

ELECTION PROTEST

Use of this form is required by G.S. 163-182.9(c)

This form must be filed with the county board of elections within the timeframes set out in G.S. 163-182.9 (b)(4). Please print or type your answers. Feel free to use and attach additional sheets if needed to fully answer the questions below. You may also attach relevant exhibits and documents. Please number the pages of such additional sheets and attachments.

1. Full name and mailing address of person filing the protest.

Charles Hellwig; 1353 Springlawn Ct, Raleigh, NC 27609

2. Home and business phone number, fax number, and e-mail address.

919-437-2733; politics@charleshellwig.com

3. Are you either a candidate or registered voter eligible to vote in the protested election?
If a candidate, for what office?

Registered voter

4. List the date, location, and exact nature of the election protested. Name all candidates in the election and the number of votes each received. Note the winning candidate(s) elected or nominated.

November 8, 2016 General Election. All candidates and issues on the ballot indicated for that election.

5. Does this protest involve an alleged error in vote count or tabulation? If so, please explain in detail.

Upon review of publicly available records through the State voter file, it appears that 2 ballots were cast in the name of a deceased individual previously registered to vote with the state of North Carolina. Certainly, no deceased voter is eligible to cast a ballot under North Carolina law. Therefore, these ballots were erroneously counted and tabulated by the Wake County Board of Elections.

6. Does this protest involve an irregularity or misconduct not described in number 5 above? If so, please give a detailed description of such misconduct or irregularity and name those who committed such action.

No.

7. Please set out all election laws or regulations that you allege were violated in your responses to 5 or 6 above. State how each violation occurred. Please provide the names, addresses, and phone numbers of those who you allege committed such violations.

N.C. Gen. Stat. § 163-55

In violation of the statutes provided for above, invalid ballots were cast by the following persons known to be deceased:

Gene Edward Evans
6204 Fox Rd

Raleigh, NC 27616

Larry Paul Elliott
2301 Berteau Dr
Wake Forest, NC 27587

8. Please provide the names, addresses, and phone numbers of any witnesses to any misconduct alleged by you in this protest, and specify what each witness listed saw or knows.

Charles Hellwig, 1353 Springlawn Ct, Raleigh, NC 27609, 919-437-2733; publicly available records through the State voter file.

9. What action do you desire the county board of elections to take in this matter?

The Wake County Board of Elections must invalidate all ballots for any office whatsoever deemed to be cast by persons known to be deceased in violation of state law, as set forth in Sections 5 and 7, above.

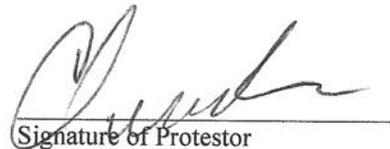
10. Do you contend the allegations set out by you are sufficient to have affected or cast doubt upon the results of the protested election? If your answer is yes, please state the factual basis for your opinion.

Yes. The described allegations clearly demonstrate that ballots cast by persons known to be deceased for the election held on November 8, 2016 in Wake County, are invalid under State law. The invalid ballots cast by persons known to be deceased must not be counted for any office voted.

11. Have you read and reviewed the North Carolina law pertaining to election protests as set out in G.S. 163-182.9 through G.S. 163-182.14 and current North Carolina State Board of Elections regulations pertaining to election protests?

Yes.

12. How many pages of additional answer are attached to this protest? 0
How many pages of attachments are attached? 0



Signature of Protestor

Date/Time Filed with County Board

(to be filled out by the county board)

NOTE: The county board must provide the State Board with a complete copy of a filed protest within one business day after it is filed. In addition, the county board shall provide a copy of the election audit with this copy of the protest.

Please direct any questions to your county board of elections or the North Carolina State Board of Elections, PO Box 27255, Raleigh, NC 27611-7255, (919) 733-7173.

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919-437-2733; politics@charleshellwig.com

3. Are you either a candidate or registered voter eligible to vote in the protested election?
If a candidate, for what office?

Registered voter

4. List the date, location, and exact nature of the election protested. Name all candidates in the election and the number of votes each received. Note the winning candidate(s) elected or nominated.

November 8, 2016, Wake County, General Election.

Candidates: All candidates and issues on the ballot indicated for that election.

5. Does this protest involve an alleged error in vote count or tabulation? If so, please explain in detail.

Yes. Upon review of the North Carolina Department of Corrections active prisoner and parole database and ballots cast for candidates for this election, it appears that 3 ballots were cast by persons adjudged guilty of a felony against this State or the United States, or adjudged guilty of a felony in another state that also would be a felony if it had been committed in this State, and without those persons having first restored to the rights of citizenship in the manner prescribed by law. That class of persons not being allowed to vote in this State as prescribed by law, it appears that these ballots are invalid under State law, and these ballots were erroneously counted and tabulated by the Wake County Board of Elections.

6. Does this protest involve an irregularity or misconduct not described in number 5 above? If so, please give a detailed description of such misconduct or irregularity and name those who committed such action.

No.

7. Please set out all election laws or regulations that you allege were violated in your responses to 5 or 6 above. State how each violation occurred. Please provide the names, addresses, and phone numbers of those who you allege committed such violations.

N.C. Gen. Stat. § 163-55(a)(2)

N.C. Gen. Stat. § 163-82.1(c)(2)

In violation of the statutes provided for above, invalid ballots were cast by the following persons adjudged guilty of a felony:

Robert Pierre Finch, Jr., 1413 Ujamaa Drive, Raleigh, North Carolina 27610
Brian Keith Jones, Sr., 408 Ashdale Drive, Fuquay Varina, North Carolina 27526
Frank Zollo, 102 Hagan Court, Cary, North Carolina 27511

8. Please provide the names, addresses, and phone numbers of any witnesses to any misconduct alleged by you in this protest, and specify what each witness listed saw or knows.

Charles Hellwig, 1353 Springlawn Ct, Raleigh, NC 27609, 919-437-2733; North Carolina Department of Corrections active prisoner and parole database.

9. What action do you desire the county board of elections to take in this matter?

The Wake County Board of Elections must invalidate all ballots for any office whatsoever deemed to be cast by persons adjudged guilty of a felony in violation of state law, as set forth in Sections 5 and 7, above.

10. Do you contend the allegations set out by you are sufficient to have affected or cast doubt upon the results of the protested election? If your answer is yes, please state the factual basis for your opinion.

Yes. The described allegations clearly demonstrate that ballots cast by persons adjudged guilty of a felony, for the election held on November 8, 2016 in Wake County, are invalid under State law. The invalid ballots cast by persons adjudged guilty of a felony against this State or the United States, or adjudged guilty of a felony in another state that also would be a felony if it had been committed in this State, and without those persons having first restored to the rights of citizenship in the manner prescribed by law, must not be counted for any office voted.

11. Have you read and reviewed the North Carolina law pertaining to election protests as set out in G.S. 163-182.9 through G.S. 163-182.14 and current North Carolina State Board of Elections regulations pertaining to election protests?

Yes.

12. How many pages of additional answer are attached to this protest? 0
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4. List the date, location, and exact nature of the election protested. Name all candidates in the election and the number of votes each received. Note the winning candidate(s) elected or nominated.

November 8, 2016 General Election. All candidates and issues on the ballot indicated for that election.

5. Does this protest involve an alleged error in vote count or tabulation? If so, please explain in detail.

Upon review of early voting files from other states, it appears that twenty-two (22) individuals cast ballots in both North Carolina and another state. Casting a ballot in more than one state is a clear violation of North Carolina and federal election laws. Therefore, these ballots were erroneously counted and tabulated by the WAKE County Board of Elections.

6. Does this protest involve an irregularity or misconduct not described in number 5 above? If so, please give a detailed description of such misconduct or irregularity and name those who committed such action.

No.

7. Please set out all election laws or regulations that you allege were violated in your responses to 5 or 6 above. State how each violation occurred. Please provide the names, addresses, and phone numbers of those who you allege committed such violations.

N.C. Gen. Stat. § 163-82.1

In violation of the statutes provided for above, invalid ballots were cast by the following persons known to have voted in multiple states:

KETURAH FAITH POSTELL, AVENT FERRY RD, UNIT 464, RALEIGH, NC 27606-2595
ANNE GREGORY TEICHER, NEUSE FOREST RD, RALEIGH, NC 27616-8020
ZACHARY SAUL TEICHER, NEUSE FOREST RD, RALEIGH, NC 27616-8020
MONICA SHEREE SCOTT, BENEVOLENCE DR, RALEIGH, NC 27610-1875
CHRISTOPHER ADAM CAPONE, MARSHALL ST, RALEIGH, NC 27604-1309
ANNETTE FELDHERR BERCH, CREEDMOOR RD, APT A105, RALEIGH, NC 27612-3835
AUBREY EUGENE LIGHTFOOT, DEER VALLEYDR, CARY, NC 27519-5228
EMILY ANNE TROTTA, RAVENGLASS PL, APT F, RALEIGH, NC 27612-2945
JACK GRAHAM SPENCE, JR, CHASTAIN DR, RALEIGH, NC 27614-8203
ROBERT THOMAS WOODRUFF, NORTH ST, RALEIGH, NC 27603-1418
WILLIAM HENRY CLARK, BROAD ST, APT 220, FUQUAY VARINA, NC 27526-2628
HENRY CHARLES GARRETT JR, MCGRATH WAY, RALEIGH, NC 27616-9073
RHONDA LINDSAY GARRETT, MCGRATH WAY, RALEIGH, NC 27616-9073
JAMES IGNATIUS PATAKI, TUCKER ST, UNIT 428, RALEIGH, NC 27603-1870
ROBERT LEE CHADWICK JR, DEMOCRACY ST, RALEIGH, NC 27603-3481
TIMOTHY LEE STARK JR, FLAHERTY AVE, WAKE FOREST, NC 27587-2291
WAYNE ALAN KAN, JAMESON RD, RALEIGH NC, 27604-3972
ROBERT LEWIS SWANN II, DEVONBROOK LN, CARY, NC 27518-8700
JENNIFER ASHELY KOSKI, OAKCROFT DR, RALEIGH, NC 27614-7281
WILLIAM EDWARD DEMPSEY, MADISON GROVE PL, CARY, NC 27519-8161
KRISTINA ELIZABETH COOPER, RENFIELD DR, RALEIGH, NC 27617-8310
BRIANNA BOETTINGER, BRITTINGHAM LOOP, APEX, NC 27502-3649

8. Please provide the names, addresses, and phone numbers of any witnesses to any misconduct alleged by you in this protest, and specify what each witness listed saw or knows.

Charles Hellwig, 1353 Springlawn Ct, Raleigh, NC 27609, 919-437-2733; early voting files from other states.

9. What action do you desire the county board of elections to take in this matter?

The WAKE County Board of Elections must invalidate all ballots for any office whatsoever deemed to be cast by persons who voted in multiple states in violation of state law, as set forth in Sections 5 and 7, above.

10. Do you contend the allegations set out by you are sufficient to have affected or cast doubt upon the results of the protested election? If your answer is yes, please state the factual basis for your opinion.

Yes. The described allegations clearly demonstrate that ballots cast by persons who voted in multiple states, for the election held on November 8, 2016 in WAKE County, are invalid under State law. The invalid ballots cast by persons who have voted in multiple states in violation of state and federal law, must not be counted for any office voted.

11. Have you read and reviewed the North Carolina law pertaining to election protests as set out in G.S. 163-182.9 through G.S. 163-182.14 and current North Carolina State Board of Elections regulations pertaining to election protests?

Yes.

12. How many pages of additional answer are attached to this protest? 0
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