, and that this evidence compelled the Secretary to take additional steps to determine whether petitions were fraudulent.

Consistent with the Secretary's plenary power to determine the validity of petitions, the Secretary may investigate "credible evidence of fraud" in the signature gathering process. *Me. Taxpayers Action Network v. Sec'y of State Id.* ¶ 25, n.11; *Palesky v. Sec'y of State*, 1998 ME 103, ¶ 3, 711 A.2d 129. The discretion to determine when an investigation is necessary, as well as the course and scope of such an investigation, however, is left to the Secretary. *Me. Taxpayers Action Network*, 2002 ME 64, ¶ 12 n.8, 795 A.2d 75. The Court is aware of no case law or other legal authority which requires the Secretary to utilize specific investigatory methods or procedures when determining whether fraud has occurred in the course of a signature gathering effort.

What Mr. Reed and the Intervenors are essentially arguing, is that this court should reverse the Secretary's decision in full because there were additional measures that the Secretary "could have" taken when conducting his investigation. (Pet'r's Reply Br. at 9.) Looking at what more the Secretary could have done, however, is not determinative when assessing whether what the Secretary did do constitutes an abuse of discretion or is arbitrary and capricious. That is because

the Court's determination must not be made by looking at whether a different Secretary would have made a different choice. It must be made by considering whether, given the facts, circumstances and governing law, the Secretary's actions were within the bounds of reasonable choices available to him or her. *Forest Ecology Network*, 2012 ME 36, ¶ 28, 39 A.3d 74. In this case, the facts, circumstances and governing law all lead the Court to conclude that the Secretary did not abuse his discretion.

In his Amended Determination, the Secretary found that the only credible evidence of fraud in this case was the evidence relating to the signatures collected by Ms. St. Peter. (Sec'y's Am. Det. ¶ 8-10; R. 28-31.) Mr. Reed vigorously disputes this and argues that there are other indicia of fraud as well. Mr. Reed, however, admits that some of the additional evidence he points to only raises the "possibility" of fraud. (Pet'r's Br. at 18.) ("this raises the significant possibility that the petitions were deliberately altered or back dated in order to be validated"). Other evidence Mr. Reed relies upon consists only of his counsel's statement that his office received information from an unnamed source that a coordinator for the campaign was aware that Ms. St. Peter forged signatures. (R. 24, p. 408.) This proffer from an unnamed source contrasts with what the Secretary found to be the absence of any reports from municipal officials suspecting that violations had occurred in the signature gathering effort. (Sec'y's Am. Det. ¶ 10.) The arguments also gloss over the fact that the Secretary took what the Petitioners would have to agree was appropriate action — the Secretary invalidated all signatures on the one petition circulated by Ms. St. Peter.

Because the court is acting in an appellate capacity, it may not reweigh the evidence which was before the Secretary. *Friends of Lincoln Lakes*, 2010 ME 18, ¶ 14, 989 A.2d 1128. Instead, the Court's job is to determine whether competent evidence supports the Secretary's decision. *Id.* Because of the time limits set by Maine's Constitution, the Secretary had only one week to complete his investigation after this matter was remanded to him for the taking of additional

evidence. *See* Me. Const. Art. IV, Pt. 3, § 2 (judicial review required to be completed “within 100 days from the date of filing of a written petition in the office of the Secretary of State”); 21-A M.R.S. § 905; *Reed v. Dunlap*, BCD-AP-20-02, (Order Mar. 23, 2020). Given the constitutional deadline and the evidence before him, the Court concludes that the Secretary’s choice not to further pursue Mr. Reed’s allegations of fraud was reasonable. Consequently, the Secretary did not abuse his discretion or act arbitrarily and capriciously when he did not further pursue the Petitioner’s allegations of “possible” fraudulent conduct during the week he had to comply with the terms of the remand. *Forest Ecology Network*, 2012 ME 36, ¶ 28, 39 A.3d 74.

3. The Secretary’s Failure to Hold an Evidentiary Hearing

Mr. Reed’s third assignment of error is the Secretary’s failure to hold an evidentiary hearing on Remand. He argues that the secretary’s conclusion that he lacked authority to hold an evidentiary hearing was erroneous. However, assuming he is correct that the Secretary had the authority to hold an evidentiary hearing, the Court does not believe the Secretary was required to do so in this case. As discussed above, the Secretary’s power to investigate and determine the validity of petitions is plenary and the Court is aware of no case which requires the Secretary to adhere to particular procedures or methods when conducting such an investigation. Further, neither Mr. Reed nor the intervenors have supplied the court with any authority which supports the proposition that the Secretary is required to hold an evidentiary hearing in order to allow a citizen who opposes an initiative petition the opportunity to cross examine proponents of the initiative. Consequently, the Court does not believe that the Secretary abused his discretion or committed an error of law when he refused to hold an evidentiary hearing.

4. Validity of Other Signatures

Mr. Reed's last argument is that the Secretary erroneously validated 492 signatures. Mr. Reed argues that, due to a number of different defects, these signatures should be declared invalid and not counted toward the total number of petition signatures. Because the invalidation of these 492 signatures would not be enough to change the outcome of the Secretary's Amended Determination, however, the Court declines to address the issue of the validity of these signatures. *Birks v. Dunlap*, No. BCD-AP-16-04, citing *Greenlaw v. Dunlap*, No. BCD-AP-16-05, 2016 Me. Bus. & Consumer LEXIS 9, *1 & n.1 (Apr. 8, 2016).

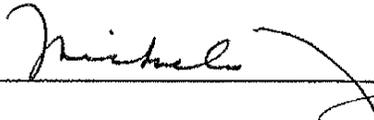
CONCLUSION

The Petitioner and supporting Intervenors have failed to meet their burden of persuasion in this matter. The Secretary of State did not err as a matter of law or abuse his discretion in interpreting and applying Maine law as to the authority of the three notaries at issue, and competent record evidence supports his findings. The Secretary did not err or abuse his discretion in failing to conduct an evidentiary hearing or further investigation as demanded by the Petitioner. The Secretary is the Constitutional Officer who has been granted plenary authority to determine the validity of petitions filed in a Citizen's Initiative, and the Court is required to review the findings made in the Amended Determination with substantial deference.

The entry will be: The Secretary of State's Amended Determination dated April 1, 2020 is AFFIRMED.

4/13/2020

DATE



SUPERIOR COURT JUSTICE

Entered on the Docket: 4/13/2020
Copies sent via Mail Electronically

DELBERT A. REED,

Petitioner

v.

MATTHEW DUNLAP, in his capacity of
Secretary of State for the State of Maine,

Respondent

and

MAINERS FOR LOCAL POWER PAC,
NextEra ENERGY RESOURCES, LLC,
INDUSTRIAL ENERGY CONSUMER
GROUP, and MAINE STATE CHAMBER
OF COMMERCE,

Intervenors

ORDER ON PETITIONER'S SECOND
MOTION TO TAKE ADDITIONAL
EVIDENCE

Before the Court is Petitioner Delbert Reed's second motion to take additional evidence in support of his challenge to the Respondent Secretary of State's determination of the validity of petitions supporting the Citizen Initiative entitled "Resolve, To Reject the New England Clean Energy Connect Transmission Project" ("the petition"). This matter was previously remanded to the Secretary of State for the purpose of allowing the Secretary to take additional evidence. As ordered, upon remand, the Secretary took additional evidence concerning the activities of nine notaries public¹ and one petition circulator.² On April 1, 2020, the Secretary issued an Amended Determination that 2,052 petition signatures previously counted as valid in his March 4th decision

¹ The notaries are Melissa Letarte, Jacob Klesman, Victoria Tapley, Christina Potter, David McGovern Sr., Michael Underhill, Wesley Ryan Huckey, Leah Flumerfelt, and Brittany Skidmore.

² The petition circulator is Megan St. Peter.

must be invalidated due the conduct of three of the nine notaries, and that 174 signatures previously counted as valid must be invalidated due to the conduct of the petition circulator.

Citing 5 M.R.S. § 11006(1)(A), Reed now moves for the taking of further evidence before the Superior Court. Section 11006(1)(A) states:

Judicial review shall be confined to the record upon which the agency decision was based, except as otherwise provided by this section.

A. In the case of the failure or refusal of an agency to act or of alleged irregularities in procedure before the agency which are not adequately revealed in the record, evidence thereon may be taken and determination made by the reviewing court.

Reed argues that the Secretary failed to conduct an adequate investigation into potential fraud in the petition drive and that this failure amounts to a failure or refusal to act under section 11006.

The Court disagrees. This is not a situation where the Secretary has failed or refused to act. As this Court has previously noted, the Secretary has “plenary power to investigate and determine the validity of petitions.” *Maine Taxpayers Action Network v. Sec’y of State*, 2002 ME 64, n. 8, 795 A.2d 75 (citing *Opinion of the Justices*, 116 Me. 557, 580-82, 103 A. 761, 771-72 (1917)). Here, the Secretary has upon remand once again utilized this power to investigate the validity of the petitions. Importantly, the investigation included consideration of evidence submitted by Reed. Although Reed may disagree with the Secretary’s decision that the evidence presented to him did not warrant a “full-scale investigation of potential fraud” this does not change the fact that the Secretary’s decision was itself an act, and not a refusal to act. *See Lingley v. Me. Workers’ Comp. Bd.*, 2003 ME 32, ¶ 9, 819 A.2d 327. Consequently, there has been no “failure or refusal to act” as that phrase is defined under Maine law which would permit this Court to take additional evidence

³ The three notaries are David McGovern Sr., Michael Underhill, and Brittany Skidmore.

and make its determination based upon evidence other than what is in the record that has been compiled after the second review and investigation by the Secretary.

Further, the Court also notes that Reed has not made a *prima facie* showing of “alleged irregularities in procedure.” *Carl L. Cutler Co. v. State Purchasing Agent*, 472 A.2d 913, 918 (Me. 1984). The phrase – “irregularities in procedure” – is to be distinguished from the evidence of fraud that the Secretary did address upon remand. Reed has not pointed to any irregularity or defect in the procedure used by the Secretary after remand, and it appears that the Secretary used the same procedure that he has used in multiple other investigations or reviews of petitions in citizens initiatives. Reed was afforded the opportunity to present evidence to the Secretary and it appears that the only evidence that was not pursued or addressed by the Secretary, was not sufficiently identified by the Petitioner until after the Secretary issued his Amended Determination.⁴

The Court would note that this Order does not address the merits of any argument the Petitioner and other Intervenors may make in further briefing, as the two orders issued to date address only the adequacy and legality of the Record that the parties and the Court must rely upon in further proceedings. Nothing in this decision will affect the Petitioner’s ability to challenge whether there is sufficient competent evidence in the Record to support the Amended Determination made by the Secretary, whether the Secretary abused his discretion in coming to that determination, or to make any legal argument entitling Petitioner to a remedy under the Maine Administrative Procedures Act or Rule 80 C of the Maine Rules of Civil Procedure.

⁴ For reasons not clear to the Court, Petitioner did not disclose to the Secretary the name of the individual who allegedly had information that an individual organizer for Revolution Field Strategies was aware of Ms. St. Peter’s activities in relation to two forged signatures that were invalidated at the municipal level before this legal challenge began. The name was disclosed to the Court in a teleconference on April 1, 2020 after the Amended Determination was filed with the Court. Petitioner was offered the opportunity by the Court to supplement the record with an affidavit from this individual, but was advised by counsel for Petitioner that it was unclear whether the individual would cooperate with counsel.

The entry is:

Petitioner Delbert Reed's Second Motion to Take Additional Evidence is
DENIED.

The clerk is directed to incorporate this order into the docket by reference. M.R. Civ.
P. 79(a).

Date: 04/03/2020

S/
Justice, Superior Court

J. *Michael J.*
4/9/2020

Entered on the Docket: 4-3-2020
Copies sent via Mail Electronically

STATE OF MAINE
PORTLAND, ss.

BUSINESS & CONSUMER COURT
DOCKET NO. BCD-AP-20-02

DELBERT A. REED,)
)
Petitioner)
)
v.)
)
MATTHEW DUNLAP, in his capacity of)
Secretary of State for the State of Maine,)
)
Respondent)
)
and)
)
MAINERS FOR LOCAL POWER PAC,)
and NextEra ENERGY RESOURCES,)
LLC,)
)
Intervenors

**ORDER ON PETITIONER’S MOTION
TO TAKE ADDITIONAL EVIDENCE**

Petitioner Delbert Reed (“Reed”) moves to engage in discovery, and to take additional evidence in support of his challenge to the Respondent Secretary of State’s Determination of the validity of petitions supporting the Citizen Initiative entitled “Resolve, To Reject the New England Clean Energy Connect Transmission Project” (“the petition”). To qualify for the ballot, the written petition for any proposed measure must contain a number of signatures no less than 10% of the total vote for Governor cast in the last gubernatorial election preceding the filing of said petition. Me. Const. art. IV, pt. 3, § 18. Reed believes certain signatures submitted in support of the citizen initiative are potentially invalid and seeks to conduct discovery as part of this appeal before the Superior Court by deposing eight notaries who certified petitions and administered oaths to petition circulators. Reed also moves to conduct an additional fact investigation into at least one petition circulator who circulated a petition containing forged

signatures. Reed moves to conduct said discovery prior to remanding the matter to the Secretary of State (“Secretary”) for an amended determination, and has actually scheduled depositions, and issued subpoenas for documents, even prior to filing this motion. The Court grants the taking of additional evidence on remand to the Secretary, but denies Reed’s motion to engage in any discovery promulgated to date, or to take additional evidence before the Superior Court.

BACKGROUND

On February 3, 2020, a total of 15,875 petition forms containing 82,449 signatures in support of the citizen initiative were filed with the Secretary. Upon receiving the written petition, the Secretary was required by statute to issue a Determination of the petition’s validity within 30 (30) days thereafter (by March 4, 2020). 21-A M.R.S. § 905(1). In response to the petition submission, Clean Energy Matters (“CEM”), an organization opposed to the citizen initiative, submitted letters with a number of attached documents to the Secretary on February 24 and 27, 2020. Among CEM’s submissions were allegations that eight specific notaries had provided services other than administering oaths to circulators in support of the petition drive and in violation of Maine law¹.

Given the Secretary’s statutory deadline to determine the petition’s validity, he lacked the opportunity to investigate all of the allegations contained in CEM’s submissions, and specifically, was unable to investigate the specified notaries’ activities, or to make findings concerning the validity of their notarial acts. No party currently in this case seems to question whether the Secretary had time to conduct such an investigation. The Secretary found that a total

¹ 21-A M.R.S. § 903-E provides that a notary public “is not authorized to administer an oath or affirmation to the circulator of a petition under section 902 if the notary public ... is ... providing any other services, regardless of compensation, to initiate the direct initiative ... for which the petition is being circulated ... or ... providing services other than notarial acts, regardless of compensation, to promote the direct initiative ... for which the petition is being circulated.”

of 69,714 signatures on the petitions were valid, 6,647 more than required for the petition to qualify for the ballot. Thus, the Secretary determined the petition valid. Thereafter, Reed filed a Rule 80C petition for judicial review of that determination on March 13, 2020, in accordance with 21-M.R.S. § 905(2).

DISCUSSION

21-A M.R.S. § 905(2) authorizes any Maine voter to appeal a Determination made by the Secretary concerning the validity of signatures submitted in support of a citizen initiative. Such an appeal must be conducted in accordance with the Maine Rules of Civil Procedure, Rule 80C, as well as the relevant provisions of the Administrative Procedures Act (“APA”). Thus, the Court will look to both Rule 80C and the APA in determining whether to allow Reed to engage in discovery and take additional evidence.

I. Additional Evidence Should be Considered on Remand Pursuant to the APA and Rule 80C.

The APA authorizes a reviewing court to order the taking of additional evidence before the agency:

if it finds that additional evidence, . . . , is necessary to deciding the petition for review; or, if application is made to the reviewing court for leave to present additional evidence, and it is shown that the additional evidence is material to the issues presented in the review, and could not have been presented or was erroneously disallowed in proceedings before the agency.

5 M.R.S. § 11006(1)(B). When a party seeks additional evidence according to § 11006(1)(B), they must provide a “detailed statement, in the nature of an offer of proof, of evidence intended to be taken.” M. R. Civ. P. 80C(e). This statement must be sufficient to permit the court to make a proper determination whether the additional evidence presented in the motion and offer of proof is appropriate under Rule 80C.

The additional evidence Reed seeks consists of the depositions of eight specific notaries previously named in CEM's submissions to the Secretary. When the citizen initiative supporters submitted their petition to the Secretary, it contained 6,647 signatures over the constitutional minimum for a valid petition. However, the petition forms certified by the specified notaries contain over 17,000 signatures the Secretary found valid, but Reed asserts that evidence of whether these notaries were performing other services to initiate or promote the petition beside their notarial duties would be material to determining the validity of those signatures, and thus the petition. The Court agrees. Further, because the Secretary lacked the time and resources available to fully investigate the content of materials submitted to the Secretary by CEM, additional evidence could not have been presented below. Reed attached CEM's prior submissions to their appeal, and offers a sufficient statement of proof. Therefore, the Court finds that Reed satisfies the requirements for taking additional evidence concerning the eight notaries' activities pursuant to 5 M.R.S. § 11006(1)(B).

II. Taking of Additional Evidence shall be done by the Secretary

The Secretary has "plenary power to investigate and determine the validity of petitions." *Maine Taxpayers Action Network v. Sec'y of State*, 2002 ME 64, n. 8, 795 A.2d 75 (citing *Opinion of the Justices*, 116 Me. 557, 580-82, 103 A. 761, 771-72 (1917)). Plenary power is defined as "power as broad as equity and justice require." *Birks v. Sec'y of State*, 2016 WL 1715405 (Me. B.C.D., Apr. 8, 2016) (quoting *BALLENTINE'S LAW DICTIONARY*, plenary power (3d ed. 210)). Thus, the Secretary has not only the authority, but the obligation to conduct investigations into the validity of petitions; and under the circumstances presented here, to take additional evidence to supplement the agency record.

Reed requests an opportunity to develop evidence himself through depositions of the eight specified notaries, rather than to allow the Secretary to conduct such an investigation on remand. However, to satisfy 5 M.R.S. § 11006(1)(A) and take additional evidence before the Court, Reed must demonstrate a failure or refusal of the agency to act, or procedural irregularities not adequately revealed in the record. The Secretary neither failed or refused to act in this matter, nor were there procedural irregularities. The Secretary simply had too little time to pursue the multiple lines of inquiry submitted to him in days just prior to his statutory deadline to determine the petition's validity. Therefore, the Court grants the taking of additional evidence before the Secretary upon remand. At this stage, the Court will fully defer to the Secretary's discretion regarding which additional evidence to pursue.³

III. Petitioner Reed is Not Entitled to Discovery Under Rule 80C(j)

M. R. Civ. P. 80(j) provides that in an 80C proceeding, discovery shall be allowed as in other civil actions when such discovery is: 1) relevant to "the subject matter involved in an evidentiary hearing to which the discovering party may be entitled", 2) relevant to an independent claim, or 3) granted by an order of the Court for good cause. The review of citizen initiative petitions by the Secretary is not an adjudicatory proceeding, and does not include a right to hearing by those supporting or opposing the petition. Therefore, a decision by the Court allowing Reed to take additional evidence would not entitle him to an evidentiary hearing. It follows, Reed is not entitled to discovery under the first prong of Rule 80C(j). Likewise, Reed does not state an independent claim for relief in this action, failing to satisfy the second prong of

³ Reed sought to depose a specific named petition circulator, relating to apparently forged signatures contained in one of the circulator's petitions. The Secretary has asserted that additional fact investigation into this issue is unnecessary as the forged signatures were not included in the Secretary's final signature count when determining validity. Again, the Court defers to the Secretary's plenary power to determine what should be investigated on remand.

Rule 80C(j). Thus, Reed's remaining opportunity to engage in discovery lies in the third prong: by order of the Court for good cause.

As previously stated, the Secretary has "plenary power to investigate and determine the validity of petitions." *Maine Taxpayers Action Network*, 2002 ME 64, n. 8. The Court has chosen to remand this matter to the Secretary for the purpose of taking additional evidence pursuant to 5 M.R.S. § 11006(1)(B). The Secretary has the power and obligation to investigate all issues material to the validity of the petitions in the first instance. Accordingly, the Court does not find good cause to permit discovery in the Superior Court pursuant to Rule 80C(j). Counsel for the Petitioner shall cancel any depositions and withdraw any subpoenas that have been issued to date.

CONCLUSION

For the reasons stated, the Court remands this matter to the Secretary to take additional evidence. The Court denies Reed's motion to engage in discovery pursuant to Rule 80C(j), and to take additional evidence in the Superior Court. The Secretary shall have a deadline of Wednesday April 1, 2020 to issue its Determination.

The clerk is directed to incorporate this order into the docket by reference. M.R. Civ. P. 79(a).

Dated: 3/23/2020



M. Michaela Murphy
Justice, Maine Business and Consumer Court

DELBERT A. REED

Petitioner

v.

MATTHEW DUNLAP, in his capacity of
Secretary of State for the State of Maine

Respondent

**PETITION FOR REVIEW OF
FINAL AGENCY ACTION**

Pursuant to 21-A M.R.S. § 905, 5 M.R.S. § 11001, and M.R. Civ. P. 80C, Petitioner Delbert A. Reed hereby petitions this Court to reverse the decision by Secretary of State Matthew Dunlap (the “Secretary”) that the direct petition for initiated legislation entitled “Resolve, To Reject the New England Clean Energy Connect Transmission Project” (the “Petition”) is valid. The Secretary determined the Petition to be valid upon finding it supported by a sufficient number of signatures provided by Maine voters, but he erred when he accepted thousands of invalid signatures gathered in violation of Maine law. Specifically, the Secretary counted more than 17,000 signatures notarized by individuals expressly prohibited by Maine law from acting as a notary with respect to the Petition, and failed to consider evidence of such violations presented prior to his determination. The Secretary made several additional errors, including counting duplicate signatures, signatures from voters unregistered in the indicated town, undated signatures, and signature entries made by someone other than the voter himself, among other invalid signature entries. A proper review of the facts and the law in these proceedings will show proponents of the Petition failed to submit a sufficient number of valid signatures from Maine voters and, accordingly, that the Secretary’s decision must be reversed.

PETITION FOR REVIEW OF FINAL AGENCY ACTION

11812738.8.5.4.3

PARTIES

1. Petitioner Delbert A. Reed is a registered Maine voter who resides in Franklin County, Maine. Reed is a professional engineer who has dedicated his career to developing and maintaining Maine's energy infrastructure. Reed strongly supports the New England Clean Energy Connect Project (the "NECEC Project") and has spoken and written in favor of it in numerous forums across Maine. Reed supports the NECEC Project because of both the environmental and economic benefits it will bring to Maine, including in Franklin County where Reed resides, and has suffered and will continue to suffer particularized injury should Secretary Dunlap's determination stand.

2. Respondent Matthew Dunlap, in his official capacity as Secretary of State for the State of Maine, is the constitutional officer charged with administering Title 21-A, Chapter 11, which governs proposed direct petitions for initiated legislation, including the numerous requirements concerning the circulation, notarization, submission, and approval of petition signatures.

JURISDICTION AND VENUE

3. The Court has subject matter jurisdiction over this petition for review pursuant to 4 M.R.S. § 103(3)(A), 5 M.R.S. § 11001(1), and 21-A M.R.S. § 905(2).

4. The Court may exercise personal jurisdiction over the Secretary because this action seeks review of actions taken by the Secretary, in his official capacity as an officer of the State of Maine under the Maine Constitution.

5. Venue is proper in Kennebec County pursuant to 5 M.R.S. § 11002(1)(B) because the Secretary maintains his principal office in Kennebec County.

FACTUAL AND LEGAL BACKGROUND

The NECEC Project

6. The NECEC Project is a high voltage direct current transmission line that will bring 1,200 megawatts of clean hydropower from Quebec into Maine and the New England power grid, proposed for construction in western Maine and which the Maine Public Utilities Commission has found to be in the public interest.

7. The NECEC Project will constitute an investment of approximately \$1 billion of new electricity transmission infrastructure in Maine. This investment will produce thousands of jobs in Maine during construction of the project and result in approximately \$18 million in additional property taxes annually for the host communities. The NECEC Project and the clean hydropower it will deliver to Maine also will significantly lower the cost of electricity in Maine and across the New England region, and remove upwards of 3.6 million metric tons of carbon emissions annually from the Earth's atmosphere by decreasing New England's reliance on fossil fuels for the region's electricity needs.

8. The electric generators that burn fossil fuels oppose the NECEC Project precisely because it will significantly lower their revenues and reduce New England's reliance on the more expensive electricity they produce, which electricity adds carbon to the atmosphere and exacerbates worsening climate change.

9. The fossil fuel electric generators have funded various groups in Maine for the purpose of advocating against and attempting to block the construction of the NECEC Project. The Petition arises from these efforts.

Maine Law

10. For a direct initiative of legislation such as the Petition to proceed to the Maine Legislature and, potentially, to a statewide ballot question, the proponents of the initiative must

gather a number of signatures equal to 10% of the total vote for Governor cast in the last Maine gubernatorial election. According to the Secretary, and for all times relevant to these proceedings, the threshold for the Petition was 63,067 signatures.

11. Maine law includes numerous provisions governing the circulation, notarization, submission, and approval of petition signatures.

12. For instance, Article IV, Part 3, Section 20 of the Maine Constitution requires any person collecting signatures—a “circulator”—to be a resident of Maine and registered to vote in the municipality where the circulator resides.

13. Title 21-A, Section 902 requires circulators to be physically present when a voter signs the petition and, ultimately, to take an oath that all signatures were collected in person and that, to the best of the circulator’s knowledge and belief, each signature represents the signature of the person whose name it purports to represent. Circulators must swear this oath before a person authorized by Maine law to administer such oaths, including a notary public.

14. Because of the important role notaries public play in verifying the integrity of any signed petition, the Maine Legislature adopted legislation in 2018 designed to maintain a strict separation between notaries public and the groups that circulate petitions. L.D. 1865, “An Act to Increase Transparency in the Direct Initiative Process,” passed with an overwhelming bipartisan majority in the Maine House of Representatives of 140 to 6; there was no roll call in the Maine Senate.

15. One provision of L.D. 1865, now codified at 21 M.R.S. § 903-E under the heading “Persons not authorized to administer an oath or affirmation to a petition circulator,” states a notary public is not authorized to “administer an oath or affirmation to the circulator of a petition ... if the notary public ... is ... [p]roviding any other services, regardless of

compensation, to initiate the direct initiative ... or ... [p]roviding services other than notarial acts, regardless of compensation, to promote the direct initiative.”

16. L.D. 1865 also added a section to the chapter of the Maine code governing notaries public, now codified at 4 M.R.S. § 954-A under the heading “Conflict of interest,” which states in part: “It is a conflict of interest for a notary public to administer an oath or affirmation to a circulator of a petition for a direct initiative ... if the notary public also provides services that are not notarial acts to initiate or promote that direct initiative.”

17. In short, the Legislature could not have been clearer that notaries public may not perform any services or functions whatsoever for any signature gathering effort with respect to which the notary also provides notarial acts.

The Petition

18. Following application from opponents of the NECEC Project, the Secretary approved a petition form for the Petition on October 18, 2019. Thereafter, opponents of the NECEC Project began a frenzied effort to accumulate at least 63,067 signatures on the petition.

19. Ultimately, opponents of the NECEC Project turned to an out-of-state petition gathering vendor known as Revolution Field Strategies to help obtain the required number of signatures. One of the principals of Revolution Field Strategies previously operated a similar consulting firm, which, during a signature gathering effort in Missouri, employed four individuals ultimately charged with forging voter signatures.

20. On February 3, 2020, opponents of the NECEC Project purported to submit more than 15,000 petitions, bearing 82,449 signatures, to the Secretary.

21. During the Secretary’s 30-day review period, supporters of the NECEC Project provided the Secretary with information concerning the signature gathering process employed by

proponents of the Petition. That information showed, among other things, that notaries public responsible for notarizing petitions containing more than 10,000 signatures also provided non-notarial services to the signature gathering effort, in violation of 21 M.R.S. § 903-E and 4 M.R.S. § 954-A. A true and correct copy of the submissions made to the Secretary are attached hereto as Exhibit A and Exhibit B. As set forth below, subsequent review of the signatures submitted to the Secretary show these notaries public to have been responsible for more than 17,000 invalid signatures.

22. On March 4, 2020, the Secretary issued his determination concerning the validity of the 82,449 signatures submitted by opponents of the NECEC Project. After finding 12,735 signatures to be invalid, the Secretary determined 69,714 signatures to be valid and, accordingly, determined the Petition to be valid. A true and correct copy of the Secretary's determination is attached hereto as Exhibit C.

23. As stated in footnote 1 to his determination, however, the Secretary expressly declined to consider the aforementioned information concerning notaries submitted by supporters of the NECEC Project. This was error, and it resulted in the Secretary determining more than 17,000 signatures to be valid when, in fact, those signatures were gathered in violation of Maine law. These invalid signatures vastly exceed the 6,647 margin the Secretary found the opponents of the NECEC Project achieved.

24. In addition to counting signatures notarized by unauthorized notaries public, the Secretary also counted additional invalid signatures, including duplicate signatures, signatures from persons not registered in the indicated town, undated signatures, and signature entries made by someone other than the voter him- or herself, among other invalid signature entries.

25. Additional documents and information, including documents and information set forth in the administrative record to be disclosed in these proceedings, may reveal additional errors committed by the Secretary. Petitioner reserves the right to identify and present such evidence in the course of these proceedings.

COUNT I – REVERSAL OF THE SECRETARY OF STATE’S DECISION PURSUANT TO 21-A M.R.S. § 905, 5 M.R.S. § 11001, AND M.R. CIV. P. 80C

26. Reed repeats and realleges Paragraphs 1 through 26 above as if fully set forth herein.

27. The Secretary determined the Petition to be valid upon finding it received 6,647 signatures in excess of the constitutional requirement of 63,067 signatures.

28. The Secretary erred because he counted as valid more than 6,647 signatures that are in fact invalid under Maine law.

29. The Secretary made his determination in violation of constitutional and statutory provisions, in excess of his statutory authority, upon an unlawful procedure, unsupported by substantial evidence on the whole record, and in a manner that was arbitrary, capricious, and characterized by an abuse of discretion.

WHEREFORE Petitioner prays the Court:

- a. find the Petition does not bear the valid signature of 63,067 or more Maine voters;
- b. reverse the decision of the Secretary that the Petition is valid;
- c. and grant such other relief as the Court deems just and proper.

DATED: March 13, 2020



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EXHIBIT A

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February 24, 2020

The Honorable Matthew Dunlap
Secretary of State
148 State House Station
Augusta, ME 04333-0148

BY HAND DELIVERY

RE: Information relative to the submission and notarization of petitions by the opponents of the clean energy transmission line

Dear Secretary Dunlap:

On behalf of Clean Energy Matters, I am providing information regarding the February 3, 2020 submission of petitions to your office by Stop the Corridor, Say No to NECEC, No CMP Corridor and other opponents of the clean energy transmission line.

Background

Based upon our prior conversations and those with your counsel, we believe your office may review relevant information submitted by the public during the thirty-day statutory review period for determining the validity of the petitions at issue. Indeed, we believe all parties, including the public, benefit from your consideration of all available information relevant to your decision.

As you know, Clean Energy Matters is not a party to any proceeding before your office and does not have access to the full range of information

currently in your possession and/or available to proponents of the petitions. Nevertheless, Clean Energy Matters has become aware of certain information relevant to your decision. As discussed below, Clean Energy Matters has learned of several instances where individuals affiliated with the group or groups that collected signatures for this effort appear to have violated 21-A M.R.S. § 903-E, which prohibits a person who notarizes a petition for a citizen's initiative from providing other services to initiate or promote the citizen's initiative for which the petition is being circulated. Additionally, Clean Energy Matters has learned of several instances where a town appears to have certified a petition prior to the petition having been signed by a circulator and notarized.

Notaries who were hired to circulate petitions or hired to organize, supervise or manage the circulation process

LD 1865, "An Act to Increase Transparency in the Direct Initiative Process," was ratified by the Maine Legislature and signed by the Governor in June 2018, with broad bipartisan consensus.¹ The new law, PL 2017, c. 418, prohibits persons who notarize petitions for a citizen's initiative from participating in the effort to qualify that initiative for the ballot in nearly every respect other than providing notarial acts. Specifically, the law prohibits a notary from:

- A. Providing any other services, regardless of compensation, to initiate the direct initiative or people's veto referendum for which the petition is being circulated; or
- B. Providing services other than notarial acts, regardless of compensation, to promote the direct initiative or people's veto referendum for which the petition is being circulated.

21-A M.R.S. § 903-E(1).

The law also clarified the conflict of interest statute regarding notaries public in Chapter 19 of Title 4. The new language added to 4 M.R.S. § 954-A states:

¹ The bill passed the Maine House by a vote of 140 to 6. There was no roll call in the Maine Senate.
11754352.4

“It is a conflict of interest for a notary public to administer an oath or affirmation to a circulator of a petition for a direct initiative or people's veto referendum under Title 21-A, section 902 if the notary public also provides services that are not notarial acts to initiate or promote that direct initiative or people's veto referendum.”

It is apparent why the Legislature enacted these new laws: to enhance public confidence in the work notaries perform by clearly divorcing notaries from the campaigns that promote ballot initiatives. It is notable that, in doing so, the Legislature also amended the section of statute governing conflict of interest for notary publics.

Concurrent with the submission of signatures to your office, the opponents of the clean energy transmission line submitted, as required by 21-A M.R.S. § 903-C, the name of Revolution Field Strategies, an entity based in Washington, D.C., that was hired to organize, supervise and manage the circulation of petitions for this direct initiative. The document from Revolution Field Strategies included the names of 162 individuals who were paid to assist either “in circulating petitions,” or “in organizing, supervising or managing the circulation” of those petitions.² 21 M.R.S. § 903-C(1)(D). A true and correct copy of that document is included with this letter as Exhibit A, although we understand it already is on file with your office.

The prohibitions set forth in Section 903-E(1) necessarily bar any of the individuals appearing on the Section 903-C list from acting as a notary with respect to the petitions at issue, as those who assist in “circulating petitions” or “in organizing, supervising, or managing the circulation” necessarily engage in the activities prohibited by Section 903-E(1).

We understand records in your possession will reveal that individuals named Leah Flumerfelt, David McGovern and Michael Underhill, both notarized petitions *and also* appear on the list provided to your office under Section 903-C as individuals who circulated petitions or organized, supervised, or managed the circulation effort. Accordingly, the notarizations made by Leah Flumerfelt, David McGovern and Michael Underhill were made in violation of 21-A M.R.S. § 903-E(1) and 4 M.R.S. § 954-A, and the petitions these three individuals notarized - and all the signatures on those petitions - are invalid.

² The total number of individuals hired by groups engaged in this petition gathering effort to perform this work exceeds 200.

It may be that the other persons appearing on the Section 903-C list also acted as notaries, and we respectfully request you compare the names of all persons on the Section 903-C list with the names of each notary appearing on each petition submitted to your office. In the event any other person appears both on the Section 903-C list and as a notary on any other petition, each such notarization violated Section 903-E(1) and 4 M.R.S. § 954-A, and the petitions those individuals notarized - and all the signatures on those petitions - are invalid.

Notaries who provided other services that were not notarial acts to initiate or promote the direct initiative

Section 902 requires that, for any direct initiative, the town clerk maintain a log of petitions submitted to the town for verification. Based upon our review of certain logs and petitions, we identified several individuals who both notarized petitions *and* who either brought, mailed or otherwise caused petitions to be delivered to a town clerk, or collected those petitions from the town clerk, after they were validated.³

Angie Crosby is listed on a log from the Town of Belfast as the individual who picked up or caused to be picked up validated petitions from that town on December 26, 2019. A true and correct copy of the Town of Belfast log is included as Exhibit B. Angie Crosby also notarized petitions of signatures from the town of Belfast, and may have notarized other petitions from other towns.

Joshua Kiesman is listed on a log from the Town of Bradley as the individual who submitted or caused to be submitted petitions to that town for validation on January 7, 2020. A true and correct copy of the Town of Bradley log is included as Exhibit C. Joshua Kiesman also notarized petitions of signatures from the towns of Bangor, Corinth, Dixmont, Hampden, Newburgh, and Plymouth, and may have notarized other petitions from other towns.

³ Regrettably, we understand not all town clerks kept a log for this direct initiative. Some appear to have copied each of the individual petitions that were submitted in lieu of keeping a log. This procedure does not identify the name of the person submitting the petition, the date it was submitted, the number of petitions submitted and the date and manner by which the petitions were returned as required by Title 21-A.

Melissa Letarte is listed on a log from the Town of Jay as the individual who picked up or caused to be picked up two sets of validated petitions from that town on November 1, 2019, and on November 15, 2019. A true and correct copy of the Town of Jay log is included as Exhibit D. Melissa Letarte also notarized petitions of signatures from the towns of Bangor, Carmel, Hampden, Jay and Rumford, and may have notarized other petitions from other towns.

Christina Potter is listed on a log from the Town of Sanford as an individual who delivered or caused to be delivered a petition to that town for validation on November 18, 2019. A true and correct copy of the Town of Sanford log is included as Exhibit E. Christina Potter also notarized a petition of signatures from the Town of Corinth, and may have notarized other petitions from other towns.

Victoria Tapley is listed on a log from of the Town of Corinth as an individual who delivered or caused to be delivered a petition to that town for validation on January 16, 2020. A true and correct copy of the Town of Corinth log is included as Exhibit F. Victoria Tapley also notarized a petition of signatures from the Town of Corinth, and may have notarized other petitions from other towns.

Having engaged in non-notarial acts or otherwise having provided services to the proponents of the citizen's initiative by, at least, assisting in work related to organizing and managing the petitions, Section 903-E prohibited Angie Crosby, Joshua Kiesman, Melissa Letarte, Christina Potter and Victoria Tapley from also acting as notaries with respect to those petitions. Accordingly, the notarizations made by those individuals were made in violation of 21-A M.R.S. § 903-E (1) and 4 M.R.S. § 954-A, and the petitions these five individuals notarized - and all the signatures on those petitions - are invalid.⁴

⁴ Leah Flumerfelt, a notary whose name appeared on the Section 903-C list as discussed above, is also listed on the log for the Town of Brunswick as delivering petition sheets on January 24, 2020. A true and correct copy of the Town of Brunswick log is included as Exhibit G. Exhibit G provides an additional piece of evidence that demonstrates Leah Flumerfelt could not have acted as a notary under Section 903-E.

Petitions submitted and validated by the Town Clerk prior to being signed by the circulator and notarized

21-A M.R.S. § 902 requires that all petitions must be submitted to the town clerk for certification in accordance with the Maine Constitution. The law further requires that the petition be signed by the circulator and notarized *prior* to being submitted to the town clerk for validation. If petitions submitted to the clerk are not signed and notarized, "the registrar may not certify the petitions and is required only to return the petition." 21-A M.R.S. § 902.

In our review of copies of certain petitions submitted to certain towns, we identified as many as thirteen petitions provided by the clerks of twelve different towns that had been certified by the town but were not signed by a circulator and properly notarized. The towns and the dates the petitions were certified are as follows:

Brunswick - 1/14/2020
Casco - 12/30/19
Casco - 1/22/20
Chelsea - 1/17/2020
Ellsworth - 1/21/20
Farmingdale - 12/19/19
Garland - 1/24/2020
Kennebunkport - 1/23/2020
Gorham - 1/8/2020
Scarborough - 12/16/2020
Stonington - 1/15/20
Warren - 1/24/2020
Whitfield - 1/17/2020

A true and correct copy of these petitions is included as Exhibit H.⁵

These petitions appear to have been certified in violation of 21-A M.R.S. § 902 and contrary to prior guidance from your office to the town clerks. More significantly, we hope your office will be able to verify that these petitions were not submitted for consideration by the opponents of the clean

⁵ The petitions from the Towns of Ellsworth and Gorham show only the side that the town registrar signed.

Hon. Matthew Dunlap
February 24, 2020
Page 7

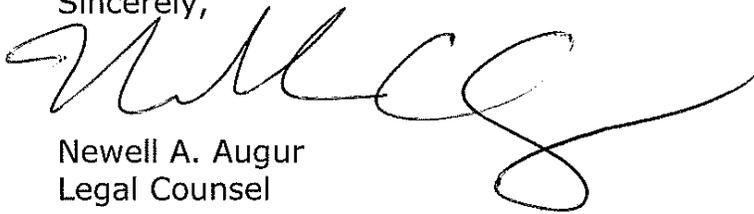
energy transmission line. If they were submitted, these petitions – and all the signatures on them – are invalid under Section 902.⁶

Conclusion

We appreciate the time constraints on your office and the limited resources to review the validity of more than 75,000 signatures in less than 30 days. As you know, Clean Energy Matters is similarly constrained with respect to its ability to evaluate information relevant to your decision. In the event we identify additional, relevant information in advance of your certification decision, we will make every effort to provide it to you. Ultimately, however, we anticipate we will not have full and complete information until after you have made your certification decision and your office has made all documents and information submitted by the opponents of the clean energy transmission line available for examination. After that occurs, Clean Energy Matters reserves the right to identify additional information regarding these petitions.

Please let me know if there is any additional information that I can provide relative to this submission. Thank you for your service to the people of Maine.

Sincerely,



Newell A. Augur
Legal Counsel

Cc: Phyllis Gardiner, AAG (with enclosures, by hand delivery)

⁶ Exhibit H consists of the form we understand the petitions appeared after they were validated by the clerks of the respective towns.

11754352.4

EXHIBIT A

Petition Organization Registration Application
Prepared by the Division of Elections pursuant to Title 21-A M.R.S., §903-C

Title 21-A, Maine Law on Elections, § 903-C, sub-§1 requires a petition organization to register with the Secretary of State prior to organizing, supervising or managing the circulation of petitions for a direct initiative or a people's veto referendum. This registration application must include a list of all individuals hired by the petition organization for the purpose of circulating petitions or organizing, supervising or managing the circulation process. Petition organization means a business entity that receives compensation for organizing, supervising or managing the circulation of petitions for a direct initiative or a people's veto referendum.

Ballot question or title of each direct initiative or people's veto referendum for which the organization will receive compensation:

Resolve, To Reject the New England Clean Energy Connect Transmission Project

Contact information for petition organization:

Name of Petition Organization: Revolution Field Strategies

Mailing address: 3000 K St NW, Suite 320, Washington, DC 20007

Telephone number: 215-582-2695

Email address: acarabelli@revolutionfield.com

Signature of designated agent for petition organization: 

Printed name and title of designated agent:

Alex Carabelli, Principal

RECEIVED

FEB 03 2020

OFFICE OF SECRETARY OF STATE
AUGUSTA, MAINE

(Continued on Reverse)

*Secretary of State Division of Elections, 101 State House Station, Augusta, ME 04333-0101
Phone (207) 624-7650/Fax (207) 287-5428*

Agganis, Angela - Hourly	Garfield, BarbaraJean - Hourly	Moody, Leea - Hourly	Stuart, Jessica - Hourly
Aguilo, Bethany - Hourly	Gilligan, Ryan - Hourly	Nadeau, Jennifer - Hourly	Talon, Renee - Hourly
Amadei, Marcyala - Hourly	Gilpin, Colton - Hourly	Nason, Randa - Hourly	Tenenbaum, Zachary - Hourly
Armstrong, Angelina - Hourly	Graves, Trevor - Hourly	Neal, Bryce - Hourly	Tessier, Kevin - Hourly
Aumuller, Jeff - Hourly	Gullikson, Roxanne - Hourly	Noel, Christy - Hourly	Tholl, Robert - Hourly
Bakelmun, Nicholas - Hourly	Gustafson, Natalie - Hourly	Nye, Elliot - Hourly	Tracey, James - Hourly
Barter, Shaun - Hourly	Haller, James - Hourly	Olszynski, Halina - Hourly	Tymon II, Timothy - Hourly
Bassett, Daniel - Hourly	Hamel, Janessa - Hourly	Olszynski, Tadeusz - Hourly	Underhill, Michael - Hourly
Batchelder, Helene - Hourly	Hart, Kelcey - Hourly	Orne, Jane - Hourly	Vega, Christopher - Hourly
Bauer, Gavin - Hourly	Haywood, Emma - Hourly	Osgood, Megan - Hourly	Venturini, Sheila - Hourly
Baugh, Taylor - Hourly	Herman, Beth - Hourly	Osgood, Nicholas - Hourly	Verrill, Courtney - Hourly
Bengtsson, Elly - Hourly	Hickey, Ezra - Hourly	Ott, John - Hourly	Vetrano, David - Hourly
Bergstein, Todd - Hourly	Hinners, Crystal - Hourly	Ouellette II, Kenneth - Hourly	Vincent, William - Hourly
Berry, Wyatt - Hourly	Hope, John - Hourly	Patey, Daniel - Hourly	Volksmyth, Lytfti - Hourly
Bielski, Andrew - Hourly	Houston, Savanna - Hourly	Pettis, Malcolm - Hourly	Vuthy, Sengmolicka - Hourly
Black, Jeff - Hourly	Howard, Carol - Hourly	Phillips, Linda - Hourly	Weatherby, Kate - Hourly
Bouthiller, Machiah - Hourly	Jacobs, Seth - Hourly	Pinkham, Timothy - Hourly	Whitten, Gina - Hourly
Brown, Lynn - Hourly	Jellerson, Terrance - Hourly	Plaisted, Tracy - Hourly	Wilsey, John - Hourly
Bruce, David - Hourly	Juenemann, Steven - Hourly	Platteter, Petra - Hourly	Connell, Paige - Hourly, then salary
Canter, Aaron - Hourly	Kaloko, Isatu - Hourly	Plunkett, James - Hourly	Burnham, Melissa - Salary
Caron, Zack - Hourly	Kaufman, David - Hourly	Pontillo, Louis - Hourly	Carabelli, Alex - Salary
Carpenter, Joel - Hourly	Keichline, Leigh - Hourly	Porter, Daniel - Hourly	Fish, Jesse - Salary
Chadbourne, Herbert - Hourly	Kelley, Daniel - Hourly	Poulson, Timothy - Hourly	Lewandowski, Adam - Salary
Cohen-Solal, Eric - Hourly	Kelly, Dorothy - Hourly	Randall, Kyle - Hourly	Martinez, Cpriana - Salary
Conley, Kelsey - Hourly	Kerr, Tracy - Hourly	Regis, Lucien - Hourly	McLean Buche, Dylan - Salary
Corey, Kristine - Hourly	Kidder, Patricia - Hourly	Rich, Cecily - Hourly	Sheridan Rossi, Patrick - Salary
Cormier, Leatrice - Hourly	Klahre, Andrew - Hourly	Robinson, Kelley - Hourly	Thomas, Guylon - Salary
Crisp, Thomas - Hourly	Kohlstrom, Jodi - Hourly	Rossi, Ralph - Hourly	
Cromeenes, April - Hourly	Lacey, Howard - Hourly	Rothrock, Thomas - Hourly	
Cruz, Claudia - Hourly	Lanna, Stephen - Hourly	Rowland, Grace - Hourly	
Culloton, Holly - Hourly	Leach, Kellen - Hourly	Rudman, Noah - Hourly	
Culloton, Paul - Hourly	Lee, David - Hourly	Rufo, Jeffrey - Hourly	
Curran, Travis - Hourly	Lewey-Hamilton, Susan - Hourly	Samuel, Jasmine - Hourly	
Dang, Willita - Hourly	Long, Alexander - Hourly	Sanders, William - Hourly	
Day, Elliott - Hourly	Margolskee, Matthew - Hourly	SanGiovanni, Lily - Hourly	
Delcourt, Anthony - Hourly	Marland, Connor - Hourly	SanGiovanni, Robert - Hourly	
Dixon, Kyle - Hourly	Marshall, David - Hourly	Shapiro, Peter - Hourly	
Dunbar, Alexandra - Hourly	McClelland, Katie - Hourly	Shay, Owen - Hourly	
Easton, Adam - Hourly	McDonald, Ella - Hourly	Shepherd, Lucas - Hourly	
Fischer, Julianna - Hourly	McGovern, David - Hourly	Siravo, Christina - Hourly	
Flumerfelt, Leah - Hourly	McLaurin, Christian - Hourly	Smith, Ryan - Hourly	
Fournier, Martha - Hourly	Meyer-Waldo, Sarah - Hourly	Sorescu, Alexandra - Hourly	
Fried, Jordan - Hourly	Miles, Stephanie - Hourly	St. Peter, Megan - Hourly	
Gallagher, Kristian - Hourly	Mills, Corydon - Hourly	Steele, Samuel - Hourly	
Galli, Emily - Hourly	Money, Kimberly - Hourly	Stuart, Beverly - Hourly	

EXHIBIT B

EXHIBIT C

Town of Bradley Petition Log

Petition Title	Date	Method of Submission		Submitted by:	Phone Number	Method of Return		Picked up by:	Comments/Remarks
		# of Forms	M (X) P (X)			Date	M (X) P (X)		
People's Veto 410798	8/21/19	15		Sarah Quire	852-4031	8/23/19		Stacy W. [Signature]	
Meane Death/Dig	8/27/19	2		Mark Madburne	827-3018				
Barbara Wade	8/28/19	1							
LD Death/Dig	8/28/19	12		Barbara Wade	943-6463			Barbara Wade	
LD820 Death/Dig	8/28/19	5		Barbara Wade	943-6463			Barbara Wade	
LD1313 Death/Dig	8/28/19	5		Barbara Wade	943-6463			Barbara Wade	
LD313 Death/Dig	8/30/19	1		Jeff Tenere	804-202-2241	8/30/19		Jeff Tenere	
Death/Dig	9/4/19	1		LESUE ENDERBUD	944-9529	9-4-19		LESUE ENDERBUD	
INS. COV. DES	9/4/19	1		LESUE ENDERBUD	944-9529	9-4-19		LESUE ENDERBUD	
Death w/ Dig	9/5/19	1		Solene Mastum				Solene Mastum	
INS coverage	9/5/19	1		Solene Mastum				Solene Mastum	
Death w/ Dig	9/10/19	1		Alyce Wickland	478-7196			Alyce Wickland	
INS Coverage	9/10/19	1		Alyce Wickland	478-7196			Alyce Wickland	
vaccination	9/10/19	23		Kristie Miner	659-1941			Kristie Miner	
vaccination	9/11/19	2		Dave Johnson	557-7887			Dave Johnson	
INS Coverage	9/11/19	4		Dave Johnson	557-7887			Dave Johnson	
Death w/ Dig	9/11/19	3		Dave Johnson	557-7887			Dave Johnson	
INS Coverage	9/11/19	1		Deborah Buswell	843-5760			Deborah Buswell	
Death w/ Dig	9/11/19	1		Deborah Buswell	843-5760			Deborah Buswell	
INS Coverage	9/11/19	3		Linda Tellison	742-2939			Linda Tellison	
INS Coverage	9/11/19	2		Linda Tellison	n			Linda Tellison	
INS Coverage	9/12/19	1		Linda Tellison	n			Linda Tellison	
vaccination	9/15/19	1		Dave Johnson	557-7887			Dave Johnson	
insurance	9/16/19	1		Dave Johnson	n			Dave Johnson	
death w/ dig	9/16/19	2		Dave Johnson	n			Dave Johnson	
Insurance	9/13/19	9		Kristie Miner	659-1941			Kristie Miner	
Pres. Prim. Adv	11/31/19	1		Matthew Fishbein	702-1631			Matthew Fishbein	
Lease Survey	11/27/19	1		Vadon Foy	204-3502			Vadon Foy	
Tulsi Cabbird	12/17/19	1	✓	Victoria Topky		12/17/19	✓	Victoria Topky	
Steve Pope	12/19/19	2		Steve Pope				Steve Pope	

EXHIBIT D

EXHIBIT E

Method of Submission		Contact		Method of Return			Comments/Remarks Candidate/Office	
2019 Date	# of Forms	Submitted by: Name	Signature or Name	Phone Number	2019 DATE	M (X)		P (X)
11/18/19	1	Resolve to Reject the New Energy Clean Energy	Christina Potter	653-6456	11/18/19		X	Carol Howard
11/20/20	2	Resolve to Reject the New Energy Clean Energy	Carl Collins	491-3075				NE Clean Energy
11/16/20	2	Krysta West	Krysta West	779-6859	11/16/20	X		mailed
1/21/20	1	Theresa York	Krysta West	779-6859	1/21/20	X		mailed
1/21/20	6	Jesse Fish	Jesse Fish	478-6959	1/23/20	X		mailed - FedEx
1/23/20	6	Jesse Fish	Jesse Fish	478-6959	1/23/20	X		mailed via FedEx
1/23/20	8	Jesse Fish	Jesse Fish	478-6959	1/23/20	X		mailed via FedEx
1/24/20	10	Zach Plumber	Zach Plumber	624-1280	1/24/20	X		mailed 2 envelopes
1/24/20	15	Jesse Fish	Jesse Fish	478-6959	1/27/20	X		mailed 2 envelopes
1/24/20	8	Jesse Fish	Jesse Fish	478-6959		X		mailed 2 envelopes
2/4/20	1	Scott Hauke	Scott Hauke			X		mailed via FedEx
2/10/20	1	Rachel Sherman	Rachel Sherman		2/10/20	X		mailed via FedEx
2/10/20	1	Scott Hauke	Scott Hauke		2/10/20	X		mailed via FedEx
2/11/20	3	Allyson Cavaretta	Allyson Cavaretta	360-148	2/11/20	X		mailed via FedEx
2/13/20	9	Marian	Marian	801-1590	2/13/20	X		mailed via FedEx
2/14/20	1	Pam Beck	Pam Beck		2/14/20	X		mailed via FedEx

EXHIBIT F

EXHIBIT G

PETITION LOG
for
Municipality of

BRUNSWICK

Title of Petition: Resolve to Reject NE Clean Energy Corridor

nd to

Method of Submission			Contact		Method of Return			Comments/Remarks
Date	# of Forms	M (X) P (X)	Submitted by: Signature or Name	Phone Number	Date	M (X) P (X)	Picked up by: Signature or Name	
01/12/19	1	X	Nancy Randolph	wait		X	Nancy Randolph	
12/3/19	8	X	Ben Sabwella	530 386 8495	12/2/2019	X	SASE	
12/11/19	1	X	Susan Tubner		12/11/19			
12/12/19	5	X	Elyzabeth Hamilton	798-3492	12/26/19	X	Elyzabeth Hamilton	called 12-26-19
12/19/19	9	X	BOB SANMANO				SASE	
12-20-19	1	X	Andrew T. Dawson	207-949-4573	1/7/2020			
12/31/19	1	X	Kysta West	207 779 6859	12/31/19	X	SASE	
12/31/19	3	X	Kysta West	207 779 6859	12/31/19	X	SASE	
12/31/19	2	X	Kysta West	207 779 6859	12/31/19	X	SASE	
1/6/2020	1	X	"	"	1/6/20	X	SASE	
1-9-20	4	X	Carol Hayward	693-6456	1-11-20	X	Carol Hayward	coming Monday 1-13-20 to pick up
1-13-20	5	X	Zach Plummer	624-1286				
1-14-20	16	X	Kristen West	779-6859	01-14-2020	X	SASE	
1-15-20	28	X	Jesse Fish	478-6959		X	Jesse Fish	
1-15-20	5	X	Zach Plummer	624-1286	1-15-20	X	Zach Plummer	
1-16-20	11	X	Jesse Fish					
1-17-20	1	X	Marcia Harrington	406-2664	1-21-20	X	Marcia Harrington	L/M*
1/17/20	1	X	Elizabeth Hamilton	798-3492	1-21-20	X	Elizabeth Hamilton	
1-17-20	5	X	Zach Plummer	624-1286	1-22-20	X	Zach Plummer	
1-21-20	1	X	Marcia Harrington	240 281 2057	1-21-20	X	Marcia Harrington	L/M*
1/21/20	1	X	Kysta West	207 779 6859	1/21/2020	X	SASE	
1-21-20	47	X	Jesse Fish	207 478 6959				left message 1-22-20
1-21-20	7	X	Jesse Fish	"				copied ✓
1-21-20	24	X	Jesse Fish	"				

EXHIBIT H

BRUNSWICK

Printed Name of Circulator
9825
 Unique Identifying Number

**RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
 CONNECT TRANSMISSION PROJECT**

Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
16.					
17.					
18.					
19.					
20.					
21.					
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41.					
42.					
43.					
44.					
45.					

CIRCULATOR'S OATH

I hereby make oath that I am the Circulator of this petition; that I personally witnessed all of the signatures to this petition; and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.

Signature of Circulator Michael A. Lauze Printed Name Michael A. Lauze

Signature of Notary [Signature] Printed Name Ellie

Subscribed to and sworn before me on this date: 12/17/2019 (Date must be completed by Notary)

Date my Notary Commission expires: August 14, 2020

REGISTRAR'S CERTIFICATION

Municipality BRUNSWICK TOTAL VALID 1 (one) TOTAL INVALID 0 (zero)

I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.

Signature of Registrar [Signature]

Date petition certified: 01-14-2020

PETITION LOG

FOR SECRETARY OF STATE USE ONLY

PETITION #: _____ VALID: _____ INVALID: _____

# INVALID	REASON	SIGNATURE LINES

S.O.S. STAFF: _____ COMMENTS: _____

SOA JAN 14 2020

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

Printed Name of Circulator
9525
Unique Identifying Number

**RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
CONNECT TRANSMISSION PROJECT**

DATE OF ISSUANCE: *October 18, 2019*
 Filing Deadline for the November 2020 Ballot: *February 3, 2020*
 18 month petition expiration date: *April 18, 2021*

Freedom of Citizen Information: Before a registered voter signs any initiative petition, signature gatherers must offer the voter the opportunity to read the proposed initiative summary and fiscal impact statement prepared by the Secretary of State.

SUMMARY OF PROPOSED INITIATIVE

This initiated bill directs the Public Utilities Commission to amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 for the New England Clean Energy Connect transmission project. The amended order must find that the construction and operation of the NECEC transmission project are not in the public interest and that there is not a public need for the NECEC transmission project. There not being a public need, the amended order must deny the request for a certificate of public convenience and necessity for the NECEC transmission project.

ESTIMATE OF FISCAL IMPACT

This citizen initiative directs the Public Utilities Commission (PUC) to amend a previously issued "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation" entered by the PUC on May 3, 2019 for the New England Clean Energy Connect transmission project. Requiring the amended order to find that the construction and operation of the transmission project are not in the public interest and that there is not a public need for it, and requiring denial of a certificate of public convenience and necessity for the project, may extend or reopen the deliberative process of the PUC related to the project. Any additional costs to the PUC as a result of this initiative are within the scope of activities budgeted by the PUC and are not anticipated to require supplemental appropriations or allocations.

To the Legislature of the State of Maine:

In accordance with Section 18 of Article IV, Part Third of the Constitution of the State of Maine, the electors of the State of Maine, qualified to vote for Governor, residing in said State, whose names have been certified on this petition, hereby respectfully propose to the Legislature for its consideration the following entitled legislation: "Resolve, To Reject the New England Clean Energy Connect Transmission Project."

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Amend order. Resolved: That within 30 days of the effective date of this resolve and pursuant to its authority under the Maine Revised Statutes, Title 35-A, section 1321, the Public Utilities Commission shall amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 in Docket No. 2017-00232 for the New England Clean Energy Connect transmission project, referred to in this resolve as "the NECEC transmission project." The amended order must find that the construction and operation of the NECEC transmission project are not in the public interest and that there is not a public need for the NECEC transmission project. There not being a public need, the amended order must deny the request for a certificate of public convenience and necessity for the NECEC transmission project.

Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
1.	<i>[Signature]</i>	<i>12/30/19</i>	<i>8 Bonny Brook Pl Brunswick</i>	<i>Brunswick</i>	<i>Booke Carpenter</i>
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					
11.					
12.					
13.					
14.					
15.					

<p align="center">INSTRUCTIONS FOR CIRCULATION</p> <p>PETITIONER - MUST:</p> <ul style="list-style-type: none"> • BE A MAINE REGISTERED VOTER • SIGN NAME AS IT APPEARS ON THE VOTING LIST • SIGN ONLY ONCE • NOT SIGN ANOTHER'S NAME • PRINT NAME, DATE OF SIGNING, STREET ADDRESS & MUNICIPALITY OF RESIDENCE (UNLESS PRINTED BY CIRCULATOR) <p>PETITION CIRCULATOR - MUST:</p> <ul style="list-style-type: none"> • BE A MAINE RESIDENT & REGISTERED VOTER • COMPLETE THE CIRCULATOR'S VERIFICATION • TAKE THE OATH BEFORE A NOTARY PUBLIC PRIOR TO SUBMISSION OF PETITIONS TO REGISTRAR • NOT COLLECT SIGNATURES AFTER TAKING OATH <p>WARNING: MAKING A FALSE STATEMENT BY THE CIRCULATOR, SIGNING A PETITION WITH THE NAME OF ANOTHER, OR SIGNING A NAME MORE THAN ONCE ON THESE PETITIONS IS A CLASS E CRIME.</p>	<p align="center">CERTIFICATION CODE FOR VALID SIGNATURES:</p> <p><input checked="" type="checkbox"/> INDIVIDUAL SIGNING PETITION IS A REGISTERED VOTER</p> <p>THE MOST COMMON REASONS FOR REJECTION OF SIGNATURES OR PETITIONS (WITH APPLICABLE CODES) ARE AS FOLLOWS:</p> <p>OF INDIVIDUAL SIGNATURES</p> <p><i>DUP</i> INDIVIDUAL PREVIOUSLY SIGNED THE PETITION (DUPLICATE NAME) <i>NR</i> INDIVIDUAL IS NOT A REGISTERED VOTER <i>DATE</i> INDIVIDUAL SIGNED AFTER THE DATE OF CIRCULATOR'S VERIFICATION <i>ANO</i> INDIVIDUAL'S SIGNATURE MADE BY ANOTHER PERSON <i>SIG</i> INDIVIDUAL DID NOT SIGN THE PETITION (PRINTED NAME ONLY)</p> <p>OF ENTIRE PETITIONS</p> <p><i>CERT</i> THE REGISTRAR'S CERTIFICATION IS NOT COMPLETED OR IS NOT SIGNED <i>ALT</i> INFORMATION WRITTEN ON THE PETITION HAS BEEN ALTERED IN A MATERIAL WAY <i>OATH</i> THE CIRCULATOR'S VERIFICATION IS NOT COMPLETED OR IS NOT SIGNED <i>OATH</i> THE CIRCULATOR DID NOT TAKE THE OATH BEFORE A VALID NOTARY PUBLIC <i>OATH</i> THE NOTARY DID NOT COMPLETE OR SIGN THE NOTARIZATION <i>ORN</i> THE NOTARY IS AN IMMEDIATE FAMILY MEMBER OF THE CIRCULATOR <i>FORM</i> THE PETITION IS NOT IN THE FORM APPROVED BY THE SECRETARY OF STATE (e.g. PAGES MISSING, DAMAGED OR OUT OF ORDER, ETC.)</p>
--	--

Please Turn Over for Additional Signature Lines and Circulator's Oath.

CASCO

CASCO

Printed Name of Circulator
5398
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
CONNECT TRANSMISSION PROJECT

Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
16. NR	<i>Chris Hayward</i>	12/4/19	158 Beach Hill Rd	CASCO	Chris Hayward
17. ✓	<i>John S. Hayward</i>	12/4/19	158 Beach Hill Rd	CASCO	John S. Hayward
18. ✓	<i>Cathy DiPetrantonio</i>	12/12/19	4 Tenney Hill Rd	CASCO	Cathy DiPetrantonio
19. ✓	<i>Michael LePort</i>	12/12/19	19 HULCROFT DR	CASCO	MICHAEL LePORT
20. ✓	<i>Laurie Lee Mason</i>	12/13/19	67 Cub Point Rd	CASCO	Laurie Lee Mason
21. ✓	<i>Allan Lamborn</i>	12/13/19	29 JAMES PORT RD	CASCO	Allan Lamborn
22.					
23.					
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45.					

<p align="center">CIRCULATOR'S OATH</p> <p>I hereby make oath that I am the Circulator of this petition; that I personally witnessed all of the signatures to this petition; and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.</p> <p>Signature of Circulator _____ Printed Name _____</p> <p>Signature of Notary _____ Printed Name _____</p> <p>Subscribed to and sworn before me on this date: _____ (Date must be completed by Notary)</p> <p>Date my Notary Commission expires: _____</p> <hr/> <p align="center">REGISTRAR'S CERTIFICATION</p> <p>Municipality <u>Casco</u> TOTAL VALID <u>5</u> TOTAL INVALID <u>1</u></p> <p>I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.</p> <div style="border: 1px solid black; padding: 5px; display: inline-block;"> <p>12/30/19 140 pm</p> </div> <p>Signature of Registrar: <i>Larry A. Bean</i></p> <p>Date petition certified: <u>12/30/19</u></p>	<p align="center">PETITION LOG</p> <p align="center"><i>FOR SECRETARY OF STATE USE ONLY</i></p> <p>PETITION #: _____ VALID: _____ INVALID: _____</p> <table border="1"> <thead> <tr> <th># INVALID</th> <th>REASON</th> <th>SIGNATURE LINES</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </tbody> </table> <p>S.O.S. STAFF: _____ COMMENTS: _____</p>	# INVALID	REASON	SIGNATURE LINES									
# INVALID	REASON	SIGNATURE LINES											

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

Printed Name of Circulator
5398
Unique Identifying Number

**RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
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ESTIMATE OF FISCAL IMPACT

This citizen initiative directs the Public Utilities Commission (PUC) to amend a previously issued "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation" entered by the PUC on May 3, 2019 for the New England Clean Energy Connect transmission project. Requiring the amended order to find that the construction and operation of the transmission project are not in the public interest and that there is not a public need for it, and requiring denial of a certificate of public convenience and necessity for the project, may extend or reopen the deliberative process of the PUC related to the project. Any additional costs to the PUC as a result of this initiative are within the scope of activities budgeted by the PUC and are not anticipated to require supplemental appropriations or allocations.

To the Legislature of the State of Maine:

In accordance with Section 18 of Article IV, Part Third of the Constitution of the State of Maine, the electors of the State of Maine, qualified to vote for Governor, residing in said State, whose names have been certified on this petition, hereby respectfully propose to the Legislature for its consideration the following entitled legislation: "Resolve, To Reject the New England Clean Energy Connect Transmission Project."

Be it enacted by the People of the State of Maine as follows:

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Please Turn Over for Additional Signature Lines and Circulator's Oath.

Printed Name of Circulator
22,350
 Unique Identifying Number

**RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
 CONNECT TRANSMISSION PROJECT**

Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
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<p align="center">CIRCULATOR'S OATH</p> <p>I hereby make oath that I am the Circulator of this petition; that I personally witnessed all of the signatures to this petition; and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.</p> <p>Signature of Circulator <u>Jessie C. McAllister</u> Printed Name <u>Leah A. McAllister</u></p> <p>Signature of Notary _____ Printed Name _____</p> <p>Subscribed to and sworn before me on this date: _____ (Date must be completed by Notary)</p> <p>Date my Notary Commission expires: _____</p> <hr/> <p align="center">REGISTRAR'S CERTIFICATION</p> <p>Municipality <u>Casco</u> TOTAL VALID <u>1</u> TOTAL INVALID <u>1</u></p> <p>I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.</p> <div style="border: 1px solid black; padding: 5px; display: inline-block;"> <p><u>1/22/2020</u> <u>1:25 pm</u></p> </div> <p>Signature of Registrar: <u>Ferry a Bean</u></p> <p>Date petition certified: <u>1/22/2020</u></p>	<p align="center">PETITION LOG</p> <p align="center"><i>FOR SECRETARY OF STATE USE ONLY</i></p> <p>PETITION #: _____ VALID: _____ INVALID: _____</p> <table border="1"> <thead> <tr> <th># INVALID</th> <th>REASON</th> <th>SIGNATURE LINES</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </tbody> </table> <p>S.O.S. STAFF: _____ COMMENTS: _____</p>	# INVALID	REASON	SIGNATURE LINES												
# INVALID	REASON	SIGNATURE LINES														

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

Leslie McAllister
 Printed Name of Circulator
 22 850
 Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

DATE OF ISSUANCE: *October 18, 2019*
 Filing Deadline for the November 2020 Ballot: *February 3, 2020*
 18 month petition expiration date: *April 18, 2021*

Freedom of Citizen Information: Before a registered voter signs any initiative petition, signature gatherers must offer the voter the opportunity to read the proposed initiative summary and fiscal impact statement prepared by the Secretary of State.

SUMMARY OF PROPOSED INITIATIVE

This initiated bill directs the Public Utilities Commission to amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 for the New England Clean Energy Connect transmission project. The amended order must find that the construction and operation of the NECEC transmission project are not in the public interest and that there is not a public need for the NECEC transmission project. There not being a public need, the amended order must deny the request for a certificate of public convenience and necessity for the NECEC transmission project.

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NR	<i>[Signature]</i>	<i>1/21/20</i>	<i>43 ACADIA RD</i>	<i>CASCO, ME</i>	<i>JOAN CARBIANCO</i>
2	<i>[Signature]</i>	<i>1/21/2020</i>	<i>410 Camp Cedar</i>	<i>CASCO, ME</i>	<i>Ryan McAllister</i>
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---	--

Please Turn Over for Additional Signature Lines and Circulator's Oath.

CHELSEA

Elizabeth Caruso
 Printed Name of Circulator
19,860
 Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
 CONNECT TRANSMISSION PROJECT

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CIRCULATOR'S OATH

I hereby make oath that I am the Circulator of this petition; that I personally witnessed all of the signatures to this petition; and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.

Signature of Circulator Elizabeth Caruso Printed Name Elizabeth Caruso

Signature of Notary _____ Printed Name _____

Subscribed to and sworn before me on this date: _____ (Date must be completed by Notary)

Date my Notary Commission expires: _____

REGISTRAR'S CERTIFICATION

Municipality Chelsea TOTAL VALID 2 TOTAL INVALID 0

I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.

1-17-20
 Neen

Signature of Registrar: Shirley J. McPart
 Date petition certified: 1-17-20

PETITION LOG

FOR SECRETARY OF STATE USE ONLY

PETITION #: _____ VALID: _____ INVALID: _____

INVALID REASON SIGNATURE LINES

S.O.S. STAFF: _____ COMMENTS: _____

Chelsea

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REGISTRAR USE ONLY	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
✓	<i>Julie Maxim</i>	<i>7/11/2020</i>	<i>34 Collins Rd</i>	<i>Chelsea</i>	<i>Julie Maxim</i>
✓	<i>Craig Maxim</i>	<i>1-11-2020</i>	<i>11</i>	<i>11</i>	<i>Craig Maxim</i>

*7/11/20 I called Krista
 Note:
 No circulator's
 Oath.
 Tom Clark
 Clerk of the Board
 Town of Chelsea*

<p>INSTRUCTIONS FOR CIRCULATION</p> <p>PETITIONER - MUST:</p> <ul style="list-style-type: none"> BE A MAINE REGISTERED VOTER SIGN NAME AS IT APPEARS ON THE VOTING LIST SIGN ONLY ONCE NOT SIGN ANOTHER'S NAME PRINT NAME, DATE OF SIGNING, STREET ADDRESS & MUNICIPALITY OF RESIDENCE (UNLESS PRINTED BY CIRCULATOR) <p>PETITION CIRCULATOR - MUST:</p> <ul style="list-style-type: none"> BE A MAINE RESIDENT & REGISTERED VOTER COMPLETE THE CIRCULATOR'S VERIFICATION TAKE THE OATH BEFORE A NOTARY PUBLIC PRIOR TO SUBMISSION OF PETITIONS TO REGISTRAR NOT COLLECT SIGNATURES AFTER TAKING OATH <p>WARNING: MAKING A FALSE STATEMENT BY THE CIRCULATOR, SIGNING A PETITION WITH THE NAME OF ANOTHER, OR SIGNING A NAME MORE THAN ONCE ON THESE PETITIONS IS A CLASS B CRIME.</p>	<p>CERTIFICATION CODE FOR VALID SIGNATURES:</p> <p>✓ INDIVIDUAL SIGNING PETITION IS A REGISTERED VOTER</p> <p>THE MOST COMMON REASONS FOR REJECTION OF SIGNATURES OR PETITIONS (WITH APPLICABLE CODES) ARE AS FOLLOWS:</p> <p>OF INDIVIDUAL SIGNATURES</p> <p>DUP INDIVIDUAL PREVIOUSLY SIGNED THE PETITION (DUPLICATE NAME) NR INDIVIDUAL IS NOT A REGISTERED VOTER DATE INDIVIDUAL SIGNED AFTER THE DATE OF CIRCULATOR'S VERIFICATION ANO INDIVIDUAL'S SIGNATURE MADE BY ANOTHER PERSON SIG INDIVIDUAL DID NOT SIGN THE PETITION (PRINTED NAME ONLY)</p> <p>OF ENTIRE PETITIONS</p> <p>CERT THE REGISTRAR'S CERTIFICATION IS NOT COMPLETED OR IS NOT SIGNED ALT INFORMATION WRITTEN ON THE PETITION HAS BEEN ALTERED IN A MATERIAL WAY OATH THE CIRCULATOR'S VERIFICATION IS NOT COMPLETED OR IS NOT SIGNED OATH THE CIRCULATOR DID NOT TAKE THE OATH BEFORE A VALID NOTARY PUBLIC OATH THE NOTARY DID NOT COMPLETE OR SIGN THE NOTARIZATION OWN THE NOTARY IS AN IMMEDIATE FAMILY MEMBER OF THE CIRCULATOR FORM THE PETITION IS NOT IN THE FORM APPROVED BY THE SECRETARY OF STATE (e.g. PAGES MISSING, DAMAGED OR OUT OF ORDER, ETC.)</p>
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Please Turn Over for Additional Signature Lines and Circulator's Oath.

ELLSWORTH

Printed Name of Circulator
 Unique Identifying Number

**RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
 CONNECT TRANSMISSION PROJECT**

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<p align="center">CIRCULATOR'S OATH</p> <p>I hereby make oath that I am the Circulator of this petition; that I personally witnessed all of the signatures to this petition; and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.</p> <p>Signature of Circulator <u>[Signature]</u> Printed Name <u>Linda Phillips</u></p> <p>Signature of Notary _____ Printed Name _____</p> <p>Subscribed to and sworn before me on this date: _____ (Date must be completed by Notary)</p> <p>Date my Notary Commission expires: _____</p> <hr/> <p align="center">REGISTRAR'S CERTIFICATION</p> <p>Municipality <u>Ellsworth</u> TOTAL VALID <u>1</u> TOTAL INVALID <u>0</u></p> <p>I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.</p> <div style="border: 1px solid black; padding: 5px; display: inline-block;">1/21/2020</div> <p>Signature of Registrar: <u>[Signature]</u></p> <p>Date petition certified: <u>1/21/2020</u></p>	<p align="center">PETITION LOG</p> <p align="center"><i>FOR SECRETARY OF STATE USE ONLY</i></p> <p>PETITION #: _____ VALID: _____ INVALID: _____</p> <table border="1"> <thead> <tr> <th># INVALID</th> <th>REASON</th> <th>SIGNATURE LINES</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </tbody> </table> <p>S.O.S. STAFF: _____ COMMENTS: _____</p>	# INVALID	REASON	SIGNATURE LINES												
# INVALID	REASON	SIGNATURE LINES														

* No Notary.

FARMINGDALE

MADILYN TERRELL
 Printed Name of Circulator
 2488
 Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
 CONNECT TRANSMISSION PROJECT

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CIRCULATOR'S OATH

I hereby make oath that I am the Circulator of this petition; that I personally witnessed all of the signatures to this petition; and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.

Signature of Circulator [Signature] Printed Name MADILYN TERRELL

Signature of Notary _____ Printed Name _____

Subscribed to and sworn before me on this date: _____ (Date must be completed by Notary)

Date my Notary Commission expires: _____

REGISTRAR'S CERTIFICATION

Municipality Farmingdale TOTAL VALID 5 TOTAL INVALID 1

I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.

12-19-19
8:45 AM

Signature of Registrar: [Signature]

Date petition certified: 12/19/19

PETITION LOG

FOR SECRETARY OF STATE USE ONLY

PETITION #: _____ VALID: _____ INVALID: _____

#INVALID	REASON	SIGNATURE LINES

S.O.S. STAFF: _____ COMMENTS: _____

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

CONNECT TRANSMISSION PROJECT

DATE OF ISSUANCE: October 18, 2019

Filing Deadline for the November 2020 Ballot: February 3, 2020

18 month petition expiration date: April 18, 2021

Printed Name of Circulator

2488

Unique Identifying Number

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Sec. 1. Amend order. Resolved: That within 30 days of the effective date of this resolve and pursuant to its authority under the Maine Revised Statutes, Title 35-A, section 1321, the Public Utilities Commission shall amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 in Docket No. 2017-00232 for the New England Clean Energy Connect transmission project, referred to in this resolve as "the NECEC transmission project." The amended order must find that the construction and operation of the NECEC transmission project are not in the public interest and that there is not a public need for the NECEC transmission project. There not being a public need, the amended order must deny the request for a certificate of public convenience and necessity for the NECEC transmission project.

Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
1.	<i>[Signature]</i>	12/7/19	65 Almar St	Farmingdale	Angela Sylvester
2.	<i>[Signature]</i>	12/2/19	8 Ash St	Farmingdale	Joshua D. Birdwell
3.	<i>[Signature]</i>	12/2/19	87 Gary St	Farmingdale	Laurissa Lewis
4.	<i>[Signature]</i>	12/6/19	39 Meadowcroft Dr	Farmingdale	Kerena McLaughlin
5.	<i>[Signature]</i>	2-7-19	220 Park Dr	"	Mark Koenig
NR	<i>[Signature]</i>	12/15/19	9 Blaine Rd	Farmingdale	Melodie Rand
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<p>INSTRUCTIONS FOR CIRCULATION</p> <p>PETITIONER - MUST:</p> <ul style="list-style-type: none"> BE A MAINE REGISTERED VOTER SIGN NAME AS IT APPEARS ON THE VOTING LIST SIGN ONLY ONCE NOT SIGN ANOTHER'S NAME PRINT NAME, DATE OF SIGNING, STREET ADDRESS & MUNICIPALITY OF RESIDENCE (UNLESS PRINTED BY CIRCULATOR) <p>PETITION CIRCULATOR - MUST:</p> <ul style="list-style-type: none"> BE A MAINE RESIDENT & REGISTERED VOTER COMPLETE THE CIRCULATOR'S VERIFICATION TAKE THE OATH BEFORE A NOTARY PUBLIC PRIOR TO SUBMISSION OF PETITIONS TO REGISTRAR NOT COLLECT SIGNATURES AFTER TAKING OATH <p>WARNING: MAKING A FALSE STATEMENT BY THE CIRCULATOR, SIGNING A PETITION WITH THE NAME OF ANOTHER, OR SIGNING A NAME MORE THAN ONCE ON THESE PETITIONS IS A CLASS E CRIME.</p>	<p>CERTIFICATION CODE FOR VALID SIGNATURES:</p> <p><input checked="" type="checkbox"/> INDIVIDUAL SIGNING PETITION IS A REGISTERED VOTER</p> <p>THE MOST COMMON REASONS FOR REJECTION OF SIGNATURES OR PETITIONS (WITH APPLICABLE CODES) ARE AS FOLLOWS:</p> <p>OF INDIVIDUAL SIGNATURES</p> <p>DUP INDIVIDUAL PREVIOUSLY SIGNED THE PETITION (DUPLICATE NAME)</p> <p>NR INDIVIDUAL IS NOT A REGISTERED VOTER</p> <p>DATE INDIVIDUAL SIGNED AFTER THE DATE OF CIRCULATOR'S VERIFICATION</p> <p>AKC INDIVIDUAL'S SIGNATURE MADE BY ANOTHER PERSON</p> <p>SG INDIVIDUAL DID NOT SIGN THE PETITION (PRINTED NAME ONLY)</p> <p>OF ENTIRE PETITIONS</p> <p>CERT THE REGISTRAR'S CERTIFICATION IS NOT COMPLETED OR IS NOT SIGNED</p> <p>ALT INFORMATION WRITTEN ON THE PETITION HAS BEEN ALTERED IN A MATERIAL WAY</p> <p>OATH THE CIRCULATOR'S VERIFICATION IS NOT COMPLETED OR IS NOT SIGNED</p> <p>OATH THE CIRCULATOR DID NOT TAKE THE OATH BEFORE A VALID NOTARY PUBLIC</p> <p>OATH THE NOTARY DID NOT COMPLETE OR SIGN THE NOTARIZATION</p> <p>OWN THE NOTARY IS AN IMMEDIATE FAMILY MEMBER OF THE CIRCULATOR</p> <p>FORM THE PETITION IS NOT IN THE FORM APPROVED BY THE SECRETARY OF STATE (e.g. PAGES MISSING, DAMAGED OR OUT OF ORDER, ETC.)</p>
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Please Turn Over for Additional Signature Lines and Circulator's Oath.

GARLAND

Printed Name of Circulator
181039
Unique Identifying Number

**RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
CONNECT TRANSMISSION PROJECT**

Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
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<p align="center">CIRCULATOR'S OATH</p> <p>I hereby make oath that I am the Circulator of this petition; that I personally witnessed all of the signatures to this petition; and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.</p> <p>Signature of Circulator _____ Printed Name _____</p> <p>Signature of Notary _____ Printed Name _____</p> <p>Subscribed to and sworn before me on this date: _____ (Date must be completed by Notary)</p> <p>Date my Notary Commission expires: _____</p> <hr/> <p align="center">REGISTRAR'S CERTIFICATION</p> <p>Municipality <u>Carland</u> TOTAL VALID <u>2</u> TOTAL INVALID <u>0</u></p> <p>I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.</p> <div style="border: 1px solid black; padding: 5px; display: inline-block;"> <p>1/24/2020 12:20pm</p> </div> <p>Signature of Registrar: <u>Shamm M. Hull</u></p> <p>Date petition certified: <u>1/24/2020</u></p>	<p align="center">PETITION LOG</p> <p align="center"><u>FOR SECRETARY OF STATE USE ONLY</u></p> <p>PETITION #: _____ VALID: _____ INVALID: _____</p> <table border="1"> <thead> <tr> <th># INVALID</th> <th>REASON</th> <th>SIGNATURE LINES</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </tbody> </table> <p>S.O.S. STAFF: _____ COMMENTS: _____</p>	# INVALID	REASON	SIGNATURE LINES									
# INVALID	REASON	SIGNATURE LINES											

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

Tracie ESTRELA
 Printed Name of Circulator
 18639
 Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

DATE OF ISSUANCE: October 18, 2019
 Filing Deadline for the November 2020 Ballot: February 3, 2020
 18 month petition expiration date: April 18, 2021

Freedom of Citizen Information: Before a registered voter signs any initiative petition, signature gatherers must offer the voter the opportunity to read the proposed initiative summary and fiscal impact statement prepared by the Secretary of State.

Garland

SUMMARY OF PROPOSED INITIATIVE

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Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
1.	<i>[Signature]</i>	1/21/2020	95 Center Rd Garland	Garland, ME	Amy S. Allen
2.	<i>[Signature]</i>	1/21/2020	95 Center Rd Garland	ME	ROBERT W ALLEN
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Please Turn Over for Additional Signature Lines and Circulator's Oath.

GORHAM

Printed Name of Circulator
 P-887
 Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
 CONNECT TRANSMISSION PROJECT

Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
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CIRCULATOR'S OATH

I hereby make oath that I am the Circulator of this petition; that I personally witnessed all of the signatures to this petition; and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.

Signature of Circulator [Signature] Printed Name Oliver Pankoff

Signature of Notary [Signature] Printed Name Brittany Skidmore

Subscribed to and sworn before me on this date: _____ (Date must be completed by Notary)

Date my Notary Commission expires: _____

REGISTRAR'S CERTIFICATION

Municipality Gorham TOTAL VALID 1 TOTAL INVALID 0

I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.

Signature of Registrar: [Signature]
 Date petition certified: 1-8-2020

01-03-20P02141 1039

PETITION LOG

FOR SECRETARY OF STATE USE ONLY

PETITION #: _____ VALID: _____ INVALID: _____

# INVALID	REASON	SIGNATURE LINES

S.O.S. STAFF: _____ COMMENTS: _____

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

KENNEBUNKPORT

Printed Name of Circulator

6767

Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
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Signature of Circulator *Stacy Gile* Printed Name STACY GILE

Signature of Notary *Eleanora Soopie, Esq.* Printed Name ELEANORA SOOPIE, ESQ.

Subscribed to and sworn before me on this date: _____ (Date must be completed by Notary)

Date my Notary Commission expires: _____

REGISTRAR'S CERTIFICATION

Municipality Kennelcoveport TOTAL VALID _____ TOTAL INVALID _____

I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.

01/23/2020

Signature of Registrar: *Tracy Brook*

Date petition certified: 01/23/2020

PETITION LOG

FOR SECRETARY OF STATE USE ONLY

PETITION #: _____ VALID: _____ INVALID: _____

# INVALID	REASON	SIGNATURE LINES

S.O.S. STAFF: _____ COMMENTS: _____

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

STACY BAE
Printed Name of Circulator
6707
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

DATE OF ISSUANCE: *October 18, 2019*
Filing Deadline for the November 2020 Ballot: *February 3, 2020*
18 month petition expiration date: *April 18, 2021*

K'PORT

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Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
1. ✓	<i>[Signature]</i>	<i>1/18/20</i>	<i>26 GRAVELLY RD</i>	<i>K' PORT</i>	<i>JOE FRANK</i>
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Please Turn Over for Additional Signature Lines and Circulator's Oath.

K'PORT

SCARBOROUGH

Beverly White
Printed Name of Circulator

2534
Unique Identifying Number

**RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
CONNECT TRANSMISSION PROJECT**

registrars use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
5.	<i>[Signature]</i>	12/14/19	44 HIGHLAND AVE	SCARBOROUGH	ROBERT J Paul TR
7.	<i>[Signature]</i>	12/14/19	44 HIGHLAND AVE	SCARBOROUGH	Jane Cook
8.	<i>[Signature]</i>	12/15/19	42 River Woods	SCARBOROUGH	Theresa Nicklas
9.	<i>[Signature]</i>	12/15/19	42 RIVER WOODS	SCARBOROUGH	DEWES NECKAR
0.	<i>[Signature]</i>	12/15/19	18 RIVER WOODS	SCARBOROUGH	Leslie Patterson
1.	<i>[Signature]</i>	12/15/19	18 RIVER WOODS DR	SCARBOROUGH	David Patterson
2.	<i>[Signature]</i>	12/15/19	8 RIVERWOODS DR	SCARBOROUGH	Vanessa McGeer
3.	<i>[Signature]</i>	12/15/19	3 RIVERWOODS DR.	SCARBOROUGH	Albert Lopez JR
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Signature of Circulator *[Signature]* Printed Name _____

Signature of Notary _____ Printed Name _____

Subscribed to and sworn before me on this date: _____ (Date must be completed by Notary)

Date my Notary Commission expires: _____

REGISTRAR'S CERTIFICATION

Municipality SCARBOROUGH TOTAL VALID 21 TOTAL INVALID 1

I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.

Signature of Registrar: *[Signature]*

Date petition certified: 12/16/19

12/16/19 10:12 AM

PETITION LOG

FOR SECRETARY OF STATE USE ONLY

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# INVALID	REASON	SIGNATURE LINES

S.O.S. STAFF: _____ COMMENTS: _____

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Sevelly White
 Printed Name of Circulator
 2534
 Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

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Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
1.	<i>[Signature]</i>	11-26-19	259 Black Point Rd	Scarborough	Roger Sandberg
2.	<i>[Signature]</i>	11-26-19	82 Burnham Rd	Scarborough	Nicholas Cole
3.	<i>[Signature]</i>	11-26-19	82 Burnham Rd	Scarborough	Jessica Cole
4.	<i>[Signature]</i>	11-26-19	34 River Woods Dr	Scarborough	Ron Scott
5.	<i>[Signature]</i>	12-7-19	1 Simsey Way	Scarborough	Shawn Simsey
6.	<i>[Signature]</i>	12-14-19	34 River Woods Dr.	Scarborough	Kathy Scott
7.	<i>[Signature]</i>	12-14-19	32 River Woods Dr.	Scarborough	Thomas Garriep
8.	<i>[Signature]</i>	12-14-19	32 River Woods Dr.	Scarborough	Bethany Branch
9.	<i>[Signature]</i>	12-14-19	14 Silver Brooks Dr	Scarborough	Albert Kappan Sr.
10.	<i>[Signature]</i>	12-14-19	14 Silver Brooks	Scarborough	Dorothy Leppin
11.	<i>[Signature]</i>	12-14-19	24 River Woods Dr	Scarborough	Eleanor Udek
12.	<i>[Signature]</i>	12-14-19	24 River Woods Dr	Scarborough	P.H. Udek
13.	<i>[Signature]</i>	12-14-19	40 River Woods Dr	Scarborough	[Signature]
14.	<i>[Signature]</i>	12-14-19	40 River Woods Dr	Scarborough	Michael Simcock
15.	<i>[Signature]</i>	12-14-19	40 River Woods Dr.	Scarborough	Verita M. Simcock

<p>INSTRUCTIONS FOR CIRCULATION</p> <p>PETITIONER - MUST:</p> <ul style="list-style-type: none"> BE A MAINE REGISTERED VOTER SIGN NAME AS IT APPEARS ON THE VOTING LIST SIGN ONLY ONCE NOT SIGN ANOTHER'S NAME PRINT NAME, DATE OF SIGNING, STREET ADDRESS & MUNICIPALITY OF RESIDENCE (UNLESS PRINTED BY CIRCULATOR) <p>PETITION CIRCULATOR - MUST:</p> <ul style="list-style-type: none"> BE A MAINE RESIDENT & REGISTERED VOTER COMPLETE THE CIRCULATOR'S VERIFICATION TAKE THE OATH BEFORE A NOTARY PUBLIC PRIOR TO SUBMISSION OF PETITIONS TO REGISTRAR NOT COLLECT SIGNATURES AFTER TAKING OATH <p>WARNING: MAKING A FALSE STATEMENT BY THE CIRCULATOR, SIGNING A PETITION WITH THE NAME OF ANOTHER, OR SIGNING A NAME MORE THAN ONCE ON THESE PETITIONS IS A CLASS E CRIME.</p>	<p>CERTIFICATION CODE FOR VALID SIGNATURES:</p> <p><input checked="" type="checkbox"/> INDIVIDUAL SIGNING PETITION IS A REGISTERED VOTER</p> <p>THE MOST COMMON REASONS FOR REJECTION OF SIGNATURES OR PETITIONS (WITH APPLICABLE CODES) ARE AS FOLLOWS:</p> <p>OF INDIVIDUAL SIGNATURES</p> <p>DUP INDIVIDUAL PREVIOUSLY SIGNED THE PETITION (DUPLICATE NAME)</p> <p>NR INDIVIDUAL IS NOT A REGISTERED VOTER</p> <p>DATE INDIVIDUAL SIGNED AFTER THE DATE OF CIRCULATOR'S VERIFICATION</p> <p>AND INDIVIDUAL'S SIGNATURE MADE BY ANOTHER PERSON</p> <p>SIG INDIVIDUAL DID NOT SIGN THE PETITION (PRINTED NAME ONLY)</p> <p>OF ENTIRE PETITIONS</p> <p>CERT THE REGISTRAR'S CERTIFICATION IS NOT COMPLETED OR IS NOT SIGNED</p> <p>ALT INFORMATION WRITTEN ON THE PETITION HAS BEEN ALTERED IN A MATERIAL WAY</p> <p>OATH THE CIRCULATOR'S VERIFICATION IS NOT COMPLETED OR IS NOT SIGNED</p> <p>OATH THE CIRCULATOR DID NOT TAKE THE OATH BEFORE A VALID NOTARY PUBLIC</p> <p>OATH THE NOTARY DID NOT COMPLETE OR SIGN THE NOTARIZATION</p> <p>ORH THE NOTARY IS AN IMMEDIATE FAMILY MEMBER OF THE CIRCULATOR</p> <p>FORM THE PETITION IS NOT IN THE FORM APPROVED BY THE SECRETARY OF STATE (e.g. PAGES MISSING, DAMAGED OR OUT OF ORDER, ETC.)</p>
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Please Turn Over for Additional Signature Lines and Circulator's Oath.

STONINGTON

Printed Name of Circulator
10, 193
 Unique Identifying Number

**RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
 CONNECT TRANSMISSION PROJECT**

Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
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CIRCULATOR'S OATH

I hereby make oath that I am the Circulator of this petition; that I personally witnessed all of the signatures to this petition and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.

Signature of Circulator *Danni K. Davidsey* Printed Name DAENNI K. DAVIDSEY

Signature of Notary _____ Printed Name _____

Subscribed to and sworn before me on this date: _____ (Date must be completed by Notary)

Date my Notary Commission expires: _____

REGISTRAR'S CERTIFICATION

Municipality Stonington TOTAL VALID 2 TOTAL INVALID 1

I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.



Signature of Registrar *Diane E. Fitch*

Date petition certified: 01-15-2020

PETITION LOG

FOR SECRETARY OF STATE USE ONLY

PETITION #: _____ VALID: _____ INVALID: _____

# INVALID	REASON	SIGNATURE LINES

S.O.S. STAFF: _____ COMMENTS: _____

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

**RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
CONNECT TRANSMISSION PROJECT**

DATE OF ISSUANCE: October 18, 2019

Filing Deadline for the November 2020 Ballot: February 3, 2020
18 month petition expiration date: April 18, 2021.

Printed Name of Circulator
<i>10, 193</i>
Unique Identifying Number

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Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
1. <i>X</i>	<i>Linda Smalley</i>	12/7/19	3 GREENHEAD	STONINGTON, ME	LINDA SMALLEY
2. <i>✓</i>	<i>Debbie W. Leman</i>	12/7/19	21 Granite Woods	STONINGTON	Debbie W. Leman
3. <i>✓</i>	<i>Feresa Fairchild</i>	12/7/19	37 N. Main St	Stonington	Feresa Fairchild
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Please Turn Over for Additional Signature Lines and Circulator's Oath.

WARREN

Printed Name of Circulator
72608
 Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
 CONNECT TRANSMISSION PROJECT

Register use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
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<p align="center">CIRCULATOR'S OATH</p> <p>I hereby make oath that I am the Circulator of this petition; that I personally witnessed all of the signatures to this petition; and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.</p> <p>Signature of Circulator _____ Printed Name _____</p> <p>Signature of Notary _____ Printed Name _____</p> <p>Subscribed to and sworn before me on this date: _____ (Date must be completed by Notary)</p> <p>Date my Notary Commission expires: _____</p> <hr/> <p align="center">REGISTRAR'S CERTIFICATION</p> <p>Municipality <u>Windsor</u> TOTAL VALID <u>5</u> TOTAL INVALID <u>1</u></p> <p>I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.</p> <div style="border: 1px solid black; padding: 2px; display: inline-block;"> <p>RECEIVED JAN 24 2020 BY: _____</p> </div> <p>Signature of Registrar: <u>[Signature]</u> Date petition certified: <u>Jan 24, 2020</u></p>	<p align="center">PETITION LOG</p> <p align="center"><i>FOR SECRETARY OF STATE USE ONLY</i></p> <p>PETITION #: _____ VALID: _____ INVALID: _____</p> <table border="1"> <thead> <tr> <th># INVALID</th> <th>REASON</th> <th>SIGNATURE LINES</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td></tr> </tbody> </table> <p>S.O.S. STAFF: _____ COMMENTS: _____</p>	# INVALID	REASON	SIGNATURE LINES															
# INVALID	REASON	SIGNATURE LINES																	

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

Mary Jane West
 Printed Name of Circulator
 27602
 Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

DATE OF ISSUANCE: *October 18, 2019*
 Filing Deadline for the November 2020 Ballot: *February 3, 2020*
 18 month petition expiration date: *April 18, 2021*

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Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
1	<i>[Signature]</i>	<i>1-24-20</i>	<i>1162 Bath Street</i>	<i>Warren</i>	<i>Sharon A. Sweeney</i>
2	<i>[Signature]</i>	<i>1-24-20</i>	<i>1556 Eastern Rd.</i>	<i>Warren</i>	<i>EMASOTH LALLY</i>
3	<i>[Signature]</i>	<i>1-24-20</i>	<i>1013 Atlantic Hwy</i>	<i>Warren</i>	<i>Rker Parise Jr</i>
4	<i>[Signature]</i>	<i>1-24-20</i>	<i>53 main street</i>	<i>Warren</i>	<i>Barbara Morice</i>
5	<i>[Signature]</i>	<i>1/24/20</i>	<i>672 Wheeler Lane</i>	<i>Warren</i>	<i>Jay W. Stimpert</i>
NR	<i>[Signature]</i>	<i>1/24/20</i>	<i>1648 Brunswick Road</i>	<i>Warren</i>	<i>Stephen L. Hill</i>
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Please Turn Over for Additional Signature Lines and Circulator's Oath.

WHITEFIELD

Printed Name of Circulator
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

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CIRCULATOR'S OATH

I hereby make oath that I am the Circulator of this petition; that I personally witnessed all of the signatures to this petition; and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.

Signature of Circulator [Signature] Printed Name Linda Phillips

Signature of Notary _____ Printed Name _____

Subscribed to and sworn before me on this date: _____ (Date must be completed by Notary)

Date my Notary Commission expires: _____

REGISTRAR'S CERTIFICATION

Municipality WHITEFIELD TOTAL VALID 2 TOTAL INVALID 0

I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.

Signature of Registrar: [Signature]
Deputy Registrar

Date petition certified: 1/17/2020

PETITION LOG

FOR SECRETARY OF STATE USE ONLY

PETITION #: _____ VALID: _____ INVALID: _____

# INVALID	REASON	SIGNATURE LINES

S.O.S. STAFF: _____ COMMENTS: _____

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Linda Phillips
 Printed Name of Circulator
A-15-LPhi-25
 Unique Identifying Number

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Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
1. ✓	<i>[Signature]</i>	1-15-20	137 Henry LN	Whitefield	Rebecca Koller
2. ✓	<i>[Signature]</i>	1-15-2020	132 So. Howe Rd.	Whitefield	Brenda Buann
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<p>INSTRUCTIONS FOR CIRCULATION</p> <p>PETITIONER - MUST:</p> <ul style="list-style-type: none"> BE A MAINE REGISTERED VOTER SIGN NAME AS IT APPEARS ON THE VOTING LIST SIGN ONLY ONCE NOT SIGN ANOTHER'S NAME PRINT NAME, DATE OF SIGNING, STREET ADDRESS & MUNICIPALITY OF RESIDENCE (UNLESS PRINTED BY CIRCULATOR) <p>PETITION CIRCULATOR - MUST:</p> <ul style="list-style-type: none"> BE A MAINE RESIDENT & REGISTERED VOTER COMPLETE THE CIRCULATOR'S VERIFICATION TAKE THE OATH BEFORE A NOTARY PUBLIC PRIOR TO SUBMISSION OF PETITIONS TO REGISTRAR NOT COLLECT SIGNATURES AFTER TAKING OATH <p>WARNING: MAKING A FALSE STATEMENT BY THE CIRCULATOR, SIGNING A PETITION WITH THE NAME OF ANOTHER, OR SIGNING A NAME MORE THAN ONCE ON THESE PETITIONS IS A CLASS E CRIME.</p>	<p>REGISTRAR - MUST:</p> <ul style="list-style-type: none"> DATE AND TIME STAMP PETITION INDICATING WHEN IT IS RECEIVED COMPLETE THE "REGISTRAR USE ONLY" SPACE USING THE CODES DESCRIBED IN THE BOX TO THE RIGHT COMPLETE AND SIGN THE CERTIFICATION BY INDICATING WHICH NAMES ON THE PETITION APPEAR ON THAT MUNICIPALITY'S VOTING LIST <p>NOTE: IF THE SIGNATURE ALONE SUFFICIENTLY IDENTIFIES THE VOTER, IT SHOULD BE ACCEPTED.</p>
<p>CERTIFICATION CODE FOR VALID SIGNATURES:</p> <p>✓ INDIVIDUAL SIGNING PETITION IS A REGISTERED VOTER</p> <p>THE MOST COMMON REASONS FOR REJECTION OF SIGNATURES OR PETITIONS (WITH APPLICABLE CODES) ARE AS FOLLOWS:</p> <p>OF INDIVIDUAL SIGNATURES</p> <p>DUP: INDIVIDUAL PREVIOUSLY SIGNED THE PETITION (DUPLICATE NAME) NR: INDIVIDUAL IS NOT A REGISTERED VOTER DATE: INDIVIDUAL SIGNED AFTER THE DATE OF CIRCULATOR'S VERIFICATION ANO: INDIVIDUAL'S SIGNATURE MADE BY ANOTHER PERSON SIG: INDIVIDUAL DID NOT SIGN THE PETITION (PRINTED NAME ONLY)</p> <p>OF ENTIRE PETITIONS</p> <p>CERT: THE REGISTRAR'S CERTIFICATION IS NOT COMPLETED OR IS NOT SIGNED ALT: INFORMATION WRITTEN ON THE PETITION HAS BEEN ALTERED IN A MATERIAL WAY OATH: THE CIRCULATOR'S VERIFICATION IS NOT COMPLETED OR IS NOT SIGNED OATH: THE CIRCULATOR DID NOT TAKE THE OATH BEFORE A VALID NOTARY PUBLIC OATH: THE NOTARY DID NOT COMPLETE OR SIGN THE NOTARIZATION OWN: THE NOTARY IS AN IMMEDIATE FAMILY MEMBER OF THE CIRCULATOR FORM: THE PETITION IS NOT IN THE FORM APPROVED BY THE SECRETARY OF STATE (e.g. PAGES MISSING, DAMAGED OR OUT OF ORDER, ETC)</p>	

Please Turn Over for Additional Signature Lines and Circulator's Oath.

L. A. B. G. L.

EXHIBIT B

157 Capitol Street
Suite 3
Augusta, ME 04330

PH 207.791.1281
FX 207.623.9367
naugur@pierceatwood.com

pierceatwood.com

February 27, 2020

The Honorable Matthew Dunlap
Secretary of State
148 State House Station
Augusta, ME 04333-0148

BY HAND DELIVERY

RE: Information relative to the submission and notarization of petitions by the opponents of the clean energy transmission line

Dear Secretary Dunlap:

On behalf of Clean Energy Matters (“CEM”), I appreciate the opportunity to submit additional information regarding the submission of petitions to your office by Stop the Corridor, Say No to NECEC, No CMP Corridor and other opponents of the clean energy transmission line (the “Opponents”).

Background

In January 2020, CEM campaign staff learned that the Opponents hired a consultant, later identified as Revolution Field Strategies, to assist them in collecting signatures. Presumably, this hire was made because the Opponents were not on pace to gather a sufficient number of signatures to meet the February 3rd deadline to place the initiative on the ballot for November 2020. Almost immediately thereafter, CEM campaign staff observed significant social media traffic advertising \$30 per hour jobs to persons interested in collecting signatures for the Opponents’ effort. CEM staff also began to hear anecdotal reports of abnormally intensive circulator activity in the Greater Portland area.

Cognizant of the administrative and organizational challenges that exist when an out-of-state entity manages a petition gathering effort, CEM obtained the services of a professional investigator to review the opponents’ activities. CEM was principally concerned that legal inconsistencies could occur in the petition gathering and management process given that persons likely unfamiliar with Maine Election Law

would be overseeing that process. CEM also was concerned that the limited amount of time remaining to notarize and submit all petitions before the February 3rd deadline could result in irresponsible documentation of petitions that did not accord with Maine law.

**Notaries providing other services to the campaign
in violation of 21-A M.R.S. § 903-E**

Jeffery Merrill provided investigative services concerning the Opponents' activities. Mr. Merrill holds a valid Maine professional investigators license. In the course of his work, Mr. Merrill observed a building located at 449 Forest Avenue in Portland, which had been identified as housing a field office for the Opponents' signature gathering effort. Mr. Merrill observed activity at this field office from January 28th through January 31st, 2020. The building allows clear observations of persons going into and out it, as well as large windows on the second floor that allowed observation of activities within the specific second floor office space which housed the field office.

Mr. Merrill observed a woman, later identified as Brittany Skidmore, enter and exit the building multiple times between January 28th and January 31st, 2020. Over the course of those four days, Mr. Merrill saw Ms. Skidmore working regularly in the field office space housed on the second floor of the building. Notably, Mr. Merrill observed her carrying, sorting and organizing petitions, tasks she was performing along with a number of other individuals also working in the field office. For instance, Mr. Merrill saw Ms. Skidmore exit the building, hand paperwork to persons who had driven to the field office parking lot, and return to the building. Ms. Skidmore's social media postings before and after this period refer to her work efforts.

Mr. Merrill's sworn and notarized affidavit, along with Exhibits A through E, are included with this letter.

In addition to her work organizing, supervising and otherwise assisting in the petition gathering effort for the Opponents, documents in your possession will show that Ms. Skidmore also notarized hundreds, and possibly thousands, of petitions. As noted in my February 24, 2020, letter, Maine Election law is eminently clear that persons who notarize petitions for a citizen's initiative cannot provide any other services, regardless of compensation, to get that initiative onto the ballot.

Having engaged in non-notarial acts or otherwise having provided services to the proponents of the citizen's initiative by, at least, assisting in work related to organizing and managing the petitions, Section 903-E prohibited Brittany Skidmore from also acting as a notary with respect to those petitions. Accordingly, the notarizations Ms.

Secretary of State
February 27, 2020
Page 3

Skidmore made violated 21-A M.R.S. § 903-E (1) and 4 M.R.S. § 954-A, and the petitions she notarized - and all the signatures on those petitions - are invalid.¹

Petitions submitted and validated by the Town Clerk prior to being signed by the circulator and notarized

As noted in my letter of February 24, 2020, we previously identified petitions that had been certified by towns but were not signed by a circulator and properly notarized. We have since identified additional petitions violative of 21 M.R.S. § 902 as follows:

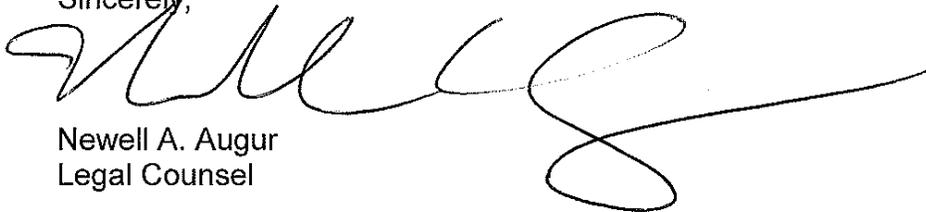
Eustis/Stratton – 11/5/2019
Eustis/Stratton – 11/5/2019
Lisbon – 1/21/20

Copies of these petitions are included as Exhibit 2; the two petitions from Eustis/Stratton are missing the top piece of the page.

Conclusion

Please let me know if there is any additional information that I can provide relative to this submission. Thank you for your service to the people of Maine.

Sincerely,



Newell A. Augur
Legal Counsel

Cc: Phyllis Gardiner, AAG (with enclosures, by hand delivery)

¹ As noted in our February 24, 2020 letter, we previously identified Leah Flumerfelt as a person who organized, supervised or managed the circulation effort and who appeared on a log maintained by the town clerks. She is also listed on the log for the Town of Bath as delivering petitions on January 24, 2020. A true and correct copy of the Town of Bath log is included as Exhibit 1. Exhibit 1 provides additional evidence demonstrating that Leah Flumerfelt could not have acted as a notary under Section 903-E.

DEPARTMENT OF THE SECRETARY OF STATE

In the Matter of Determination of the Validity
of a Petition for Initiated Legislation Titled
"Resolve, To Reject the New England Clean
Energy Connect Transmission Project"

AFFIDAVIT OF JEFFREY D. MERRILL II

I, Jeffrey D. Merrill II, being first duly sworn, hereby depose and state as follows:

1. I am over 18 years of age and make this affidavit based on my own personal knowledge.
2. I am the founder, operator, and sole employee of Patriot Investigations, P.A., a professional investigative service that operates in the State of Maine.
3. I hold a valid professional investigators license from the State of Maine.
4. Merrill's Investigations and Security engaged Patriot Investigations to assist Merrill's in obtaining information on efforts by various groups and individuals to gather signatures for the purpose of initiating a ballot referendum question concerning the proposed New England Clean Energy Connect project.
5. In the course of my work, I observed a strip mall located at 449 Forest Avenue, in Portland, Maine, which had been identified as housing a field office for the signature gathering effort.
6. I observed 449 Forest Avenue over the course of January 28th through January 31st of this year, stationing myself in my vehicle in the strip mall parking lot. Prior to observing this location, I personally had examined petitions for ballot initiatives and was familiar with their general size, appearance, and content.
7. The strip mall at issue consists of a single-story wing housing a CVS pharmacy and an adjoining two-story wing that houses various office suites both in the retail level space

AFFIDAVIT OF JEFFREY D. MERRILL II

and in the second story space. The office suites located on the second story feature large windows that appear to stretch nearly from the floor to the ceiling. A true and correct copy of two Google Street View images of the two-story wing of the strip mall is attached hereto as Exhibit A.

8. At approximately 12:00 p.m. on January 28th, I observed a woman exit the building with a box and approach a waiting white Nissan SUV with a Maine vanity license plate that read UPGRDE. I noted this activity because moving boxes of documents appeared consistent with the sort of activity I expected to be associated with the signature gathering effort.

9. I relayed the license plate information to a Merrill's investigator, who informed me the car was registered to a person named Brittany Skidmore of Scarborough, Maine.

10. As the sun went down that day, my visibility into the second floor of the building improved, as the glare against the windows subsided and the light in the second floor office suites provided illumination. The office space above and to the right of the "Magic Nails" sign reflected in Exhibit A continued to be active after 5:00 p.m. and I could see into the space very clearly. It became apparent to me this space housed a gathering point for persons organizing and managing the petitions associated with the signature gathering effort, as I observed numerous individuals moving around, and holding and sorting documents that appeared to be the same size and shape of petitions. I determined this office space to be the location of the field office. I continued to observe this same activity, in the same office space, by numerous individuals over the course of January 28th through January 31st.

11. The persons and activities I observed in the field office appeared in plain view and could have been observed by any member of the public.

AFFIDAVIT OF JEFFREY D. MERRILL II

2

11776614.6

12. Shortly after 5:00 p.m. on January 28th, I observed a dark-haired woman who appeared aged between 25 and 40 years-old working in the field office. Like the other individuals working in the field office, this woman was holding and sorting documents that appeared to be petitions. I also observed her speaking on a mobile phone.

13. Shortly after 7:00 p.m. on January 28th, I observed the same dark-haired woman exit the building, approach a waiting vehicle, and hand paperwork to an individual in the vehicle. After a brief exchange with the individuals inside the vehicle, the dark-haired woman re-entered the building.

14. Over the course of January 28th and January 29th, I conducted online research concerning Brittany Skidmore. First, I located what appeared to be Skidmore's Facebook page, which provided a clear image of her face, identified her as a notary public, and identified her as a State Farm insurance salesperson. Upon seeing her Facebook picture, I determined the dark-haired woman described above to be Brittany Skidmore. A true and correct copy of the screenshot I took of Skidmore's Facebook page, as it appeared on my mobile phone, is attached hereto as Exhibit B.

15. I also searched for Skidmore in the online database of notaries public maintained by the State of Maine. The database confirmed Brittany Skidmore's status as a notary public and identified her, consistent with her car registration, as a resident of Scarborough. A true and correct copy of the screenshot I took of the database search, as it appeared on my mobile phone, is attached hereto as Exhibit C.

16. As Skidmore's Facebook page identified her as a State Farm insurance salesperson and as the strip mall also housed a State Farm office on the same floor of the field office, as visible in Exhibit A, I called the State Farm office on January 29th to inquire if

AFFIDAVIT OF JEFFREY D. MERRILL II

Skidmore worked there. The person who answered the telephone confirmed Skidmore worked there, but said Skidmore would not be at the State Farm office until the following week.

17. I do not have specific information concerning how Skidmore came to be affiliated with the activity in the field office, but surmise she did so due to the proximity between the field office and Skidmore's place of business at the neighboring State Farm office. A post Skidmore made to her Facebook page on February 1st, a true and correct copy of which is attached hereto as Exhibit D, states in part: "But this past month has been monumental for me! I got a second job, one I never saw coming and it literally landed in my lap" In a previous Facebook posted dated January 22nd, attached hereto as Exhibit E, Skidmore wrote in part: "I have been working my boot-tayyy off this past month and half"

18. On January 29th, I returned to 449 Forest Avenue and observed the field office over the course of the day. Once again, as the sun began to go down, I could see clearly into the interior of the illuminated field office. Just before 5:00 p.m. that day, I observed Skidmore working in the field office, carrying petitions, sorting through them, and organizing them. She was performing the same tasks as numerous other individuals working in the field office at that time and into the evening.

19. On January 30th, I returned to 449 Forest Avenue and observed the field office over the course of the day. Just after 9:30 a.m., I observed Skidmore arrive in her white Nissan SUV with the same vanity license plate noted above. Skidmore appeared to remain inside throughout the day, exiting briefly just before 2:30 p.m. After 3:30 p.m., I once again began to see clearly inside the field office and observed Skidmore and others performing the same tasks I observed the previous days: carrying, sorting through, and organizing petitions.

AFFIDAVIT OF JEFFREY D. MERRILL II

20. On January 31st, I returned to 449 Forest Avenue and observed the field office over the course of the day. Just prior to 9:30 a.m., I observed Skidmore arrive at the location. She remained there until just before 6:00 p.m. The activity level around the field office remained elevated throughout the day, with numerous individuals coming and going, and transporting large numbers of boxes from the office. Towards the ends of the day, I observed individuals demobilizing the office, such as by removing tables and chairs, and appearing to embrace and congratulate each other.

21. On January 31st, I entered the building and proceeded to the second floor location that housed the field office. Through a glass door, I could clearly identify the office as a location housing activities related to the signature gathering efforts, as I could observe boxes of documents, various sorting and filing receptacles, and notes posted to the wall pertaining to the effort.

22. Over the course of my four days observing the activities of the field office, I did not observe Skidmore taking any actions I would associate with the work of a notary public, such as sitting with another person and signing a document. Instead, I observed Skidmore engaging in the same activities as those engaged in by the numerous other individuals I observed in the field office: performing various tasks related to the sorting and organizing of the petitions.

DATED: February 27, 2020


Jeffrey D. Merrill II

STATE OF MAINE
CUMBERLAND, SS.

February 27, 2020

Personally appeared before me the above named Jeffrey D. Merrill II and made oath that the above-stated facts are true based upon his own knowledge, and, so far as based upon information and belief, he believes that information to be true.

Before me,


Notary Public/Attorney-at-Law

HEATHER JAYNE STEVENS
NOTARY PUBLIC - State of Maine
My Commission Expires
October 25, 2023

AFFIDAVIT OF JEFFREY D. MERRILL II

EXHIBIT A

11340555.1

Google Maps Portland, Maine



Image capture: Jul 2018 © 2020 Google



Street View



Google Maps Portland, Maine



Image capture: Jul 2018 © 2020 Google



Street View



EXHIBIT B

11340555.1

< Brittany Skidmore



Brittany Skidmore

I am a survivor and overcomer of many things, Stay tuned bc my journey is just beginning 🥰🐶🐱

Arbonne Consultant

Notary Public at Notary Public Services

Sales at State Farm

EXHIBIT C

11340555.1

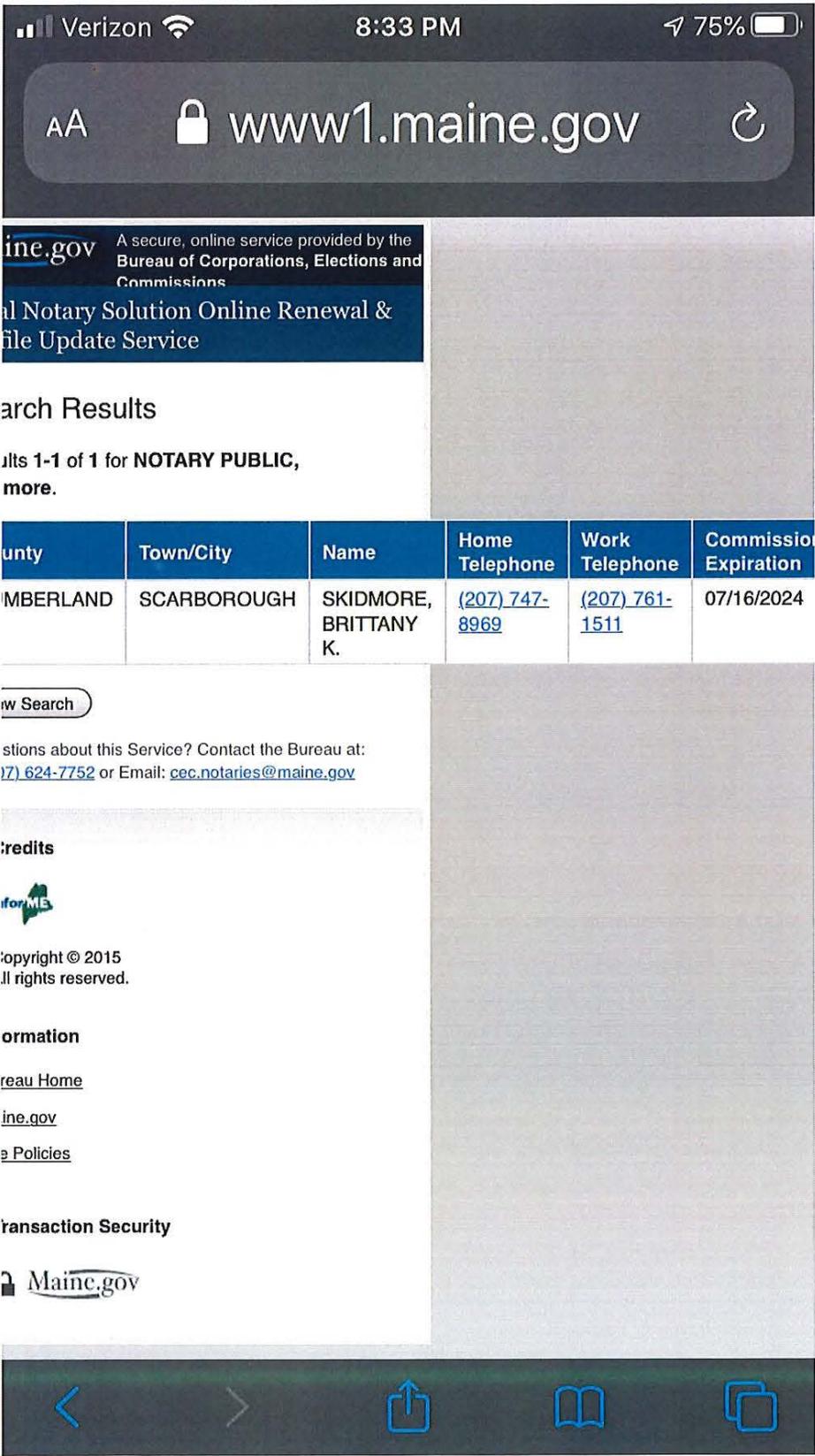


EXHIBIT D

11340555.1



Brittany Skidmore

February 1 at 6:58 PM · 🌐



I have some major goals for myself this year. One of them I didn't meet this past month 😞 normally this would stop me on my tracks and send me backwards spinning in the same circle..

But this past month has been monumental for me! I got a second job, one I never saw coming and it literally landed in my lap the day after I put into the universe! 🙏 for once I just leaned into it, I declared it mine, I prayed for it I thanked God for it and you guys, I freaking got it! What did I ask for... more income, a way out of the cycle I have allowed myself to be in for far too long.

January you have awakened a part of me I didn't know was there. A passion, drive a determination I have been seeking! I am so excited for my future you guys I could shout from the rooftops 🥳🥳🥳

New beginnings, new friends and best of friends...

I learned a lot January, February let's F-in do this!!

I am on fire 🔥 and ready to blast into this new journey

#unstoppable #believe #loveyourself #ifinallygetit #personaldevelopment
#youmattertoo #putyourselffirst #itsokayipromise #surroundyourselfwithlove
#goodvibetribe #nowhiring #iwanttobeyourcoach #bebrave #dmmenow
#peacelovehappiness 🙌💋

EXHIBIT E

11340555.1



Brittany Skidmore



January 22 · 🌐

These two little beauties right here oh man they are the best!! I have been working my boot-tayyy off this past month and half which has taken some more of our already short time during the week away... and they have been so supportive, loving and caring. We all see a common goal and they are watching me go for it! They are my cheerleaders and I am so lucky to have them by my side! (Even if they do start to drive me a little crazy at times 😊)

I can talk to them about why I am doing this and even if some nights we are crying and some nights we are mad or frustrated... we always end with a goodnight sweet dreams and I love you for always ❤️❤️❤️

Hustle hard for now so I can hustle less later. #justthethreeofus #momtribe #lovethemso

EXHIBIT 1

PETITION LOG
For
Municipality of
BATH

Title of Petition:		New England Clean Energy Connect Transmission Project				
Method of Submission			Method of Return			
Date	# of Forms	Mail (X)	In Person (X)	Signature or Name	Signature or Name	Comments/Remarks
11/10/19	3	X	X	Donna W. Ingelhardt	Donna Ingelhardt	
11/10/19	2	X	X	David Ingelhardt	David Ingelhardt	
11/10/19	2	X	X	Martin Fox	Martin Fox	
11/11/19	2	X	X	Martin Fox	Martin Fox	
11/12	3	X	X	Jason Desjardins	Jason Desjardins	
11/26	1	X	X	Maureen Malaga	Maureen Malaga	
12/14	6	X	X	Ben Savieille	Ben Savieille	
12/11	1	X	X	Susan Lubner	Susan Lubner	
12/11	2	X	X	Travis Longstaff	Travis Longstaff	
12/16	1	X	X	Susan Lubner	Susan Lubner	
12/20	3	X	X	Ben Savieille	Ben Savieille	
12/30	2	X	X	Krista West	Krista West	
12/30	1	X	X	Charlene A. Cummings	Charlene A. Cummings	
12/30	1	X	X	Krista West	Krista West	
12/30	3	X	X	Krista West	Krista West	
1/10	12	X	X	Beth Lucas	Beth Lucas	
1/10	1	X	X	Chavis Leveille	Chavis Leveille	
1/10	1	X	X	Dennis Leveille	Dennis Leveille	
1/13	5	X	X	Zac Plummer	Zac Plummer	
1/13	1	X	X	Dennis Leveille	Dennis Leveille	
1/14	1	X	X	Chavis Leveille	Chavis Leveille	
1/14	1	X	X	Susan Lubner	Susan Lubner	
1/17	27	X	X	Jesse Fish	Jesse Fish	
1/22	29	X	X	Zac Plummer	Zac Plummer	
1/21	5	X	X	Jesse Fish	Jesse Fish	

EXHIBIT 2

ESTIMATE OF FISCAL IMPACT

This citizen initiative directs the Public Utilities Commission (PUC) to amend a previously issued "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation" entered by the PUC on May 3, 2019 for the New England Clean Energy Connect transmission project. Requiring the amended order to find that the construction and operation of the transmission project are not in the public interest and that there is not a public need for it, and requiring denial of a certificate of public convenience and necessity for the project, may extend or reopen the deliberative process of the PUC related to the project. Any additional costs to the PUC as a result of this initiative are within the scope of activities budgeted by the PUC and are not anticipated to require supplemental appropriations or allocations.

To the Legislature of the State of Maine:

In accordance with Section 18 of Article IV, Part Third of the Constitution of the State of Maine, the electors of the State of Maine, qualified to vote for Governor, residing in said State, whose names have been certified on this petition, hereby respectfully propose to the Legislature for its consideration the following entitled legislation: "Resolve, To Reject the New England Clean Energy Connect Transmission Project."

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Amend order. Resolved: That within 30 days of the effective date of this resolve and pursuant to its authority under the Maine Revised Statutes, Title 35-A, section 1321, the Public Utilities Commission shall amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 in Docket No. 2017-00232 for the New England Clean Energy Connect transmission project, referred to in this resolve as "the NECEC transmission project." The amended order must find that the construction and operation of the NECEC transmission project are not in the public interest and that there is not a public need for the NECEC transmission project. There not being a public need, the amended order must deny the request for a certificate of public convenience and necessity for the NECEC transmission project.

Register (see only)	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
✓	Justin Bean	11/5/19	13 Main Street (Stratton)	East's	Justin Bean
✓	Quadrina Bean	11/5/19	13 Main Street (Stratton)	East's	Quadrina Bean
✓	Beth O'Donnell	11/5/19	94 Main Street (Stratton)	East's	Beth O'Donnell
✓	Renee O'Donnell	11/05/19	442 EAST'S RIDGE RD	EAST'S	LAUREL J. O'DONNELL
✓	Wendy O'Rourke	11/5/19	8 Madeline's Way	East's	Wendy O'Rourke
✓	Ken O'Neil	11/5/19	13 Beach St.	Stratton	Diane O'Neil
✓	Paul Lyell	11/5/19	103 East, Ridge Rd	East's	Kirk Williams
✓	Sharon Chapman	11/5/19	1423 The Donald Trail	East's	Gina Taylor
✓	Greg Chapman	11/5/19	34 Grand Pt Rd	East's	Sharon Chapman
✓	William P. O'Neil	11/5/19	Waive Trail Way	East's	William P. O'Neil
✓	Mark Lark	11/5/19	8 Maple Ave	East's	Mark Lark
✓	Thomas Dickey	11/5/19	497 East's Ridge Rd	East's	Thomas Dickey
✓	John O'Neil	11/5/19	371 East's Ridge Rd	East's	John O'Neil
✓	John O'Neil	11/5/19	45 Park Street	Stratton	John O'Neil

INSTRUCTIONS FOR CIRCULATION

CERTIFICATION CODE FOR VALID SIGNATURES:

PETITIONER - MUST:

- BE A MAINE REGISTERED VOTER
- SIGN NAME AS IT APPEARS ON THE VOTING LIST
- SIGN ONLY ONCE
- NOT SIGN ANOTHER'S NAME
- PRINT NAME, DATE OF SIGNING, STREET ADDRESS & MUNICIPALITY OF RESIDENCE (UNLESS PRINTED BY CIRCULATOR)

REGISTRAR - MUST:

- DATE AND TIME STAMP PETITION INDICATING WHEN IT IS RECEIVED
- COMPLETE THE "REGISTRAR USE ONLY" SPACE USING THE CODES DESCRIBED IN THE BOX TO THE RIGHT
- COMPLETE AND SIGN THE CERTIFICATION BY INDICATING WHICH NAMES ON THE PETITION APPEAR ON THAT MUNICIPALITY'S VOTING LIST
- NOTE: IF THE SIGNATURE ALONE SUFFICIENTLY IDENTIFIES THE VOTER, IT SHOULD BE ACCEPTED.

THE MOST COMMON REASONS FOR REJECTION OF SIGNATURES OR PETITIONS (WITH APPLICABLE CODES) ARE AS FOLLOWS:

OF INDIVIDUAL SIGNATURES:

- DUP: INDIVIDUAL REVISOR(S) SIGNED THE PETITION (DUPLICATE NAME)
- NR: INDIVIDUAL IS NOT A REGISTERED VOTER
- DATE: INDIVIDUAL SIGNED AFTER THE DATE OF CIRCULATOR'S VERIFICATION
- AND: INDIVIDUAL'S SIGNATURE MADE BY ANOTHER PERSON
- SG: INDIVIDUAL DID NOT SIGN THE PETITION (PRINTED NAME ONLY)

OF ENTIRE PETITIONS:

- CEAT: THE REGISTRAR'S CERTIFICATION IS NOT COMPLETED OR IS NOT SIGNED
- LEF: INDIVIDUAL SIGNATURES ON THE PETITION HAS BEEN ALTERED IN A MATERIAL WAY
- ODT: THE CIRCULATOR'S VERIFICATION IS NOT COMPLETED OR IS NOT SIGNED
- ODN: THE CIRCULATOR DID NOT TAKE THE OATH BEFORE A VALID NOTARY PUBLIC
- ODP: THE NOTARY DID NOT COMPLETE OR SIGN THE NOTARIZATION
- ODS: THE NOTARY IS NOT THE MEMBER OF THE CIRCULATOR
- ODT: THE PETITION IS NOT THE PROPERTY OF THE REGISTRAR OF STATE FORMS (e.g. PAGES MISSING, DAMAGED OR OUT OF ORDER, ETC.)

Please Turn Over for Additional Signature Lines and Circulator's Oath.

22	<i>[Signature]</i>	11-5-19	<i>[Signature]</i>	3 WINE TAIL WAY	WINE TAIL	WINE TAIL
23	<i>[Signature]</i>	11/5/19	<i>[Signature]</i>	80 Partridge Ln	EUSTIS	Heidi Denver
24	<i>[Signature]</i>	11/5/19	<i>[Signature]</i>	80 Partridge Ln	EUSTIS ME	Heidi Denver
25	<i>[Signature]</i>	11/5/19	<i>[Signature]</i>	5 Muddy Ln	EUSTIS ME	Danielle Laverie
26	<i>[Signature]</i>	11/5/19	<i>[Signature]</i>	32 Spaulding Dr	Stratton ME	Christopher Cayer
27	<i>[Signature]</i>	11/5/19	<i>[Signature]</i>	25 Trade Hill	Suttons ME	Andz Swanson
28	<i>[Signature]</i>	11-5-19	<i>[Signature]</i>	54 Caldwell Rd	EUSTIS	JAY LASHAR
29	<i>[Signature]</i>	11-5-19	<i>[Signature]</i>	21 Tim Beak Rd	Eustis	Stephen Spidow
30	<i>[Signature]</i>	11-5-19	<i>[Signature]</i>	4 Tim Brook Rd	EUSTIS	Diana Dellea
31	<i>[Signature]</i>	11-5-19	<i>[Signature]</i>	47M BEACON RD	EUSTIS	Robert Dellea
32	<i>[Signature]</i>	11-5-19	<i>[Signature]</i>	19 Park St	Stratton	Heidi Denver
33	<i>[Signature]</i>	11-5-19	<i>[Signature]</i>	16 Orchard Ave	Stratton	USA Bunnison
34	<i>[Signature]</i>	11/5-19	<i>[Signature]</i>	51 Main St	Stratton	Steve Freeman
35	<i>[Signature]</i>	11-5-19	<i>[Signature]</i>	6 Rabbits Run	Eustis, ME	Kimberly Tricketts
36	<i>[Signature]</i>	11-05-19	<i>[Signature]</i>	72 Pine Knobs	EUSTIS, ME	ERIC D. WILCOX
37	<i>[Signature]</i>	11-5-19	<i>[Signature]</i>	61 Main St.	EUSTIS, ME	Mary Dwyer
38	<i>[Signature]</i>	11/5/19	<i>[Signature]</i>	420 Old Dead River Rd	Stratton ME	Davis Small
39	<i>[Signature]</i>	11/5/19	<i>[Signature]</i>	1409 Rangleway Road	Eustis	Crystal Small
40	<i>[Signature]</i>		<i>[Signature]</i>			Crystal Small
41	<i>[Signature]</i>	11/5/19	<i>[Signature]</i>	61 Main St. R27	Stratton/Eustis	Crystal Small
42						
43						
44						
45						

CIRCULATOR'S OATH

I hereby make oath that I am the Circulator of this petition; that I personally witnessed all of the signatures to this petition; and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.

Signature of Circulator _____ Printed Name _____

Signature of Notary _____ Printed Name _____

Subscribed to and sworn before me on this date: _____ (Date must be completed by Notary)

Date my Notary Commission expires: _____

REGISTRAR'S CERTIFICATION

Municipality EUSTIS TOTAL VALID 149 TOTAL INVALID 0

I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.

Signature of Registrar *[Signature]*

Date petition certified: 11-5-19

PETITION LOG

FOR SECRETARY OF STATE USE ONLY

PETITION #: _____ VALID: _____ INVALID: _____

INVALID REASON SIGNATURE LINES

SOS STAFF: _____ COMMENTS:

ESTIMATE OF FISCAL IMPACT

This citizen initiative directs the Public Utilities Commission (PUC) to amend a previously issued "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation" entered by the PUC on May 3, 2019 for the New England Clean Energy Connect transmission project. Requiring the amended order to find that the construction and operation of the transmission project are not in the public interest and that there is not a public need for it, and requiring denial of a certificate of public convenience and necessity for the project, may extend or reopen the deliberative process of the PUC related to the project. Any additional costs to the PUC as a result of this initiative are within the scope of activities budgeted by the PUC and are not anticipated to require supplemental appropriations or allocations.

To the Legislature of the State of Maine:

In accordance with Section 18 of Article IV, Part Third of the Constitution of the State of Maine, the electors of the State of Maine, qualified to vote for Governor, residing in said State, whose names have been certified on this petition, hereby respectfully propose to the Legislature for its consideration the following entitled legislation: "Resolve, To Reject the New England Clean Energy Connect Transmission Project."

Be it enacted by the People of the State of Maine as follows:

Sec 1. Amend order. Resolved: That within 30 days of the effective date of this resolve and pursuant to its authority under the Maine Revised Statutes, Title 35-A, section 1321, the Public Utilities Commission shall amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 in Docket No. 2017-00232 for the New England Clean Energy Connect transmission project, referred to in this resolve as "the NECEC transmission project." The amended order must find that the construction and operation of the NECEC transmission project are not in the public interest and that there is not a public need for the NECEC transmission project. There not being a public need, the amended order must deny the request for a certificate of public convenience and necessity for the NECEC transmission project.

Register (see only)	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
✓	Louise Snook	10-29-19	138 Vaughan Rd	Stratton	Louise Snook
✓	Anthony Lohms Jr	10-30-19	218 Main Street	Stratton	Anthony Lohms Jr
✓	BARBARA CHAPMAN	10-30-19	206 RANTER/MADEIRA RD	EUSTIS	BARBARA CHAPMAN
✓	Dorell A Brown	10/30/19	101 Flays LAKERS	EUSTIS	Dorell A Brown
✓	XXXXXXXXXX	10/30/19	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX
✓	Judy & Bobbie	10/30/19	12 Nubble Way	Stratton	Judy L. Rollins
✓	Mark & Rose	10/30/19	12 Nubble Way	Stratton	Mark Rollins
✓	XXXXXXXXXX	10/30/19	65 Main St	Stratton	Jamie Ticer
✓	XXXXXXXXXX	10/30/19	65 Main Street	Stratton	Wyatt Myrd
✓	XXXXXXXXXX	10/30/19	505 EAST RIDE ROAD	EUSTIS	R.C. CASNER
✓	XXXXXXXXXX	10/30/19	505 EAST RIDE ROAD	EUSTIS	JO CREWNER
✓	XXXXXXXXXX	11-5-19	30 Kannah Rd	Stratton	Colombe Loeb
✓	XXXXXXXXXX	11-5-19	141 Main Street	Stratton	Allison Emont
✓	XXXXXXXXXX	11-5-19	23 Tim Road Rd	EUSTIS	Paul K. Testa
✓	XXXXXXXXXX	11-5-19	54 Main St.	Stratton	Anthony Lohms

CERTIFICATION CODE FOR VALID SIGNATURES:
 ✓ INDIVIDUAL SIGNING PETITION IS A REGISTERED VOTER
 THE MOST COMMON REASONS FOR REJECTION OF SIGNATURES OR PETITIONS (WITH APPLICABLE CODES) ARE AS FOLLOWS:
 01 INDIVIDUAL SIGNATURES
 02 INDIVIDUAL PREVIOUSLY SIGNED THE PETITION (DUPLICATE NAME)
 03 INDIVIDUAL IS NOT A REGISTERED VOTER
 04 DATE INDIVIDUAL SIGNED AFTER THE DATE OF CIRCULATOR'S VERIFICATION
 05 INDIVIDUAL SIGNATURE MADE BY ANOTHER PERSON
 06 INDIVIDUAL DID NOT SIGN THE PETITION (WRITTEN NAME ONLY)
 07 ENTIRE PETITIONS
 08 THE REGISTRAR'S CERTIFICATION IS NOT COMPLETED OR IS NOT SIGNED
 09 INFORMATION WRITTEN ON THE PETITION HAS BEEN ALTERED IN A MATERIAL WAY
 41 THE CIRCULATOR'S VERIFICATION IS NOT COMPLETED OR IS NOT SIGNED
 42 THE CIRCULATOR DID NOT TAKE THE OATH BEFORE A VALID NOTARY PUBLIC
 43 THE CIRCULATOR'S SIGNATURE IS NOT COMPLETED OR IS NOT SIGNED
 44 THE NOTARY IS NOT A COMMISSIONED MEMBER OF THE CIRCULATOR
 45 THE PETITION IS NOT IN THE FORM APPROVED BY THE SECRETARY OF STATE (e.g. PAGES MISSING, DAMAGED OR OUT OF ORDER, ETC.)

PETITIONER - MUST:
 • BE A MAINE REGISTERED VOTER
 • SIGN NAME AS IT APPEARS ON THE VOTING LIST
 • SIGN ONLY ONCE
 • PRINT SIGN ANOTHER'S NAME
 • PRINT NAME, DATE OF SIGNING, STREET ADDRESS & MUNICIPALITY OF RESIDENCE (UNLESS PRINTED BY CIRCULATOR)
 PETITION CIRCULATOR - MUST:
 • BE A MAINE RESIDENT & REGISTERED VOTER
 • COMPLETE THE CIRCULATOR'S VERIFICATION
 • TAKE THE OATH BEFORE A NOTARY PUBLIC PRIOR TO SIGNING THE PETITION
 • NOT COLLECT SIGNATURES AFTER TAKING OATH
 REGISTERAR - MUST:
 • DATE AND TIME STAMP PETITION INDICATING WHEN IT IS RECEIVED
 • COMPLETE THE "REGISTRAR USE ONLY" SPACE USING THE CODES DESCRIBED IN THE BOX TO THE RIGHT
 NOTE: IF THE SIGNATURE ALONE SUPERFICIALLY IDENTIFIES THE VOTER, IT SHOULD BE ACCEPTED.
 WARNING: MAKING A FALSE STATEMENT BY THE CIRCULATOR, SIGNING A PETITION WITH THE NAME OF ANOTHER, OR SIGNING A NAME MORE THAN ONCE ON THESE PETITIONS IS A CLASS E CRIME.

Please Turn Over for Additional Signature Lines and Circulator's Oath.

EUSTIS

22	✓	James P. Haines	11-05-19	25 Saragat Ave	Station East Ave	Kenneth Nixine
23	✓	W. B. Cole	11-05-19	6 McArthur St	Station ME	Russell Barker
24	✓	J. Johnson	11-05-19	991 Arrow Trail	Eustis ME	Jean Gutmann
25	✓	William W. Mayo	11-5-19	45 Sunshine Valley Rd	Eustis, ME	Mary Ellen Mayo
26	✓	William W. Mayo	11-5-19	810 The Knoll Trail	Station, ME	Daniel Niles
27	✓	Shawn Niles	11-5-19	810 The Knoll Trail	Station, ME	Shawn Niles
28	✓	Matthew Haden	11-5-19	40 Blackland Ave	Station, ME	Matthew Haden
29	✓	Jeff Randon	11-5-19	21 Nubble Way	Station ME	Jenn Fargo
30	✓	Amanda Pearson	11-5-19	21 Nubble Way	Station, NE	Amanda Pearson
31	✓	Jeff Randon	11-5-19	21 Nubble Way	Station ME	Jeff Randon
32	✓	Harold Herb	11-5-19	31 Park Street	Station, ME	Harold Herb
33	✓	Alice Johnson	11-5-19	100 Glidden Rd	Eustis	Alice Johnson
34	✓	Millie Howard	11-5-19	145 Williams Way	Eustis	Millie Howard
35	✓	John Gabel	11-5-19	22 Blackland Ave	Station Eustis	Jodie Gabel
36	✓	Dr. Paul Perkins	11-5-19	106 Old Dead River Rd	Station	Dr. Paul Perkins
37	✓	Dr. Paul Perkins	11-5-19	27 Rabbits Run	Eustis	Dr. Paul Perkins
38	✓	John W. O'Donnell	11/5/19	94 Main Street	STATION	John W. O'Donnell
39	✓	Jessica Davis	11/5/19	13 Hammond Hill Rd	Eustis	Jessica Davis
40	✓	Amelia Stock	11/5/19	40 Barnard Ave	Station	Amelia Stock
41	✓	Carol Sherris	11/5/19	805 Old Dead River Road	Station	Carol Sherris
42	✓	Scott Alexander	11/5/19	46 Blackland Ave	Station	Scott Alexander
43	✓	Casey Cole	11/5/19	104 Glidden Rd	Eustis	Casey Cole
44						
45						

EUSTIS

CIRCULATORS OATH

I hereby make oath that I am the Circulator of this petition; that I personally witnessed all of the signatures to this petition; and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.

Signature of Circulator _____ Printed Name _____

Signature of Notary _____ Printed Name _____

Subscribed to and sworn before me on this date: _____ (Date must be completed by Notary)

Date my Notary Commission expires: _____

REGISTRAR'S CERTIFICATION

Municipality EUSTIS TOTAL VALID 41 TOTAL INVALID 2

I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.

Signature of Registrar: Kathy Franzen

Date petition certified: 11-5-19

PETITION LOG

FOR SECRETARY OF STATE USE ONLY

PETITION #: _____ VALID: _____ INVALID: _____

INVALID REASON _____ SIGNATURE LINES _____

S.O.S. STATE: _____ COMMENTS: _____

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

MEGAN ST. PETER

Printed Name of Circulator

A-6-MSTP-10

Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

DATE OF ISSUANCE: October 18, 2019
Filing Deadline for the November 2020 Ballot: February 3, 2020
18 month petition expiration date: April 18, 2021

Freedom of Citizen Information: Before a registered voter signs any initiative petition, signature gatherers must offer the voter the opportunity to read the proposed initiative summary and fiscal impact statement prepared by the Secretary of State.

SUMMARY OF PROPOSED INITIATIVE

This initiated bill directs the Public Utilities Commission to amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 for the New England Clean Energy Connect transmission project.

ESTIMATE OF FISCAL IMPACT

This citizen initiative directs the Public Utilities Commission (PUC) to amend a previously issued "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation" entered by the PUC on May 3, 2019 for the New England Clean Energy Connect transmission project.

To the Legislature of the State of Maine:

In accordance with Section 18 of Article IV, Part Third of the Constitution of the State of Maine, the electors of the State of Maine, qualified to vote for Governor, residing in said State, whose names have been certified on this petition, hereby respectfully propose to the Legislature for its consideration the following entitled legislation: "Resolve, To Reject the New England Clean Energy Connect Transmission Project."

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Amend order. Resolved: That within 30 days of the effective date of this resolve and pursuant to its authority under the Maine Revised Statutes, Title 35-A, section 1321, the Public Utilities Commission shall amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 in Docket No. 2017-00232 for the New England Clean Energy Connect transmission project, referred to in this resolve as "the NECEC transmission project."

Table with 6 columns: Registrant use only, SIGNATURE, DATE SIGNED, ACTUAL STREET ADDRESS (Not P.O. Box), MUNICIPALITY (Where Registered), NAME PRINTED. Row 1 contains handwritten entries: 1, [Signature], 1-6-20, 21 BEEC HST, LISBON, Megan St. Peter.

INSTRUCTIONS FOR CIRCULATION and CERTIFICATION CODE FOR VALID SIGNATURES. Includes rules for petitioners, registrars, and circulators, and a list of reasons for rejection of signatures or petitions.

Please Turn Over for Additional Signature Lines and Circulator's Oath.

Printed Name of Circulator _____
 Unique Identifying Number _____

**RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
 CONNECT TRANSMISSION PROJECT**

Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
16.					
17.					
18.					
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45.					

CIRCULATOR'S OATH

I hereby make oath that I am the Circulator of this petition; that I personally witnessed all of the signatures to this petition; and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.

Signature of Circulator Morgan St Peter Printed Name Morgan St Peter

_____ Printed Name _____

I signed before me on this date: _____ (Date must be completed by Notary)

Date my Notary Commission expires: _____

PETITION LOG

FOR SECRETARY OF STATE USE ONLY

PETITION #: _____ VALID: _____ INVALID: _____

# INVALID	REASON	SIGNATURE LINES

S.O.S. STAFF: _____ COMMENTS: _____

REGISTRAR'S CERTIFICATION

Municipality Lisbon TOTAL VALID None TOTAL INVALID None

I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.

Signature of Registrar: Dina Hopkins

Date petition certified: 1-21-2020

JAN 21 2020 10:00am

Emailed this page to Augusta 1-27-20

Certified it w/o Notary Statement

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

EXHIBIT C

STATE OF MAINE
OFFICE OF THE SECRETARY OF STATE

Determination of the Validity of a Petition for Initiated Legislation Entitled:

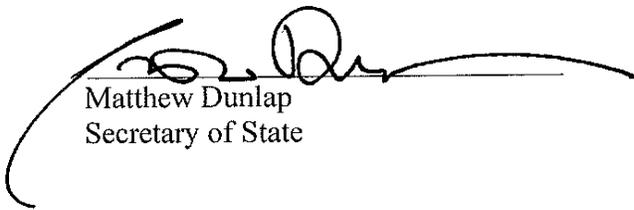
“Resolve, To Reject the New England Clean Energy Connect Transmission Project”

1. On February 3, 2020, 15,785 petitions containing 82,449 signatures were submitted to the Secretary of State pursuant to the Constitution of Maine, Article IV, Part Third, Section 18 on behalf of the above-entitled initiated legislation.
2. Following a review of these 15,785 petitions I find the following signatures to be invalid for the following reasons:
 - A. 6,260 signatures are invalid because they were not certified by the registrar as belonging to a registered voter in that municipality. (REG)
 - B. 2,483 signatures are invalid because they are duplicates of signatures already counted. (DUP)
 - C. 811 signatures are invalid because the status of the circulators as residents of Maine could not be confirmed. (RES)
 - D. 744 signatures are invalid because the circulator did not file a circulator’s affidavit at the time the petitions were filed with the Secretary of State. (AFF)
 - E. 577 signatures are invalid because the circulator collected signatures prior to becoming registered to vote in the State of Maine. (CIRC)
 - F. 462 signatures are invalid because the voter dated his or her signature after the date of the circulator’s oath before the notary or the voter’s signature was not dated and it could not be determined that the voter signed the petition before the circulator took the oath. (DATE)
 - G. 336 signatures are invalid because the circulator’s oath was not complete or not administered properly. (OATH)
 - H. 313 signatures are invalid because the petition was submitted to the municipal registrar for determination of whether the petitioners were qualified voters after the deadline set by the Maine Constitution, Article IV, Part Third, Section 20. (AMD)
 - I. 241 signatures are invalid because the voter’s signature was crossed out on the petition form. (WD)
 - J. 206 signatures are invalid because the circulator’s oath was not completed prior to submitting the petition to the registrar for certification. (PRIOR)
 - K. 128 signatures are invalid because of material alterations to the petition. (ALT)

- L. 102 signatures are invalid because the voter failed to provide a signature. (SIG)
- M. 58 signatures are invalid because the registered voter's signature was made by another. (ANO)
- N. 11 signatures are invalid because the certification of the registrar was not completed. (CERT)
- O. 2 signatures are invalid because the notary was related to the circulator. (OWN)
- P. 1 signature is invalid because the petition was not on the approved form. (FORM)

3. For the reasons set forth above, on the 15,785 petition forms filed with the Secretary of State, I find that 12,735 signatures are invalid and 69,714 signatures are valid. The number of signatures required to determine the petition to be valid is 63,067. Because the number of valid signatures exceeds the required number by 6,647 signatures, I find the petition to be valid¹.

Dated: March 4, 2020



Matthew Dunlap
Secretary of State

¹ On February 24 and 27, 2020, our office received information from opponents of this initiative suggesting that certain commissioned notaries who administered the oath to circulators of petitions for the above-referenced citizen initiative may have performed other services to initiate or promote the petition, in violation of 21-A M.R.S. §903-E(1) and 4 M.R.S. §954-A. This office did not have sufficient time, however, to investigate this matter prior to the statutory deadline for issuing this decision and thus make no findings regarding the allegations.

OFFICE OF THE SECRETARY OF STATE

**AMENDED DETERMINATION
OF THE VALIDITY OF A PETITION FOR INITIATED LEGISLATION ENTITLED:**

“Resolve, To Reject the New England Clean Energy Connect Transmission Project”

1. On March 23, 2020, the Superior Court issued an order in *Delbert Reed v. Secretary of State Mathew Dunlap*, Docket No. BCD-AP-20-02, remanding this matter to the Secretary of State for the purpose of taking additional evidence, pursuant to 5 M.R.S. § 11006(1)(B), and making further factual findings regarding the activities of eight notaries who administered oaths to the circulators of petitions containing over 17,000 voter signatures, as well as allegations of forgery by one circulator. Allegations that certain notaries had provided other services to initiate or promote the initiative, in violation of 21-A M.R.S. § 903-E, was presented via correspondence with attached documentation sent to me on February 24 and 27, 2020; however, there was insufficient time to explore those allegations before the March 4th statutory deadline to issue a determination of validity. *See* March 4th Determination, n. 1. In the remand order, the Court denied petitioner Reed’s request to conduct depositions of the notaries and recognized the Secretary’s plenary authority and obligation to investigate all issues material to determining the validity of the petitions.

Procedural Issues:

2. Challenger Reed and Industrial Energy Consumer Group (“IECG”), an intervenor in the Court proceeding that is aligned with the challenger in opposing the citizen initiative petition, asserted a right to an evidentiary hearing on remand in the manner authorized by statute for challenges to the validity of nominating petitions for candidates, pursuant to 21-A M.R.S. § 356. As the Court noted in its remand order, however, the review of citizen initiative petitions by the Secretary of State “is not an adjudicatory proceeding, and does not include a right to a hearing by those supporting or opposing the petition.” Our office did review all of the evidence and arguments submitted by the challenger and intervenor Mainers for Local Power on remand, in addition to gathering information on the notary and circulator issues submitted by the parties to the court proceeding on remand.

Notaries:

3. Correspondence submitted to my office on February 24 and 27, 2020, alleged that three of the notaries (Leah Flumerfelt, David McGovern, Sr., and Michael Underhill) may have worked as circulators, since their names are listed on the petition registration form filed by Revolution Field Strategies; that four others (Melissa Letarte, Jacob Kiesman, Victoria Tapley, and Christina Potter) may have delivered or collected petitions to or from town offices since their names appeared on municipal petition logs; and that Brittany Skidmore was observed performing work at the field office on several days during the last week of January, after the time period for completing notarizations had passed.

4. On March 25, 2020, Deputy Secretary of State Flynn sent letters to each of these eight notaries asking them to submit a signed statement, sworn if possible, explaining the details of their engagement and involvement in the petition drive. Each notary was also asked to produce documents, including copies of their notary logs, any agreement to provide services for the petition drive, paystubs or cancelled checks reflecting compensation for their services, and any instructions provided by the entity that hired them. All eight notaries responded promptly and made themselves available to answer follow-up questions as needed to clarify. Elections Division staff made further inquiry of a ninth notary, Wesley Ryan Huckey, whose activities Mr. Reed called into question in correspondence submitted on March 25, 2020.

5. Pursuant to the Maine Constitution Article IV, Part 3, Section 20, “the oath of the circulator [of each petition] must be sworn to in the presence of a person authorized by law to administer oaths.” Although a notary public is generally authorized by law to administer oaths or affirmations, pursuant to 21-A M.R.S. § 903-E, a notary is not authorized to administer an oath to the circulator of an initiative petition if the notary public is:

- A. Providing any other services, regardless of compensation, to initiate the direct initiative or people’s veto referendum for which the petition is being circulated. For the purpose of this paragraph, “initiate” has the same meaning as section 1052, subsection 4-B; or
- B. Providing services other than notarial acts, regardless of compensation, to promote the direct initiative or people’s veto referendum for which the petition is being circulated.

See also 4 M.R.S. § 954-A.¹ Accordingly, evidence concerning activities that these nine notaries performed for this petition drive is material.

6. Based on review of the additional evidence, I find as follows with respect to each of the notaries whose authority to administer oaths to circulators of this petition has been questioned:

A. Melissa Letarte volunteered as a notary for this petition drive, and the only work that she performed was as a notary. Although her name appears on a petition log for the town of Jay, attached as an exhibit to the February 24, 2020 letter from Newell Augur, Esq., Ms. Letarte reported that she has not been to the Jay town office since approximately two years ago when she delivered a marriage certificate for a wedding she had performed there. Ms. Letarte did not perform any work for the petition drive other than notarizing petitions, having been advised in writing on October 24, 2019, shortly after the petition drive began that it was “strictly prohibited” for her to collect signatures.

B. Jacob Kiesman works for the University Credit Union, which offers notary services at no charge. He notarized a number of petitions for a circulator named Steven Roper, who appeared before him at the Credit Union offices. Mr. Kiesman asked Mr. Roper for identification, read him the oath and then had Mr. Roper sign the petitions in front of him. Mr. Kiesman then signed, dated and added his notary seal to the petitions. He did not record this in his notary log, not realizing that such an obligation existed for anything besides marriages performed in Maine. He performed no other services for the petition drive other than notarizing Mr. Roper’s petitions.

C. Victoria Tapley also works for the University Credit Union. She notarized petitions at the Credit Union office but did not deliver any petitions to the town of Bradley or any other town offices. She did not perform any other services for the petition drive.

D. Christina Potter works for the Waterboro branch of Gorham Savings Bank and frequently notarizes documents for bank customers. She recalls that a few customers

¹ This statute defining what constitutes a conflict of interest for notaries also provides:

It is a conflict of interest for a notary public to administer an oath or affirmation to a circulator of a petition for a direct initiative or people’s veto referendum under Title 21-A, section 902 if the notary public also provides services that are not notarial acts to initiate or promote that direct initiative or people’s veto referendum.

came to her at the bank to notarize petitions in the fall of 2019. She notarized their petitions but did not record any entries in her log, believing this was only required for marriages performed.

E. David McGovern, Sr. circulated petitions during the first week of January, 2020, and subsequently volunteered to, and did, notarize petitions for other circulators. He was not authorized to do so, pursuant to 21-A M.R.S. § 903-E, and accordingly the petitions he notarized are invalid. This means that 110 signatures counted as valid in the March 4th Determination must now be rejected as invalid.

F. Michael Underhill also circulated petitions on two days in December, 2019, after which he notarized the petitions of another circulator. He clearly was not authorized to do so, pursuant to 21-A M.R.S. § 903-E, and accordingly the petitions he notarized are invalid. This means that 69 signatures counted as valid in the March 4th Determination must now be rejected as invalid.

G. Wesley Ryan Huckey works in the city clerk's office in Augusta and was hired by Revolution Field Strategies to notarize petitions for circulators in the evenings and on weekends in January 2020. Before accepting the job, he checked with his employer who indicated that serving as a notary would not pose any conflict with Huckey's duties for the City. Mr. Huckey was only hired as a notary and not to perform any other services. On one occasion, he carried a batch of petitions that his colleagues in the city of Augusta's clerk's office had just finished certifying, to the campaign field office where he was headed in the evening to notarize petitions. Mr. Huckey's best recollection is that this occurred on January 17 or 18, 2020. While delivering petitions could be construed as performing other services in violation of section 903-E, this one instance reflects a *de minimis* violation, and I find that it does not disqualify Mr. Huckey from administering oaths to circulators after that date. If the petitions notarized by Mr. Huckey after January 17, 2020 were deemed invalid on the grounds that he was no longer authorized to administer oaths to circulators after he delivered petitions to the field office, then an additional 2,555 signatures would be invalid for lack of notary authorization.

H. Leah Flumerfelt's name appears on the list of circulators hired by Revolution Field Strategies to work on this petition drive. She was originally recruited for this role by her father, John Flumerfelt, but when the campaign learned that she was a

notary public, they hired her as a notary instead. Ms. Flumerfelt provided copies of her notary logs showing that she administered oaths to circulators beginning on January 12 and continuing until January 24, 2020. She administered oaths to circulators on the morning of Friday, January 24, and was packing up her things to leave the Revolution Field Strategies office at about 1:30 pm that day when she was asked if she would be willing to deliver petitions to town offices and to perform additional office work over the weekend. She agreed and delivered petitions to several towns later that afternoon. She worked on Saturday morning, January 25th, organizing petitions in the office, and also cleaned the office later that day and the following day. Because she was not hired to perform (and did not perform) any of these additional services until after she had finished administering oaths to circulators, however, I find that the oaths she administered before she began performing these other services are valid.

I. Brittany Skidmore was hired by Revolution Field Strategies in mid-December to serve as a notary public for the petition drive, and she notarized petitions almost daily – after work and on weekends from December 17, 2019 through January 24, 2020. She did not provide any other services related to the petitions until the last week of that month – January 27-30, 2020. During that week, she worked in the field office at 449 Forest Avenue, reviewing her petitions to see that they were in order and filling in gaps in her notary log. She also notarized circulator affidavits for some of the circulators. Both of these are notarial activities with respect to the petitions. In checking over the petitions, Ms. Skidmore was also asked to make sure that the circulator’s name and number had been properly placed in the box at the upper corner of the petition, front and back, as required under 21-A M.R.S. § 901-A(2). She recalled finding one petition that she had not signed as notary, and that was placed in the stack of invalid petitions. She stated that she did not make any changes to the notary portion (or circulator’s oath portion) of the petitions. The only non-notarial services that Ms. Skidmore performed during the last week of January seems to have involved filling in the circulator’s name and number in the boxes on the petition forms.

As with Ms. Flumerfelt, I find that there is no evidence that Ms. Skidmore performed any services other than as a notary until after she had finished administering

oaths to circulators on the petitions. I therefore find that the oaths she administered before she began performing these other services are not invalid under section 903-E.

Our staff interview with Ms. Skidmore clearly revealed, however, that in the first two weeks that she served as notary for the petition drive, Ms. Skidmore did not administer the oath to circulators in an authorized manner. She had not performed as a notary before this and was not aware of some of the requirements. Accordingly, she acknowledged that in December, 2019, she did not read the oath to the circulators first, nor did she ask for their identification. When circulators came to her office at State Farm Insurance, she might be busy at her desk and not always able to observe the circulators sign their names to the oath, although they did so a few feet away from her desk. She often did not sign their petitions as notary until after the circulators had left her office. (Her account is corroborated by the affidavit of Michael Underhill, provided on March 31, 2020. The petitions that he circulated were signed by Ms. Skidmore as notary on December 27 and 29, 2019.) After January 1st, however, another employee of Revolution Field Strategies instructed Ms. Skidmore that she was required to read the oath to each circulator, watch the circulator sign his or her name to the oath, and then sign her name as notary in the circulator's presence – in accordance with 21-A M.R.S. § 902. She followed this practice from the beginning of January until the end of her work as a notary on the petition drive.

In light of this new evidence, I find that the petitions notarized by Ms. Skidmore before January 2, 2020, are invalid because the oath was not properly administered to the circulator. This means that 1,873 signatures counted as valid in the March 4th decision must now be invalidated.

Fraud allegations:

8. In support of his motion to take additional evidence, Mr. Reed submitted sworn affidavits from two individuals (Warren Winslow and Nina Fisher) attesting that they did not sign petition #743 (Bate stamped PET0001485) circulated by Megan St. Peter, and either never lived at the address listed or had not lived there for many years. Because the municipal registrar rejected both signatures as “not registered,” neither one was counted as valid in the March 4th determination. Indeed, almost all of the signatures on petition #743 were rejected as either not registered or signed by another person. The evidence persuades me that the oath of this circulator

cannot be relied upon, and, accordingly, I conclude that all of her petitions must be rejected as invalid. This means that 174 signatures counted as valid in the March 4th decision must now be invalidated.

10. Although counsel for Mr. Reed and others have argued that the evidence of forgery on petition #743 warrants a full-scale investigation of potential fraud in this petition drive, they have not pointed to any other indications of fraud after several weeks of carefully scrutinizing the petitions. Moreover, our office did not receive any reports from municipal officials, who are required by law (21-A M.R.S. § 902-A) to provide us with copies of any petitions that they suspect are in violation of any statutory or constitutional requirements.

Review of Alleged Errors “Intrinsic” to the Petitions:

11. In his Rule 80C petition, Mr. Reed alleged that a number of signatures were improperly counted as valid in the initial determination of March 4th, including alleged duplicate voter signatures and issues regarding voter registration status. On March 24, 2020, Deputy Secretary of State Flynn invited counsel for Mr. Reed to submit information specifically identifying these alleged errors by the close of business on March 25th to permit consideration on remand. Deputy Flynn simultaneously requested that if any intervenors supporting the initiative intended to assert that petitions (or signatures on petitions) were invalidated in error, they should so indicate by the same deadline.

12. Counsel for Mr. Reed submitted letters and emails on March 25, along with a number of exhibits depicting the petition number and line number of all alleged errors. Mainers for Local Power (“MLP”), the intervening organization supporting the initiative submitted a letter the same day, with attached exhibits in support of its allegations that certain circulators’ petitions were improperly disqualified. Additional correspondence with more charts and exhibits were submitted by counsel for Mr. Reed on March 27, 2020.

13. Our office has carefully examined all of the charts and exhibits, re-reviewed the petitions at issue, as shown on annotated copies now in the agency record, and made corrections as appropriate.

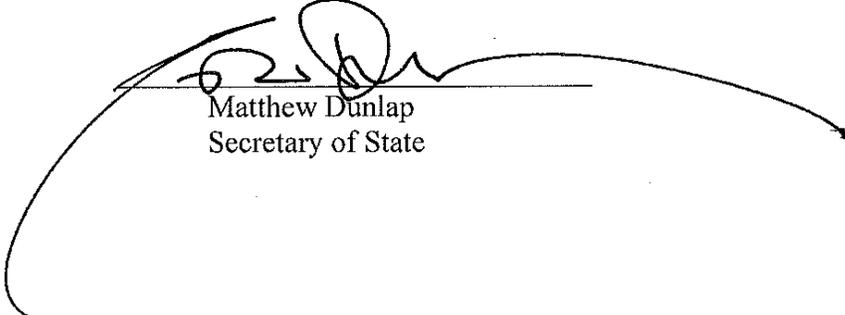
14. Following a review of these 15,785 petitions and consideration of all evidence in the record on remand, based on the findings set forth above, I find the following signatures to be invalid for the following reasons:

- A. 6,260 signatures are invalid because they were not certified by the registrar as belonging to a registered voter in that municipality. (REG)
- B. 3,217 signatures are invalid because they are duplicates of signatures already counted. (DUP)
- C. 811 signatures are invalid because the status of the circulators as residents of Maine could not be confirmed. (RES)
- D. 744 signatures are invalid because the circulator did not file a circulator's affidavit at the time the petitions were filed with the Secretary of State. (AFF)
- E. 713 signatures are invalid because the circulator collected signatures prior to becoming registered to vote in the State of Maine. (CIRC)
- F. 584 signatures are invalid because the voter dated his or her signature after the date of the circulator's oath before the notary or the voter's signature was not dated and it could not be determined that the voter signed the petition before the circulator took the oath. (DATE)
- G. 2,383 signatures are invalid because the circulator's oath was not complete or not administered properly, or is deemed invalid based on evidence of forgeries by the circulator. (OATH)
- H. 370 signatures are invalid because the petition was submitted to the municipal registrar for determination of whether the petitioners were qualified voters after the deadline set by the Maine Constitution, Article IV, Part Third, Section 20. (AMD)
- I. 241 signatures are invalid because the voter's signature was crossed out on the petition form. (WD)
- J. 233 signatures are invalid because the circulator's oath was not completed prior to submitting the petition to the registrar for certification. (PRIOR)
- K. 160 signatures are invalid because of material alterations to the petition. (ALT)
- L. 102 signatures are invalid because the voter failed to provide a signature. (SIG)
- M. 58 signatures are invalid because the registered voter's signature was made by another. (ANO)
- N. 11 signatures are invalid because the certification of the registrar was not completed. (CERT)
- O. 2 signatures are invalid because the notary was related to the circulator. (OWN)

- P. 1 signature is invalid because the petition was not on the approved form. (FORM)
- Q. 179 signatures are invalid because the notary was not authorized to administer the circulator's oath. (NNA)
- R. 89 signatures were incorrectly recorded as valid in the March 4, 2020 Determination and are invalid.

15. For the reasons set forth above, on the 15,785 petition forms filed with the Secretary of State, I find that 16,332 signatures are invalid and 66,117 signatures are valid. The number of signatures required to determine the petition to be valid is 63,067. Because the number of valid signatures exceeds the required number by 3,050 signatures, I find the petition to be valid.

Dated: April 1, 2020



Matthew Dunlap
Secretary of State

STATE OF MAINE
CUMBERLAND, ss.

BUSINESS AND CONSUMER COURT
Location: Portland
Docket No. BCD-AP-20-02

DELBERT A. REED)
)
Petitioner)
)
v.)
)
SECRETARY OF STATE)
MATTHEW DUNLAP,)
)
Respondent)
and)
)
MAINERS FOR LOCAL POWER)
PAC, NEXTERA ENERGY and)
INDUSTRIAL ENERGY)
CONSUMERS GROUP,)
)
Intervenors)

**INDEX TO CONSOLIDATED AGENCY
RECORD FILED AFTER REMAND**

(M. R. Civ. P. 80C(g))

<u>Document</u>	<u>Date</u>	<u>Description</u>
1	4/1/20	Amended Determination of the Validity of a Petition for Initiated Legislation entitled, “Resolve, To Reject the New England Clean Energy Connect Transmission Project,” issued by Secretary of State Matthew Dunlap, transmitted by email to the applicants
2	4/1/20	Spreadsheet summarizing results of Secretary of State’s review on remand
3	Undated	Copies of the following Reed charts and exhibits annotated by Secretary of State to show analysis on remand: Ex. B – Additional Duplicates Ex. C – Additional ALT and DATE invalidations Ex. D – Additional AMD invalidations Ex. E – Additional CIRC invalidations Ex. F – Additional DATE invalidations Ex. H – Additional DATE invalidations Ex. I – Additional DATE invalidations Ex. J – No additional invalidations for omitted signature dates Ex. K – No additional invalidations for OATH Ex. L – No additional invalidations for ditto marks Ex. M – No additional invalidations for notary status Chart of tabulation errors – annotated with corrections Review of six petitions (Exs. A-F to Reichl ltr of 3.25.20)

- 4 Spreadsheet of petitions notarized by Brittany Skidmore, sorted by date
- 5 Spreadsheet of petitions notarized by Wesley Ryan Huckey, sorted by date
- 6 3/31/20 Letter from Nolan Reichl, Esq. to Secretary Dunlap (emailed to SOS counsel at 1:53 pm), with the following attachment:
A. Affidavit of Michael Underhill
- 7 3/31/20 Notes of interview with Brittany Skidmore
- 8 3/27/20 Statement of Brittany Skidmore, with the following attachment:
A. print-outs of payments received
- 9 3/27/20 Email communications between Director of Elections Melissa Packard and Wesley Ryan Huckey, notary public
- 10 3/27/20 Email communications between Deputy Secretary of State Julie Flynn and Leah Flumerfelt re: follow-up questions
- 11 3/27/20 Statement of Leah Flumerfelt, with the following attachments:
A. Bangor Savings Bank records reflecting payments
B. Copies of pages from Notary Public Record Book
- 12 3/26/20 Email communications from Joshua D. Kiesman, notary public, with attached copy of his notary public certificate
- 13 3/27/20 Statement of Melissa Letarte with the following attachments:
A. Copy of email received by Ms. Letarte from Krysta on Oct. 14, 2019 (referenced in ¶13 of her statement)¹
- 14 3/27/20 Email communication from David McGovern, Sr. to Deputy Secretary of State Flynn with attached statement and copies of payments received from Revolution Field Strategies LLC
- 15 3/27/20 Email communication from Christina Potter to Deputy Secretary of State Julie Flynn
- 16 3/27/20 Email communication from Victoria Tapley to Deputy Secretary of State Julie Flynn with attached copy of her notary public certificate

¹ Although Ms. Letarte reportedly mailed a copy of her notary log to the Secretary of State's office on or about March 27, 2020, it had not yet arrived in the mail as of April 1, 2020.

- 17 3/27/20 Letter from Nolan Reichl, Esq. to Deputy Secretary of State Flynn responding to submission by Mainers for Local Power (letter dated 3/25 but emailed to SOS counsel at 1:55 pm on 3/27)
- 18 3/27/20 Email from James C. Lamb, Esq., attorney for Revolution Field Strategies to Deputy Secretary of State Flynn, transmitting the following documents for consideration on remand:
A. Affidavit of Patrick Sheridan-Rossi
B. Mainers for Local Power - Circulator Training Handbook, prepared by Revolution Field Strategies (Ex. A to Affidavit)
C. Submitted list of circulators hired by Revolution Field Strategies (Ex. B to Affidavit)
- 19 3/27/20 Email communication from Nolan Reichl, Esq. to SOS counsel (at 10:48 am) withdrawing challenge to “REG” category of signatures and submitting:
A. spreadsheet listing petition and line numbers of 34 additional alleged duplicate voter signatures
- 20 3/27/20 Letter from Sigmund Schutz, Esq. emailed to Secretary Dunlap
- 21 3/25/20 Email communications from Michael Underhill to Deputy Secretary of State Flynn
- 22 3/25/20 Letters from Deputy Secretary of State Flynn to notaries requesting statements and documents (all sent via email)
- 23 3/25/20 Documents produced by Michael Underhill in response to deposition subpoena and submitted to Secretary of State by Nolan Reichl as counsel for petitioner Delbert Reed:
A. copy of Earnings Statement reflecting payments to Michael Underhill by Revolution Field Strategies LLC (MH0000033)
B. Revolution Field Strategies Employee Handbook (eff. April 1, 2018) (MH0000001)
- 24 3/25/20 Letter from Nolan Reichl, Esq. to Secretary Dunlap (emailed to SOS counsel at 4:58 pm) with the following exhibits:
A. Casco petition #5398
B. Casco petition
C. Garland petition
D. Kennebunkport petition
E. Scarborough petition
F. Stonington petition
- 25 3/25/20 Letter from Nolan Reichl, Esq. to Deputy Secretary Flynn (emailed to counsel at 3:59 pm) outlining alleged errors in March 4 Determination by category, with attached spreadsheet and the following exhibits showing alleged errors intrinsic to petitions:

- A. Voters not found in [central voter registration] database
- B. Duplicates voter signatures
- C. Voter signatures post-date circulator affidavit
- D. Registrar certification after deadline for filing
- E. Voter signatures pre-date circulator registration
- F. Voter signatures post-date submission of petition to registrar
- G. Voter signatures pre-date voter's registration
- H. Voter signature is blank
- I. Voter signatures date is not a date
- J. Voter signature is missing day
- K. Notarization date is blank
- L. Voter date column shows only ditto marks
- M. Notary commission expired before notarization
- N. Registrar certification is blank

- 26 3/25/20 Letter from David Kallin, Esq. for Mainers for Local Power (MLP) to Deputy Secretary of State Flynn (emailed at 3:48 pm) alleging categories of signatures improperly invalidated, with copies of the Circulator Affidavit and completed voter registration application for the following circulators, attached as Exhibits 1-16:
- 1. Andrew Thomas Klare
 - 2. Howard C. Lacey
 - 3. Kellen Leach
 - 4. Christian McLaurin
 - 5. Seth Berry
 - 6. Willita Dang
 - 7. Barbara J. Garfield
 - 8. Kelcey Hart
 - 9. Malcolm Hildreth
 - 10. Alexandra Dunbar
 - 11. Barbara Garfield
 - 10. Kelcey Hart
 - 11. Ezra P. Hickey
 - 13. Daryl G. Kelley
 - 14. Malcolm Pettis
 - 15. Peter Shapiro
 - 16. Jessica Stuart
- 27 3/24/20 Letter from Deputy Secretary Flynn emailed to counsel for all parties in *Reed v. Dunlap* at 1:12 p.m., requesting submissions specifying any alleged errors in Secretary of State's Determination of Validity, issued on March 4, 2020, by 4 pm on March 25, 2020
- 28 3/24/20 Letter from Nolan Reichl, Esq. to Secretary Dunlap (emailed at 1:03 pm) raising issues for consideration on remand
- 29 3/20/20 Affidavit of Nina A. Fisher (Ex. 4 to Reed's motion to take additional evidence)

- 30 3/19/20 Affidavit of Warren Winslow (Ex. 3 to Reed’s motion to take additional evidence)
- 31 Copy of petition #743 (Bate-stamped PET0001465), circulated by Megan St. Peter (Ex. 2 to Reed’s motion to take additional evidence)
- 32 3/4/20 Determination of the Validity of a Petition for Initiated Legislation entitled, “Resolve, To Reject the New England Clean Energy Connect Transmission Project,” issued by Secretary of State Matthew Dunlap, and transmitted by email to the applicants
- 33 Master List by Number (Excel spreadsheet), prepared by the Department of the Secretary of State, listing all petitions in numerical order and reflecting decisions in Determination of Validity issued on March 4, 2020 (“Master Spreadsheet”) ²
- 34 Notary reports, listing all the petitions for which the following notaries are listed as having administered the oath to the petition circulator, organized by date of notarization and by circulator and showing the reasons for invalidating certain signatures:
- A. Leah Flumerfelt
 - B. Joshua D. Kiesman
 - C. Melissa Letarte
 - D. David McGovern, Sr.
 - E. Christina M. Potter
 - F. Brittany K. Skidmore
 - G. Victoria L. Tapley
 - H. Michael Underhill
- 35 Affidavits and Certificates of Registration for circulators of the petitions, and related documentation compiled by staff of the Department of the Secretary of State in the process of verifying the registration and residency status of petition circulators ³

² This report lists the following information for each petition: petition number (assigned by Secretary of State’s staff), municipality whose registrar certified signatures on the petition, name of circulator, municipal residence of circulator, name of notary shown as administering the circulator’s oath, date of circulator’s oath (also referred to as date of notarization), number of signatures on the petition determined to be valid, number of signatures determined to be invalid for each reason up to three reasons, total number of signatures determined to be invalid for any reason, and total number of signatures on the petition.

³ These materials for 563 circulators fill five 3-ring notebooks, which remain in the custody of the Secretary of State’s office but can be provided to the Court and the parties if they become material to any issues on appeal.

- 36 List of Circulators, in alphabetical order, including name, place of residence and dates of voter registration
- 37 2/27/20 Letter to Secretary Dunlap from Newell Augur, Esq. on behalf of Clean Energy Matters, submitting Affidavit of Jeffrey D. Merrill, II, private investigator, with additional attachments
- 38 2/24/20 Letter to Secretary Dunlap from Newell Augur, Esq. on behalf of Clean Energy Matters, with attached exhibits
- 39 Spreadsheet entitled “Circulator Issues – Clean Energy” showing data for six circulators analyzed by Secretary of State staff
- 40 Feb. 2020 Petition Certification Instructions for staff of the Department of the Secretary of State involved in reviewing the petitions
- 41 2/3/20 Master List of Paid Workers for the “Resolve, to Reject the New England Clean Energy Connect Transmission Project,” filed with Secretary of State
- 42 2/3/20 Petition Organization Registration Application, filed pursuant to 21-A M.R.S. § 903-C by Diane Russell
- 43 2/3/20 Petition Organization Registration Application, filed pursuant to 21-A M.R.S. § 903-C by Alex Carabelli of Revolution Field Strategies
- 44 Scanned copies of the 15,785 petitions submitted to the Secretary of State (all pages Bate-stamped PET0000001 through PET0031570) and certification documents stapled to the petitions (Bate-stamped as SM0000001 through SM0000162) ⁴
- 45 2/3/20 Petition Receipt indicating delivery of petitions to the Department of the Secretary of State at 10:40 am
- 46 2/3/20 Transmittal letter from Tom Saviello to Secretary Dunlap for delivery of petitions and circulator certificates
- 47 Nov. 2019 “Citizen Initiative Petition Circulation Update” prepared by the Office of the Secretary of State, providing guidance to municipal officials re: certifying citizen initiative petitions

⁴ The scanned petitions are being provided to the Court and the parties on a thumb drive. The full set of original petitions with attached certification documents are contained in archive boxes that remain in the custody of the Secretary of State. The Secretary of State will provide the original of any petition for the Court if needed to resolve the issues in this appeal.

	A	B	C	D	E	F	G
	Reason for Invalidation	Signatures invalidated in March 4 Determination	Additional signatures invalidated after Remand	Signatures restored as valid after Remand	Final SOS Determination (net result) invalid signatures	Documents reviewed on Remand	Notes/Explanation
1							
2	REG = voter signature not certified by registrar as being voter in municipality	6,260	0	0	6,260	Reed Ex. A (withdrawn - Reichl ltr of 3/27/20) and Reed Ex. G	
3	DUP = duplicate signature of same voter	2,483	734		3,217	Reed Ex. B & chart attached to Reichl ltr of 3/27/20	Additional duplicate signatures found in Exhibit B review
4	RES = circulator's status as Maine resident not confirmed	811	0	0	811	MLP Exs. 1-4	No new evidence to prove residency
5	AFF = circulator affidavit not filed with SOS	744	6	-6	744	MLP Exs. 5-9 - Kelsey Hart (3 valid sigs); Willita Dang (2 valid sigs); B.J. Garfield (1 valid sig); Malcolm Hildreth (6 invalid sigs)	Malcolm Hildreth's Affidavit not submitted to SOS by 2/4/20; 6 of his sigs were counted as valid on 3/4 in error
6	CIRC = signature collected before circulator was registered to vote in Maine	577	136	0	713	Reed Ex. E; MLP Exs. 7, 8, 10-16	Additional signatures found invalid in Exhibit E review
7	DATE = voter sig dated after date of circulator's oath, or voter sig was undated and could not determine whether voter signed before circulator's oath	462	122	0	584	Reed Exs. C, F, G, H, I, J, L	Missing dates, ditto marks for dates, nonsensical dates or other date issues identified in the Reed Exhibits were not deemed invalid if they were within a series of correct dates
8	OATH = circulator's oath not completed or improperly completed	336	2,047	0	2,383	Reed Exs. K and M; Underhill Affidavit & Brittany Skidmore interview	invalidate signatures on petitions notarized by Skidmore before 1/2/20; Ex. M-notary commissions all valid
9	AMD = petition submitted to registrar after constitutional deadline of Jan. 24, 2020	313	57	0	370	Reed Ex. D	Additional AMD signatures found in Exhibit D review
10	WD = voter signature withdrawn	241	0	0	241		
11	PRIOR = circulator's oath not completed before petition submitted to registrar	206	27	0	233	Reichl ltr emailed at 4:58 pm on 3/25/20 (p. 3) w/ attached Exhibits A-F	

	A	B	C	D	E	F	G
	ALT = material alterations to petition					Reed Ex. C	Some dates identified in Exhibit C review were deemed invalid for material alterations rather than date
12		128	32	0	160		
13	SIG = voter failed to sign	102	0	0	102		
14	ANO = voter signature made by another person	58	0	0	58		
15	CERT = registrar's certification not completed	11	0	0	11	Reed Ex. N	Certifications not missing; stapled to petitions
16	OWN = notary related to circulator	2	0	0	2		
17	FORM = signature not on approved petition form	1	0	0	1		
18							
19	ADDITIONAL REASONS ON REMAND						
	NNA = notary not authorized to administer oath under 21-A MRS sec. 903-E					Statements and documentation from notaries	invalidate all signatures on petitions notarized by Underhill & McGovern
20		0	179	0	179		
21	Correction of tabulation errors		89		89	Reichl ltr emailed at 3:59 pm on 3/25/20	
	Petitions w/ forged names invalidated in total					Winslow and Fisher Affidavits and petition #743 (Exs. 2-4 to Reed's motion to take additional evidence)	invalidate all signatures on petitions circulated by Megan St. Peter
22		0	174	0	174		
23		12,735	3603	-6	16,332		

NOLAN L. REICHL

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VIA EMAIL ONLY

March 31, 2020

The Honorable Matthew Dunlap
Secretary of State, State of Maine
c/o Assistant Attorney General Phyllis Gardiner
6 State House Station
Augusta, Maine 04333-006
phyllis.gardiner@maine.gov

Re: *In the Matter of Determination of the Validity of a Petition for Initiated Legislation Titled "Resolve, To Reject the New England Clean Energy Connect Transmission Project"*

Dear Secretary Dunlap:

I write on behalf of Delbert A. Reed, the petitioner in *Reed v. Dunlap*, an action filed in the Maine Superior Court seeking review of your March 4, 2020 determination of the validity of the signatures submitted in support of the above-referenced petition (the "Petition"). This letter is meant to supplement my previous letters of March 24, 2020, and March 25, 2020, and specifically to provide your office with additional information concerning notary public Michael Underhill.

Enclosed you will find an affidavit provided by Mr. Underhill,¹ wherein he recounts his work in support of the signature gathering effort. Mr. Underhill's affidavit contains two significant aspects:

First, Mr. Underhill makes clear he acted both as a paid circulator and, shortly thereafter, as a notary for the signature gathering effort. Mr. Underhill apparently received little to no training from the organization that hired him, Revolution Field Strategies, and his work as both a petition circulator and a notary public deprived him of authority to act as a notary public with respect to the Petition under 21-A M.R.S. § 903-E. Accordingly, the Secretary should invalidate all of the signatures Mr. Underhill notarized in connection with the Petition. Additionally, that Revolution Field Strategies so blatantly allowed one of its employees to violate this provision of

¹ Mr. Underhill has confirmed the accuracy of the enclosed affidavit, but has been unable to print and notarize it due to the coronavirus crisis. I will supply a notarized version of the affidavit as soon as possible.

Maine law suggests the organization featured insufficient internal controls to ensure compliance with Maine election law generally. As you weigh the record evidence in advance of his upcoming decision, you should draw all inferences against Revolution Field Strategies and its agents and employees.

Second, Mr. Underhill describes his interactions with the “notary for the campaign,” a “tall, slender woman with black hair in her late 30s or early 40s” whom he met at the “campaign headquarters in Portland located in an office strip mall near the Burger King on Forest Avenue.” Here, Mr. Underhill unmistakably describes Brittany Skidmore, who notarized more than 10,000 signatures previously validated by your office and, as your records will confirm, who notarized each of the petitions Mr. Underhill circulated. Mr. Underhill goes on to describe the various improper methods Ms. Skidmore employed to notarize the signatures Mr. Underhill collected. With respect to the first batch of petitions Underhill brought back to the campaign office, Underhill states: “She did not make eye contact, did not ask my name, did not ask for my identification and did not read me the oath.” With respect to the second batch of petitions, Underhill explains how he dropped them off at the campaign office, and no one ever notarized them in his presence. Nevertheless, the latter batch of petitions appears to have been submitted to your office with a notarization by Ms. Skidmore. See petition nos. 1517, 2188, 2483, 4500, 10214, 12583, and 14317 (first batch) and petition nos. 4429 and 10295 (second batch). In short, Mr. Underhill describes Ms. Skidmore, and Revolution Field Strategies generally, completely failing to adhere to Maine law and the guidance promulgated by your office with respect to proper notarization of petitions. For instance, both the Maine Constitution and Title 21-A require one who notarizes a petition to administer the appropriate oath. See Me. Const. art. IV, pt. 3, § 20 (“The oath of the circulator must be sworn to in the presence of a person authorized by law to administer oaths.”); 21-A M.R.S. § 902 (containing similar oath requirement); *Maine Taxpayers Action Network v. Secretary of State*, 2002 ME 64, ¶ 11, 795 A.2d 75 (“After collecting the signatures, the circulator must take an oath before a notary public certifying that he is the circulator and that all signatures on the petition are those whom they purport to be.”); State of Maine, Department of the Secretary of State, *Notary Public Handbook and Resource Guide* at 9 (“When administering an oath or affirmation, the Notary Public should require the signer to raise their right hand – and we have all seen this done on television and in movies – and repeat the required oath or affirmation.”). Similarly, your office has been clear that to “perform a notarization, the signer must personally **and physically** appear before the Notary Public.” State of Maine, Department of the Secretary of State, *Notary Public Handbook and Resource Guide* at 7 (emphasis in original).

You should invalidate all of the signatures Mr. Underhill collected and submitted to Ms. Skidmore for notarization. Additionally, Mr. Underhill’s sworn testimony underscores broader, systemic concerns with Ms. Skidmore’s service as a notary. Ms. Skidmore, apparently working under the direction of Revolution Field Strategies, appears to have routinely ignored Maine law concerning petition notarization. Coupled with the information you previously received concerning Ms. Skidmore’s non-notarial work in support of the signature gathering effort, there exists more than sufficient evidence to invalidate all of the signatures Ms. Skidmore notarized.

Mr. Reed reiterates the requests set forth in his previous correspondence that your office should use all of the powers at its disposal, including using subpoena power to compel the attendance of relevant witnesses at a hearing, to investigate the validity of the Petition. If you decline to take steps to investigate the foregoing issues and the issues we previously have brought to your attention, please state as much in writing and provide your reasons why so that your decision can be appropriately preserved for judicial review.

Mr. Reed appreciates your continued consideration of these significant threats to our referendum process.

Sincerely,



Nolan L. Reichl
Enclosure

cc: Delbert A. Reed (by email only)
Jared S. des Rosiers, Esq. (by email only)
Newell Augur, Esq. (by email only)
Joshua A. Tardy, Esq. (by email only)
Joshua A. Randlett, Esq. (by email only)
Adam R. Cote, Esq. (by email only)
David M. Kallin, Esq. (by email only)
Amy Olfene, Esq. (by email only)
Chris Roach, Esq. (by email only)
Anthony W. Buxton, Esq. (by email only)
Sigmund D. Schutz, Esq. (by email only)
R. Benjamin Borowski, Esq. (by email only)

DELBERT A. REED

Petitioner

v.

MATTHEW DUNLAP, in his capacity of
Secretary of State for the State of Maine

Respondent

AFFIDAVIT OF MICHEAL UNDERHILL

I, Michael Underhill, being first duly sworn, hereby depose and state as follows:

1. I am over the age of 18 and make this affidavit based on my own personal knowledge.
2. I currently reside at 11 Central Street, Camden, ME.
3. I worked on the effort to collect signatures to stop the CMP corridor for a brief period in late December 2019. I was hired by Revolution Field Strategies.
4. I went to their campaign headquarters in Portland located in an office strip mall near the Burger King on Forest Avenue. I had a brief interview with the manager who introduced himself as Dylan.
5. In the course of the interview with Dylan, I mentioned that I could do work as a notary. Dylan said the campaign already had one.
6. The first day I worked as a circulator, I went into the Old Port in Portland and spent the day collecting signatures until it was dark.

AFFIDAVIT OF MICHEAL UNDERHILL

7. When I got back to the campaign headquarters, a tall, slender woman with black hair in her late 30s or early 40s introduced herself to me as the “notary for the campaign.” I did not learn her name.

8. The notary signed my petitions. She did not make eye contact, did not ask my name, did not ask for my identification and did not read me an oath.

9. I left my petitions with the notary and left the building. She remained in the building when I left.

10. On the 2nd day I worked as a circulator, Dylan called all the canvassers back to headquarters early. I arrived back at the office around 2:30 or 3:00 p.m.

11. Dylan and I were the only ones in the office. I gave my petitions to him. No one notarized these petitions in my presence that day, or any day thereafter.

12. As I was leaving, he said that the notary for the campaign was not there and would I be willing to wait for someone who needed his signatures notarized.

13. I agreed to do this, and shortly thereafter, a tall man with red hair arrived. I asked the guy for his name and ID, and then notarized his petitions.

DATED: March 31, 2020

Michael Underhill

STATE OF MAINE
KNOX, SS.

March 31, 2020

Personally appeared before me the above named Michael Underhill and made oath that the above-stated facts are true based upon his own knowledge, and, so far as based upon information and belief, he believes that information to be true.

Before me,

Notary Public

AFFIDAVIT OF MICHEAL UNDERHILL

3

App.168

**Notes of Interview with Brittany Skidmore
(via Zoom) at 5:00 pm March 31, 2020**

The interview was conducted via Zoom by Assistant Attorney General Phyllis Gardiner and Deputy Secretary of State Julie Flynn. Ms. Skidmore participated from home, and her attorney, Jonathan Goodman, Esq. of the law firm of Troubh Heisler in Portland, also participated remotely. All four were in separate locations. The interview had been scheduled the previous day to follow up on the information provided by Ms. Skidmore in her written statement submitted to the Secretary of State's office on Friday, March 27, 2020.

Ms. Skidmore had her notary log in front of her. She reported that the first entry in the log for a petition circulator was December 17, 2019, and the last date was January 23, 2020. The log shows that she notarized petitions just about every day during that period.

She had only been a notary for a couple of years, having become commissioned at the request of her employer, State Farm Insurance, who thought it would be helpful to have a notary in the office.

A man named Patrick (she later confirmed this was Patrick Sheridan-Rossi) from Revolution Field Strategies ("RFS") came into the State Farm Office in December and asked if she could notarize petitions. She agreed to and was subsequently hired by RFS. She was not given any written instructions. Another RFS employee, named Dylan, showed her where to sign on the petitions. He was also the one who hired her and had her fill out the W-9 and other employment forms. If she had questions, she would go to Dylan.

In the beginning, the canvassers (her term for circulators), would come into her office at State Farm Insurance, located down the hall from the RFS office at 449 Forest Avenue in Portland. The canvasser would sign the petition in her office, sitting at a table a short distance away from her desk. She did not read the canvasser the oath and did not ask for their identification. Sometimes, she was busy working on her computer and might not look up to watch the canvasser sign their name. Sometimes, she would sign the petition right after the canvasser, but she often just held onto the petitions and would sign them after work when she would go to the RFS office to notarize more petitions. She typically worked at the RFS office for a couple of hours in the early evenings – between getting off work at State Farm and getting home for dinner – and then on weekends. This was the procedure she followed during the month of December.

After the New Year, she started doing all her work notarizing petitions at the RFS office. Another RFS employee named Jesse told her that her procedure had to change. He looked up the notary law and the (State's) notary handbook on his phone and read it to her. He told her that no canvasser could sign petitions until she was present; that she had to read the oath to each canvasser once (i.e., once per person, not per petition or per day); and that she had to sign as notary right after the canvasser signed while the canvasser was there. She followed this procedure for the remainder of her time as a notary on this campaign. Often a group of several canvassers would come in at one time. She would read the oath to anyone who hadn't had it read to them before. The canvassers would sign their petitions and then hand the petitions to her to

sign. Ms. Skidmore worked 12-hour days on some weekends. She reported that she was the principal notary for the petition drive.

Ms. Skidmore did not have a notary log book in December. She ordered one, but the first one that arrived was the wrong type so she had to re-order. She received the log book sometime in early January. RFS had a database with all of the canvassers' names, identification information (e.g., driver's license numbers), and a reference for each petition and who notarized it. She said that someone at RFS would make a list in the database from the stack of petitions that were collected each day. She used this to fill in her log.

When asked about how she got paid, Ms. Skidmore reported that at first she would email a woman named Jackie at the RFS office to report her hours. Then Jackie provided her with a Google form to fill out and submit. She did this daily. She would receive payments via PayPal, but not on any regular schedule. She said it wasn't very organized. She would often have to remind Jackie that she hadn't been paid, and when she did so, PayPal would usually come through that same day. She confirmed that January 1, 2020 was the first payment she received. She was paid \$30/hour up until the last week, and then received a raise to \$35/week. Her last two payments, on January 27 and February 3 were for her last several days of work.

Ms. Skidmore was then asked to explain what she was doing at the RFS offices on January 28, 29 and 30, 2020, when the private investigator, Jeffrey Merrill, had made his observations. She said she took that week off work at State Farm Insurance to work at RFS. (She had told state Farm she was leaving, but the agency is run by her stepmother and she agreed to stay on until the end of February.) RFS (John Flumerfelt) asked her to check over all her petitions to make sure everything was filled out correctly. This included checking to see that the circulator's number was filled in, in the box at the upper corner of both sides of each petition. If it wasn't, she would use a RFS laptop to look up the circulator in the database and then fill in the box(es). She did not fill out anything else on the petitions and did not change anything in the notary portion of the petition form. When she found a petition that was unsigned (by her or the circulator), she put it in the "invalid" box. The only other deficiencies on petitions that caused her to put them in the invalid box were ones that had a red line marked through them.

During the week of January 27-30, Ms. Skidmore also notarized circulator affidavits for a number of canvassers. Each one appeared before her to sign and she signed at the same time. She also used this time to finish filling in the entries in her log book, again using the RFS database to get the circulator's name and address and identifying information.

When asked about the roles of other personnel she had contact with at RFS, Ms. Skidmore said that Dylan was her contact at first; then Jesse, who seemed to be in charge of the database; Jackie was the person who paid her; a woman named Cipriana was in charge of the circulator affidavits; and there was another individual named Guy, whose responsibilities she did not know. When asked what John Flumerfelt's role was, she reported that he was a funder, who gave support and encouragement, and provided food and beverages for staff at the office.

She did no other work for the petition drive, and she had no further contact with RFS after January 30th, until Patrick called her to let her know about the private investigator's report and

that it had been posted on line but with her name blanked out. John Flumerfelt also called her to apologize that this was happening.

The interview concluded shortly after 6:00 pm.

STATEMENT OF BRITTANY SKIDMORE

I, Brittany Skidmore, affirm that the following statements are true and based on my own personal knowledge.

1. I am providing this affidavit in response to a March 25, 2020 letter that I received from Deputy Secretary of State Julie Flynn regarding the “Resolve, To Reject the New England Clean Energy Connect Transmission Project” (“the petition”).

2. I first became involved in the petition around Christmas of 2019. I cannot recall the exact date.

3. I was working at State Farm, 449 Forest Avenue in Portland when Patrick from Revolution Field Strategies (also at 449 Forest Avenue) came into the State Farm office looking for a notary for the petition. I was already a notary and shared that with him.

4. I was only asked to perform notary services, and I was paid \$30 per hour for my work.

5. I did not collect any voter signatures on petitions.

6. I did not recruit or supervise other workers (paid or volunteer).

7. I did not participate in efforts to promote the initiative.

8. I did not deliver any petitions to any municipalities.

9. The places I notarized petitions were at the Revolution Field Strategies Office and at State Farm, both at 449 Forest Avenue in Portland.

10. Regarding the affidavit of Jeffrey Merrill dated February 27, 2020 and referenced in Deputy Flynn’s March 25, 2020 letter to me, I respond to statements made about me as follows:

- Paragraph 8. During the week that included January 28, I was in the process of deciding whether or not to resign from State Farm, which I ultimately did. If I was carrying anything to my SUV, it would have been removing my personal belongings from State Farm. I did not bring any materials from the petition to my SUV.
- Paragraph 12. I was working in the Revolution Field Strategies Office on that day. Any work I would have been doing would have been directly related to notarizing documents. Specifically, I recall several occasions where I was looking through petitions in the course of updating and/or checking my notary log.
- Paragraph 13. My ex-husband and I would have been swapping custody of our children at that time. The only individual in the car other than him and my children would have been his new wife. I do not recall handing her anything, but if I did, it would have been unrelated to the petition as my ex-husband had nothing to do with the petition, and neither did his new wife.
- Paragraph 17. The Facebook Post was not about my work on the petition. It was about my work as an Arbonne salesperson. The intent of the post was to entice friends to ask me about my new job in the hope that it might evolve into a sales lead for Arbonne. It had nothing to do with the petition.
- Paragraph 18. Same answer as Paragraph 12.
- Paragraph 19. Same answer as Paragraphs 12 and 18.
- Paragraph 20. Same answer as Paragraphs 12, 18 and 19.
- Paragraph 22. Same answer as Paragraphs 12, 18, 19 and 20.

11. Documents I have in my possession relating to my work on the petition include my notary log, which is about 160 pages. Because of the COVID-19 crisis, I do not feel

comfortable going somewhere to have that copied right now, but I intend to produce a copy of it as soon as it is safe to do so.

12. I have attached printouts for all payments received for my work.
13. I do not possess any other documents relating to my work on the petition.

DATED: _____

Brittany Skidmore



All

Money In

Money Out

2020 ×

COMPLETED

money received

Jan 15, 2020



Alex Carabelli
Money received

+ \$795.00

Jan 9, 2020



Alex Carabelli
Money received

+ \$240.00

Jan 5, 2020



Alex Carabelli
Money received

+ \$255.00

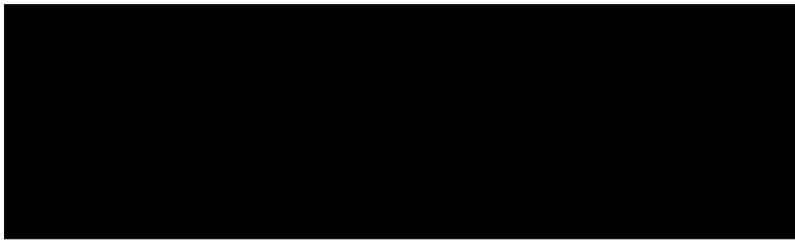
Jan 1, 2020



Alex Carabelli
Money received

+ \$780.00





All Money In Money Out

2020 ×

COMPLETED

Feb 3, 2020

 Alex Carabelli + \$1,280.00
Money received

Jan 28, 2020

 Alex Carabelli + \$1,160.00
Money received

Jan 22, 2020

 Alex Carabelli + \$1,580.00
Money received

Jan 15, 2020

 Alex Carabelli + \$795.00
Money received



Packard, Melissa

From: Wesley Huckey <wesley.r.huckey@gmail.com>
Sent: Friday, March 27, 2020 6:16 PM
To: Packard, Melissa
Subject: Re: Follow-up to phone call

EXTERNAL: This email originated from outside of the State of Maine Mail System. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Afternoon,

I'm sorry I didn't see this until right before y'all closed and I called to touch base but the phones were shut off already.

As I stated this morning I worked 01/10/20-01/23/20 the only day I didn't work was 01/12/20. Melissa Burnham hired me to notarize for the petitions. The only services I performed were notarizing petitions and I handful of the Circulators Affidavit. I was paid via Pay Pal in three payments on 01/16, 01/22, and 01/28/20. The office was a rented space at 11 Columbia Street here in Augusta. I notarized in the evening after work or on the weekends and on 01/20 I worked during the day since I was off because the city was closed for the holiday. The only thing I did was notarize. I didn't recruit, supervise, hand out petitions, collect signatures, promote the initiative or organize the petitions for delivery to the state. I didn't even sign the petition myself. There was one day that I did bring the petitions from work at the City directly to 11 Columbia and handed them over to Melissa as when the ladies at work finished certifying them it was almost 4:30 so I asked permission from my boss at the time to take them to Melissa and she said that wouldn't be an issue. I believe the date was 01/17 or 01/18 I don't want to tell you the wrong thing but can let you know for sure the middle of next week once I'm back to work and can look at my petition log. I did keep records in my notary log for all the circulators whom I notarized for.

I appreciate your time and hope you stay healthy.

Thanks,

Wesley Huckey

Sent from my iPhone

On Mar 27, 2020, at 14:12, Packard, Melissa <Melissa.Packard@maine.gov> wrote:

Hi Wesley,

Thank you for taking time this morning to talk to me about your notarizations for the New England Clean Energy Connect Transmission Project. Can you please send me an email summarizing what we discussed this morning so I can share it with the other people who are working on our decision for this petition effort.

In your statement, please be sure to explain or describe the following, at a minimum:

- when you first became involved in the petition drive

- who hired or recruited you to work on the petition drive
- what services you were asked to perform and when
- how and when you were compensated for the work that you did
- the locations where and time periods when you performed any of the following activities related to the petition drive:
 - notarizing petitions (administering oaths to circulators of petitions)
 - collecting signatures
 - recruiting other workers (paid or volunteer)
 - supervising or overseeing any other workers (paid or volunteer)
 - promoting the initiative
 - distributing petitions to circulators
 - delivering petitions to or from municipal offices
 - delivering petitions to or from field offices of the petition organizers – you stated that you did deliver petitions on one occasion, if you can provide the date or your best guess at the date, that would be helpful
 - organizing petitions for delivery to the Secretary of State’s office

We need to issue a revised decision on this petition by next week, so if you could provide a statement by the end of today, March 27th, that would be great. Did you keep a log of the petitions that you notarized for this effort?

Please contact me if you have any questions.

Melissa K. Packard
Director of Elections and APA
(207) 624-7650

From: [Flynn, Julie](#)
To: "[Leah Flumerfelt](#)"
Cc: jgoodman@troubhheisler.com; [Gardiner, Phyllis](#)
Subject: RE: Request for written statements and documents
Date: Friday, March 27, 2020 3:56:35 PM
Attachments: [image001.gif](#)
Importance: High

Thank you very much for this information, Ms. Flumerfelt. We note that, according to your log, you also administered the oath to circulators on January 24, 2020. When, specifically, were you asked to deliver petitions and perform other office work for the petition drive?

Julie L. Flynn
Deputy Secretary of State
Bureau of Corporations, Elections and Commissions
101 State House Station
Augusta, ME 04333-0101
Phone: (207) 624-7736
Fax: (207) 287-5428

From: Leah Flumerfelt <leahflumerfelt@gmail.com>
Sent: Friday, March 27, 2020 3:39 PM
To: Flynn, Julie <Julie.Flynn@maine.gov>
Cc: jgoodman@troubhheisler.com; [Gardiner, Phyllis](#) <Phyllis.Gardiner@maine.gov>
Subject: Re: Request for written statements and documents

EXTERNAL: This email originated from outside of the State of Maine Mail System. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello again, Ms. Flynn.

Here is the additional information you requested:

Q1: First, you've indicated in your written statement that you delivered petitions to municipal offices in Brunswick, Bath, West Bath, Topsham, Bowdoinham, Woolwich, and Phippsburg. When did you make those deliveries? The specific dates could be significant, if you can recall or determine the dates from your records.

I made those deliveries all on the same day, one day only, on the afternoon of Friday, January 24th between 3-5 pm.

Q2: Second, you've also indicated that you were asked by Revolution Field Strategies if you would be willing to "do other office work (sorting petitions, cleaning, packing up the office, etc.)" and that you said you would. Did you do any of this other office work and, if so, when did you do that work?

Yes, I did some sorting of petitions for part of the morning on Saturday 1/25, and I helped clean the office for the rest of the day on Saturday 1/25 and on Sunday 1/26.

Sincerely,
Leah Flumerfelt

On Fri, Mar 27, 2020 at 2:54 PM Flynn, Julie <Julie.Flynn@maine.gov> wrote:

Dear Ms. Flumerfelt:

We do have some follow-up questions for you, based upon reviewing the statement and related materials that you submitted earlier today.

First, you've indicated in your written statement that you delivered petitions to municipal offices in Brunswick, Bath, West Bath, Topsham, Bowdoinham, Woolwich, and Phippsburg. When did you make those deliveries? The specific dates could be significant, if you can recall or determine the dates from your records.

Second, you've also indicated that you were asked by Revolution Field Strategies if you would be willing to "do other office work (sorting petitions, cleaning, packing up the office, etc.)" and that you said you would. Did you do any of this other office work and, if so, when did you do that work?

Please respond via email, or let us know when you are available for a telephone call. Thank you very much.

Julie L. Flynn
Deputy Secretary of State
Bureau of Corporations, Elections and Commissions
101 State House Station
Augusta, ME 04333-0101
Phone: (207) 624-7736
Fax: (207) 287-5428

From: Leah Flumerfelt <leahflumerfelt@gmail.com>

Sent: Friday, March 27, 2020 8:22 AM

To: Flynn, Julie <Julie.Flynn@maine.gov>

Cc: jgoodman@troubhheisler.com; Gardiner, Phyllis <Phyllis.Gardiner@maine.gov>

Subject: Re: Request for written statements and documents

EXTERNAL: This email originated from outside of the State of Maine Mail System. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good morning Ms. Flynn,

I hope you and everyone in your community are well! I have prepared the written statements and documents you requested, and that letter is in today's outgoing mail. I have also attached digital versions to this message. Thank you, have a nice day.

Sincerely,
Leah Flumerfelt

On Wed, Mar 25, 2020 at 2:41 PM Flynn, Julie <Julie.Flynn@maine.gov> wrote:



Dear Ms. Flumerfelt,

Please find a letter requesting written statements and documents in regards to the Superior Court case *Reed v. Dunlap*, Docket No. BCD-AP-20-02. As stated in the letter, please contact me if you have any questions.

Julie L. Flynn

Deputy Secretary of State

Bureau of Corporations, Elections and Commissions

101 State House Station

Augusta, ME 04333-0101

Phone: (207) 624-7736

Fax: (207) 287-5428

STATEMENT OF LEAH FLUMERFELT

I, Leah Flumerfelt, affirm that the following statements are true and based on my own personal knowledge.

1. I am providing this statement in response to a March 25, 2020 letter that I received from Deputy Secretary of State Julie Flynn regarding the “Resolve, To Reject the New England Clean Energy Connect Transmission Project” (“the petition”).

2. I first became involved in the petition in January 2020.

3. I was originally recruited by my father, John Flumerfelt, to conduct canvassing for the petition, but I did not end up doing canvassing.

4. When I first arrived to start work canvassing, I was asked if I was a notary and, when I said yes, they asked if I would work as a notary instead.

5. After I had completed all of my notarizations, I thought that my work with the petition was finished, but they then asked me if I would be willing to stay on and deliver petitions to the municipalities and do other office work (sorting petitions, cleaning, packing up the office, etc.). I said that I would.

6. I performed most of the notarizations at 449 Forest Avenue in Portland, but I also performed some at the Revolution Field Strategies Biddeford location.

7. I was paid \$35 per hour for my work on the petition, but I also received bonuses of \$100 when I would work a 6-hour shift and \$150 when I would work an 8-hour shift. I never volunteered my time.

8. I did not collect any voter signatures on petitions, and I recall being specifically instructed not to do that.

9. I did not recruit or supervise other workers (paid or volunteer).

10. I did not participate in efforts to promote the initiative.

11. I delivered petitions to the following municipal offices: Brunswick, Bath, West Bath, Topsham, Bowdoinham, Woolwich and Phippsburg.

12. Documents I have in my possession relating to my work on the petition include my notary log. I do not currently have a scanner, but I have photographed each page and attached the photos. Each entry in the log may reflect multiple petitions because my practice was to draft a single log entry per circulator that appeared before me and swore an oath, regardless of how many petitions I notarized for that circulator.

13. I have attached printouts of all payments that I received for my work on the petition.

14. I do not possess any other documents relating to my work on the petition.

DATED: _____

Leah Flumerfelt

inbox - leahflumerfelt@gmail.com x Bangor Savings Bank | Account x + bangoronlinebanking.com/tob/live/usp-core/app/home/olb/history?accountid=D0

Cal Drive M APOD NF B B C G HP NU S Morse G noaa T fart Until - Aesop Internet » Other Bookmarks

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Bangor Savings Bank
You matter more.™

My Accounts | Bangor BillPay | Move Money | Money Management | Additional Services | eStatements | Open an Account | TurboTax

Last Visit: Mar 25, 2020

Account History

BENEFIT CHECKING *8515 ▾

Account Details ▾

Current [REDACTED] Available** [REDACTED]

Transfer [] Export [] Print []

Narrow by items containing: [revolution field]

Date ▾	Description	Amount	Balance
02/25/2020	DIRECT DEP REVOLUTION FIELD PPD	\$1,064.88	
02/07/2020	DIRECT DEP REVOLUTION FIELD PPD	\$1,663.08	
01/24/2020	DIRECT DEP REVOLUTION FIELD PPD	\$1,264.40	

< Jan 1, 2020 - Mar 25, 2020 Custom ▾ >

< older newer >

** This balance does not include overdraft protection or line of credit funds. If you have chosen these features for your account(s), they are in effect.

Other services

- Go to My TurboTax
- Set text message alerts
- Stop Payment
- Transfer to/from an outside account
- Account Preferences

C	±	%	+	=
7	8	9	x	
4	5	6	-	
1	2	3	+	
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Browser tabs: Inbox - leanflumerfelt@gmail.com, PayPal: Activity, paypal.com/myaccount/transactions/?free_text_search=&account_subscription_type=ALL&filter_id=¤cy=ALL&issuance_product_name=&type=&statu...

Browser address bar: paypal.com/myaccount/transactions/?free_text_search=&account_subscription_type=ALL&filter_id=¤cy=ALL&issuance_product_name=&type=&statu...

Browser toolbar: Cal, Drive, M, APOD, NF, B, C, G, HP, NU, S, Morse, G, noaa, T, fart, Uniti - Aesop, Internet, LOG OUT

Navigation: Summary, Activity, Send & Request, Wallet, Shopping, Help

AC + \$3,100.00

Alex Carabelli
Jan 28, 2020
Money Received

Paid by
Alex Carabelli
hr@revolutionfield.com

Transaction ID
5LN09548N4766734E

[Print details](#)

Details
Sent by Alex Carabelli \$3,100.00

Total \$3,100.00

[Refund this payment](#)

AC + \$240.00

Alex Carabelli
Jan 22, 2020
Money Received

Paid by
Alex Carabelli
hr@revolutionfield.com

Transaction ID
9JN692285510010X

[Print details](#)

Details
Sent by Alex Carabelli \$240.00

Total \$240.00

[Refund this payment](#)



NOTARY PUBLIC RECORD BOOK

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Made in the USA

No. 880

THIS IS A RECORD OF NOTARIAL ACTS FROM:

Date Jan. 2020

TO

Date

Property of:
Leah V. Flomerfelt
NOTARY PUBLIC

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NOTARY PUBLIC COMMISSION INFORMATION

Name Leah Flomerfelt Printed Official Signature Leah Flomerfelt signed Official Signature Leah Flomerfelt

Address 77 Pleasant Ave. Telephone: Bus: 202 319 2879 Home: 414

City, State, Zip Portland, ME 04103

Notary Public Commission Expires 1/22/22 Commission Number _____ Bond Number _____

Notary Public Commission Expires _____ Commission Number _____ Bond Number _____

Notary Public Commission Expires _____ Commission Number _____ Bond Number _____

Name of My Bonding Company _____ Telephone _____

Address _____

City, State, Zip _____

Page	DATE NOTARIZED	TYPE OF NOTARIZATION	DATE OF DOCUMENT	TYPE OF DOCUMENT	PRINTED	SIGNATURE OF INDIVIDUAL	SIGNATURE	ADDRESS OF INDIVIDUAL	DETAILED IDENTIFICATION OF INDIVIDUAL	FINGERPRINT AND OTHER INFORMATION	NOTARY FEE
1	1/12/20	Oath	1/12/20	Petition	Jennifer Nadeau	Jennifer Nadeau	Jennifer Nadeau	15 Spillar Dr Bangor ME 04803	Li.cour # 842323 >	1	\$
2	1/12/20	Oath	1/12/20	Petition	Joel Carpenter	Joel Carpenter	Joel Carpenter	144 Belfast Portland ME 04103	joelcarpenter@gmail.com	2	\$
3	1/13/20	Oath	1/13/20	Petition	Jennifer Nadeau	Jennifer Nadeau	Jennifer Nadeau	"	"	3	\$
4	1/15/20	Oath	1/15/20	Petition	Jennifer Nadeau	Jennifer Nadeau	Jennifer Nadeau	"	"	4	\$
5	1/14/20	Oath	1/14/20	Petition	Joel Carpenter	Joel Carpenter	Joel Carpenter	144 Belfast Portland ME 04103	Joel Carpenter@gmail.com	5	\$
6	1/15/20	Oath	1/15/20	Petition	Joel Carpenter	Joel Carpenter	Joel Carpenter	144 Belfast Portland ME 04103	"	6	\$
7	1/13/20	Oath	1/13/20	Petition	Joel Carpenter	Joel Carpenter	Joel Carpenter	"	"	7	\$
8	1/13/20	Oath	1/14/20	Petition	Jennifer Nadeau	Jennifer Nadeau	Jennifer Nadeau	"	"	8	\$
9	1/16/20	Oath	1/16/20	Petition	Sheila Venturini	Sheila Venturini	Sheila Venturini	35 Emery Street Biddeford ME 04105	"	9	\$
10	1/16/20	Oath	1/16/20	Petition	Taylor Baugh	Taylor Baugh	Taylor Baugh	35 Emery St Biddeford ME	"	10	\$
11	1/13/20	Oath	1/13/20	Petition	TRACY KERR	TRACY KERR	TRACY KERR	80 W. Bury Rd. Cornish ME	"	11	\$
12	1/14/20	Oath	1/14/20	Petition	TRACY KERR	TRACY KERR	TRACY KERR	"	"	12	\$
13	1/15/20	Oath	1/15/20	Petition	TRACY KERR	TRACY KERR	TRACY KERR	"	"	13	\$
14	1/15/20	Oath	1/15/20	Petition	ANTHONY DELCOURT	ANTHONY DELCOURT	ANTHONY DELCOURT	55 BRANDBURG ST ME 04105	"	14	\$
15	1/15/20	Oath	1/16/20	Petition	ANTHONY DELCOURT	ANTHONY DELCOURT	ANTHONY DELCOURT	"	"	15	\$
16	1/16/20	Oath	1/16/20	Petition	JODI P KOHLSTROM	JODI P KOHLSTROM	JODI P KOHLSTROM	173 Graham St. Biddeford ME	"	16	\$
17	1/14/20	Oath	1/14/20	Petition	JODI P KOHLSTROM	JODI P KOHLSTROM	JODI P KOHLSTROM	"	"	17	\$
18	1/10/20	Oath	1/10/20	Petition	Machiah X. Boothiller	Machiah X. Boothiller	Machiah X. Boothiller	Sand Ave, 0015	"	18	\$

Page	DATE NOTARIZED	TYPE OF NOTARIZATION	DATE OF DOCUMENT	TYPE OF DOCUMENT	PRINTED SIGNATURE OF INDIVIDUAL	SIGNATURE OF INDIVIDUAL	ADDRESS OF INDIVIDUAL	DETAILED IDENTIFICATION OF INDIVIDUAL	FINGERPRINT AND OTHER INFORMATION	NOTARY FEE
2	1/11/20	Oath	1/11/20	Petition	Machiah X. Pouthiller	<i>Machiah X. Pouthiller</i>	Saco Ave		1	\$
1	1/12/20	Oath	1/12/20	Petition	David S. Vetroano	<i>David S. Vetroano</i>	Webber Hill Rd. B-hunt		2	\$
3	1/15/20	Oath	1/15/20	Petition	Robert Toall	<i>Robert Toall</i>	62 High St. Saco ME		3	\$
4	1/12/20	Oath	1/12/20	Petition	Lynn Brown	<i>Lynn A. Brown</i>	70 Green St Apt 3 Biddeford		4	\$
5	1/14/20	Oath	1/14/20	Petition	Lynn Brown	<i>Lynn A. Brown</i>	"		5	\$
6	1/16/20	Oath	1/16/20	Petition	TRACY PERK	<i>Tracy Perkins</i>	80 Joe Bunney Rd. Cornish ME		6	\$
7	1/17/20	Oath	1/17/20	Petition	TRACY PERK	<i>Tracy Perkins</i>	"		7	\$
8	1/17/20	Oath	1/17/20	Petition	KELLEY ROBINSON	<i>Kelley Robinson</i>	20 Kennedy Dr. Biddeford		8	\$
9	1/14/20	Oath	1/14/20	Petition	KELLEY ROBINSON	<i>Kelley Robinson</i>	20 Kennedy Dr. Biddeford		9	\$
10	1/3/20	Oath	1/3/20	Petition	KELLEY ROBINSON	<i>Kelley Robinson</i>	20 Kennedy Dr. Biddeford		10	\$
11	1/16/20	Oath	1/16/20	Petition	Joel Carpenter	<i>Joel Carpenter</i>	144 Bedford St Biddeford		11	\$
12	1/17/20	Oath	1/17/20	Petition	Joel Carpenter	<i>Joel Carpenter</i>	"		12	\$
13	1/16/20	Oath	1/16/20	Petition	Jennifer Nadeau	<i>Jennifer Nadeau</i>	15 Spiller Dr. Kennebunk		13	\$
14	1/17/20	Oath	1/17/20	Petition	Jennifer Nadeau	<i>Jennifer Nadeau</i>	"		14	\$
15	1/19/20	Oath	1/19/20	1 Petition	EZRA HICKEY	<i>Ezra Hickey</i>	618 SCLARY ROAD		15	\$
16	1/19/20	Oath	1/18/20	Petition	Gavin Bauer	<i>Gavin Bauer</i>	22 Fitchwood St		16	\$
17	1/19/20	Oath	1/19/20	Petition	Peter Shapiro	<i>Peter Shapiro</i>	19 Whitney Ave		17	\$
18	1/19/20	Oath	1/19/20	Petition	Daniel Kelley	<i>Daniel Kelley</i>	43 Myrtle St. Portland		18	\$

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3	1/19/20	Oath	1/19/20	Petition	BRITANNIA	BRITANNIA	BRITANNIA	990 Kennebec Dr. Portland, ME		1	\$
	1/19/20	Oath	1/19/20	Petition	Elliot Nye	Elliot Nye	Elliot Nye	16 Tallin, S. Portland, ME		2	\$
	1/19/20	Oath	1/19/20	Petition	Rosanne Gullison	Rosanne Gullison	Rosanne Gullison	35 Bay St. Portland, ME		3	\$
	1/19/20	Oath	1/19/20	Petition	Renee Talon	Renee Talon	Renee Talon	48 Raymond St. Portland, ME		4	\$
	1/19/20	Oath	1/19/20	Petition	Martha Fournier	Martha Fournier	Martha Fournier	108 Foss St. Apt. 101 Portland, ME 04105		5	\$
	1/19/20	Oath	1/19/20	Petition	Ella McDonald	Ella McDonald	Ella McDonald	297 Spring St. Apt #2 ME 04105		6	\$
	1/19/20	Oath	1/19/20	Petition	JENNIFER NADEAU	JENNIFER NADEAU	JENNIFER NADEAU	15 Spiller Dr. Kennebunk ME		7	\$
	1/19/20	Oath	1/19/20	Petition	Courtney Verrill	Courtney Verrill	Courtney Verrill	15 Delaware Ave. Scarborough, ME		8	\$
	1/19/20	Oath	1/19/20	Petition	Leatrice A. Cormier	Leatrice A. Cormier	Leatrice A. Cormier	7 Hubbard St. Scarborough, ME 04107		9	\$
	1/19/20	Oath	1/19/20	Petition	Daniel C. Pety	Daniel C. Pety	Daniel C. Pety	8 Sherman St. #1 Portland, ME		10	\$
	1/19/20	Oath	1/19/20	Petition	Tim Tynan	Tim Tynan	Tim Tynan	138 Sherman St. Apt 1 Portland, ME 04101		11	\$
	1/19/20	Oath	1/19/20	Petition	David Lee	David Lee	David Lee	138 Sherman St. Apt. 1 Portland, ME 04101		12	\$
	1/19/20	Oath	1/19/20	Petition	Dan Bassett	Dan Bassett	Dan Bassett	12 Vermont Avenue Portland, ME 04103		13	\$
	1/19/20	Oath	1/19/20	Petition	Emily Galli	Emily Galli	Emily Galli	27 Harding Ave Portland ME 04105		14	\$
	1/19/20	Oath	1/19/20	Petition	DAVID KAUFMAN	DAVID KAUFMAN	DAVID KAUFMAN	15 Hillcrest Ave Portland ME 04102		15	\$
	1/20/20	Oath	1/20/20	Petition	Terrence J. Jensen	Terrence J. Jensen	Terrence J. Jensen	33 River St San Francisco ME 04073		16	\$
	1/20/20	Oath	1/20/20	Petition	Tim Tynan	Tim Tynan	Tim Tynan	138 Sherman St.		17	\$
	1/20/20	Oath	1/20/20	Petition	Tim Tynan	Tim Tynan	Tim Tynan	138 Sherman St.		18	\$

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4	1/20/2020	Oath	1/20/20	Petition	Andrew Klahre	<i>Andrew Klahre</i>	177 Harriet Street		1	\$
2	1/20/2020	Oath	1/20/20	Petition	Timothy Paulson	<i>Timothy Paulson</i>	11 Sherman St. Apt 2		2	\$
3	1/20/2020	Oath	1/20/20	Petition	Kyle T. Rowell	<i>KTR</i>	278 Taft Ave, #2		3	\$
4	1/20/2020	Oath	1/20/20	Petition	Susan Hammit	<i>Susan Hammit</i>	337 Allen Ave #2 PHD		4	\$
5	1/21/2020	Oath	1/21/20	Petition	Jennifer Nadreau	<i>Jennifer Nadreau</i>	15 Spiller Dr. Kennebunk		5	\$
6	1/21/2020	Oath	1/21/20	Petition	Terrence Jellison	<i>TJ</i>	33 River St. Sanford		6	\$
7	1/21/2020	Oath	1/21/20	Petition	Kyle Rowell	<i>KTR</i>		Licence No. 2628297	7	\$
8	1/21/2020	Oath	1/21/20	Petition	Ely Benytsson	<i>Ely Benytsson</i>	50 Opey Cove Road	I checked Passport	8	\$
9	1/21/2020	Oath	1/21/20	Petition	Ella McDonald	<i>Ella McDonald</i>	297 Spring St. Apt #2	Licence # 57122316 WA	9	\$
10	1/21/2020	Oath	1/21/20	Petition	Timothy Paulson	<i>Timothy Paulson</i>	11 Sherman St. Apt 2	Licence No. 8854303	10	\$
11	1/21/2020	Oath	1/21/20	Petition	James Helles Jr.	<i>James Helles Jr.</i>	10 Oakwood Rd, Cape Elizabeth, ME	Licence No. 2258318	11	\$
12	1/21/2020	Oath	1/21/20	Petition	James Plunkett (Jim)	<i>James Plunkett (Jim)</i>			12	\$
13	1/21/2020	Oath	1/21/2020	Petition	Christopher Vega	<i>Christopher Vega</i>	201, Royal Road, Bowditch	Licence # 0700362	13	\$
14	1/21/2020	Oath	1/21/2020	Petition	Erin Ball	<i>Erin Ball</i>	27 Harding Ave	2345293	14	\$
15	1/21/2020	Oath	1/21/2020	Petition	Sergio Molicke Vithy	<i>Sergio Molicke Vithy</i>			15	\$
16	1/21/2020	Oath	1/21/2020	Petition	Zachary Tenbrunke	<i>Zachary Tenbrunke</i>	43 Monte St. Portland, ME 04101	ID 3557907	16	\$
17	1/22/2020	Oath	1/22/2020	Petition	BT Casfield	<i>BT Casfield</i>	220 Kennebunk Rd, Kennebunk, ME 04043		17	\$
18	1/22/2020	Oath	1/22/2020	Petition					18	\$

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1	1/22/20	Oath	1/22/20	Petition	Emily Balli	Emily Balli		27 Hawkins Ave Fairbath ME 04105		1	\$
2	1/22/20	Oath	1/22/20	Petition	Christina Sears	Christina Sears		259 Ocean Ave Apt 9 Portland ME 04103	license no. 9103291	2	\$
3	1/22/20	Oath	1/22/20	Petition	DAVID KRAUMER	DAVID KRAUMER		15 Hillcroft Ave	lic # 7254139	3	\$
4	1/16/20	Circular Affidavit and Consent of	1/16/20	Petition	DAVID KRAUMER	DAVID KRAUMER		11	11	4	\$
5	1/22/20	Oath	1/22/20	Petition	David C. Soley	David C. Soley		8 Sherman St #1 Portland	DP# 4042361	5	\$
6	1/22/20	Oath	1/22/20	Petition	Elliot WBE	Elliot WBE		16 T. & L. Sogo 64106	ID 4972341	6	\$
7	1/22/20	Oath	1/22/20	Petition	Ella McDonald	Ella McDonald		247 Spring St. Apt 2		7	\$
8	1/22/20	Oath	1/22/20	Petition	Jennifer Nodame	Jennifer Nodame		15 Spiller Dr Kennebunk		8	\$
9	1/22/20	Oath	1/22/20	Petition	James Hillier, Jr	James Hillier, Jr		10 Oakwood Pl Cap Elizabeth ME		9	\$
10	1/22/20	Oath	1/22/20	Petition	Tim Tymon	Tim Tymon		138 Sherman St Apt 1 Portland ME 04101		10	\$
11	1/22/20	Oath	1/22/20	Petition	Jaci Carpenter	Jaci Carpenter		144 Belfast St Portland ME 04103		11	\$
12	1/22/20	Oath	1/22/20	Petition	Timothy Paulson	Timothy Paulson		11 Sherman St. Apt 2		12	\$
13	1/22/20	Oath	1/22/20	Petition	David m Burt	David m Burt		12 Vermont Ave Portland ME 04103		13	\$
14	1/22/20	Oath	1/22/20	Petition	Sevgimolicka Uthay	Sevgimolicka Uthay		605 Saco St lot 30	88666334	14	\$
15	01/22/2020	Oath	1/22/20	Petition	Courtney Verselli	Courtney Verselli		15 Delaware Ave Portland ME		15	\$
16	1/23/2020	Oath	1/23/2020	Petition	PAUL CULLOTON	PAUL CULLOTON		110 MAIN ST #129 OYSTER Pt ME	0986143	16	\$
17	1/23/2020	Oath	1/23/2020	Petition	KATIE MCCLELLAND	KATIE MCCLELLAND		30 SPAD CONFD ME		17	\$
18	1/23/2020	Oath	1/23	Petition	Boye Neal	Boye Neal		75 Sheridan St. Apt 1 Portland ME 04101	1716936	18	\$

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1	1/23/20	Oath	1/23	Petition	John Flumet	<i>[Signature]</i>	14 Phillips Rd	Maine DL 5428205	1	\$
2	1/23/20	Oath	1/23	Petition	David McCarroll	<i>[Signature]</i>	361 1st Falmouth	ME # 0326093	2	\$
3	1/23/20	Oath	1/23/20	Petition	Ella McDonald	<i>[Signature]</i>	297 Spring St. #2		3	\$
4	1/23/20	Oath	1/22/20	Petition	Patricia E. Kidder	<i>[Signature]</i>	4 Carpenter St. #2 Sparrowville, ME 04083	ME # 9315099	4	\$
5	1/23/20	Oath	1/23/20	Petition	Elliott Nye	<i>[Signature]</i>	16 Todd Ln S. Portland, ME	ID #: 4972741	5	\$
6	1/23/20	Oath	1/22/20	Petition	Terence J. Jansen	<i>[Signature]</i>	33 River St Sanford		6	\$
7	1/23/20	Oath	1/21, 1/22, 1/23	Petition	Juliana Fischer	<i>[Signature]</i>	16 Orchard St. Portland		7	\$
8	1/23/20	Oath	1/23/20	Petition	David Kelley	<i>[Signature]</i>	43 Myrtle St Portland 04101	License ID # 0260379	8	\$
9	1/23/20	Oath	1/23/20	Petition	David Lee	<i>[Signature]</i>	138 Sherman Apt 1	Portland 04101	9	\$
10	1/23/20	Oath	1/23/20	Petition	Tina Jenson	<i>[Signature]</i>	138 Sherman St Apt 1	Portland, ME 04101	10	\$
11	1/23/20	Oath	1/23/20	Petition	Kyle T. Fardall	<i>[Signature]</i>	278 Park Ave	Portland, ME 04101	11	\$
12	1/23/20	Oath	1/23/20	Petition	Andrew Klahre	<i>[Signature]</i>	177 Harriet Street	Oregon DL A578604	12	\$
13	1/23/20	Oath	1/23/20	Petition	Roxanne Gulliker	<i>[Signature]</i>	35 Bay St Portland ME 04103	1616128	13	\$
14	1/23/20	Oath	1/23/20	Petition	Rebecca Platt	<i>[Signature]</i>	3810 Nichols Farm Road	4058238	14	\$
15	1/23/20	Oath	1/23/20	Petition	TRACY KEPR	<i>[Signature]</i>	80 Jc Boring Rd. Gorham, ME 04030		15	\$
16	1/23/20	Oath	1/23/20	Petition	Jennifer Nadeau	<i>[Signature]</i>	15 Splice Dr. Scarborough, ME		16	\$
17	1/23/20	Oath	1/23/20	Petition	Emina Galle	<i>[Signature]</i>	27 Harding Ave		17	\$
18	1/23/20	Oath	1/23/20	Petition	Jobi K. Kristrom	<i>[Signature]</i>	173 Graham St Portland 04105	ME # 6575360	18	\$

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7	1/23/20	Oath	1/23/20	Petition	✓ Joel Cramer	1	Joel Cramer	144 Balet St	11 Ave #7613329	1	\$
1	1/23/20	Oath	1/23/20	Petition	✓ James Heller, Jr.	2	James Heller, Jr.	10 Oakwood Rd, Cape Elizabeth		2	\$
3	1/23/20	Oath	1/23/20	Petition	✓ Zebony Tommaso	3	Zebony Tommaso	43 Myrtle St, Portland, ME	104 3537307	3	\$
4	1/23/20	Oath	1/23/20	Petition	✓ John Ott	4	John Ott	95 West St Apt 3, Portland		4	\$
5	1/23/20	Oath	1/23/20	Petition	✓ Christopher Vega	5	Christopher Vega	201, Royal Rd, PENNA		5	\$
6	1/23/20	Oath	1/23/20	Petition	✓ Courtney Newbill	6	Courtney Newbill	So. Portland, 15 Shawmut Ave, ME 04106	LI 44 457-1166	6	\$
7	1/23/20	Oath	1/23/20	Petition	✓ Brad Griffin	7	Brad Griffin	220 Farnsworth Rd, ALBANY		7	\$
8	1/23/20	Oath	1/23/20	Petition	✓ Daniel Bassett	8	Daniel Bassett	12 Vermont Ave, Portland		8	\$
9	1/23/20	Oath	1/23/20	Petition	✓ Timothy Robson	9	Timothy Robson	11 Sherman St, Apt 2, Portland		9	\$
10	1/23/20	Oath	1/23/20	Petition	✓ Daniel C. Blakey	10	Daniel C. Blakey	8 Sherman St #1, Portland		10	\$
11	1/23/20	Oath	1/23/20	Petition	✓ Steve Juvenese	11	Steve Juvenese	55 South St	LI 44 3528170	11	\$
12	1/23/20	Oath	1/23/20	Petition	✓ Ralph Angelo Bossi	12	Ralph Angelo Bossi	22 Galvin St, Portland	NH # 041291151	12	\$
13	1/23/20	Oath	1/23/20	Petition	✓ Daniel Kelley	13	Daniel Kelley	43 Myrtle St, Portland		13	\$
14	1/24/20	Oath	1/24/20	Petition	✓ James Pivk	14	James Pivk			14	\$
15	1/24/20	Oath	1/24/20	Petition	✓ Daniel Kelley	15	Daniel Kelley	43 Myrtle St, Portland		15	\$
16	1/24/20	Oath	1/24/20	Petition	✓ John Ott	16	John Ott	95 West St Apt 3, Portland		16	\$
17	1/24/20	Oath	1/24/20	Petition	✓ James Heller, Jr.	17	James Heller, Jr.	10 Oakwood Rd, Cape Elizabeth		17	\$
18	1/24/20	Oath	1/24/20	Petition		18				18	\$

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1	1/24/20	Oath	1/29/20	Petition	April Comeenes	April Comeenes	April Comeenes	5 Bramblewood drive Portland ME 04103	ID # 0794258	1	\$
2	1/24/20	Oath	1/24/20	Petition	Paul Culliton	Paul Culliton	Paul Culliton	110 MAIN ST #129 SPO, ME 04102		2	\$
3	1/24/20	Oath	1/24/20	Petition	Elly Benytsson	Elly Benytsson	Elly Benytsson	50 Osprey-Lane Road ME 04103		3	\$
4	1/24/20	Oath	1/24/20	Petition	Christopher Vege	Christopher Vege	Christopher Vege	201 Royal Road, Portland		4	\$
5	1/24/20	Oath	1/24/20	Petition	Tim Thors	Tim Thors	Tim Thors	188 S. Hancock St. Portland, ME 04101		5	\$
6	1/24/20	Oath	1/24/20	Petition	Emily Galli	Emily Galli	Emily Galli	27 Hardinx Ave		6	\$
7	1/24/20	Oath	1/24/20	Petition	Daniel Bissett	Daniel Bissett	Daniel Bissett	12 Vermont ave Portland, ME 04103		7	\$
8	1/24/20	Oath	1/24/20	Petition	Jennifer Nadreau	Jennifer Nadreau	Jennifer Nadreau	15 Spiller Dr. Hamden, ME		8	\$
9	1/24/20	Oath	1/24/20	Petition	Ezra Huxley	Ezra Huxley	Ezra Huxley	619 S. Cary Road Portland, ME		9	\$
10	1/24/20	Oath	1/23/20	Medical transcription	Sarah Hampton	Sarah Hampton	Sarah Hampton	193 LUDLOW ST ME	PPS 102945	10	\$
11	3/11/20	Oath	3/11/20	Relinquishing Parental Rights	Mark Hampton	Mark Hampton	Mark Hampton			11	\$
12										12	\$
13										13	\$
14										14	\$
15										15	\$
16										16	\$
17										17	\$
18										18	\$

Flynn, Julie

From: David mcgovern sr <davidmcgovernsr@gmail.com>
Sent: Thursday, March 26, 2020 5:41 PM
To: Flynn, Julie
Subject: Re: Request for Written Statement and Documents
Attachments: Energy letter.docx; LRJooo001400900000r021DD3F2B3F521.pdf;
LRJooo004300600000r02CAF2EF93F521.pdf;
LRJooo008500400000r021E20B153F521.pdf

EXTERNAL: This email originated from outside of the State of Maine Mail System. Do not click links or open attachments unless you recognize the sender and know the content is safe.

please see attached letter and file with documents

On Wed, Mar 25, 2020 at 3:21 PM Flynn, Julie <Julie.Flynn@maine.gov> wrote:

Dear Mr. McGovern,

Please find a letter requesting written statements and documents in regards to the Superior Court case *Reed v. Dunlap*, Docket No. BCD-AP-20-02. As stated in the letter, please contact me if you have any questions.

Julie L. Flynn

Deputy Secretary of State

Bureau of Corporations, Elections and Commissions

101 State House Station

Augusta, ME 04333-0101

Phone: (207) 624-7736

Fax: (207) 287-5428

To Julie Flynn Deputy Secretary of State

Please see answers to the question you have asked of me in reference to the collection of signatures and notarizing documents to the Clean Energy Petition.

When were you first involved? Answer First week in January 2020

Who recruited you? Answer Craig's list add a gentle man named Nick

What services were you asked to perform and when? Answers Collect signatures first week and January. I had Volunteered to notarize some petitions which I did in mid-January. I told them that collecting signatures was what I really wanted to do, and we agreed on that

How and when you were compensated? I was paid the same rate for everything. Please see attached file field services

I did not recruit, supervise anyone I did not promote or deliver any petitions to any Municipality

Places I Notarized in Portland and ,Biddeford office

Area where I collected Signatures. Portland, Saco, Biddeford Westbrook and Brunswick Maine

Thank. You

David McGovern Sr.

CO	FILE	DEPT.	CLOCK	VCHR. NO.	020
JRL	000434	002200		0000090041	1

Earnings Statement



REVOLUTION FIELD STRATEGIES LLC
 3000 K ST NW STE 320
 WASHINGTON DC 20007

Period Beginning: 02/03/2020
 Period Ending: 02/16/2020
 Pay Date: 02/25/2020

Filing Status: Head of household
 Exemptions/Allowances:
 Federal: Standard Withholding Table

DAVID MCGOVERN
3 EARL ST
FALMOUTH ME 04105

Earnings	rate	hours	this period	year to date
Regular			500.00	3,893.75
Overtime				644.85
Gross Pay			\$500.00	4,538.60

Important Notes

YOUR COMPANY ER PHONE NUMBER IS 202 808-8668

BASIS OF PAY: HOURLY

Deductions	Statutory		
Social Security Tax		-31.00	281.39
Medicare Tax		-7.25	65.81
ME State Income Tax		-7.70	227.79
Federal Income Tax			390.10
Net Pay		\$454.05	
Checking		-454.05	
Net Check		\$0.00	

Additional Tax Withholding Information

Taxable Marital Status:
 ME: Single
 Exemptions/Allowances:
 ME: 0

Your federal taxable wages this period are \$500.00

© 2000 ADP, LLC

REVOLUTION FIELD STRATEGIES LLC
 3000 K ST NW STE 320
 WASHINGTON DC 20007

Advice number: 0000090041
 Pay date: 02/25/2020

Deposited to the account of	account number	transit	ABA	amount
DAVID MCGOVERN	xxxxxxxx0275	xxxx	xxxx	\$454.05

THIS IS NOT A CHECK

NON-NEGOTIABLE

CO.	FILE	DEPT.	CLOCK	VCHR. NO.	020
JRL	000434	002200		0000060034	1

Earnings Statement



REVOLUTION FIELD STRATEGIES LLC
 3000 K ST NW STE 320
 WASHINGTON DC 20007

Period Beginning: 01/20/2020
 Period Ending: 02/02/2020
 Pay Date: 02/07/2020

Filing Status: Head of household
 Exemptions/Allowances:
 Federal: Standard Withholding Table

DAVID MCGOVERN
3 EARL ST
FALMOUTH ME 04105

Earnings	rate	hours	this period	year to date
Regular	35.0000	16.00	560.00	3,393.75
Overtime				644.85
Gross Pay			\$560.00	4,038.60

Other Benefits and Information	this period	total to date
Total Work Hrs	16.00	

Deductions	Statutory		year to date
Social Security Tax		-34.72	250.39
Medicare Tax		-8.12	58.56
ME State Income Tax		-11.18	220.09
Federal Income Tax			390.10
Net Pay		\$505.98	
Checking		-505.98	
Net Check		\$0.00	

Important Notes
 YOUR COMPANY ER PHONE NUMBER IS 202 808-8668

BASIS OF PAY: HOURLY

Additional Tax Withholding Information
 Taxable Marital Status:
 ME: Single
 Exemptions/Allowances:
 ME: 0

Your federal taxable wages this period are \$560.00

© 2000 ADP, LLC

REVOLUTION FIELD STRATEGIES LLC
 3000 K ST NW STE 320
 WASHINGTON DC 20007

Advice number: 0000060034
 Pay date: 02/07/2020

Deposited to the account of	account number	transit ABA	amount
DAVID MCGOVERN	xxxxxxx0275	xxxx xxxx	\$505.98

THIS IS NOT A CHECK

NON-NEGOTIABLE

CO	FILE	DEPT	GLOCK	VCHR. NO.	020
JRL	000434	002200		0000040058	1

Earnings Statement



REVOLUTION FIELD STRATEGIES LLC
 3000 K ST NW STE 320
 WASHINGTON DC 20007

Period Beginning: 01/06/2020
 Period Ending: 01/19/2020
 Pay Date: 01/24/2020

Filing Status: Head of household
 Exemptions/Allowances:
 Federal: Standard Withholding Table

DAVID MCGOVERN
3 EARL ST
FALMOUTH ME 04105

Earnings	rate	hours	this period	year to date
Regular	30.0000	47.00	1,410.00	2,833.75
Regular	35.0000	29.25	1,423.75	
Overtime	45.0000	14.33	644.85	644.85
Gross Pay			\$3,478.60	3,478.60

Other Benefits and Information	this period	total to date
Total Work Hrs	90.58	

Important Notes
 YOUR COMPANY ER PHONE NUMBER IS 202 808-8668

Deductions	Statutory		year to date
Federal Income Tax		-390.10	390.10
Social Security Tax		-215.67	215.67
Medicare Tax		-50.44	50.44
ME State Income Tax		-208.91	208.91
Net Pay		\$2,613.48	
Checking		-2,613.48	
Net Check		\$0.00	

BASIS OF PAY: HOURLY

Additional Tax Withholding Information
 Taxable Marital Status:
 ME: Single
 Exemptions/Allowances:
 ME: 0

Your federal taxable wages this period are
 \$3,478.60

© 2009 ADP, LLC

REVOLUTION FIELD STRATEGIES LLC
 3000 K ST NW STE 320
 WASHINGTON DC 20007

Advice number: 0000040058
 Pay date: 01/24/2020

Deposited to the account of	account number	transit ABA	amount
DAVID MCGOVERN	xxxxxxxx0275	xxxx xxxx	\$2,613.48

THIS IS NOT A CHECK

NON-NEGOTIABLE

DELBERT A. REED,

Petitioner,

v.

SECRETARY OF STATE MATTHEW
DUNLAP,

Respondent.

**AFFIDAVIT OF
PATRICK SHERIDAN-ROSSI**

I, Patrick Sheridan-Rossi, under penalty of perjury, do swear and state as follows:

1. This affidavit is based on my personal knowledge.
2. I am a principal at Revolution Field Strategies (“RFS”), which is a paid canvassing, signature collection and voter registration consulting firm.
3. In or around December 2019, a Political Action Committee (“PAC”) called Mainers for Local Power hired RFS to assist with its efforts relating to the Resolve To Reject The New England Clean Energy Connect Transmission Project (the “Resolve”). In particular, Mainers for Local Power hired RFS to help it collect enough signatures to meet the threshold number required by Maine law to send such a citizens’ initiative to the Maine legislature and, if necessary, put the initiative on a statewide ballot.
4. Immediately after RFS was hired, I, along with other members of my staff, reviewed the requirements relating to the collection of signatures in connection with citizens’ initiatives available on the Secretary of State’s website.

5. Shortly thereafter, on December 22, 2019, I had a call with Melissa Packard, Director of Elections for the Maine Secretary of State, and other members of the Secretary of State's office to ensure I understood those requirements and that RFS would operate in accordance with those requirements. That call lasted approximately one hour. I also communicated with the Secretary of State's office at other times during the signature collection process to ensure that RFS complied with all relevant requirements.
6. RFS contracted with a number of individuals to help Mainers for Local Power meet its goal of collecting enough signatures from Maine voters to send the Resolve to the legislature. RFS engaged both canvassers (also called circulators), meaning individuals who circulated petitions and asked Maine voters to sign them, and Notaries Public, who notarized petitions circulated by the canvasses. Attached as **Exhibit A** is a true and correct copy of the written instructions RFS provided to canvassers.
7. RFS specifically instructed the Notaries Public with whom RFS contracted not to circulate petitions. I personally advised Leah Flumerfelt and Brittany Skidmore, both of whom worked as notaries for RFS in connection with the Resolve, of this prohibition.
8. Ms. Flumerfelt initially applied to work as a circulator for RFS. However, upon learning that she was a notary, I instead asked her to serve in that capacity.
9. In connection with its efforts in Maine, RFS had to submit to the Secretary of State a list of the individuals who would be paid for their canvassing efforts. A true and correct copy of the list that RFS submitted is attached as **Exhibit B**. Ms. Flumerfelt's name was inadvertently included on this list because she originally applied to work as a circulator and was accordingly (incorrectly) so designated in RFS's system from which that list was generated.

10. I understand that opponents of the Resolve have brought up RFS's background in an attempt to cast aspersions on the company's reputation. I provide the following information to ensure the Secretary has accurate facts when considering RFS and its work.
11. In 2014, prior to my employment with the firm, Buzzards Bay Strategies, which was RFS's predecessor company, was hired to assist with a campaign in Missouri. Four canvassers hired by the company in connection with that campaign engaged in fraudulent activity, which the Attorney General investigated. Buzzards Bay was not itself accused of engaging in fraudulent activity; rather, after investigating the matter, the Attorney General found that Buzzards Bay was itself a victim of the canvassers' fraud.
12. After this experience, RFS (formerly Buzzards Bay) reviewed and enhanced its quality control measures. RFS now conducts rigorous quality control at every stage of the signature collection process, including assessments of petition papers to ensure compliance with the relevant regulations and to root out duplicate or potentially fraudulent signatures.
13. RFS followed these robust quality control measures during the course of its efforts in connection with the Resolve.

DATED: March 27, 2020

Patrick Sheridan-Rossi

Patrick Sheridan-Rossi

COMMONWEALTH OF MASSACHUSETTS

Suffolk COUNTY, ss.



The above-named Patrick Sheridan-Rossi personally appeared before me and made oath that the statements contained in this Affidavit are true and correct to his own personal knowledge.

Phara Simon

Notary Public



PHARA SIMON

Name Typed or Printed

03/27/2020

My Commission Expires: May 23, 2025

Mainers for Local Power - Circulator Training Handbook

Name of Circulator: _____

Name of Supervisor: _____

Phone Number of Supervisor: _____

Mission: Collect signatures to help the coordinated effort get the “Resolve, to Reject the New England Clean Energy Connect Transmission Project” on the Maine November 2020 ballot.

- What is the New England Clean Energy Connect Transmission Project?
 - The New England Clean Energy Connect (NECEC) is Central Maine Power's (CMP) proposed 145-mile long corridor of thousands of high-voltage towers that will cut through the woods of Maine.
 - CMP's corridor would be as wide as a 8 lane highway, and the towers each as large and tall as a 10 story building.
 - The clear cutting for the corridor would be through pristine Maine wilderness in order to bring electricity from Canada to Massachusetts, with no stops in between.
- Which Maine wilderness features would be impacted?
 - CMP's planned construction would cross the Kennebec River Gorge, the Appalachian Trail, 263 wetlands, 115 streams, 12 inland waterfowl and wading bird habitat areas - as well as brook trout streams and deer wintering yards.
- Would the project provide mitigation funds to the people of Maine?
 - CMPs project includes much less assistance for Maine than similar proposals in New Hampshire and Vermont, which include hundreds of millions of dollars in economic development assistance and environmental mitigation.
- Will these transmission lines provide power to Maine?
 - CMP will use proceeds from the NECEC corridor to fund assistance for low-income residents -- of MASSACHUSETTS. No similar program for Maine residents has been proposed.
- Is CMP a trustworthy company?
 - CMP has a troubled history. They are currently under investigation for overbilling thousands of Maine customers, as well as for their dismal response to a massive power outage last winter that left hundreds of thousands of Mainers without power. The company's CEO publicly apologized for their mistakes in a television ad campaign currently running on Maine television.
 - CMP is currently being sued for fraud. According to the suit, CMP purposefully deceived customers about the reasons for massive spikes in their electric bills.

FAQs on Signature Collection

How many signatures should I collect each day?

- Each sheet allows for 45 signatures to be collected. It is important to remember, and we will go over this in more detail, you must collect by municipality.
- You should try and collect 60+ signatures each shift.

Do we need to collect them by city and town?

- Each sheet can only contain signatures from the same municipality (city and town).
- Example: People from Portland can only sign on one sheet, people from Sacco on another.
 - You might end up handing in sheets with one signature of them from a town far away, that's ok!

Instructions on Statewide Ballot Issue Signature Gathering

Who can Sign?

- MUST be a registered voter in Maine
- MUST sign as their name appears on the voting list
- MUST only sign once
- MAY NOT sign someone else's name or any of the other information requested.

Who can and cannot collect signatures?

THE PETITION CIRCULATOR CAN COLLECT

- MUST be a resident and registered voter in the state of Maine
- MUST complete the circulator verification form by signing it in front of a notary and confirming voter registration with their municipalities clerk's office
- MUST take the circulators oath on the back of the petition sheet before a notary public
- MUST offer to each voter the opportunity to read the proposed initiative summer and fiscal impact statement that are on the front page of each petition.

THE PETITION CIRCULATOR CANNOT COLLECT

- If they are not a resident of Maine
- If they are not registered to vote in Maine
- If they are a minor
- On a sheet that has already been signed by a notary public
- If they are not personally viewing every signature being placed on the page

WARNING

- Fake signatures or making a false statement by signing a paper for someone can be prosecuted as a Class E Crime by the State of Maine.

FIRST PAGE OF THE PETITION

Printed Name of Circulator
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

DATE OF ISSUANCE: *October 18, 2019*
 Filing Deadline for the November 2020 Ballot: *February 3, 2020*
 18 month petition expiration date: *April 18, 2021*

Free of Citizen Information: Before a registered voter signs any initiative petition, signature gatherers must offer the voter the opportunity to read the proposed initiative summary and fiscal impact statement prepared by the Secretary of State.

SUMMARY OF PROPOSED INITIATIVE

This initiated bill directs the Public Utilities Commission to amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 for the New England Clean Energy Connect transmission project. The amended order must find that the construction and operation of the NECEC transmission project are not in the public interest and that there is not a public need for the NECEC transmission project. There not being a public need, the amended order must deny the request for a certificate of public convenience and necessity for the NECEC transmission project.

ESTIMATE OF FISCAL IMPACT

This citizen initiative directs the Public Utilities Commission (PUC) to amend a previously issued "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation" entered by the PUC on May 3, 2019 for the New England Clean Energy Connect transmission project. Requiring the amended order to find that the construction and operation of the transmission project are not in the public interest and that there is not a public need for it, and requiring denial of a certificate of public convenience and necessity for the project, may extend or reopen the deliberative process of the PUC related to the project. Any additional costs to the PUC as a result of this initiative are within the scope of activities budgeted by the PUC and are not anticipated to require supplemental appropriations or allocations.

To the Legislature of the State of Maine:

In accordance with Section 18 of Article IV, Part Third of the Constitution of the State of Maine, we, the undersigned electors of the State of Maine, qualified to vote for Governor, residing in said State, whose names have been certified on this petition, hereby respectfully propose to the Legislature for its

Print your name one every
sheet you are collecting on

Make sure you offer every voter the opportunity to
read the Summary and Fiscal Impact Statement

construction and operation of the NECEC transmission project are not in the public interest and that there is not a public need for the NECEC transmission project. There not being a public need, the amended order must deny the request for a certificate of public convenience and necessity for the NECEC transmission project.

Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
1.					
2.					
3.					

Signature and Date of Signing

Address and City or Town
Where the Voter is Register
to Vote

Printed Name

LAST PAGE OF THE PETITION – Circulator Oath

- When you complete your shift you must bring all sheets that were used for collection back to the office and present them to your supervisor for inspection. Your supervisor will do an initial check to ensure that each sheet has been filled out properly.
- You will complete your tally sheet.
- They will then inspect your soft report tally sheet to ensure we have that for our reporting
- Finally, you will sit with the notary and complete the affidavit portion of the petition sheet.

Filling out the Affidavit – MUST BE DONE IN THE PRESENCE OF THE NOTARY!

Sections to be filled out by the Circulator in front of the Notary

45.					
CIRCULATOR OATH					PETITION #
I hereby make oath that I am the circulator of this petition; that I personally witnessed all of the signatures to this petition; and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.					VALID
Signature of Circulator _____ Printed Name _____					# INVALID REASON
Signature of Notary _____ Printed Name _____					_____
Submitted to and sworn before me on this date: _____ (Date must be completed by Notary)					_____
Date of Notary Commission expires: _____					_____
REGISTRAR'S CERTIFICATION					S.O.S. STAFF: _____
Municipality _____ TOTAL VALID _____ TOTAL INVALID _____					
I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.					
<div style="border: 1px solid black; width: 100px; height: 40px; display: inline-block;"></div> Signature of Registrar: _____ Date petition certified: _____					

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature L

Sections to be filled out by the Notary

The Dos and Don'ts of Signature Collection

When gathering signatures, **DO**:

- Ensure that anyone signing a petition is **a registered voter in Maine**
- Ensure the signer prints clearly in black or blue ink—never pencil
- Ensure that the voter's name is printed legibly.
- The most common reason that signatures on petitions are rejected is because the name cannot clearly be read.
- Ensure that every voter signing a petition paper is in the same city or town

When gathering signatures, **DO NOT**:

- Sign a petition for a voter or allow any other individual to complete the information for another voter, even for their spouse or family member. This is a crime, and those signatures will be rejected.
- Allow an individual to sign the same petition twice.
- Allow a post office box to serve as the individual's residential/voting address.
- Leave a petition unattended. As a canvasser must be present when the signer signs the petition.

Approaching the Voter: Signature Collection Best Practices

Have a Strong Opening

- Hey, we are working to keep CMP from destroying Maine's woods can you sign to help us?
- I am collecting to stop the CMP power lines, can you sign to help us get the question on the ballot?
- Do you care about Maine's woodlands? Help us stop CMP and sign this ballot initiative!

Explain the Issue

- Central Maine Power is trying to clear cut the Maine woods in order to build a huge power line through Western Maine. It will bring Canadian Hydro power to Massachusetts and Maine will not get any of the power. In face the Central Maine Power subsidies will be given to Massachusetts rate payers, we get nothing besides deforestation and wild life disruption.

Walk through the sheet

- Instruct them where to print their name, sign, add their address and the date. Thanks!
- Make sure you thank them for signing!

Sample Script: Stop CMP and the NECEC

[Q1] Hello. My name is [NAME], and I'm out here on behalf of Mainers for Local Power and we are greatly concerned about the Central Maine Power high voltage power line that they are going to clear cut through western Maine woods to build. It's going to be very destructive for wildlife and we don't actually get any of the power, it's all Canadian power that is being sent to Massachusetts. We are collecting signatures in order to give Maine voters the chance to vote on this issue and decide for themselves if we need this project.

[Q1] Would you be willing to take 30 seconds to add your name to our petition so we can put this decision before the voters of Maine?

[IF YES] Great! Thank you. *[move to Q2]*

[IF NO] Ok, have a great day!

[WANT MORE INFO] *Answer questions based on FAQs*

[Q2] In what city or town are you registered to vote?

[If REGISTERED] Great, here is the sheet with voters from the same city and town, sign here!

[IF THEY ARE NOT REGISTERED] Unfortunately, only registered voters are eligible to sign the petition, but thank you for your time and consideration.

[WHEN COMPLETED] Thank you for your time!

From: [Flynn, Julie](#)
To: [Gardiner, Phyllis](#)
Subject: FW: Request for Written Statement and Documents
Date: Wednesday, March 25, 2020 3:53:01 PM
Attachments: [image.vzgif](#)
[image.vzgif](#)

This is what I got from Michael Underhill.

Julie L. Flynn
Deputy Secretary of State
Bureau of Corporations, Elections and Commissions
101 State House Station
Augusta, ME 04333-0101
Phone: (207) 624-7736
Fax: (207) 287-5428

From: Michael Underhill <underhillmichaelt@gmail.com>
Sent: Wednesday, March 25, 2020 3:24 PM
To: Flynn, Julie <Julie.Flynn@maine.gov>
Subject: Re: Request for Written Statement and Documents

EXTERNAL: This email originated from outside of the State of Maine Mail System. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Julie,

I sent over 2 material documents to the law office and like I told them I am traveling for work until late Friday night. The best way to get the document is to contact the law firm. (It was a generic employee handbook you could probably find anywhere.) That was it.
The interactions with the office manager Dylan were brief and maybe even including the interview under 10 sentences were said to each other.

My 2 day (6hrs) job as a canvassaser was to read people on the street in the old Port section of Portland a speech to get the anti CMP thing on the ballet.
I had heard of this will working a similar 2 day stint doing the same thing for Duval to get on the ballot from other canvassaser who introduced himself as "Ezra".
When speaking with one of the attorneys we believe his legal name to be John Smith or something of that nature , I apologize I forgot but the attorney would know.
I was not the notary for this campaign. Under Dylan's instructions I notarized Ezra's 1 day of sheets before I went home for the day and that was the last I heard of it until now.
On a side note there was an official book from the state of Maine I read in my limited downtime which said canvassasers can notarize there own material. I did not nor have ever engaged in this but possibly that's the book the campaign notary was going from. It was on the table with the sign in/out sheets for hours. That is all I know and I will have sparse coverage until Friday night.

Thank You,

Michael Underhill

2073231973

On Wed, Mar 25, 2020, 3:10 PM Flynn, Julie <Julie.Flynn@maine.gov> wrote:



Dear Mr. Underhill,

Please find a letter requesting written statements and documents in regards to the Superior Court case *Reed v. Dunlap*, Docket No. BCD-AP-20-02. As stated in the letter, please contact me if you have any questions.

Julie L. Flynn
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Augusta, ME 04333-0101

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Fax: (207) 287-5428



Department of the Secretary of State

Bureau of Corporations, Elections and Commissions

Matthew Dunlap
Secretary of State

Julie L. Flynn
Deputy Secretary of State

March 25, 2020

BY EMAIL

Ms. Leah Flumerfelt
77 Pleasant Avenue, Apt. 5
Portland, ME 04103
Email: leahflumerfelt@gmail.com

RE: Request for Written Statement and Documents

Dear Ms. Flumerfelt:

The Secretary of State's office is reviewing the citizen initiative petitions, entitled "Resolve, To Reject the New England Clean Energy Connect Transmission Project" (referred to below as "the petition"), pursuant to a remand order, dated March 23, 2020, issued by the Superior Court in *Reed v. Dunlap*, Docket No. BCD-AP-20-02 (formerly Docket No. AP-20-14). You were previously subpoenaed by attorney Nolan Reichl at Pierce Atwood to attend and be questioned at a deposition this week in this same case. While the Court ordered the depositions to be cancelled, the Court sent the matter back to the Secretary of State for further fact-finding.

We ask you to cooperate in this fact-finding process by providing our office with a written statement (sworn if at all possible) explaining the full extent (and timing) of your involvement in this petition drive. The Secretary has to complete this review by early next week, and for that reason we ask you to provide your statement by no later than 3:00 pm on Friday, March 27, 2020. We also ask that you make yourself available for an interview by telephone (or Zoom) on Friday afternoon or Saturday, March 28th, in the event we need to ask you any follow-up questions to clarify matters.

By "petition drive" we mean the effort to gather enough voter signatures on the petition to qualify the proposed initiative for the ballot in November of 2020. In your statement, please be sure to explain or describe the following, at a minimum:

- when you first became involved in the petition drive – whether as a volunteer or paid worker
- who hired or recruited you to work on the petition drive
- what services you were asked to perform and when
- how and when you were compensated for the work that you did – if the method or rate of compensation was different for different types of work, please explain
- whether you collected any voter signatures on petitions – if so, when and where

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www.Maine.gov/sos/cec; tel. 207-624-7736

- whether you recruited or supervised any other workers (paid or volunteer) involved in the petition drive – if so, when and where
 - whether you participated in any efforts to promote the initiative – if so, describe the nature of the activities and when they occurred
 - whether you participated in any efforts to get municipal officials to review the petitions, including but not limited to delivering petitions to town offices for review, or to picking up petitions from town offices after review – if so, which municipalities
- the locations where and time periods when you performed any of the following activities related to the petition drive:
- notarizing petitions (administering oaths to circulators of petitions)
 - collecting signatures
 - recruiting other workers (paid or volunteer)
 - supervising or overseeing any other workers (paid or volunteer)
 - promoting the initiative
 - distributing petitions to circulators
 - delivering petitions to municipal offices
 - picking up petitions from municipal offices
 - organizing petitions for delivery to the Secretary of State's office

Please also scan and send electronic copies of the following documents that are in your possession, custody, or control:

- any written agreement reflecting the services you were hired to perform for the petition drive
- paystubs or cancelled checks reflecting compensation that you received for work on the petition drive
- instructions, guidance, or training materials provided to you regarding your work on the petition drive
- pages from your notary log showing any entries for notarizing, or administering the oath to circulators, of this petition

If you have any questions about what we are asking for, please call me at 624-7659 or email me at Julie.flynn@maine.gov.

Thank you very much for your cooperation in this matter.

Sincerely,



Julie L. Flynn
Deputy Secretary of State

cc: Jonathan M. Goodman, Esq.

101 State House Station, Augusta, Maine 04333-0101
www.Maine.gov/sos/cec; tel. 207-624-7736



Department of the Secretary of State

Bureau of Corporations, Elections and Commissions

Matthew Dunlap
Secretary of State

Julie L. Flynn
Deputy Secretary of State

March 25, 2020

BY EMAIL

Mr. Joshua Kiesman
191 Center St., Apt. 2
Bangor, ME 04401

Email: jkiesman@ucu.maine.edu

RE: Request for Written Statement and Documents

Dear Mr. Kiesman:

The Secretary of State's office is reviewing the citizen initiative petitions, entitled "Resolve, To Reject the New England Clean Energy Connect Transmission Project" (referred to below as "the petition"), pursuant to a remand order, dated March 23, 2020, issued by the Superior Court in *Reed v. Dunlap*, Docket No. BCD-AP-20-02 (formerly Docket No. AP-20-14). You were previously subpoenaed by attorney Nolan Reichl at Pierce Atwood to attend and be questioned at a deposition this week in this same case. While the Court ordered the depositions to be cancelled, the Court sent the matter back to the Secretary of State for further fact-finding.

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- what services you were asked to perform and when
- how and when you were compensated for the work that you did – if the method or rate of compensation was different for different types of work, please explain

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www.Maine.gov/sos/cec; tel. 207-624-7736

- whether you collected any voter signatures on petitions – if so, when and where
 - whether you recruited or supervised any other workers (paid or volunteer) involved in the petition drive – if so, when and where
 - whether you participated in any efforts to promote the initiative – if so, describe the nature of the activities and when they occurred
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Julie L. Flynn
Deputy Secretary of State

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www.Maine.gov/sos/cec; tel. 207-624-7736*



Department of the Secretary of State

Bureau of Corporations, Elections and Commissions

Matthew Dunlap
Secretary of State

Julie L. Flynn
Deputy Secretary of State

March 25, 2020

BY EMAIL

Ms. Melissa Letarte
721 Farmington Falls Road
New Sharon, ME 04955
Email: melissaletarte@gmail.com

RE: Request for Written Statement and Documents

Dear Ms. Letarte:

The Secretary of State's office is reviewing the citizen initiative petitions, entitled "Resolve, To Reject the New England Clean Energy Connect Transmission Project" (referred to below as "the petition"), pursuant to a remand order, dated March 23, 2020, issued by the Superior Court in *Reed v. Dunlap*, Docket No. BCD-AP-20-02 (formerly Docket No. AP-20-14). You were previously subpoenaed by attorney Nolan Reichl at Pierce Atwood to attend and be questioned at a deposition this week in this same case. While the Court ordered the depositions to be cancelled, the Court sent the matter back to the Secretary of State for further fact-finding.

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- whether you participated in any efforts to get municipal officials to review the petitions, including but not limited to delivering petitions to town offices for review, or to picking up petitions from town offices after review – if so, which municipalities
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 - organizing petitions for delivery to the Secretary of State's office

Please also scan and send electronic copies of the following documents that are in your possession, custody, or control:

- any written agreement reflecting the services you were hired to perform for the petition drive
- paystubs or cancelled checks reflecting compensation that you received for work on the petition drive
- instructions, guidance, or training materials provided to you regarding your work on the petition drive
- pages from your notary log showing any entries for notarizing, or administering the oath to circulators, of this petition

If you have any questions about what we are asking for, please call me at 624-7659 or email me at Julie.flynn@maine.gov.

Thank you very much for your cooperation in this matter.

Sincerely,



Julie L. Flynn
Deputy Secretary of State

cc: Jonathan M. Goodman, Esq.

*101 State House Station, Augusta, Maine 04333-0101
www.Maine.gov/sos/cec; tel. 207-624-7736*



Department of the Secretary of State

Bureau of Corporations, Elections and Commissions

Matthew Dunlap
Secretary of State

Julie L. Flynn
Deputy Secretary of State

March 25, 2020

BY EMAIL

Mr. David McGovern
3 Earl Street
Falmouth, ME 04105

Email: davidmcgovernsr@gmail.com

RE: Request for Written Statement and Documents

Dear Mr. McGovern:

The Secretary of State's office is reviewing the citizen initiative petitions, entitled "Resolve, To Reject the New England Clean Energy Connect Transmission Project" (referred to below as "the petition"), pursuant to a remand order, dated March 23, 2020, issued by the Superior Court in *Reed v. Dunlap*, Docket No. BCD-AP-20-02 (formerly Docket No. AP-20-14). You were previously subpoenaed by attorney Nolan Reichl at Pierce Atwood to attend and be questioned at a deposition this week in this same case. While the Court ordered the depositions to be cancelled, the Court sent the matter back to the Secretary of State for further fact-finding.

We ask you to cooperate in this fact-finding process by providing our office with a written statement (sworn if at all possible) explaining the full extent (and timing) of your involvement in this petition drive. The Secretary has to complete this review by early next week, and for that reason we ask you to provide your statement by no later than 3:00 pm on Friday, March 27, 2020. We also ask that you make yourself available for an interview by telephone (or Zoom) on Friday afternoon or Saturday, March 28th, in the event we need to ask you any follow-up questions to clarify matters.

By "petition drive" we mean the effort to gather enough voter signatures on the petition to qualify the proposed initiative for the ballot in November of 2020. In your statement, please be sure to explain or describe the following, at a minimum:

- when you first became involved in the petition drive – whether as a volunteer or paid worker
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- what services you were asked to perform and when
- how and when you were compensated for the work that you did – if the method or rate of compensation was different for different types of work, please explain

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- whether you collected any voter signatures on petitions – if so, when and where
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If you have any questions about what we are asking for, please call me at 624-7659 or email me at Julie.flynn@maine.gov.

Thank you very much for your cooperation in this matter.

Sincerely,



Julie L. Flynn
Deputy Secretary of State

101 State House Station, Augusta, Maine 04333-0101
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Department of the Secretary of State

Bureau of Corporations, Elections and Commissions

Matthew Dunlap
Secretary of State

Julie L. Flynn
Deputy Secretary of State

March 25, 2020

BY EMAIL

Ms. Christina Potter
72 Victoria Lane
North Waterboro, ME 04061
Email: christinapotter912@gmail.com

RE: Request for Written Statement and Documents

Dear Ms. Potter:

The Secretary of State's office is reviewing the citizen initiative petitions, entitled "Resolve, To Reject the New England Clean Energy Connect Transmission Project" (referred to below as "the petition"), pursuant to a remand order, dated March 23, 2020, issued by the Superior Court in *Reed v. Dunlap*, Docket No. BCD-AP-20-02 (formerly Docket No. AP-20-14). You were previously subpoenaed by attorney Nolan Reichl at Pierce Atwood to attend and be questioned at a deposition this week in this same case. While the Court ordered the depositions to be cancelled, the Court sent the matter back to the Secretary of State for further fact-finding.

We ask you to cooperate in this fact-finding process by providing our office with a written statement (sworn if at all possible) explaining the full extent (and timing) of your involvement in this petition drive. The Secretary has to complete this review by early next week, and for that reason we ask you to provide your statement by no later than 3:00 pm on Friday, March 27, 2020. We also ask that you make yourself available for an interview by telephone (or Zoom) on Friday afternoon or Saturday, March 28th, in the event we need to ask you any follow-up questions to clarify matters.

By "petition drive" we mean the effort to gather enough voter signatures on the petition to qualify the proposed initiative for the ballot in November of 2020. In your statement, please be sure to explain or describe the following, at a minimum:

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- whether you collected any voter signatures on petitions – if so, when and where

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If you have any questions about what we are asking for, please call me at 624-7659 or email me at Julie.flynn@maine.gov.

Thank you very much for your cooperation in this matter.

Sincerely,



Julie L. Flynn
Deputy Secretary of State

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Department of the Secretary of State

Bureau of Corporations, Elections and Commissions

Matthew Dunlap
Secretary of State

Julie L. Flynn
Deputy Secretary of State

March 25, 2020

BY EMAIL

Ms. Brittany Skidmore
P.O. Box 1633
Scarborough, ME 04070
Email: brittanyskidmore7@gmail.com

RE: Request for Written Statement and Documents

Dear Ms. Skidmore:

The Secretary of State's office is reviewing the citizen initiative petitions, entitled "Resolve, To Reject the New England Clean Energy Connect Transmission Project" (referred to below as "the petition"), pursuant to a remand order, dated March 23, 2020, issued by the Superior Court in *Reed v. Dunlap*, Docket No. BCD-AP-20-02 (formerly Docket No. AP-20-14). You were previously subpoenaed by attorney Nolan Reichl at Pierce Atwood to attend and be questioned at a deposition this week in this same case. While the Court ordered the depositions to be cancelled, the Court sent the matter back to the Secretary of State for further fact-finding.

We ask you to cooperate in this fact-finding process by providing our office with a written statement (sworn if at all possible) explaining the full extent (and timing) of your involvement in this petition drive. The Secretary has to complete this review by early next week, and for that reason we ask you to provide your statement by no later than 3:00 pm on Friday, March 27, 2020. We also ask that you make yourself available for an interview by telephone (or Zoom) on Friday afternoon or Saturday, March 28th, in the event we need to ask you any follow-up questions to clarify matters.

By "petition drive" we mean the effort to gather enough voter signatures on the petition to qualify the proposed initiative for the ballot in November of 2020. In your statement, please be sure to explain or describe the following, at a minimum:

- when you first became involved in the petition drive – whether as a volunteer or paid worker
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- how and when you were compensated for the work that you did – if the method or rate of compensation was different for different types of work, please explain
- whether you collected any voter signatures on petitions – if so, when and where

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 - delivering petitions to municipal offices
 - picking up petitions from municipal offices
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In your statement, please respond fully to the observations made by the private investigator, Jeffrey Merrill, in his Affidavit dated February 27, 2020 (attached here) concerning your activities and social media posts during the period from January 28 through January 31, 2020. Please include at a minimum, a description of your activities in or around the offices at 449 Forest Avenue in Portland that Mr. Merrill identifies as being used by Revolution Field Strategies for work related to the petition drive. Before you completed notarizing petitions for circulators of this petition, were you offered a promise of any other paid work for the petition drive or by Revolution Field Strategies or by any other organizer of this petition drive? If so, please explain what was offered and when.

Please also scan and send electronic copies of the following documents that are in your possession, custody, or control:

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If you have any questions about what we are asking for, please call me at 624-7659 or email me at Julie.flynn@maine.gov.

Thank you very much for your cooperation in this matter.

Sincerely,



Julie L. Flynn
Deputy Secretary of State

cc: Jonathan M. Goodman, Esq.



Department of the Secretary of State

Bureau of Corporations, Elections and Commissions

Matthew Dunlap
Secretary of State

Julie L. Flynn
Deputy Secretary of State

March 25, 2020

BY EMAIL

Ms. Victoria Tapley
2809 Broadway
Glenburn, ME 04401
Email: vtapley@ucu.maine.edu ; taps7grandkids@gmail.com

RE: Request for Written Statement and Documents

Dear Ms. Tapley:

The Secretary of State's office is reviewing the citizen initiative petitions, entitled "Resolve, To Reject the New England Clean Energy Connect Transmission Project" (referred to below as "the petition"), pursuant to a remand order, dated March 23, 2020, issued by the Superior Court in *Reed v. Dunlap*, Docket No. BCD-AP-20-02 (formerly Docket No. AP-20-14). You were previously subpoenaed by attorney Nolan Reichl at Pierce Atwood to attend and be questioned at a deposition this week in this same case. While the Court ordered the depositions to be cancelled, the Court sent the matter back to the Secretary of State for further fact-finding.

We ask you to cooperate in this fact-finding process by providing our office with a written statement (sworn if at all possible) explaining the full extent (and timing) of your involvement in this petition drive. The Secretary has to complete this review by early next week, and for that reason we ask you to provide your statement by no later than 3:00 pm on Friday, March 27, 2020. We also ask that you make yourself available for an interview by telephone (or Zoom) on Friday afternoon or Saturday, March 28th, in the event we need to ask you any follow-up questions to clarify matters.

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If you have any questions about what we are asking for, please call me at 624-7659 or email me at Julie.flynn@maine.gov.

Thank you very much for your cooperation in this matter.

Sincerely,



Julie L. Flynn
Deputy Secretary of State



Department of the Secretary of State

Bureau of Corporations, Elections and Commissions

Matthew Dunlap
Secretary of State

Julie L. Flynn
Deputy Secretary of State

March 25, 2020

BY EMAIL

Mr. Michael Underhill
11 Central St., Apt. B
Camden, ME 04843

Email: underhillmichaelt@gmail.com

RE: Request for Written Statement and Documents

Dear Mr. Underhill:

The Secretary of State's office is reviewing the citizen initiative petitions, entitled "Resolve, To Reject the New England Clean Energy Connect Transmission Project" (referred to below as "the petition"), pursuant to a remand order, dated March 23, 2020, issued by the Superior Court in *Reed v. Dunlap*, Docket No. BCD-AP-20-02 (formerly Docket No. AP-20-14). You were previously subpoenaed by attorney Nolan Reichl at Pierce Atwood to attend and be questioned at a deposition this week in this same case. While the Court ordered the depositions to be cancelled, the Court sent the matter back to the Secretary of State for further fact-finding.

We ask you to cooperate in this fact-finding process by providing our office with a written statement (sworn if at all possible) explaining the full extent (and timing) of your involvement in this petition drive. The Secretary has to complete this review by early next week, and for that reason we ask you to provide your statement by no later than 3:00 pm on Friday, March 27, 2020. We also ask that you make yourself available for an interview by telephone (or Zoom) on Friday afternoon or Saturday, March 28th, in the event we need to ask you any follow-up questions to clarify matters.

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Thank you very much for your cooperation in this matter.

Sincerely,



Julie L. Flynn
Deputy Secretary of State

101 State House Station, Augusta, Maine 04333-0101
www.Maine.gov/sos/cec; tel. 207-624-7736

NOLAN L. REICHL

Merrill's Wharf
254 Commercial Street
Portland, ME 04101

P 207.791.1304
F 207.791.1350
nreichl@pierceatwood.com
pierceatwood.com

Admitted in: ME, MA, NY

VIA EMAIL ONLY

March 25, 2020

The Honorable Matthew Dunlap
Secretary of State, State of Maine
c/o Assistant Attorney General Phyllis Gardiner
6 State House Station
Augusta, Maine 04333-006
phyllis.gardiner@maine.gov

Re: *In the Matter of Determination of the Validity of a Petition for Initiated
Legislation Titled "Resolve, To Reject the New England Clean Energy Connect
Transmission Project"*

Dear Secretary Dunlap:

I write on behalf of Delbert A. Reed, the petitioner in *Reed v. Dunlap*, an action filed in the Maine Superior Court seeking review of your March 4, 2020 determination of the validity of the signatures submitted in support of the above-referenced petition (the "Petition"). This letter is meant to supplement my letter of March 24, 2020 and specifically to provide your office with additional information concerning Revolution Field Strategies and Megan St. Peter, as well as the identity of a ninth notary public who may have been providing non-notarial services to the signature gathering effort.

In addition, we submit there is a third subcategory of extrinsic evidence for which a thorough investigation should be conducted, namely the possibility that proponents of the petition altered—and in some cases post-dated—certified petitions they received from town clerks. These petitions were submitted to your office and the signatures were deemed valid. These petitions would otherwise have been invalidated pursuant to 21-A M.R.S. § 902.

- **Fraud and forgery.** My office recently received information from an individual who worked for Revolution Field Strategies in connection with the instant signature gathering effort. This individual stated that senior staff at Revolution Field Strategies knew Megan St. Peter forged signatures with respect to the Petition. This person informed my office that Ms. St. Peter worked out of Revolution Field Strategies' Augusta office, under the direction of a person name Melissa Burnham, who the source of this information

described as the office coordinator. Ms. Burnham allegedly discovered Ms. St. Peter had forged signatures and terminated her from the signature gathering effort. Nonetheless, petitions Ms. St. Peter circulated were submitted to your office and signatures thereon validated. As set forth in my letter of March 24, 2020, petition sheets circulated by Megan St. Peter and submitted to your office bear forged signatures.

- **Unauthorized notary publics.** In addition to the eight notaries who have been previously identified and whose activities should be investigated, Mr. Reed requests you investigate Wesley Ryan Huckey, who notarized more than 5,000 signatures. The same source referred to above informed my office Mr. Huckey provided non-notarial services to the signature gathering campaign in violation of 21-A M.R.S. § 903-E. Mr. Huckey allegedly was paid by Revolution Field Strategies to be the notary public for their Augusta office. He notarized 2,788 petitions, more than 100 of which were from Augusta. During that period of time, Mr. Huckey also was employed as a Clerk II in the town clerk's office for the City of Augusta.¹ According to the individual who contacted our office, Mr. Huckey brought petitions that had been submitted to the Augusta Clerk's office for certification back to the Augusta campaign headquarters when he went to work there in the evening. This activity constitutes a service that would disqualify him from serving as a notary under Section 903-E.

The individual who worked for Revolution Field Strategies and who provided the foregoing information regarding Megan St. Peter and Wesley Ryan Huckey independently approached my office and voluntarily provided this information. Upon request, we can provide this person's contact information to your office on a confidential basis. With respect to Mr. Huckey, I understand you may be able to contact him through the City of Augusta.

- **Post-dated Petitions.** On February 24, Clean Energy Matters (CEM) submitted copies of thirteen petitions to your office that it previously received from twelve town clerks. Each of those petitions had been certified. At that time, CEM noted that because these petitions were not properly notarized, they may have been certified in violation of 21-A M.R.S. § 902 and contrary to prior guidance from your office to the town clerks. Presumably, none of these documents should have been validated by your office.

Petition no. 5340 (Gorham) and petition no. 14612 (Whitefield) were submitted in the same form as CEM received them from the town clerks.² In the case of petition no. 5340, the notary date was missing. In the case of petition no. 14612, the notary signature and date were missing. Your office invalidated both of these petitions. Petition no 4521 (Farmingdale) was

¹ Mr. Huckey provided the Registrar's Certification for more than ten petitions that were submitted to the Augusta Clerk's Office by Revolution Field Strategies.

² Three of these petitions (from Chelsea, Ellsworth and Warren) do not appear to have been submitted. One (Brunswick) appears to have been properly notarized.

notarized but was done so after the registrar's certification had been completed. Your office invalidated that petition as well.

Six petitions, however, were submitted in a form that was *different* than the one transmitted by the town clerks. They include petition nos. 3016 and 3017 (Casco), petition no. 5123 (Garland), petition no. 6613 (Kennebunk), petition no. 11789 (Scarborough) and petition no. 12961 (Stonington). A comparison of each of these petitions, along with the petitions in the form as they were received from the town clerks, are attached.

These petitions—and all the signatures on them—should have been invalidated under Section 902. It would appear, however, that missing dates and signatures were inserted *after* the town clerk had certified the signatures and returned the petitions to the proponents of the Petition.³ This raises the possibility these petitions were deliberately altered or back dated in order to be validated and casts doubt upon the legality of this entire signature gathering effort.

The forgoing information only further underscores why your office should use all of the powers at its disposal, including using subpoena power to compel the attendance of relevant witnesses at a hearing, to investigate the validity of the Petition. As set forth in my letter of yesterday, if you decline to take steps to investigate the foregoing issues and the issues we previously have brought to your attention, please state as much in writing and provide your reasons why so that your decision can be appropriately preserved for judicial review.

Mr. Reed appreciates your continued consideration of these significant threats to our referendum process.

Sincerely,



Nolan L. Reichl

Enclosures

³ These petitions represent a mere fraction of the potential fraudulent activity since most town clerks do not keep copies of the petitions that are submitted for certification.

Hon. Matthew Dunlap
Page 4
March 24, 2020

cc: Delbert A. Reed (by email only)
Jared S. des Rosiers, Esq. (by email only)
Newell Augur, Esq. (by email only)
Joshua A. Tardy, Esq. (by email only)
Joshua A. Randlett, Esq. (by email only)
Adam R. Cote, Esq. (by email only)
David M. Kallin, Esq. (by email only)
Amy Olfene, Esq. (by email only)
Chris Roach, Esq. (by email only)
Anthony W. Buxton, Esq. (by email only)
Sigmund D. Schutz, Esq. (by email only)
R. Benjamin Borowski, Esq. (by email only)

EXHIBIT A

Casco 1

Printed Name of Circulator
5398
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

Casco

Register No.	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
1	Chris H. Nadeau	12/30/19	158 Beach Hill Rd	Casco	Nils I. Hovind
2	John S. Nadeau	12/30/19	158 Beach Hill Rd	Casco	John S. Nadeau
3	Cathy D. Peterson	12/30/19	4 Tenney Hill Rd	Casco	Cathy D. Peterson
4	Michelle L. Poirier	12/30/19	19 Pinecrest Dr	Casco	Michelle L. Poirier
5	Laurie L. Moran	12/30/19	49 Cub Point Rd	Casco	Laurie L. Moran
6	Allan Chan	12/30/19	29 JAMES PARK	Casco	Allan Chan

CIRCULATOR'S OATH
I hereby swear that I am the Circulator of this petition, that I personally witnessed all of the signatures to this petition, and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.

Signature of Circulator: _____ Printed Name: _____
Signature of History: _____ Printed Name: _____

Subscribed and sworn before me on this date: _____ (Date must be completed by Notary)
Date my Notary Commission expires: _____

REGISTRAR'S CERTIFICATION
Municipality: Casco TOTAL VALID: 5 TOTAL INVALID: 1

I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.

Signatures of Register: Remy A. Bean
Date petition certified: 12/30/19

LETTERING LOG
FOR SECRETARY OF STATE USE ONLY
PETITION # _____ VALID: 5 INVALID: 1
REMOVED REASON: _____ SIGNATURES LISTED: _____
S.O.S. STAFF: _____ COMMENTS: _____

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

Printed Name of Circulator
5398
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

DATE OF ISSUANCE: October 18, 2019
Filing Deadline for the November 2020 Ballot: February 3, 2020
18 month petition expiration date: April 18, 2021

Freedom of Citizen Information: Before a registered voter signs any initiative petition, signature gatherers must offer the voter the opportunity to read the proposed initiative summary and fiscal impact statement prepared by the Secretary of State.

SUMMARY OF PROPOSED INITIATIVE

This initiative bill directs the Public Utilities Commission to amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 for the New England Clean Energy Connect transmission project. The amended order must find that the construction and operation of the NECEC transmission project are not in the public interest and that there is not a public need for the NECEC transmission project. There not being a public need, the amended order must deny the request for a certificate of public convenience and necessity for the NECEC transmission project.

ESTIMATE OF FISCAL IMPACT

This citizen initiative directs the Public Utilities Commission (PUC) to amend a previously issued "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation" entered by the PUC on May 3, 2019 for the New England Clean Energy Connect transmission project. Requiring the amended order to find that the construction and operation of the transmission project are not in the public interest and that there is not a public need for it, and requiring denial of a certificate of public convenience and necessity for the project, may extend or reduce the deliberative process of the PUC related to the project. Any additional costs to the PUC as a result of this initiative are within the scope of activities budgeted by the PUC and are not anticipated to require supplemental appropriations or allocations.

To the Legislature of the State of Maine:

In accordance with Section 18 of Article IV, Part Third of the Constitution of the State of Maine, the electors of the State of Maine, qualified to vote for Governor, residing in said State, whose names have been certified on this petition, hereby respectfully propose to the Legislature for its consideration the following entitled legislation: "Resolve, To Reject the New England Clean Energy Connect Transmission Project."

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Amend order. Resolved: That within 30 days of the effective date of this resolve and pursuant to its authority under the Maine Revised Statutes, Title 35-A, section 1321, the Public Utilities Commission shall amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 in Docket No. 2017-00232 for the New England Clean Energy Connect transmission project, referred to in this resolve as "the NECEC transmission project." The amended order must find that the construction and operation of the NECEC transmission project are not in the public interest and that there is not a public need for the NECEC transmission project. There not being a public need, the amended order must deny the request for a certificate of public convenience and necessity for the NECEC transmission project.

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Please Turn Over for Additional Signature Lines and Circulator's Oath.

Printed Name of Circulator
5398
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

Casco

Register No.	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
1	Chris H. Nadeau	12/30/19	158 Beach Hill Rd	Casco	Nils I. Hovind
2	John S. Nadeau	12/30/19	158 Beach Hill Rd	Casco	John S. Nadeau
3	Cathy D. Peterson	12/30/19	4 Tenney Hill Rd	Casco	Cathy D. Peterson
4	Michelle L. Poirier	12/30/19	19 Pinecrest Dr	Casco	Michelle L. Poirier
5	Laurie L. Moran	12/30/19	49 Cub Point Rd	Casco	Laurie L. Moran
6	Allan Chan	12/30/19	29 JAMES PARK	Casco	Allan Chan

CIRCULATOR'S OATH
I hereby swear that I am the Circulator of this petition, that I personally witnessed all of the signatures to this petition, and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.

Signature of Circulator: Ramela Sebling Printed Name: Ramela Sebling
Signature of History: Remy A. Bean Printed Name: Remy A. Bean

Subscribed and sworn before me on this date: 12/30/19 (Date must be completed by Notary)
Date my Notary Commission expires: _____

REGISTRAR'S CERTIFICATION
Municipality: Casco TOTAL VALID: 5 TOTAL INVALID: 1

I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.

Signatures of Register: Remy A. Bean
Date petition certified: 12/30/19

LETTERING LOG
FOR SECRETARY OF STATE USE ONLY
PETITION # _____ VALID: 5 INVALID: 1
REMOVED REASON: 1 SIGNATURES LISTED: Remy
S.O.S. STAFF: 1 COMMENTS: _____

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

Printed Name of Circulator
5398
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

DATE OF ISSUANCE: October 18, 2019
Filing Deadline for the November 2020 Ballot: February 3, 2020
18 month petition expiration date: April 18, 2021

Freedom of Citizen Information: Before a registered voter signs any initiative petition, signature gatherers must offer the voter the opportunity to read the proposed initiative summary and fiscal impact statement prepared by the Secretary of State.

SUMMARY OF PROPOSED INITIATIVE

This initiative bill directs the Public Utilities Commission to amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 for the New England Clean Energy Connect transmission project. The amended order must find that the construction and operation of the NECEC transmission project are not in the public interest and that there is not a public need for the NECEC transmission project. There not being a public need, the amended order must deny the request for a certificate of public convenience and necessity for the NECEC transmission project.

ESTIMATE OF FISCAL IMPACT

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To the Legislature of the State of Maine:

In accordance with Section 18 of Article IV, Part Third of the Constitution of the State of Maine, the electors of the State of Maine, qualified to vote for Governor, residing in said State, whose names have been certified on this petition, hereby respectfully propose to the Legislature for its consideration the following entitled legislation: "Resolve, To Reject the New England Clean Energy Connect Transmission Project."

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Please Turn Over for Additional Signature Lines and Circulator's Oath.

EXHIBIT B

Casco 2

Printed Name of Circulator
22,850
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

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CIRCULATOR'S OATH
I hereby make oath that I am the Circulator of this petition, that I personally witnessed all of the signatures to this petition, and, to the best of my knowledge and belief, each signature is that of the person whose name is printed in this petition.

Signature of Circulator: Lucie A. Miller Printed Name: Lucie A. Miller

Signature of History: _____ Printed Name: _____

Subscribed to and sworn before me on this date: 1/22/2020 (Date must be completed by History)

Done my History Commission expires: _____

REGISTRAR'S CERTIFICATION
Municipality: Casco TOTAL VALID: 1 TOTAL INVALID: 1

I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.

Signature of Registrar: Penny A. Bean
Date of this certification: 1/22/2020

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

Lucie A. Miller
Printed Name of Circulator
22,850
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT
DATE OF ISSUANCE: October 18, 2019
Filing Deadline for the November 2020 Ballot: February 3, 2020
18 month petition expiration date: April 18, 2021

Freedom of Citizen Information: Before a registered voter signs any initiative petition, signature gatherers must offer the voter the opportunity to read the proposed initiative summary and fiscal impact statement prepared by the Secretary of State.

SUMMARY OF PROPOSED INITIATIVE

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ESTIMATE OF FISCAL IMPACT

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To the Legislature of the State of Maine:
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Please Turn Over for Additional Signature Lines and Circulator's Oath.

Lucie A. Miller
Printed Name of Circulator
22,850
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

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CIRCULATOR'S OATH
I hereby make oath that I am the Circulator of this petition, that I personally witnessed all of the signatures to this petition, and, to the best of my knowledge and belief, each signature is that of the person whose name is printed in this petition.

Signature of Circulator: Lucie A. Miller Printed Name: Lucie A. Miller

Signature of History: Penny A. Bean Printed Name: Penny A. Bean

Subscribed to and sworn before me on this date: 1/22/2020 (Date must be completed by History)

Done my History Commission expires: 1/22/2020

REGISTRAR'S CERTIFICATION
Municipality: Casco TOTAL VALID: 1 TOTAL INVALID: 1

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Signature of Registrar: Penny A. Bean
Date of this certification: 1/22/2020

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

Lucie A. Miller
Printed Name of Circulator
22,850
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT
DATE OF ISSUANCE: October 18, 2019
Filing Deadline for the November 2020 Ballot: February 3, 2020
18 month petition expiration date: April 18, 2021

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Please Turn Over for Additional Signature Lines and Circulator's Oath.

EXHIBIT C

Garland

Printed Name of Circulator
11.29
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

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CIRCULATOR'S OATH
I hereby make oath that I am the Circulator of this petition, that I personally obtained all of its signatures in this petition, and, to the best of my knowledge and belief, each signature is that of the person whose name is printed thereon.

Signature of Circulator: Shannon M. Hurd Printed Name: Shannon M. Hurd
Signature of Deputy: Shannon M. Hurd Printed Name: Shannon M. Hurd

Subscribed to and sworn before me on this date: 11/29/2019 (Date must be completed by Notary)
City or Town: Garland (Date must be completed by Notary)

REGISTRAR'S CERTIFICATION
I hereby certify that the names of all the petitioners listed in this petition are as they are qualified to vote for the Governor.

Signature of Registrar: Shannon M. Hurd Printed Name: Shannon M. Hurd
Date sworn: 11/29/2019

REGISTRATION
FEDERAL ID: _____ VALUE: _____ DEVIATION: _____
REASON: _____ REASON: _____

REGISTRATION
REGISTRATION: _____

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signatures Lines.

Printed Name of Circulator
11.29
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

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Signature of Circulator: Shannon M. Hurd Printed Name: Shannon M. Hurd
Signature of Deputy: Shannon M. Hurd Printed Name: Shannon M. Hurd

Subscribed to and sworn before me on this date: 11/29/2019 (Date must be completed by Notary)
City or Town: Garland (Date must be completed by Notary)

REGISTRAR'S CERTIFICATION
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Signature of Registrar: Shannon M. Hurd Printed Name: Shannon M. Hurd
Date sworn: 11/29/2019

Please Turn Over for Additional Signatures Lines and Circulator's Oath.

Printed Name of Circulator
11.29
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

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CIRCULATOR'S OATH
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Date sworn: 11/29/2019

REGISTRATION
FEDERAL ID: _____ VALUE: _____ DEVIATION: _____
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REGISTRATION: _____

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Printed Name of Circulator
11.29
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RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

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CIRCULATOR'S OATH
I hereby make oath that I am the Circulator of this petition, that I personally obtained all of its signatures in this petition, and, to the best of my knowledge and belief, each signature is that of the person whose name is printed thereon.

Signature of Circulator: Shannon M. Hurd Printed Name: Shannon M. Hurd
Signature of Deputy: Shannon M. Hurd Printed Name: Shannon M. Hurd

Subscribed to and sworn before me on this date: 11/29/2019 (Date must be completed by Notary)
City or Town: Garland (Date must be completed by Notary)

REGISTRAR'S CERTIFICATION
I hereby certify that the names of all the petitioners listed in this petition are as they are qualified to vote for the Governor.

Signature of Registrar: Shannon M. Hurd Printed Name: Shannon M. Hurd
Date sworn: 11/29/2019

Please Turn Over for Additional Signatures Lines and Circulator's Oath.

EXHIBIT D
Kennebunkport

Printed Name of Circulator
6882
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

6882
Printed Name of Circulator
6882
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

DATE OF ISSUANCE: October 18, 2019
Filing Deadline for the November 2019 Ballot: February 3, 2020
18 month public expiration date: April 18, 2021

K'PART

Table with 5 columns: SIGNATURE, DATE SIGNED, ACTUAL STREET ADDRESS (Not P.O. Box), MUNICIPALITY (Where Registered), NAME PRINTED. The table is mostly blank with a large 'X' drawn across it.

Freedom of Citizen Information: Before a registered voter signs any initiative petition, signature gatherers must offer the voter the opportunity to read the proposed initiative summary and fiscal impact statement prepared by the Secretary of State.

SUMMARY OF PROPOSED INITIATIVE

This initiated bill directs the Public Utilities Commission to award "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 for the New England Clean Energy Connect transmission project. The amended order must find that the construction and operation of the NECEC transmission project are not in the public interest and that there is not a public need for it, and requiring denial of a certificate of public convenience and necessity for the project, any extension or recone of the NECEC transmission project. There not being a public need, the amended order must deny the request for a certificate of public convenience and necessity for the NECEC transmission project.

ESTIMATE OF FISCAL IMPACT

This citizen initiative directs the Public Utilities Commission (PUC) to award a previously issued "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation" entered by the PUC on May 3, 2019 for the New England Clean Energy Connect transmission project. Requiring the amended order to find that the construction and operation of the transmission project are not in the public interest and that there is not a public need for it, and requiring denial of a certificate of public convenience and necessity for the project, any extension or recone of the NECEC transmission project. There not being a public need, the amended order must deny the request for a certificate of public convenience and necessity for the NECEC transmission project.

To the Legislature of the State of Maine:

In accordance with Section 18 of Article IV, Part Third of the Constitution of the State of Maine, the electors of the State of Maine, qualified to vote for Governor, residing in said State, whose names have been certified on this petition, hereby respectfully propose to the Legislature for its consideration the following entitled legislation: "Resolve, To Reject the New England Clean Energy Connect Transmission Project."

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Amended order. Resolved: That within 30 days of the effective date of this resolve and pursuant to its authority under the Maine Revised Statutes, Title 35-A, section 1211, the Public Utilities Commission shall amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 in Docket No. 2017-00312 for the New England Clean Energy Connect transmission project, referred to in this resolve as "the NECEC transmission project." The amended order must find that the construction and operation of the NECEC transmission project are not in the public interest and that there is not a public need for the NECEC transmission project. There not being a public need, the amended order must deny the request for a certificate of public convenience and necessity for the NECEC transmission project.

Table with 5 columns: SIGNATURE, DATE SIGNED, ACTUAL STREET ADDRESS, MUNICIPALITY, NAME PRINTED. Includes handwritten signatures and names like 'J.R.G. FRANK'.

CIRCULATOR'S OATH, AFFIDAVIT FOR SECRETARY OF STATE'S OFFICE, REQUEST FOR CERTIFICATION, SIGNATURE OF REGISTERED VOTER, and SIGNATURE OF REGISTERED VOTER.

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

Please Turn Over for Additional Signature Lines and Circulator's Oath.

K'PART

6882
Printed Name of Circulator
6882
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

6882
Printed Name of Circulator
6882
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

DATE OF ISSUANCE: October 18, 2019
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18 month public expiration date: April 18, 2021

K'PART

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CIRCULATOR'S OATH, AFFIDAVIT FOR SECRETARY OF STATE'S OFFICE, REQUEST FOR CERTIFICATION, SIGNATURE OF REGISTERED VOTER, and SIGNATURE OF REGISTERED VOTER.

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

Please Turn Over for Additional Signature Lines and Circulator's Oath.

K'PART

EXHIBIT E
Scarborough

Printed Name of Circulator
2534
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

Table with columns: SIGNATURE, DATE SIGNED, ACTUAL STREET ADDRESS, MUNICIPALITY, NAME PRINTED. Contains handwritten entries for various individuals.

CIRCULATOR'S DATA, CERTIFICATION, SIGNATURES, and RESOLUTIONS sections. Includes fields for Signature of Circulator, Date, and various checkboxes for certification.

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lists.

Printed Name of Circulator
2534
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

DATE OF ISSUANCE: October 18, 2019
Holding Deadline for the November 2019 Ballot: February 5, 2020
18 month petition expiration date: April 18, 2021

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SUMMARY OF PROPOSED INITIATIVE

This initiative will direct the Public Utilities Commission to amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation" entered by the Public Utilities Commission on May 3, 2019 for the New England Clean Energy Connect transmission project.

ESTIMATE OF FISCAL IMPACT

This initiative directs the Public Utilities Commission (PUC) to amend a previously issued "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation" entered by the PUC on May 3, 2019 for the New England Clean Energy Connect transmission project.

To the Legislature of the State of Maine: In accordance with Section 18 of Article IV, Part Third of the Constitution of the State of Maine, the electors of the State of Maine, qualified to vote for Governor,...

Be it enacted by the People of the State of Maine as follows: Sec. 1. Amended order. Resolved: That within 30 days of the effective date of this resolve and pursuant to its authority under the Maine Revised Statutes, Title 35-A, section 1321, the Public Utilities Commission shall amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation" entered by the Public Utilities Commission on May 3, 2019 in Docket No. 2017-00312 for the New England Clean Energy Connect transmission project...

Table with columns: SIGNATURE, DATE SIGNED, ACTUAL STREET ADDRESS, MUNICIPALITY, NAME PRINTED. Contains handwritten entries for various individuals.

Please Turn Over for Additional Signature Lists and Circulator's Data.

Printed Name of Circulator
2534
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

Table with columns: SIGNATURE, DATE SIGNED, ACTUAL STREET ADDRESS, MUNICIPALITY, NAME PRINTED. Contains handwritten entries for various individuals.

CIRCULATOR'S DATA, CERTIFICATION, SIGNATURES, and RESOLUTIONS sections. Includes fields for Signature of Circulator, Date, and various checkboxes for certification.

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Printed Name of Circulator
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Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

DATE OF ISSUANCE: October 18, 2019
Holding Deadline for the November 2019 Ballot: February 5, 2020
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This initiative will direct the Public Utilities Commission to amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation" entered by the Public Utilities Commission on May 3, 2019 for the New England Clean Energy Connect transmission project.

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This initiative directs the Public Utilities Commission (PUC) to amend a previously issued "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation" entered by the PUC on May 3, 2019 for the New England Clean Energy Connect transmission project.

To the Legislature of the State of Maine: In accordance with Section 18 of Article IV, Part Third of the Constitution of the State of Maine, the electors of the State of Maine, qualified to vote for Governor,...

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Table with columns: SIGNATURE, DATE SIGNED, ACTUAL STREET ADDRESS, MUNICIPALITY, NAME PRINTED. Contains handwritten entries for various individuals.

Please Turn Over for Additional Signature Lists and Circulator's Data.

EXHIBIT F

Stonington

Printed Name of Creator
M. P. B.
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

Signature Line No.	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Other Regions)	NAME PRINTED
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CREATOR'S OATH
I hereby declare that I am the Creator of this petition and I personally signed all of the signatures on this petition and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.

Signature of Creator: **Dominic Danovos** Printed Name: **Dominic Danovos**

Signature of Proxy: _____ Printed Name: _____

Witnessed and sworn before me on this date: _____ (Date must be completed by Notary)

Notary Public Commission Expires: _____

RIGHTS CERTIFICATION
Municipality: **Stoughton** TOTAL VALUED: **2** RIVAL VALUED: **1**

I hereby certify that the names of all the petitioners listed on this petition are as qualified to vote for Governor.

Signature of Notary: **Diane E. Hovick**
Date sworn on: **11/15/2019**

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

Printed Name of Creator
M. P. B.
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

DATE OF ISSUANCE: October 16, 2019
Fiscal Impact for the November 2019 Ballot, February 5, 2020
18 month petition expiration date: April 16, 2021

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SUMMARY OF PROPOSED INITIATIVE

This initiated bill directs the Public Utilities Commission to amend "Order Granting Certificate of Public Convenience and Necessity and Approving Regulation," entered by the Public Utilities Commission on May 3, 2019 for the New England Clean Energy Connect transmission project. The amended order must find that the construction and operation of the NECEC transmission project are not in the public interest and that there is not a public need for the NECEC transmission project. There is not being a public need, the amended order must deny the request for a certificate of public convenience and necessity for the NECEC transmission project.

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Signature Line No.	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Other Regions)	NAME PRINTED
1	Michelle D'Amico	11/15/19	3 GARWOOD ROAD	STOUGHTON/TOWN	LINDA STALLON
2	Diane Hovick	11/15/19	71 Granite Street	Stoughton	Diane Hovick
3	Sharon Staveland	11/15/19	31 N. Main St.	Stoughton	Teresa Feldfeld

CREATOR'S OATH
I hereby declare that I am the Creator of this petition and I personally signed all of the signatures on this petition and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.

Signature of Creator: **Diane E. Hovick** Printed Name: **Diane E. Hovick**

Signature of Proxy: _____ Printed Name: _____

Witnessed and sworn before me on this date: _____ (Date must be completed by Notary)

Notary Public Commission Expires: _____

RIGHTS CERTIFICATION
Municipality: **Stoughton** TOTAL VALUED: **2** RIVAL VALUED: **1**

I hereby certify that the names of all the petitioners listed on this petition are as qualified to vote for Governor.

Signature of Notary: **Diane E. Hovick**
Date sworn on: **11/15/2019**

Please Turn Over for Additional Signature Lines and Creator's Oath.

Printed Name of Creator
Dominic Danovos
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

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Signature of Creator: **Dominic Danovos** Printed Name: **Dominic Danovos**

Signature of Proxy: **Sharon Staveland** Printed Name: **Sharon Staveland**

Witnessed and sworn before me on this date: **11/15/2019** (Date must be completed by Notary)

Notary Public Commission Expires: **August 16, 2021**

RIGHTS CERTIFICATION
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I hereby certify that the names of all the petitioners listed on this petition are as qualified to vote for Governor.

Signature of Notary: **Diane E. Hovick**
Date sworn on: **11/15/2019**

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

Printed Name of Creator
Diane E. Hovick
Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

DATE OF ISSUANCE: October 16, 2019
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Signature of Creator: **Diane E. Hovick** Printed Name: **Diane E. Hovick**

Signature of Proxy: **Sharon Staveland** Printed Name: **Sharon Staveland**

Witnessed and sworn before me on this date: **11/15/2019** (Date must be completed by Notary)

Notary Public Commission Expires: **August 16, 2021**

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Signature of Notary: **Diane E. Hovick**
Date sworn on: **11/15/2019**

Please Turn Over for Additional Signature Lines and Creator's Oath.



Department of the Secretary of State

Bureau of Corporations, Elections and Commissions

Matthew Dunlap
Secretary of State

Julie L. Flynn
Deputy Secretary of State

March 24, 2020

Via email to:

Nolan Reichle, Esq.
Jared desRosiers, Esq.
Newell Augur, Esq.
Joshua Tardy, Esq.
Joshua Randlett, Esq.
David Kallin, Esq.
Adam Cote, Esq.
Amy Olfene, Esq.

Re: Reed v. Dunlap – Remand to the Secretary of State

Dear Counsel:

In response to the Superior Court's remand order, issued on March 23, 2020, the Secretary of State's Office will be gathering and reviewing additional information concerning services provided by the eight notaries who were identified in correspondence submitted to the Secretary on February 24 and 27, 2020.

Petitioner Reed has alleged other factual errors in the Secretary's March 4th determination that counsel has characterized as "intrinsic" to the petitions. These include allegations that the Secretary of State counted as valid duplicate signatures of certain voters as well as signatures of voters who are not – or were not at the time they signed a petition – registered to vote in the city, town or plantation listed. The Rule 80C petition does not indicate how many signatures are at issue in each category.

In order for the Secretary to consider any such allegations on remand, we would need to receive from counsel for Mr. Reed a listing, organized by town in alphabetical order, showing the signer's name, petition number and line number of each pair of alleged duplicate voter signatures, and the signer's name, petition number and line number of each allegedly unregistered voter whose signature was counted as valid in the Secretary's March 4th determination. Please provide this information by 4 p.m. tomorrow.

101 State House Station, Augusta, Maine 04333-0101
www.Maine.gov/sos/cec; tel. 207-624-7736

If the Intervenor intend to assert that the Secretary made any factual errors in invalidating certain voter signatures or petitions in the March 4th determination, which Intervenor believe the Secretary should review on remand, please let us know that by 4 p.m. tomorrow as well.

If you have any questions regarding this matter, please contact our counsel, Assistant Attorney General Phyllis Gardiner. Thank you.

Sincerely,



Julie L. Flynn
Deputy Secretary of State

Cc: Christopher Roach, Esq.
Anthony Buxton, Esq.
Sigmund Schutz, Esq.
Robert Borowski, Esq.

NOLAN L. REICHL

Merrill's Wharf
254 Commercial Street
Portland, ME 04101

P 207.791.1304
F 207.791.1350
nreichl@pierceatwood.com
pierceatwood.com

Admitted in: ME, MA, NY

VIA EMAIL ONLY

March 24, 2020

The Honorable Matthew Dunlap
Secretary of State, State of Maine
c/o Assistant Attorney General Phyllis Gardiner
6 State House Station
Augusta, Maine 04333-006
phyllis.gardiner@maine.gov

Re: *In the Matter of Determination of the Validity of a Petition for Initiated Legislation Titled "Resolve, To Reject the New England Clean Energy Connect Transmission Project"*

Dear Secretary Dunlap:

I write on behalf of Delbert A. Reed, the petitioner in *Reed v. Dunlap*, an action filed in Maine Superior Court seeking review of your March 4, 2020, determination of the validity of signatures submitted in support the above-referenced petition (the "Petition").

As you know, the Superior Court remanded these M.R. Civ. P. 80C proceedings to your office yesterday, after ruling you have "the power and obligation to investigate all issues material to the validity of the petitions in the first instance." I write now on behalf of Mr. Reed to urge you to use all of the powers at your disposal to conduct a thorough investigation of the Petition, including, but not limited to, the troubling evidence of signature forgery and fraud that has been brought to light.

As set forth below, Mr. Reed requests you subpoena relevant witnesses pursuant to 5 M.R.S. § 9060 to require the witnesses to testify at a hearing where all interested parties have an opportunity to examine each witness under oath and at which each witness would be compelled to produce relevant documents. As you know, your office conducts hearings in the context of nomination petition challenges under 21-A M.R.S. § 356(2)(B). Such hearings present a sound model for the present proceedings, as they provide fair opportunity to develop a full and complete administrative record. Failure to issue subpoenas and hold hearings would be unfair and prejudicial because it would deprive the parties of the opportunity to test the witnesses' testimony under oath and would artificially limit the evidence

necessary for the Superior Court’s review. In short, the process proposed herein is necessary to protect the due process rights of all parties.

As we have stated to the Attorney General’s office on numerous occasions over the past several weeks, Mr. Reed has identified two types of errors with respect to your prior determination: (1) errors arising from evidence you did not previously consider or which you may gather in the course of these remand proceedings (the “Extrinsic Evidence”) and (2) errors relating to material or information you previously reviewed and which resides in your office’s possession, custody, or control (e.g., the incorrect validation of duplicate signatures and the incorrect validation of signatures from unregistered voters) (the “Intrinsic Evidence”).

I address each type of evidence below.

Extrinsic Evidence

Mr. Reed requests you conduct a thorough investigation into the following issues:

- **Fraud and forgery.** Enclosed herewith you will find affidavits from two Maine voters whose names appear on petition no. 743, at lines 9 and 13 respectively. As the affidavits make clear, someone forged the signatures of these two individuals on petition no. 743. Additionally, I wish to bring your attention to two sets of signatures, the first set appearing on petition no. 8145 at lines 7 and 8 (circulated by Tom Saviello) and the second set appearing on petition no. 8153 at lines 8 and 9 (circulated by Megan St. Peter, the same person who circulated petition no. 743), as follows:

6.	✓	Linda Smith	10/22/19	34 Blake Hill Rd	Mt. Vernon	Linda Smith
7.	✓	George Smith	10/22/19	34 Blake Hill Rd.	Mt. Vernon	George Smith
8.	DP	George Smith	1/14/2020	Blake Hill rd.	Mt. Vernon	George Smith
9.	DP	Linda Smith	1-14-2020	Blake Hill road.	Mount Vernon	Linda Smith

Mr. Reed has not had an opportunity to fully investigate the circumstances surrounding the latter set of signatures, but the dissimilarity in the appearance of the signatures as well as the correlation between the circulator of petition no. 8153 and no. 743 reasonably warrants further inquiry.

Mr. Reed has identified the foregoing issues in an extremely limited period of time and without authority to compel potential witnesses to cooperate. Nevertheless, the foregoing information provides a compelling basis for your office to conduct a thorough investigation into the extent to which the signatures supported by the Petition may be the product of forgery and fraud. Now that these proceedings have been remanded to your office, Mr. Reed requests you conduct such an investigation. Specifically, Mr. Reed requests you question Megan St. Peter at length and under oath concerning her role in the signature gathering process, her experiences with and the role of Revolution Field Strategies (the out of state vendor for whom Ms. St. Peter

worked), the role of Mainers for Local Power PAC in organizing the signature gathering process, and otherwise diligently investigate any and all information such inquiries yield, including whether the forgeries at issue arise from a broader scheme.

A thorough inquiry into fraud and forgery is all the more warranted because Alex Carabelli, a principal of Revolution Field Strategies and the signatory of the filing concerning the Petition made with your office under 21-A M.R.S. § 903-A, previously operated a political consulting firm that hired individuals arrested for signature forging in 2014. See Alan Burdziak, [Columbia man arrested for suspected ballot petition fraud, Columbia Daily Tribune](#), May 14, 2015.

- **Unauthorized notary publics.** You previously received information concerning the activities of eight notary publics who, together, notarized more than 17,000 signatures you validated in connection with your March 4, 2020, decision. The information you received provides a compelling basis for investigating whether these eight individuals each provided non-notarial services to the signature gathering effort such that, under 21-A M.R.S. § 903-E, each lacked authorization to notarize any petition sheets.

Mr. Reed similarly has not been afforded the opportunity or authority to fully investigate these issues. Now that these proceedings have been remanded to your office, Mr. Reed requests you conduct such an investigation. Specifically, Mr. Reed requests you question each of the eight notaries at length and under oath concerning all of the specific services each of them provided to the signature gathering effort, including the scope and duration of such services and compensation therefor, if any, whether they complied with all applicable Maine requirements for administering oaths,¹ their experiences with and the role of Revolution Field Strategies, the role of Mainers for Local Power PAC in organizing the signature gathering process, and otherwise diligently investigate any and all information such inquiries yield. To the extent any of the eight notaries received compensation from Revolution Field Strategies, Mainers for Local Power PAC, or any other entity or person involved in the signature gathering effort, it is important you determine whether and when any such notary received a promise for future compensation or employment following his or her service as a notary for the signature gathering effort. Finally, Mr. Reed requests you review relevant documents already in your possession, custody, and control that might bear on the legal standard set forth by 21-A M.R.S. § 903-E, including circulator affidavits, the Section 903-C filing made by Revolution Field Strategies,² and the town logs previously provided to your office.

¹ For instance, Michael Underhill informed my office that one of the other seven notaries public, Brittany Skidmore, failed to administer the oath required under 21-A M.R.S. § 902 when she notarized petitions Underhill circulated.

² Please note that notary public Michael Underhill also executed a circulator affidavit.

In connection with the forgoing issues, Mr. Reed hereby requests you issue subpoenas to Ms. St. Peter, each of the eight notary publics at issue, Mainers for Local Power PAC, Revolution Field Strategies, and any other entities or individuals necessary to complete a thorough investigation of the issues set forth above. Mr. Reed makes this request pursuant to 5 M.R.S. § 9060, which states in part:

In any proceeding in which the conducting agency lacks independent authority to issue subpoenas, any party may request the issuance of a subpoena by the agency, and the agency is hereby authorized to issue the same if it first obtains the approval of the Attorney General or of any deputy attorney general. Such approval **shall be given** when the testimony or evidence sought is relevant to any issue of fact in the proceeding.

(emphasis added). The statute does not state the precise type of subpoena required to be issued, but Mr. Reed respectfully suggests you subpoena the relevant witnesses to appear at a hearing to be conducted before you, where all parties, including a hearing officer to be designated by your office, can examine these witnesses.³ You conduct such proceedings under 21-A M.R.S. § 356(2)(B) and they would be appropriate here to ensure all parties receive a full and fair opportunity to develop the administrative record in these proceedings. Mr. Reed further requests that the subpoenas direct these individuals to bring to the hearing the documents Mr. Reed previously sought from them, and in that regard respectfully refers you to the subpoenas since quashed by the Superior Court.

Please confirm as soon as possible you will take the investigative steps set forth above and use subpoena power to do so. In the event you decline to take any of the foregoing steps, including the issuance of the subpoenas required by 5 M.R.S. § 9060 and the use of a testimonial hearing procedure, please state as much in writing and provide your reasons why so that these issues may be appropriately preserved for judicial review.

Intrinsic Evidence

Mr. Reed intends to present your office with information concerning errors you made in your initial determination. For example, Mr. Reed intends to present your office with information showing duplicate signatures you previously failed to exclude as well as signatures from individuals who do not appear as registered voters. Mr. Reed intends to present this information by petition and line number, and with all other information sufficient for you to efficiently identify and resolve these errors.

Mr. Reed understands other interested parties may wish to submit similar such information in connection with these proceedings. Accordingly, to ensure fairness to all interested parties, Mr. Reed respectfully requests you set a deadline of 5 p.m.

³ Mr. Reed understands the challenges posed by the current public health crisis and believes you and all relevant parties can cooperate in such a way as to conduct these proceedings in accordance with current federal and state recommendations.

Hon. Matthew Dunlap
Page 5
March 24, 2020

on Thursday, March 26th, by which any party may submit information of the foregoing nature—i.e., errors relating to material or information you previously reviewed and which resides in your office’s possession, custody, or control. Mr. Reed further requests you set a deadline of 5 p.m. on Saturday, March 28th, by which any party may submit argument or information in rebuttal to the submissions made on or by March 26th.

Mr. Reed appreciates the diligent work you and your office perform to safeguard the accuracy and integrity of Maine’s election procedures, including direct initiatives for legislation such as the Petition. Thank you for your attention.

Sincerely,



Nolan L. Reichl

Enclosures

cc: Delbert A. Reed (by email only)
Jared S. des Rosiers, Esq. (by email only)
Newell Augur, Esq. (by email only)
Joshua A. Tardy, Esq. (by email only)
Joshua A. Randlett, Esq. (by email only)
Adam R. Cote, Esq. (by email only)
David M. Kallin, Esq. (by email only)
Amy Olfene, Esq. (by email only)
Chris Roach, Esq. (by email only)
Anthony W. Buxton, Esq. (by email only)
Sigmund D. Schutz, Esq. (by email only)
R. Benjamin Borowski, Esq. (by email only)

DELBERT A. REED

Petitioner

v.

MATTHEW DUNLAP, in his capacity of
Secretary of State for the State of Maine

Respondent

AFFIDAVIT OF WARREN WINSLOW

I, Warren Winslow, being first duly sworn, hereby depose and state as follows:

1. I am over the age of 18 and make this affidavit based on my own personal knowledge.
2. I currently reside at 43 Hawkes Farm Lane, Manchester, ME. My wife and I have lived at that address for approximately 15 years.
3. For the past four years, I have spent the winter months, roughly from November through April, at Piper Shores Retirement Home, 15 Piper Rd., Scarborough, ME.
4. At one time, I lived at 49 Ganneston Drive, Augusta, but I have not lived at that address or in Augusta since moving to Manchester 15 years ago.
5. I have had the opportunity to examine petition number 743 that I understand was submitted to the Maine Secretary of State by the opponents of the clean energy transmission line.

AFFIDAVIT OF WARREN WINSLOW

11836293.2

6. Line 13 of that petition purports to reflect my signature, dated January 12, 2020, with my former address of 49 Ganneston Drive, Augusta, and my name printed in the far right column.
7. The signature appearing in Line 13 of the petition is not mine, nor is any of the other handwriting in Line 13. I was not even in Augusta on January 12, 2020, and, as stated above, I have not lived at the address listed in Line 13 for approximately 15 years.
8. I have never met the individual listed as having circulated this petition.
9. I did not sign the petition and never would have done so because I strongly support the clean energy transmission line, which I believe will provide great benefits to Maine people, to our economy and to the environment.
10. I am outraged that the opponents of the clean energy transmission line would fraudulently misappropriate my identity in service of a proposed ballot initiative that I strongly oppose. These actions are truly despicable.

DATED: March 19, 2020



Warren Winslow

STATE OF MAINE
CUMBERLAND, SS.

March 19, 2020

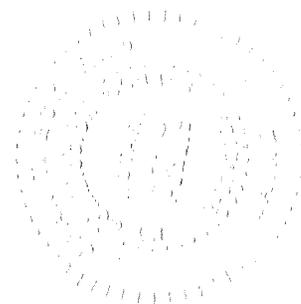
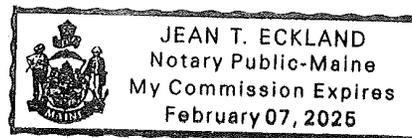
Personally appeared before me the above named Warren Winslow and made oath that the above-stated facts are true based upon his own knowledge, and, so far as based upon information and belief, he believes that information to be true.

AFFIDAVIT OF WARREN WINSLOW

11836293.2.

Before me,

Jean T Eckland
Notary Public



DELBERT A. REED

Petitioner

v.

MATTHEW DUNLAP, in his capacity of
Secretary of State for the State of Maine

Respondent

AFFIDAVIT OF NINA A. FISHER

I, Nina A. Fisher, being first duly sworn, hereby depose and state as follows:

1. I am over the age of 18 and make this affidavit based on my own personal knowledge.
2. I currently reside at 150 Park Street, Farmingdale, ME. My husband and I have lived at that address for approximately twelve years.
3. I worked at 323 State Street, Augusta from December 2015 until January 2019, but I do not work at that address now and I never lived there.
4. I did live and was registered to vote in Augusta approximately 20 years ago, but have not live there since that time.
5. I have had the opportunity to examine petition number 743 that I understand was submitted to the Maine Secretary of State by the opponents of the clean energy transmission line.
6. Line 9 of that petition purports to reflect my signature, dated January 12, 2020, with my former work address of 323 State Street, Augusta, and my name printed in the far right column.

AFFIDAVIT OF NINA A. FISHER

11828136.1

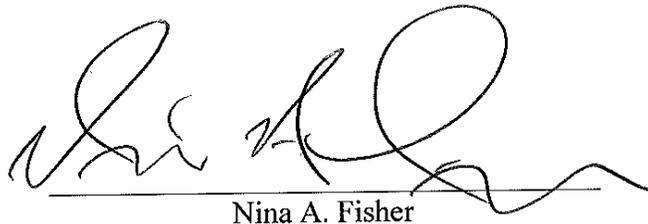
7. The signature appearing in Line 9 of the petition is not mine, nor is any of the other handwriting in Line 9. As stated above, I never lived at the address listed in Line 9.

8. I have never met the individual listed as having circulated this petition.

9. I did not sign the petition and, in fact, never would have signed the petition as I am supportive of the clean energy transmission line.

10. I am deeply troubled that the opponents of the clean energy transmission line would fraudulently misappropriate my identity, especially because I work for the State of Maine in a public capacity and could have suffered professional ramifications as a result.

DATED: March 20, 2020



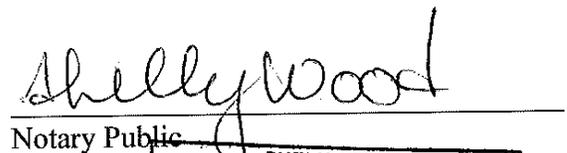
Nina A. Fisher

STATE OF MAINE
KENNEBEC, SS.

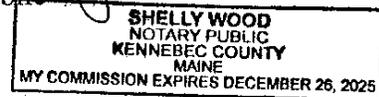
March 20, 2020

Personally appeared before me the above named Nina A. Fisher and made oath that the above-stated facts are true based upon his own knowledge, and, so far as based upon information and belief, he believes that information to be true.

Before me,



Notary Public



AFFIDAVIT OF NINA A. FISHER

11828136.1

EXHIBIT 4

DELBERT A. REED

Petitioner

v.

MATTHEW DUNLAP, in his capacity of
Secretary of State for the State of Maine

Respondent

AFFIDAVIT OF NINA A. FISHER

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AFFIDAVIT OF NINA A. FISHER

11828136.1

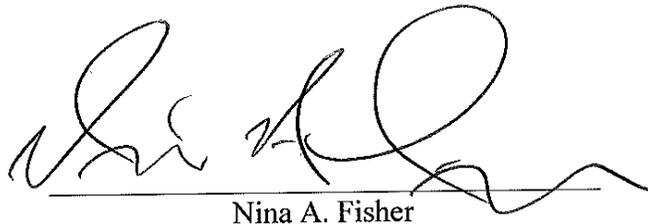
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DATED: March 20, 2020



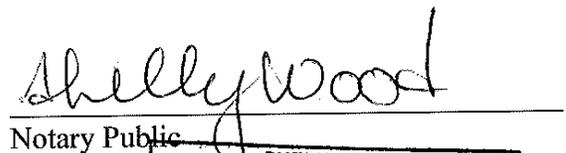
Nina A. Fisher

STATE OF MAINE
KENNEBEC, SS.

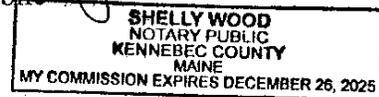
March 20, 2020

Personally appeared before me the above named Nina A. Fisher and made oath that the above-stated facts are true based upon his own knowledge, and, so far as based upon information and belief, he believes that information to be true.

Before me,



Notary Public



AFFIDAVIT OF NINA A. FISHER

11828136.1

EXHIBIT 3

DELBERT A. REED

Petitioner

v.

MATTHEW DUNLAP, in his capacity of
Secretary of State for the State of Maine

Respondent

AFFIDAVIT OF WARREN WINSLOW

I, Warren Winslow, being first duly sworn, hereby depose and state as follows:

1. I am over the age of 18 and make this affidavit based on my own personal knowledge.
2. I currently reside at 43 Hawkes Farm Lane, Manchester, ME. My wife and I have lived at that address for approximately 15 years.
3. For the past four years, I have spent the winter months, roughly from November through April, at Piper Shores Retirement Home, 15 Piper Rd., Scarborough, ME.
4. At one time, I lived at 49 Ganneston Drive, Augusta, but I have not lived at that address or in Augusta since moving to Manchester 15 years ago.
5. I have had the opportunity to examine petition number 743 that I understand was submitted to the Maine Secretary of State by the opponents of the clean energy transmission line.

AFFIDAVIT OF WARREN WINSLOW

11836293.2

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10. I am outraged that the opponents of the clean energy transmission line would fraudulently misappropriate my identity in service of a proposed ballot initiative that I strongly oppose. These actions are truly despicable.

DATED: March 19, 2020



Warren Winslow

STATE OF MAINE
CUMBERLAND, SS.

March 19, 2020

Personally appeared before me the above named Warren Winslow and made oath that the above-stated facts are true based upon his own knowledge, and, so far as based upon information and belief, he believes that information to be true.

AFFIDAVIT OF WARREN WINSLOW

11836293.2.

Before me,

Jean T Eckland
Notary Public

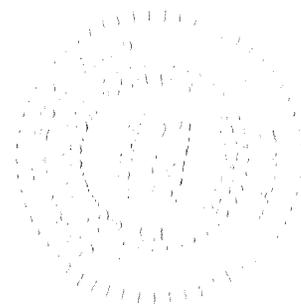
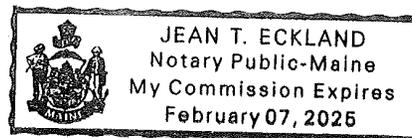


EXHIBIT 2

MEGAN ST PETER
 Printed Name of Circulator
A-12-MSTP-1
 Unique Identifying Number

**RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
 CONNECT TRANSMISSION PROJECT**

Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
16.					
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<p align="center">CIRCULATOR'S OATH</p> <p>I hereby make oath that I am the Circulator of this petition; that I personally witnessed all of the signatures to this petition; and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.</p> <p>Signature of Circulator <u>Megan St Peter</u> Printed Name <u>Megan St Peter</u></p> <p>Signature of Notary <u>Wesley Ryan Huckey</u> Printed Name <u>Wesley Ryan Huckey</u></p> <div style="border: 1px solid black; padding: 2px; display: inline-block;"> <p align="center">WESLEY RYAN HUCKEY Notary Public, State of Maine My Commission Expires Mar. 24, 2022</p> </div> <p>Subscribed to and sworn before me on this date: <u>11/14/20</u> (Date must be completed by Notary)</p> <p>Date my Notary Commission expires: <u>3/24/22</u></p> <hr/> <p align="center">REGISTRAR'S CERTIFICATION</p> <p>Municipality <u>Augusta</u> TOTAL VALID <u>2</u> TOTAL INVALID <u>13</u></p> <p>I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.</p> <div style="border: 1px solid black; padding: 5px; display: inline-block; margin-bottom: 5px;"> <p><u>1/17/20 @ 3pm</u></p> </div> <p>Signature of Registrar: <u>Cuba J Hutchings</u> <small>ASSE. CLERK</small></p> <p>Date petition certified: <u>1/17/2020</u></p>	<p align="center">PETITION LOG</p> <p align="center">FOR SECRETARY OF STATE USE ONLY</p> <p>PETITION #: <u>743</u> VALID: <u>2</u> INVALID: <u>13</u></p> <table border="1"> <thead> <tr> <th># INVALID</th> <th>REASON</th> <th>SIGNATURE LINES</th> </tr> </thead> <tbody> <tr> <td><u>10</u></td> <td><u>REG</u></td> <td><u>2, 4-5, 8-11, 13-15</u></td> </tr> <tr> <td><u>2</u></td> <td><u>ANO</u></td> <td><u>7, 12</u></td> </tr> <tr> <td><u>1</u></td> <td><u>SIG</u></td> <td><u>3</u></td> </tr> </tbody> </table> <p>S.O.S. STAFF: <u>JRH</u> COMMENTS:</p>	# INVALID	REASON	SIGNATURE LINES	<u>10</u>	<u>REG</u>	<u>2, 4-5, 8-11, 13-15</u>	<u>2</u>	<u>ANO</u>	<u>7, 12</u>	<u>1</u>	<u>SIG</u>	<u>3</u>
# INVALID	REASON	SIGNATURE LINES											
<u>10</u>	<u>REG</u>	<u>2, 4-5, 8-11, 13-15</u>											
<u>2</u>	<u>ANO</u>	<u>7, 12</u>											
<u>1</u>	<u>SIG</u>	<u>3</u>											

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

MEGAN ST. PETER

Printed Name of Circulator

A-12-MSTP-1

Unique Identifying Number

RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY CONNECT TRANSMISSION PROJECT

DATE OF ISSUANCE: October 18, 2019

Filing Deadline for the November 2020 Ballot: February 3, 2020

18 month petition expiration date: April 18, 2021

Freedom of Citizen Information: Before a registered voter signs any initiative petition, signature gatherers must offer the voter the opportunity to read the proposed initiative summary and fiscal impact statement prepared by the Secretary of State.

SUMMARY OF PROPOSED INITIATIVE

This initiated bill directs the Public Utilities Commission to amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 for the New England Clean Energy Connect transmission project.

ESTIMATE OF FISCAL IMPACT

This citizen initiative directs the Public Utilities Commission (PUC) to amend a previously issued "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation" entered by the PUC on May 3, 2019 for the New England Clean Energy Connect transmission project.

To the Legislature of the State of Maine:

In accordance with Section 18 of Article IV, Part Third of the Constitution of the State of Maine, the electors of the State of Maine, qualified to vote for Governor, residing in said State, whose names have been certified on this petition, hereby respectfully propose to the Legislature for its consideration the following entitled legislation: "Resolve, To Reject the New England Clean Energy Connect Transmission Project."

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Amend order. Resolved: That within 30 days of the effective date of this resolve and pursuant to its authority under the Maine Revised Statutes, Title 35-A, section 1321, the Public Utilities Commission shall amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 in Docket No. 2017-00232 for the New England Clean Energy Connect transmission project, referred to in this resolve as "the NECEC transmission project."

Table with 6 columns: Registrar use only, SIGNATURE, DATE SIGNED, ACTUAL STREET ADDRESS (Not P.O. Box), MUNICIPALITY (Where Registered), NAME PRINTED. Contains 15 rows of handwritten signatures and details.

INSTRUCTIONS FOR CIRCULATION and CERTIFICATION CODE FOR VALID SIGNATURES. Includes rules for petitioners, registrars, and circulators, along with codes for signature rejection (DUP, NR, DATE, ANO, SIG, CERT, ALT, OATH, OATH OWN, FORM).

AUGUSTA

Please Turn Over for Additional Signature Lines and Circulator's Oath.

Petition Certification Instructions

Resolve, To Reject the New England Clean Energy Connect Transmission Project – February 2020

ALL WRITING MUST BE DONE IN GREEN PEN ONLY.

There are several areas to check when certifying petitions. The most efficient order is:

- (1) check for FORM;
- (2) check the Circulator's Oath section;
- (3) check the Registrar's Certification section; and
- (4) check the signatures (main body).

Examine items that will disqualify the entire petition before looking at individual signatures.

Petition Form

This petition consists of 2 pages (one sheet printed double-sided). Check to determine that both pages are printed. Scan the entire petition to make sure that it is an approved form. If the signatures are not on an approved petition form, all the signatures are invalidated for **FORM** (i.e., photocopies with no original signatures, petition forms missing the legislation or other required elements.)

Comments written on the petition regarding the legislation may also disqualify the petition for **FORM**. If you encounter any comments, please bring it to the attention of a supervisor. A town name, internal tracking number or stray mark will not disqualify the petition.

This petition includes a box on both sides of the form for the circulator to print his/her name and a unique identifying number. You should compare the name in the box to the name in the Circulator's Oath. If the names are different, bring the petition to the attention of your supervisor. Do not disqualify the petition if the name or number is missing.

Circulator's Oath

1. The Circulator's Oath must be notarized prior to submitting the petition to the registrar for verification. Check the date of the notarization against the date the petition was certified by the registrar. If the notary date is after the registrar date, all signatures on that petition will be invalidated for **PRIOR**. If these dates are the same date, do not discount for **PRIOR**.
2. Make sure that the circulator's oath is completed with the circulator's signature, the notary's signature and the date. If the circulator did not sign the verification, the petition will be invalidated for **OATH**. If a notary did not sign or date the verification, the petition will be invalidated for **OATH**. A stamped signature of the circulator or notary also invalidates the petition for **OATH**. The notary **does not** have to use a seal or stamp.
3. If a circulator collected any signatures **before** becoming a registered voter, only those signatures collected before the circulator registered to vote will be invalidated for **CIRC**. This does not disqualify the entire petition unless all signatures were collected before the circulator registered to vote. Signatures collected after the circulators registered to vote are valid. **Refer to the list of circulators for those circulators who have a registration date after the date this effort began.**
4. A new law requires that each circulator complete and submit a Circulator Affidavit and Certificate of Registration when the petitions are filed with the Secretary of State. All circulators with an affidavit have been data-entered and appear on the list of circulators. If you find a circulator who is not on the list, all signatures for that circulator will be invalid for **AFF**.

5. Check that the notary and the circulator are not the same person and that they are not related. If they appear to be related (i.e. have the same last name), see the immediate supervisor. If it is the same person or an immediate family relation, all the signatures will be invalidated for **OWN**.
6. Be sure that the notary date is **the same date or after** the dates of all the signatures. If any signatures are dated after the notary date, the later signatures will be invalidated for **DATE**.
7. A notarial law requires all notaries public to establish an official signature. That signature must be used for all notarizations. As you certify petitions, you should be looking for notaries whose signature varies drastically between petitions. You should certify these petitions but please bring the Notary to the attention of your immediate supervisor so that we can look at all of the notarizations at the end of the certification process.

Certification of Registrar

1. Make sure that the certification of the registrar is completed with the date, municipality and registrar's signature. If the municipality is missing but you can determine the city or town, write the town name in with your green pen. If the registrar did not sign or date the certification, contact the registrar to determine if he/she kept copies or is able to determine when the petitions were certified. If the registrar did not keep copies or is unable to determine when the petitions were certified, all signatures may be rejected for **CERT**.
2. The deadline to submit petitions to local election officials was **January 24, 2020**. Municipal officials are not permitted to certify signatures filed in their office after **January 24, 2020**. Determine when the town received the petition by checking the date stamped in the Registrar's Certification. Any petitions filed with a town after **January 24, 2020**, must be disqualified for **AMD (after municipal deadline)**. If a town did not stamp the petition when it was received, but the registrar's certification is dated on or before **January 24, 2020**, the petition is valid (the clerk must have received the petition by the deadline in order to certify it). If a town did not date stamp the petition and the registrar's certification is dated after **January 24, 2020**, contact the town to determine when the petitions were received in the municipal office. If the clerk received the petitions after **January 24, 2020** or cannot tell you when the petitions were received, the petitions will be disqualified for **AMD**.
3. If the Registrar used a signature stamp rather than signing his/her own name, check with the registrar to determine that they personally applied the signature stamp. If you can determine that the registrar did use a stamp, the petition can be accepted but you must make note that you spoke with the registrar and confirmed that fact. You should also fax a copy of the petition to the registrar, so they can make the correction and fax back to you. Advise the registrar not to use the stamp again.
4. The registrar should indicate which signatures are valid by placing a check mark (or other mark) in the column next to the signature. The total number of valid signatures should agree with the number marked valid in the registrar's certification. The registrar may indicate invalid signatures in several ways – e.g. by making a line through the signature, by placing "NR" or another mark beside the name, etc. In the petition log, you will certify these signatures invalid due to **REG**. If you cannot determine which signatures the Registrar counted as valid by simply examining the petition, call the Registrar and ask for clarification. If you cannot determine which signatures were determined as valid by the Registrar from the face of the petition or by speaking to the Registrar, the signatures in question would also be rejected due to **REG**.

If you are able to determine valid and invalid signatures by talking to the Registrar, mark the valid/invalid signatures in the margin to the left of the column marked "For Registrar Use Only" with a green pen.

Finish certifying all petitions for a municipality before contacting the registrar so that all questions can be asked at the same time.

Checking the Main Body of the Petition

1. This petition was approved for circulation on **October 18, 2019**. This petition was filed in our office on **February 3, 2020**, but had to be filed with the applicable town by **January 24, 2020**. All signatures must be dated between **October 18, 2019 and January 24, 2020**. A year is not required as this petition has been approved to circulate for less than a year. If you encounter a date not within the circulation period (and you cannot determine what the date of signing was), it should be invalidated for **DATE**. See chart below for how to handle missing/odd dates.

Description	Certification Procedure
No date beside any signature on the petition	Discount all sigs for DATE – cannot determine when signed
Date missing beside signature(s) at end of petition	Discount for DATE only those signatures that are not dated. Signatures with a date are valid
Date missing beside signature(s) at beginning of petitions, but signatures later on petition are dated	Undated signatures at the beginning of a petition can be counted since the petition has circulating less than 1 year ¹
Signature in a series are missing dates (i.e. signatures before and after are dated)	All signatures are valid (unless invalidated for another reason) – you can assume the signatures with missing dates were signed between the dated signatures

2. Duplicate Signatures

We have entered all signatures that the municipal official marked as valid into the “Duplicate Database.” (Signatures marked as DUP by the municipal official were also entered into the database.) The Duplicate Report run from the database is used to determine which signatures are duplicates.

A duplicate report of all names entered for this petition has been printed and reviewed. The duplicates have been pre-marked on the petition by “duplicate detection teams”. Only signatures marked as duplicates by the duplicate detection teams will be considered duplicates. Signatures marked “DUP” by the municipal official will be certified as valid if the voter’s name doesn’t appear on our report (it is possible that the petition containing the duplicate signature found by the municipal official was not filed with the State, therefore we would not consider it a duplicate for certification purposes).

Duplicate signatures (and also signed signatures) have been noted in the Comments section of the Petition Log. When certifying the petition, you will invalidate any signatures marked as duplicates. Do not invalidate the “also signed” – this is only for cross reference. You will need to list the applicable signature lines with the invalid reason of DUP.

3. Make sure that there is a signature for each name that appears to have been certified. If the signature space is blank the signature will be invalidated for **SIG**, even if the rest of the information is completed. However, it is acceptable for the signature to be in the space for the printed name. (i.e. signature and printed name swapped)

4. Stamped signatures are not acceptable even if the registrar certified it. The Maine Constitution requires each voter to personally sign the petition. Discount a stamped signature as **SIG**.

5. Some registrars discount every signature that is printed (even if that is how the voter signs documents). If you find a petition with multiple signatures invalidated for **SIG**, look in CVR or contact the municipality to get a copy of the voter’s registration application. If the voter has a “printed” signature on the application, accept the signature. If the voter has a cursive signature on the application, compare the printing to the signature (and even the other printing on the application). If you believe the voter has signed the petition, see your immediate supervisor to determine if the signature should be accepted.

¹ If a petition had been circulating for over one year, undated signatures at the beginning of petition could not be counted because you would not be able to determine if the signature had been signed within the one year period

6. Refer to the chart below to determine how to treat blank lines or signatures that have been crossed out on the petition.

Description	Certification Procedure
Voters have left blank lines between signatures.	Do not include the blank lines in the count. Count only lines with a signature even if Registrar has included these lines in the town count.
A voter has started to print his name in the area for the signature – voter crosses that line out and signs properly on the line below.	The line where the voter started to sign his name should be treated as a blank line and not included in the count. Only the properly completed line should be included in the certification.
A signature has been crossed out but it appears that at one time a voter had completely signed his name and filled out the additional information.	Signature should be designated as WD – signature has been withdrawn either by voter or by circulator. It is not necessary to distinguish who actually withdrew the signature (voter or circulator).
A signature has been crossed out but the Registrar has certified it as valid.	Signature should be designated as WD .
A partial signature has been crossed out – it appears that voter never completed his signature.	Treat as a blank line – there was never a full signature on this line. Do not include the signature line in the final count.
Voter has taken up two lines – elderly voter has large signature which goes into 2 signatures boxes or voter has signed on one signature line and printed address information/printed name on line below.	The second line should be treated as a blank signature. Only the first line with the actual signature is included in the certification (counted as valid or as invalid as determined by registrar).

7. Check each line for two signatures that look exactly alike – e.g. where one spouse may have signed for the other. Always check with the immediate supervisor or obtain the voter registration applications from CVR if there is any question of one person signing both names. If you determine the signatures were completed by the same person, the first signature will be valid if certified by the registrar and the second signature will be rejected for **ANO**. A signature can be invalidated as **ANO** by either the registrar or by our office.

If you detect multiple signatures that are invalidated for **ANO** by the registrar or find signatures that are certified by the registrar, but appear to be made by the same person, bring it to the attention of your immediate supervisor.

8. If it appears that the petition has been altered in any way see your immediate supervisor – this might include alterations to notarizations, signatures and/or signatures dates, etc. If it is determined that a material alteration was made to a petition, the signatures in question are invalidated for **ALT**.

If you encounter anything not described in these directions, please bring it to the attention of your supervisor.

- All signatures invalidated for **REG** should be listed on the first line of the petition log. **DUP** should be the second reason (if applicable).
- You cannot invalidate signatures using more than 3 reasons – if you have a petition with more than 3 reasons, see your immediate supervisor.
- If an entire petition is being invalidated for one reason (such as **OATH** or **DATE**), list only that one reason – do not break down for **REG**, **DUP**, etc.

Petition Organization Registration Application

Prepared by the Division of Elections pursuant to Title 21-A M.R.S., §903-C

Title 21-A, Maine Law on Elections, § 903-C, sub-§1 requires a petition organization to register with the Secretary of State prior to organizing, supervising or managing the circulation of petitions for a direct initiative or a people’s veto referendum. This registration application must include a list of all individuals hired by the petition organization for the purpose of circulating petitions or organizing, supervising or managing the circulation process. Petition organization means a business entity that receives compensation for organizing, supervising or managing the circulation of petitions for a direct initiative or a people’s veto referendum.

Ballot question or title of each direct initiative or people’s veto referendum for which the organization will receive compensation:

Resolve, To Reject the New England Clean Energy Connect Transmission Project

Contact information for petition organization:

Name of Petition Organization: Revolution Field Strategies

Mailing address: 3000 K St NW, Suite 320, Washington, DC 20007

Telephone number: 215-582-2695

Email address: acarabelli@revolutionfield.com

Signature of designated agent for petition organization:



Printed name and title of designated agent:

Alex Carabelli, Principal

RECEIVED

FEB 03 2020

OFFICE OF SECRETARY OF STATE
AUGUSTA, MAINE

(Continued on Reverse)

*Secretary of State Division of Elections, 101 State House Station, Augusta, ME 04333-0101
Phone (207) 624-7650/Fax (207) 287-5428*

Agganis, Angela - Hourly	Garfield, BarbaraJean - Hourly	Moody, Leea - Hourly	Stuart, Jessica - Hourly
Aguilo, Bethany - Hourly	Gilligan, Ryan - Hourly	Nadeau, Jennifer - Hourly	Talon, Renee - Hourly
Amadei, Marçayla - Hourly	Gilpin, Colton - Hourly	Nason, Randa - Hourly	Tenenbaum, Zachary - Hourly
Armstrong, Angelina - Hourly	Graves, Trevor - Hourly	Neal, Bryce - Hourly	Tessier, Kevin - Hourly
Aumuller, Jeff - Hourly	Gullikson, Roxanne - Hourly	Noel, Christy - Hourly	Tholl, Robert - Hourly
Bakelmun, Nicholas - Hourly	Gustafson, Natalie - Hourly	Nye, Elliot - Hourly	Tracey, James - Hourly
Barter, Shaun - Hourly	Haller, James - Hourly	Olszynski, Halina - Hourly	Tymon II, Timothy - Hourly
Bassett, Daniel - Hourly	Hamel, Janessa - Hourly	Olszynski, Tadeusz - Hourly	Underhill, Michael - Hourly
Batchelder, Helene - Hourly	Hart, Kelcey - Hourly	Orne, Jane - Hourly	Vega, Christopher - Hourly
Bauer, Gavin - Hourly	Haywood, Emma - Hourly	Osgood, Megan - Hourly	Venturini, Sheila - Hourly
Baugh, Taylor - Hourly	Herman, Beth - Hourly	Osgood, Nicholas - Hourly	Verrill, Courtney - Hourly
Bengtsson, Elly - Hourly	Hickey, Ezra - Hourly	Ott, John - Hourly	Vetrano, David - Hourly
Bergstein, Todd - Hourly	Hinners, Crystal - Hourly	Ouellette II, Kenneth - Hourly	Vincent, William - Hourly
Berry, Wyatt - Hourly	Hope, John - Hourly	Patey, Daniel - Hourly	Volksmyth, Lytfti - Hourly
Bielski, Andrew - Hourly	Houston, Savanna - Hourly	Pettis, Malcolm - Hourly	Vuthy, Sengmolicka - Hourly
Black, Jeff - Hourly	Howard, Carol - Hourly	Phillips, Linda - Hourly	Weatherby, Kate - Hourly
Bouthiller, Machiah - Hourly	Jacobs, Seth - Hourly	Pinkham, Timothy - Hourly	Whitten, Gina - Hourly
Brown, Lynn - Hourly	Jellerson, Terrance - Hourly	Plaisted, Tracy - Hourly	Wilsey, John - Hourly
Bruce, David - Hourly	Juenemann, Steven - Hourly	Platteter, Petra - Hourly	Connell, Paige - Hourly, then salary
Canter, Aaron - Hourly	Kaloko, Isatu - Hourly	Plunkett, James - Hourly	Burnham, Melissa - Salary
Caron, Zack - Hourly	Kaufman, David - Hourly	Pontillo, Louis - Hourly	Carabelli, Alex - Salary
Carpenter, Joel - Hourly	Keichline, Leigh - Hourly	Porter, Daniel - Hourly	Fish, Jesse - Salary
Chadbourne, Herbert - Hourly	Kelley, Daniel - Hourly	Poulson, Timothy - Hourly	Lewandowski, Adam - Salary
Cohen-Solal, Eric - Hourly	Kelly, Dorothy - Hourly	Randall, Kyle - Hourly	Martinez, Cpriana - Salary
Conley, Kelsey - Hourly	Kerr, Tracy - Hourly	Regis, Lucien - Hourly	McLean Buche, Dylan - Salary
Corey, Kristine - Hourly	Kidder, Patricia - Hourly	Rich, Cecily - Hourly	Sheridan Rossi, Patrick - Salary
Cormier, Leatrice - Hourly	Klahre, Andrew - Hourly	Robinson, Kelley - Hourly	Thomas, Guylon - Salary
Crisp, Thomas - Hourly	Kohlstrom, Jodi - Hourly	Rossi, Ralph - Hourly	
Cromeenes, April - Hourly	Kohlstrom, Jodi - Hourly	Rothrock, Thomas - Hourly	
Cruz, Claudia - Hourly	Lacey, Howard - Hourly	Rowland, Grace - Hourly	
Culloton, Holly - Hourly	Lanna, Stephen - Hourly	Rudman, Noah - Hourly	
Culloton, Paul - Hourly	Leach, Kellen - Hourly	Rufo, Jeffrey - Hourly	
Curran, Travis - Hourly	Lee, David - Hourly	Samuel, Jasmine - Hourly	
Dang, Willita - Hourly	Lewey-Hamilton, Susan - Hourly	Sanders, William - Hourly	
Day, Elliott - Hourly	Long, Alexander - Hourly	SanGiovanni, Lily - Hourly	
Delcourt, Anthony - Hourly	Margolskee, Matthew - Hourly	SanGiovanni, Robert - Hourly	
Dixon, Kyle - Hourly	Marland, Connor - Hourly	Shapiro, Peter - Hourly	
Dunbar, Alexandra - Hourly	Marshall, David - Hourly	Shay, Owen - Hourly	
Easton, Adam - Hourly	McClelland, Katie - Hourly	Shepherd, Lucas - Hourly	
Fischer, Julianna - Hourly	McDonald, Ella - Hourly	Siravo, Christina - Hourly	
Flumerfelt, Leah - Hourly	McGovern, David - Hourly	Smith, Ryan - Hourly	
Fournier, Martha - Hourly	Mclaurin, Christian - Hourly	Sorescu, Alexandra - Hourly	
Fried, Jordan - Hourly	Meyer-Waldo, Sarah - Hourly	St. Peter, Megan - Hourly	
Gallagher, Kristian - Hourly	Miles, Stephanie - Hourly	Steele, Samuel - Hourly	
Galli, Emily - Hourly	Mills, Corydon - Hourly	Stuart, Beverly - Hourly	
	Money, Kimberly - Hourly		

**INSTRUCTIONS TO PETITION CIRCULATORS
FOR INITIATIVE PETITIONS
Revised by the Office of the Secretary of State, August 2019**

Pursuant to Title 21-A, Maine Law on Elections, §903-A, sub-§3, the Secretary of State is required to provide a copy of the laws and rules governing the circulation of petitions for a direct initiative. These instructions will provide guidance to individual circulators regarding what those laws require you to do.

Requirements for Circulators:

- Petitions may be circulated by any Maine resident who is a registered voter. Residence for these purposes means you must have established a fixed and principal home to which you, whenever temporarily absent, intend to return.
- You must be registered to vote in the municipality where you reside. In order to confirm your registration, you must fill out the Circulator Affidavit and Certificate of Registration form. You must take the oath printed on that certificate before a Notary Public or other person authorized by law to administer oaths or affirmations (such as an attorney). The affidavit states that you have read and understand the instructions provided by the Secretary of State regarding laws and rules governing the circulation of petitions; that you are a resident and registered voter of the State; and that you may be prosecuted for violating any laws governing petition circulation. You must also submit the certificate to your municipality for completion. The municipal registrar/clerk must certify that you are a registered voter in that municipality.
- As the circulator of a petition, you solicit signatures for the petition by presenting the petition to the voter, asking the voter to sign the petition and personally witnessing the voter affixing the voter's signature to the petition.
- You must print your name and a unique identifying number in the space provided on each page of the petition that contains space intended for voter signatures. Although the law does not specify what the unique identifying number must consist of, the Secretary of State recommends the circulator assign a sequential number to each petition circulated by that circulator.
- When you present the petition to individual voters to sign, you must first give them an opportunity to read the summary on the front of the petition and to read the full text of the legislation that is printed on the petition.

Signature Requirements:

- Individual voters must sign their own names to the petition. No one (not even a spouse or child of an elderly parent) may sign for another person.
- The voter must sign the petition in your presence, which means that you must personally witness each voter sign the petition. You may not leave the petitions unattended at a location, or attended by someone other than yourself. You must be able to take the oath that is written on the petition and state truthfully that you personally witnessed each person sign the petition.
- A voter may only sign a particular initiative or referendum petition once. If a voter tells you that they have already signed a petition for this same initiative or referendum and asks if the voter can sign again, you

should inform the voter that duplicate signatures will not be valid and that signing a petition more than once is a Class E crime.

- Each voter must sign their name in the far left column of the petition, using the voter's cursive signature, and using the name under which they are registered to vote. The use of initials, nicknames or other variations in the name (e.g. Mrs. John Doe instead of Jane Doe) will not automatically invalidate the signature, but may invalidate it if the registrar cannot determine if the signer is a registered voter.
- You or the voter should print the voter's name in the right hand column of the petition. Absence of a printed name will not automatically invalidate the signature, but may invalidate it if the registrar cannot determine who the voter is based on the signature alone.
- You or the voter should print the voter's physical address on the petition. The address should be the address where the voter resides and is registered to vote. This address should *not* be a P.O. Box. Absence of an address or use of a mailing address will not automatically invalidate the signature, but may invalidate it if the registrar cannot determine who the voter is based on the signature alone.
- The date of each voter's signature must be printed in the date column, next to the voter's signature.
- Do not mark anything in the first column of the petition labeled "(For Registrar's Use Only)". This space is reserved for the registrar of voters to indicate if the signature is valid.
- Do not mark anything in the area labeled "Registrar's Certification". This space is reserved for the registrar of voters to indicate the total number of valid and invalid signatures.
- Do not mark anything in the area labeled "Petition Log – For Secretary of State Use Only". This area is reserved for use by the Secretary of State staff in the final certification process.

Circulator's Oath:

- When you have finished collecting signatures on a petition form, you must take the petition form (or forms) to a Notary Public or other person authorized by law to administer oaths or affirmations (such as an attorney). The Notary Public or other authorized person must administer the Circulator's Oath that is printed on the petition. This means they must read the oath aloud to you or ask you to read it. After the Notary Public administers the oath to you, you must sign your name in the signature space in the Circulator's Oath block on the petition and print your name in the space beside the signature and the Notary Public or other authorized person must sign and date the notarial certificate on the petition *while in your presence*. By signing your name before the Notary, you are taking an oath that you personally witnessed each voter whose name is listed above on that petition sign the petition and that to the best of your knowledge and belief these individuals are who they claim to be. Once you have taken an oath on a petition, you cannot gather any more signatures on that petition form. If you want to gather additional signatures, you must use a new petition form.
- You cannot be an immediate family member of the Notary Public who administers your oath or notarizes your petition. This means you should not have a Notary Public administer your oath and notarize your signature if that Notary is your spouse, parent, sibling, child, spouse's parent, spouse's sibling or spouse's child. (Step family members under this law are considered the same as blood relations.)

- You must appear before the Notary to complete the circulator’s oath **prior** to submitting the petition form (or forms) to the registrar of the municipality where the petition was circulated for purposes of verifying which signatures were made by registered voters from that municipality. The registrar may not certify any petitions submitted without the circulator’s oath being completed, and must instead return the petitions.
- The Notary Public or other authorized person who administers your oath must keep a log of all the petitions for which they administered your oath, listing the title of the petition, your name, the date of the oath and the number of petition forms that you signed and verified that day in the notary’s presence.

Certification of Petitions by Municipal Registrars:

- In addition to the Circulator’s Oath, the Registrar’s Certification must also be completed on each petition. The registrar of voters in the municipality where the petition was circulated must complete this certification verifying which signatures were made by registered voters from that municipality.
- As a circulator, you should check with the organizers of the petition effort to determine if you should take the signed petitions to the registrar or if the organizers will do this.
- Petitions should be delivered to the appropriate municipal registrar for certification as soon as possible after circulation. This will provide the municipal election officials ample time to certify the petitions to determine which signatures were made by registered voters of the official’s municipality. Pursuant to the Maine Constitution, Article IV, Part Third, Section 20, the deadline for submitting petitions to the registrar for certification is 5:00 p.m. on the 10th day before the Constitutional deadline for filing with the Secretary of State. **Local officials are not authorized to certify any petitions that they receive after this deadline.** The registrar must certify petitions that have been filed on the deadline day within 5 business days after receipt.
- Our office will be advising local election officials to date stamp all petitions received for certification so that it can be determined whether they were submitted on time. Signatures on late filed petitions will be deemed invalid.

Alterations on the Petition:

It is illegal for a circulator (or anyone else) to make changes or alterations to petitions (e.g., changing the date of signatures or date of notarization for the circulator’s oath).

The only change that you as a circulator may make to a petition is to strike through the signature of any voter that you did not personally witness sign the petition. If an election official determines that unauthorized persons have made material alterations to a petition, it is possible that all signatures on that petition will be determined invalid. Thus, you should make sure that the correct date is written beside each signature on the petition. If you determine that the Notary has made a mistake in dating your circulator’s oath, you must take the petition back to the Notary to correct it – do not simply change the date yourself. The Notary should initial the correction and make a notation of the basis for the correction.

If you or the organizers of your petitioning campaign have any questions about laws or procedures regarding citizen initiative or people’s veto petitions, call the Division of Elections at 624-7650.

**INSTRUCTIONS TO PETITION ORGANIZERS
FOR INITIATIVE PETITIONS
Revised by the Office of the Secretary of State, August 2019**

Pursuant to Title 21-A, Maine Law on Elections, §903-A, sub-§3, the Secretary of State is required to provide a copy of the laws and rules governing the circulation of petitions for a direct initiative. These instructions will provide guidance regarding what those laws require in order for the petitions to be deemed valid.

Requirements for Circulators:

- Petitions may be circulated by any Maine resident who is a registered voter. Residence for these purposes means the circulator must have established a fixed and principal home to which they, whenever temporarily absent, intend to return.
- The circulator must be registered to vote in the municipality where they reside. In order to confirm the circulator's voter registration, each circulator must fill out the Circulator Affidavit and Certificate of Registration form. The circulator must take the oath printed on that certificate before a Notary Public or other person authorized by law to administer oaths or affirmations (such as an attorney). The affidavit states that the circulator has read and understands the instructions provided by the Secretary of State regarding laws and rules governing the circulation of petitions; that the circulator is a resident and registered voter of the State; and that the circulator may be prosecuted for violating any laws governing petition circulation. The certificate must also be submitted to the circulator's municipality of residence for completion. The municipal registrar/clerk must certify that the circulator is a registered voter in that municipality.
- Circulation of a petition means that the circulator solicits signatures for the petition by presenting the petition to the voter, asking the voter to sign the petition and personally witnessing the voter affixing the voter's signature to the petition.
- The circulator's name and a unique identifying number must be printed in the space provided on each page of the petition that contains space intended for voter signatures. Although the law does not specify what the unique identifying number must consist of, the Secretary of State recommends that you assign a sequential number to each petition circulated by that circulator.
- When the circulator presents the petition to an individual voter to sign, they must first give the voter an opportunity to read the summary on the front of the petition and to read the full text of the legislation that is printed on the petition.

Signature Requirements:

- Individual voters must sign their own names to the petition. No one (not even a spouse or child of an elderly parent) may sign for another person.
- The voter must sign the petition in the circulator's presence, which means that the circulator must personally witness each voter sign the petition. Circulators may not leave the petitions unattended at a location, or attended by someone else. The circulator must be able to take the oath that is written on the petition and state truthfully that they personally witnessed each person sign the petition.
- A voter may only sign a particular initiative or referendum petition once. If a voter tells the circulator that they have already signed a petition for this same initiative or referendum and asks if the voter can sign again, the

circulator should inform the voter that duplicate signatures will not be valid and that signing a petition more than once is a Class E crime.

- Each voter must sign their name in the far left column of the petition, using the voter's cursive signature, and using the name under which they are registered to vote. The use of initials, nicknames or other variations in the name (e.g. Mrs. John Doe instead of Jane Doe) will not automatically invalidate the signature, but may invalidate it if the registrar cannot determine if the signer is a registered voter.
- The circulator or the voter should print the voter's name in the right hand column of the petition. Absence of a printed name will not automatically invalidate the signature, but may invalidate it if the registrar cannot determine who the voter is based on the signature alone.
- The circulator or the voter should print the voter's physical address on the petition. The address should be the address where the voter resides and is registered to vote. This address should *not* be a P.O. Box. Absence of an address or use of a mailing address will not automatically invalidate the signature, but may invalidate it if the registrar cannot determine who the voter is based on the signature alone.
- The date of each voter's signature must be printed in the date column, next to the voter's signature.
- No one except the Registrar should mark anything in the first column of the petition labeled "(For Registrar's Use Only)". This space is reserved for the registrar of voters to indicate if the signature is valid.
- No one except the Registrar should mark anything in the area labeled "Registrar's Certification". This space is reserved for the registrar of voters to indicate the total number of valid and invalid signatures.
- No one except Secretary of State staff should mark anything in the area labeled "Petition Log – For Secretary of State Use Only". This area is reserved for use by the Secretary of State staff in the final certification process.

Circulator's Oath:

- When the circulator has finished collecting signatures on a petition form, they must take the petition form (or forms) to a Notary Public or other person authorized by law to administer oaths or affirmations (such as an attorney). The Notary Public or other authorized person must administer the Circulator's Oath that is printed on the petition. This means they must read the oath aloud to the circulator or ask the circulator to read it. After the Notary Public or other authorized person administers the oath to the circulator, the circulator must sign his or her name in the signature space in the Circulator's Oath block on the petition and print their name in the space beside the signature and the Notary Public or other authorized person must sign and date the notarial certificate on the petition *while in the presence of the circulator*. By signing their name before the Notary, the circulator is taking an oath that they personally witnessed each voter whose name is listed above on that petition sign the petition and that to the best of the circulator's knowledge and belief these individuals are who they claim to be. Once the circulator has taken an oath on a petition, they cannot gather any more signatures on that petition form. If the circulator wants to gather additional signatures, they must use a new petition form.
- The Circulator cannot be an immediate family member of the Notary Public who administers their oath or notarizes their petition. This means the circulator should not have a Notary Public administer their oath and notarize their signature if that Notary is the circulator's spouse, parent, sibling, child, spouse's parent, spouse's sibling or spouse's child. (Step family members under this law are considered the same as blood relations.)

- The circulator must appear before the Notary to complete the circulator’s oath **prior** to submitting the petition form (or forms) to the registrar of the municipality where the petition was circulated for purposes of verifying which signatures were made by registered voters from that municipality. The registrar may not certify any petitions submitted without the circulator’s oath being completed, and must instead return the petitions.
- The Notary Public or other authorized person must keep a log of all the petitions for which they administered the circulator’s oath, listing the title of the petition, the name of the circulator taking the oath, the date of the oath and the number of petition forms that were signed and verified by the circulator that day in the notary’s presence.
- The signature of the Notary Public **must** match the name and signature that is on file with the Secretary of State and must be originally signed. The use of a rubber stamped signature is not permitted under Maine law. The Secretary of State’s office often must certify the action of a Notary Public, and if the name and signature on the document does not match the name and signature in the commission file, the document for certification may be rejected by the Secretary of State. The Notary Public must ensure the name on file is current at all times. If a name change occurs, the Notary Public must submit a change form to the Secretary of State. However, until the Secretary of State has received and recorded the name change, the Notary Public must continue to use the name and signature in the commission file. The form necessary to change the official signature of a Notary Public may be obtained by calling the Secretary of State Notary Public section at 624-7752 or online at:

<http://www.maine.gov/sos/cec/notary/notaries.html>

- The Secretary of State may invalidate a petition if unable to verify the notarization of that petition.
- A Notary Public or other person authorized by law to administer oaths or affirmations may not administer an oath or affirmation to a circulator of a petition if the Notary Public or other authorized person is providing any other services, regardless of compensation, to initiate or promote the initiative for which the petition is being circulated. “Initiate” includes the collection of signatures and related activities to qualify an initiative for the ballot. This means that a person who serves as a paid or volunteer circulator of petitions for an initiative may not also administer the oath to other circulators of the petition.

Certification of Petitions by Municipal Registrars:

- In addition to the Circulator’s Oath, the Registrar’s Certification must also be completed on each petition. The registrar of voters in the municipality where the petition was circulated must complete this certification verifying which signatures were made by registered voters from that municipality.
- Petitions should be delivered to the appropriate municipal registrar for certification as soon as possible after circulation. This will provide the municipal election officials ample time to certify the petitions to determine which signatures were made by registered voters of the official’s municipality. Pursuant to the Maine Constitution, Article IV, Part Third, Section 20, the deadline for submitting petitions to the registrar for certification is 5:00 p.m. on the 10th day before the Constitutional deadline for filing with the Secretary of State. **Local officials are not authorized to certify any petitions that they receive after this deadline.** The registrar must certify petitions that have been filed on the deadline day within 5 business days after receipt.
- Our office will be advising local election officials to date stamp all petitions received for certification so that it can be determined whether they were submitted on time. Signatures on late filed petitions will be deemed invalid.

Alterations on the Petition:

It is illegal for a circulator (or anyone else) to make changes or alterations to petitions (e.g., changing the date of signatures or date of notarization for the circulator's oath).

The only change that a circulator may make to a petition is to strike through the signature of any voter that the circulator did not personally witness sign the petition. If an election official determines that unauthorized persons have made material alterations to a petition, it is possible that all signatures on that petition will be determined invalid. Thus, circulators should make sure that the correct date is written beside each signature on the petition. If a circulator determines that the Notary has made a mistake in dating the circulator's oath, they must take the petition back to the Notary to correct it – they must not simply change the date themselves. The Notary should initial the correction and make a notation of the basis for the correction.

Payment of Petition Circulators

If you pay petition circulators, other than reimbursing travel expenses, you must provide a list of any circulators who were paid to the Secretary of State at the time your petitions are filed with our office. The list must include the method by which the circulators were paid (i.e. per signature, hourly or other method).

Requirement to Register a Petition Organization:

If you are hiring or intend to hire a private company or other type of business entity to organize, supervise, or manage the petition drive for you, that "petition organization" will need to file a registration form with our office prior to organizing, supervising or managing the circulation of petitions. This requirement is set forth in Title 21-A of Maine Law on Elections, § 903-C, sub-§1. "Petition organization" is defined in this statute as "a business entity that receives compensation for organizing, supervising or managing the circulation of petitions for a direct initiative or a people's veto referendum." If your own organization is hiring additional workers or using existing staff to collect signatures or manage the circulation of petitions, that alone would not trigger the obligation to register. Your organization must register if it is being hired by someone else to perform those services.

The registration application must include the name and signature of a designated agent for the "petition organization" as well as contact information for the organization (including name, street address or post office box, telephone number and email address), plus a list of all individuals hired by the petition organization to assist in circulating petitions or in organizing, supervising or managing the circulation of petitions. This list must be updated and resubmitted when your petitions are filed with our office. The list must include a statement indicating the method by which the circulators were compensated (i.e. per signature, hourly or other method). If you do not intend to hire a petition organization but change your mind at a later date, you will need to file the registration form at that time – i.e., before the entity you hire starts work.

Timeframe for Petition Circulation:

Signed petitions for a direct initiative must be filed with the Secretary of State's office within 18 months after the date the petition is approved by the Secretary for circulation. Signatures on initiative petitions may not be older than one year at the time the petitions are filed with the Secretary of State. Therefore, although a petition is approved to circulate for 18 months, the one-year period runs from the date the petition is filed with the Secretary of State. Any signature that is dated more than one year prior to the date the petition is filed with the Secretary of State will be rejected as invalid.

Number of Valid Signatures Needed for a Citizen Initiative Petition:

Article IV, Part Third, Section 18, Subsection 2 of the Maine Constitution provides that the number of signatures necessary to refer any initiated measure to the Legislature shall not be less than 10% of the total vote for Governor, cast in the last gubernatorial election preceding the filing of the petition. The total number of votes cast for Governor in the November 6, 2018 General Election was 630,667. Therefore, the required number of signatures for any citizen initiative petition filed with the Secretary of State is currently **63,067**.

If you have any questions about laws or procedures regarding citizen initiative or people's veto petitions, call the Division of Elections at 624-7650.

**RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
CONNECT TRANSMISSION PROJECT**

DATE OF ISSUANCE: *October 18, 2019*

Filing Deadline for the November 2020 Ballot: *February 3, 2020*

18 month petition expiration date: April 18, 2021

<hr/> Printed Name of Circulator
<hr/> Unique Identifying Number

Freedom of Citizen Information: Before a registered voter signs any initiative petition, signature gatherers must offer the voter the opportunity to read the proposed initiative summary and fiscal impact statement prepared by the Secretary of State.

SUMMARY OF PROPOSED INITIATIVE

This initiated bill directs the Public Utilities Commission to amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 for the New England Clean Energy Connect transmission project. The amended order must find that the construction and operation of the NECEC transmission project are not in the public interest and that there is not a public need for the NECEC transmission project. There not being a public need, the amended order must deny the request for a certificate of public convenience and necessity for the NECEC transmission project.

ESTIMATE OF FISCAL IMPACT

This citizen initiative directs the Public Utilities Commission (PUC) to amend a previously issued "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation" entered by the PUC on May 3, 2019 for the New England Clean Energy Connect transmission project. Requiring the amended order to find that the construction and operation of the transmission project are not in the public interest and that there is not a public need for it, and requiring denial of a certificate of public convenience and necessity for the project, may extend or reopen the deliberative process of the PUC related to the project. Any additional costs to the PUC as a result of this initiative are within the scope of activities budgeted by the PUC and are not anticipated to require supplemental appropriations or allocations.

To the Legislature of the State of Maine:

In accordance with Section 18 of Article IV, Part Third of the Constitution of the State of Maine, the electors of the State of Maine, qualified to vote for Governor, residing in said State, whose names have been certified on this petition, hereby respectfully propose to the Legislature for its consideration the following entitled legislation: "Resolve, To Reject the New England Clean Energy Connect Transmission Project."

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Amend order. Resolved: That within 30 days of the effective date of this resolve and pursuant to its authority under the Maine Revised Statutes, Title 35-A, section 1321, the Public Utilities Commission shall amend "Order Granting Certificate of Public Convenience and Necessity and Approving Stipulation," entered by the Public Utilities Commission on May 3, 2019 in Docket No. 2017-00232 for the New England Clean Energy Connect transmission project, referred to in this resolve as "the NECEC transmission project." The amended order must find that the construction and operation of the NECEC transmission project are not in the public interest and that there is not a public need for the NECEC transmission project. There not being a public need, the amended order must deny the request for a certificate of public convenience and necessity for the NECEC transmission project.

Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
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<p align="center">INSTRUCTIONS FOR CIRCULATION</p> <p>PETITIONER – MUST:</p> <ul style="list-style-type: none"> • BE A MAINE REGISTERED VOTER • SIGN NAME AS IT APPEARS ON THE VOTING LIST • SIGN ONLY ONCE • NOT SIGN ANOTHER'S NAME • PRINT NAME; DATE OF SIGNING; STREET ADDRESS & MUNICIPALITY OF RESIDENCE (UNLESS PRINTED BY CIRCULATOR) <p>PETITION CIRCULATOR – MUST:</p> <ul style="list-style-type: none"> • BE A MAINE RESIDENT & REGISTERED VOTER • COMPLETE THE CIRCULATOR'S VERIFICATION • TAKE THE OATH BEFORE A NOTARY PUBLIC PRIOR TO SUBMISSION OF PETITIONS TO REGISTRAR • NOT COLLECT SIGNATURES AFTER TAKING OATH <p>WARNING: MAKING A FALSE STATEMENT BY THE CIRCULATOR, SIGNING A PETITION WITH THE NAME OF ANOTHER, OR SIGNING A NAME MORE THAN ONCE ON THESE PETITIONS IS A CLASS E CRIME.</p>	<p align="center">CERTIFICATION CODE FOR VALID SIGNATURES:</p> <p>✓ INDIVIDUAL SIGNING PETITION IS A REGISTERED VOTER</p> <p align="center">THE MOST COMMON REASONS FOR REJECTION OF SIGNATURES OR PETITIONS (WITH APPLICABLE CODES) ARE AS FOLLOWS:</p> <p>OF INDIVIDUAL SIGNATURES</p> <p><i>DUP</i> INDIVIDUAL PREVIOUSLY SIGNED THE PETITION (DUPLICATE NAME) <i>NR</i> INDIVIDUAL IS NOT A REGISTERED VOTER <i>DATE</i> INDIVIDUAL SIGNED AFTER THE DATE OF CIRCULATOR'S VERIFICATION <i>ANO</i> INDIVIDUAL'S SIGNATURE MADE BY ANOTHER PERSON <i>SIG</i> INDIVIDUAL DID NOT SIGN THE PETITION (PRINTED NAME ONLY)</p> <p>OF ENTIRE PETITIONS</p> <p><i>CERT</i> THE REGISTRAR'S CERTIFICATION IS NOT COMPLETED OR IS NOT SIGNED <i>ALT</i> INFORMATION WRITTEN ON THE PETITION HAS BEEN ALTERED IN A MATERIAL WAY <i>OATH</i> THE CIRCULATOR'S VERIFICATION IS NOT COMPLETED OR IS NOT SIGNED <i>OATH</i> THE CIRCULATOR DID NOT TAKE THE OATH BEFORE A VALID NOTARY PUBLIC <i>OATH</i> THE NOTARY DID NOT COMPLETE OR SIGN THE NOTARIZATION <i>OWN</i> THE NOTARY IS AN IMMEDIATE FAMILY MEMBER OF THE CIRCULATOR <i>FORM</i> THE PETITION IS NOT IN THE FORM APPROVED BY THE SECRETARY OF STATE (e.g. PAGES MISSING, DAMAGED OR OUT OF ORDER, ETC.)</p>
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Please Turn Over for Additional Signature Lines and Circulator's Oath.

<hr/> Printed Name of Circulator <hr/>
<hr/> Unique Identifying Number <hr/>

**RESOLVE, TO REJECT THE NEW ENGLAND CLEAN ENERGY
CONNECT TRANSMISSION PROJECT**

Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box)	MUNICIPALITY (Where Registered)	NAME PRINTED
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<p style="text-align: center;">CIRCULATOR'S OATH</p> <p>I hereby make oath that I am the Circulator of this petition; that I personally witnessed all of the signatures to this petition; and, to the best of my knowledge and belief, each signature is that of the person whose name it purports to be.</p> <p>Signature of Circulator _____ Printed Name _____</p> <p>Signature of Notary _____ Printed Name _____</p> <p>Subscribed to and sworn before me on this date: _____ (Date must be completed by Notary)</p> <p>Date my Notary Commission expires: _____</p> <hr/> <p style="text-align: center;">REGISTRAR'S CERTIFICATION</p> <p>Municipality _____ TOTAL VALID _____ TOTAL INVALID _____</p> <p>I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.</p> <div style="border: 2px solid black; width: 150px; height: 50px; margin-bottom: 5px;"></div> <p>Signature of Registrar: _____</p> <p>Date petition certified: _____</p>	<p style="text-align: center;"><u>PETITION LOG</u></p> <p style="text-align: center;"><u>FOR SECRETARY OF STATE USE ONLY</u></p> <p>PETITION #: _____ VALID: _____ INVALID: _____</p> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left; border-bottom: 1px solid black;"># INVALID</th> <th style="text-align: left; border-bottom: 1px solid black;">REASON</th> <th style="text-align: left; border-bottom: 1px solid black;">SIGNATURE LINES</th> </tr> </thead> <tbody> <tr><td style="border-bottom: 1px solid black;"> </td><td style="border-bottom: 1px solid black;"> </td><td style="border-bottom: 1px solid black;"> </td></tr> <tr><td style="border-bottom: 1px solid black;"> </td><td style="border-bottom: 1px solid black;"> </td><td style="border-bottom: 1px solid black;"> </td></tr> <tr><td style="border-bottom: 1px solid black;"> </td><td style="border-bottom: 1px solid black;"> </td><td style="border-bottom: 1px solid black;"> </td></tr> </tbody> </table> <p>S.O.S. STAFF: _____ <u>COMMENTS:</u> _____</p>	# INVALID	REASON	SIGNATURE LINES									
# INVALID	REASON	SIGNATURE LINES											

Please Turn Over for Summary, Fiscal Impact, Legislation, Instructions and Additional Signature Lines.

CERTIFICATE OF SERVICE

I, Nolan L. Reichl, Esq., hereby certify that a copy of this Appendix was served upon counsel for all parties. Pursuant to agreement between the parties, service was made by email only (except to the Attorney General's Office). Service was made on April 23, 2020 to the addresses below:

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Dated: April 23, 2020



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