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August 8, 1983

BY HAND

State Ballot Law Commission
Room 1705
One Ashburton Place
Boston, MA

Attention: Mr. William Gardiner

Dear Bill:

Enclosed are Appendices 1 and 2, which were filed with the Objectors' Written Objection, on July 28, 1983. The Respondent's attorney, Robin Freedman, and I have now reviewed the names listed on these first two appendices, and have reached the following positions:

1. Appendix 1: Appendix 1 contains eight names submitted by the Objectors as examples of names certified by the Cambridge Election Commission, which appeared on the 1982 voting list, but not on the 1983 voting list. The Objectors and Respondents now agree that the seventh name on the list, Amanda Weil, should be deleted, because Ms. Weil's name has now been found on the 1983 voting list. The Objectors and the Respondents further agree that the remaining seven names can be found on the 1982 voting list, but not on the 1983 voting list. The Objectors note that the fifth name on the list contained two typographical errors, which are corrected on the attached Appendix 1.

The Objectors contend that the seven names should not have been certified. The Respondents contend, in response, that names found on the 1982 voting list, but not on the 1983 voting list, should nonetheless be certified. Accordingly, the parties seek a legal ruling on this issue.

GOODWIN, PROCTER & HOAR

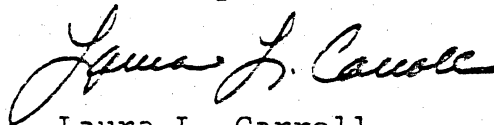
State Ballot Law Commission
August 8, 1983
Page Two

2. Appendix 2: Appendix 2 contains twenty-one names, submitted by the Objectors as examples of duplications. The Objectors and the Respondents agree that twenty of those names are valid examples of duplicate signatures, so that ten of the twenty signatures should not have been certified (the second signature of each person signing the petition).

The Objectors state that the twenty-first name (which appears thirteenth on Appendix 2), that of Kathryn Muska, which is listed as appearing on Petition No. 2014, also appears on Petition No. 2027. The Objectors state that the second entry for Ms. Muska was inadvertently left off this appendix by the Objectors during word processing. In response, the Respondents contend that they will not agree to the submission by the Objectors at this time (i.e., after filing of the written objection) of the additional signature of Ms. Muska on Petition No. 2027.

Ms. Freedman and I have now reviewed together Appendices 1 through 9, with certain exceptions on Appendix 4. I hope to submit to you as early as possible tomorrow similar stipulations for Appendices 3 through 9.

Sincerely,



Laura L. Carroll

LLC/r

cc: Robin Freedman, Esquire
Kenneth A. Cohen, Esquire
Cambridge City Council ✓
Cambridge Election Commission
Cambridge City Solicitor

APPENDIX 1

Examples of Cambridge Transiency: Names Certified
on 2 Petitions of Persons Registered in 1982 But Not in 1983

<u>Petition No.</u>	<u>Name and Address on Initiative Petition</u>	<u>W/P</u>
44	John Hildebidle Adams I-11	6/3
44	Nicholas Annilt Adams E-41	6/3
44	Rachel Gavin (Illeg.: probably Richard Garner) Mather 308	6/4
44	Ethan R. Cohen Adams C21	6/3
44 57	Alan Akira Mark Oshima Adams House	6/3
57	Jonathan Alan Epstein A-211 Adams House	6/3
57	Amanda Weil (Illeg.) A-23 Adams House	6/3
57	Aaron Broadwell A-47 Adams House	6/3

L040/W
7/27/83

APPENDIX 2

Examples of Duplications

<u>Petition No.</u>	<u>Name and Address on Initiative Petition</u>	<u>Name on Voting List</u>	<u>W/P</u>
2036	Robert Slate 64 Linnaean	Robert D. Slate	7/5
25	Bob Slate 64 Linnaean	Robert D. Slate	7/5
36	Randy Trinkle 13 Perry St.	Randall Trinkle	5/2
39	Geo. S. Pillsbury 40 Eustis St.	George S. Pillsbury, Jr.	7/2
39	Randy Trinkle 13 Perry St.	Randall Trinkle	5/2
41	Cynthia Goodenough 1716 Cambridge St.	Cynthia G. Goodenough	6/2
41	Constance Hilton 2 Fayette Park	Constance M. Hilton	6/2
65	Manning A. Williams 19 Willard St.	Manning A. Williams, Jr.	8/3
65	Peggy Barnes 46 Sacramento	Margaret L. Barnes	7/2
211	Niamh Fitzgerald 10 Kelly	Eithne Niamh Fitzgerald	5/2
252A	Manning A. Williams 19 Willard St.	Manning A. Williams, Jr.	8/3
2005	N. Fitzgerald 10 Kelly	Eithne Niamh Fitzgerald	5/2
2014*	Kathryn Muska 289 Pearl, #2	Kathryn J. Muska	5/3
79	Claire Riley 47 Inman	Claire L. Riley	3/4
2052	Ruth Hobeika 39 Irving	Ruth Hobeika-Winstock	6/2

* Also on 2027

2053	Cynthia Goodenough 1716 Cambridge	Cynthia G. Goodenough	6/2
2073	Margaret Barnes 46 Sacramento	Margaret L. Barnes	7/2
2091	George Pillsbury 40 Eustis St.	George S. Pillsbury, Jr.	7/2
2095	Ruth Hobeika 39 Irving	Ruth Hobeika-Weinstock	6/2
2098	Constance Hilton 2 Fayette Pks.	Constance M. Hilton	3/5
3001	Claire Riley 47 Inman #31	Claire L. Riley	3/9

L040/H

2.

S-433

Comm. from Laura R. Carroll of Goodwin, Proctor
& Hoar transmitting a copy of a comm. sent to
the State Ballot Law Commission Re: signatures
in appendices 1 & 2 of the written protest of
Gertrude Cunniff, et al on the initiative
petition for a "Nuclear Free Cambridge Act."

In City Council,

September 12, 1983

CD Sept 12 1983
/ Placed on File
CD Sullivan
Present Not
Voting