



*Election Integrity Project*® *Nevada LLC*  
EVERY LAWFULLY CAST VOTE ACCURATELY COUNTED

VIA EMAIL

July 24, 2020

Hon. Barbara K. Cegavske  
Nevada Secretary of State  
101 N. Carson Street, Suite 3  
Carson City, NV 89701  
[nvelect@sos.nv.gov](mailto:nvelect@sos.nv.gov)

**Re: 1) Notice of Violation of National Voter Registration Act of 1993 (NVRA)  
2) Nevada Statewide Voter Registration Information- July 18, 2020 extract  
3) EIPNV Findings #1-10**

Dear Secretary Cegavske,

Election Integrity Project, Nevada LLC (EIPNV) is an organization dedicated to promoting the integrity of—and confidence in—Nevada elections. It is wholly owned by its sole Member Election Integrity Project California, Inc., a tax exempt, public benefit, non-profit 501(c)(3), non-partisan corporation. EIPNV appreciates the opportunity to participate in the implementation of the federal mandate that Nevada comply with NVRA's Section 8 and HAVA for current and accurate voter registration list maintenance.

EIPNV has qualified and accessed the state's voter registration and voting history data extracts as of July 18, 2020.

Based upon an analysis of the Nevada voter registration extracts, EIPNV is submitting its findings described in this letter and contained in an encrypted Excel report transmitted today to your HAVA Program Officer II Jacob Roberts.

Pursuant to 52 U.S.C. § 205010(b), it appears the state of Nevada may not be in compliance in several respects with the requirements of Section 8 of the National Voter Registration Act of 1993 (NVRA). This federal statute requires election officials to make a reasonable effort to maintain voter registration lists that are free of dead registrants and registrants who have moved to other jurisdictions, and to systematically remove the names of other ineligible registrants [52 U.S.C. §§ 20507(a)(3), (4)(A)-(B), 20507(c)(1)(A)-(B)]. Federal law also requires that list maintenance be "conducted in a manner that...duplicate names are eliminated from the computerized list" of registrants [52 U.S.C. § Hon.

21083(a)(2)(B)(iii)]. Finally, federal list maintenance requirements include the mailing of notices and subsequent lawful actions to inactivate or cancel registrations that are no longer eligible [52 U.S.C. § 20507(d)(2)].

**Finding #1: Delayed Inactivations**

EIPNV has identified **41,040** Nevada registrant whose records show no indications of registration updates or federal voting activity since November 2, 2010 or prior. Since these registrants have likely relocated or died, they may be eligible for inactivation or cancellation yet they remain in “Active” status. Voting histories indicate **3,331** have not voted in 16 or more years and **22,151** have records indicating they have NEVER voted since registering to vote a decade or more ago. Clark County has 38,103 of the potential delayed inactivations, more than 3% of its Active registrations.

**Finding #2: “Delayed Inactivations” to be Mailed Ballots for November 2020**

Should Nevada mail ballots to all Active-status registrants for the November 2020 election, as many as **41,050**-- who may instead be eligible for inactivation or cancellation—will be mailed ballots, including 38,103 in Clark County.

**Finding #3: Delayed Cancellations**

There are **18,290** registrants who were previously inactivated by a county or the state yet remain on the voter list despite no indications of registration updates or voting activity since November 2, 2010 or prior. These registrations may be eligible for cancellation under federal law and Nevada state law [NRS 293.530]. **9,049** have records indicating they have NEVER voted since registering to vote a decade or more ago. Clark County has 14,327 of the suspected delayed cancellations and Washoe County has 1,673.

For this finding EIPNV assumes that (quoting from your May 29, 2020 press release) “...in order for a registered voter to be designated as inactive, a piece of election mail sent to the voter must have been returned as undeliverable and the voter must have failed to respond to a mailer asking the voter to confirm their voter registration information...”, and that “...If an inactive registered voter fails to vote in two federal election cycles (i.e., four years) and the inactive registered voter has no other voter activity during this time, their voter registration in Nevada is cancelled.”

**Finding #4: “Delayed Cancellations” to be Mailed Ballots for November 2020**

Should Clark County mail ballots to all Inactive-status registrants for the November 2020 election, as it did for the June 2020 primary, as many as **14,327** registrants-- who may instead be eligible for cancellation—will be mailed ballots.

**Finding #5: Registrants Aged 105 or Older and Likely Deceased**

Notwithstanding the legal requirement to maintain voter registration lists that are free of dead registrants, there are **74** registrants whose birthdates indicate they are 105+ years old and likely deceased.

**Finding #6: Registrants Aged 105+ to be Mailed Ballots for November 2020**

Should Nevada mail ballots to all Active registrants for the November 2020 election, **63** registrants aged 105+ and likely deceased will be mailed ballots. This includes 40 of Active status and 23 additional Inactive status registrants aged 105+ should Clark County mail ballots to Inactive registrants as it did for the June 2020 primary.

**Finding #7: Missing Information**

There are **1,657** registrants who are missing a birthdate, appear to be missing a legal name, or have a non-alpha character in their names. The Nevada voter registration affidavit requires registrants to list their names as they appear on their Nevada driver license, state ID card or Social Security card, but a majority of the 1,657 have what appear to be “nickname” initials in place of their legal first names. Such missing information hinders the state’s ability to confirm these registrants’ eligibility and to match with death, NCOA and other records required for list maintenance.

**Finding # 8: Duplicated Voter Registrations**

Notwithstanding the legal obligations to eliminate duplicate names from the list, EIPNV has identified **1,289** persons who appear to be registered twice in the state. Each occurrence has the same/similar name and same/similar birthdate at the same address or differing addresses in the state. This includes persons who appear to be registered under both maiden and married last names. Matching phone numbers provide additional evidence for suspected duplicates at differing addresses. Duplicated registrants can easily vote more than once in an election, undetected.

**Finding #9: Suspected Double Voting**

There are **9** suspected duplicated registrants whose voting histories, if they are confirmed as duplicates, show they voted twice in an election. Five appear to have voted twice in the June 2020 primary. They each had two Active registrations and were mailed two ballots. *EIPNV’s analysis of potential double voting excluded 12 counties which currently have incorrect voting histories for the June 2020 election.*

**Finding # 10: Registrants to be Mailed Two Ballots for November 2020**

Should Nevada not correct the registrations it confirms as duplicated, as many as **1,226 registrants will be mailed two ballots for the November 2020 election.** This includes 849 who each appear to have two Active registrations and (should Clark County include Inactives in its mailed ballot plans) 377 Hon.

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additional registrants in Clark County who have one or both registrations as Inactive status. Persons sent more than one ballot can easily vote both ballots undetected.

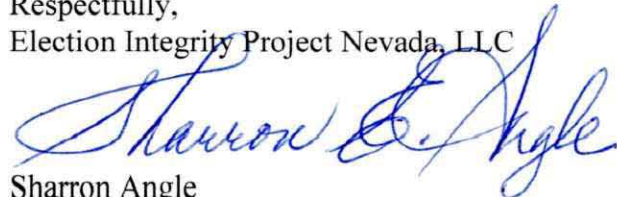
NOTICE: Given the nature of these findings, EIPNV is required to inform you that this letter serves as your statutory notice pursuant to 52 U.S.C. § 20510(b) of violations of Section 8 of the NVRA, 52 U.S.C. § 20507. We look forward to your response within 20 calendar days.

EIPNV offers its findings to you for investigation and confirmation. We respectfully request your office work with Nevada's counties to immediately act under federal law on registrations it confirms as requiring inactivation, duplicates that require correction, and cancellation of those it confirms as ineligible including those deceased or relocated.

In the role of citizen oversight, EIPNV appreciates the opportunity to participate in the implementation of the federal mandate that Nevada comply with NVRA's section 8 for current and accurate voter registration list maintenance. For EIPNV to be optimally effective, we propose a meeting in your Carson City offices (or via Zoom) where we can discuss our findings and offer assistance in clearing up the list anomalies we have identified. Let me know as soon as possible when we could meet.

Meanwhile, please contact Chief Analyst Ellen Swensen at 925-286-1116 or [ellenswensen@eip-ca.com](mailto:ellenswensen@eip-ca.com) for any data questions.

Respectfully,  
Election Integrity Project Nevada, LLC



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Cc: Jacob Roberts, HAVA Program Officer II\*  
Joel F. Hansen, Esq., Hansen & Hansen Lawyers LLC  
Linda Paine, President, Election Integrity Project, California Inc.

\*transmitted encrypted Excel Findings Report. File name: *EIPNV\_20200718\_Findings Report\_20200724*