

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF FLORIDA**

FLORIDA STATE CONFERENCE OF THE  
NATIONAL ASSOCIATION FOR THE  
ADVANCEMENT OF COLORED PEOPLE  
(NAACP), as an organization and representative  
of its members; *et al.*,

Civil No. 4:07cv402 SPM/WCS

vs.

KURT S. BROWNING, in his official capacity as  
Secretary of State for the State of Florida,

Defendant.

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**SUPPLEMENTAL DECLARATION OF GLENN BURHANS, JR. IN FURTHER  
SUPPORT OF PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION**

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Pursuant to 28 U.S.C. § 1746, I, Glenn T. Burhans, Jr., hereby declare as follows:

1. I am over the age of 18 and competent to make this declaration. I am an attorney with the law firm of Greenberg Traurig, P.A., am admitted to practice law in the State of Florida and this District, and am an attorney for Plaintiffs in this action. I submit this declaration to provide the Court true and correct copies of certain documents submitted in connection with Plaintiffs' Supplemental Evidentiary Submission in Support of their Motion for Preliminary Injunction ("Supplemental Submission").
2. Exhibit A is a true and correct copy of the text of § 97.053(6), Fla. Stat., as amended effective January 1, 2008, and as effective until January 1, 2008.

3. Attached as Exhibit B is a true and correct copy of the page entitled *Voter Registration Statistics, Change in Voter Registration* from the website of the Florida Department of State, Division of Elections, dated November 12, 2007, <http://election.dos.state.fl.us/voterreg/changes.asp>.

4. Attached as Exhibit C are true and correct copies of the relevant pages of Exhibit 4, and Exhibits 6A-S, to the Deposition of Miami-Dade County Supervisor of Elections Lester Sola.

5. Attached as Exhibit D is a true and correct copy of excerpts from the Florida Department of State, Division of Elections, *Polling Place Procedures Manual*, effective January 2006.

6. Attached as Exhibit E is a true and correct copy of a PowerPoint presentation entitled *Florida Voter Registration System HSMV Processing, FSASE Conference*, dated May 23, 2007, bearing the Bates numbers DOS 559- DOS 577.

7. Attached as Exhibit F is a true and correct copy of excerpts from the Florida Department of State, Division of Elections, Bureau of Voter Registration Services, *Procedures Manual*, dated August 7, 2007, bearing the Bates numbers DOS 635 and DOS691- DOS 694.

8. Attached as Exhibit G is a true and correct copy of the American Association of Motor Vehicles Administrators' *Social Security Verification (SSV) System Specification, Release 2.1.0*, dated July 2007, bearing the Bates numbers DOS 528- DOS 549.

9. Attached as Exhibit H is a true and correct copy of Defendant Secretary Browning's Amended Response to Plaintiffs' First Set of Interrogatories, dated November 8, 2007.

10. Attached as Exhibit I is a true and correct copy of the Declaration of Kenneth S. Apfel in Support of Temporary Restraining Order and Preliminary Injunction, submitted in *American Federation of Labor v. Chertoff*, No. 07-4472 (N.D. Cal. Aug 29, 2007).

11. Attached as Exhibit J are true and correct copies of: (1) a redacted registration application for Bethzaida Morales Rivera, and (2) a print-out of the corresponding record in the voter registration database, provided by Osceola County in response to Plaintiffs' subpoena in this action.

12. Attached as Exhibit K is a true and correct copy of a July 27 2006 e-mail from BVRSHelp to Vi Thornburg, bearing the Bates number DOS 1550.

13. Attached as Exhibit L is a true and correct copy of an August 30, 2006 e-mail from Tina Norris to BVRSHelp, bearing the Bates numbers DOS 1484 and DOS 1492.

14. Attached as Exhibit M is a true and correct copy of Exhibit 2 to the Deposition of Miami-Dade County Supervisor of Elections Lester Sola.

15. Attached as Exhibit N are true and correct copies of: (1) a January 4, 2007 e-mail from Jason Merrick to Jill Branding, bearing the Bates number DOS 1890; and (2) a January 3, 2007 e-mail from Jill Branding to BVRSHelp, bearing the Bates number DOS 1891.

16. Attached as Exhibit O is a true and correct copy of an April 27, 2006 e-mail from Sandy Brill to Marie Ogilvie, bearing the Bates number DOS 1773.

17. Attached as Exhibit P are true and correct copies of notices sent to unmatched applicants, introduced as Exhibit 4 to the Deposition of Osceola County Supervisor of Elections Donna Bryant; Exhibit 35 to the Deposition of Palm Beach County Assistant Supervisor of Elections Charmaine Kelly; Exhibit 3 to the Deposition of Hillsborough County Deputy Supervisor of Voter Services Sharon Smith; Exhibit 18 to the Deposition of Broward County Supervisor of Elections Brenda Snipes; and Exhibit 3 to the Deposition of Miami-Dade County Supervisor of Elections Lester Sola.

18. Attached as Exhibit Q are true and correct copies of the redacted voter applications of Crescencia Gil, produced in this litigation by Miami-Dade County, bearing the bates numbers DIAZ/MC 15976 and DIAZ/MC 15978.

19. Attached as Exhibit R is a true and correct copy of an April 10, 2006, email from David Watson to Sandy Brill, bearing the Bates number DOS 1420.

20. Attached as Exhibit S is a true and correct copy of an August 31, 2007, e-mail from Lee White to BVRSHelp and Peggy Taff, bearing the Bates number DOS 1823.

21. Attached as Exhibit T is a true and correct copy of a June 16, 2006, e-mail from Amy Woodward to County Supervisors of Elections, bearing the Bates numbers DOS 844- DOS 846.

22. Attached as Exhibit U is a true and correct copy of a letter from Jerry Holland, Supervisor of Elections, Duval County, to Jennifer Maranzano, Staff Attorney, Advancement Project, dated November 20, 2006.

23. Attached as Exhibit V is a true and correct copy of Exhibit 19 to the deposition of Broward County Supervisor of Elections Brenda Snipes.

24. Attached as Exhibit W are true and correct copies of Google Maps demonstrating the distance from Lithia, Florida to the two Supervisor of Elections Offices in Tampa, Florida, and a map of Hillsborough County Precinct 917, where a Lithia resident would vote.

25. Attached as Exhibit X are true and correct copies of Exhibits 2 and 3 to the Deposition of Hillsborough County Assistant Supervisor of Elections James A. Reed, and excerpts from Exhibits 7 and 8 to the Deposition of Miami-Dade County Supervisor of Elections Lester Sola.

26. Attached as Exhibit Y are true and correct copies of the county “Notice[s] of Rights to Provisional Ballot Voters”, introduced as Exhibit 2 to the deposition of Orange County Supervisor of Elections William Cowles; Exhibit 37 to the deposition of Palm Beach County Assistant Supervisor of Elections Charmaine Kelly; Exhibit 4 to the deposition of Hillsborough County Assistant Supervisor of Elections James Reed; and Exhibit 7 to the deposition of Miami-Dade County Supervisor of Elections Lester Sola.

27. Exhibit Z consists of true and correct copies of materials related to the voter registration and provisional ballot of Odile Perez, which were produced by Osceola County pursuant to Plaintiffs’ subpoena in this action. ***Exhibit Z, which contains Confidential Information, has been filed separately under seal pursuant to the Court’s Protective Order, dated Oct. 23, 2007.***

28. Attached as Exhibit AA is a true and correct copy of the letter from John Tanner to Bill McCollum and Maria Matthews, dated Oct. 29, 2007.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct, and that this Declaration was executed on November 14, 2007 in Tallahassee, Florida.

s/Glenn T. Burhans, Jr.  
**GLENN T. BURHANS, JR.**

### **CERTIFICATE OF SERVICE**

Undersigned counsel hereby certifies that a copy of the foregoing *Supplemental Declaration* was served via the Court's CM/ECF electronic filing system this day, November 14, 2007, upon the following counsel of record:

Peter Antonacci  
Allen Winsor  
Andy V. Bardos  
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**GREENBERG TRAUIG, P.A.**

s/Glenn T. Burhans, Jr.  
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