EXHIBIT 121
election officials I should say, are setting up what they call provisional tables, so they can clearly identify, not confuse the voter, what type of ballot they are voting.

The provisional ballot in our county is pink. A conditional only for the ID is blue.

Q. Has the Coconino County recorder's office created any new staff positions in response to Prop 200?

A. Yes, we have. In response to what we've heard, and even the testimony today given by Mr. Gorman, it is clear that we knew we have a problem checking ID, especially since Coconino County has an a large portion of the Navajo reservation. We have come up and identified a new position, which is called an election day technician. It is formerly a troubleshooter. They will be our primary ID checkers, and that will allow, because culturally, it is in my belief offensive to ask a Native American, in my experience of 27 years, for ID. And that -- even in small communities, and I'll use Williams, Arizona, for example, they did not feel comfortable, poll members or poll workers on our inspection boards to ask for ID.

So that person who we are creating this new position would come in, will be identified mostly as county employees, and will go out to the various polling places and be what we are calling primarily the ID checker.

Q. Okay. Forgive me if you already testified to this,
know, either -- and we would call everyone.
Q. Okay. Are there written materials that you would
utilize to inform these EDTs and inspectors that they would
be reverting back to pre-Proposition 200 procedures?
A. We would. And there are some ways -- we have what's
called a -- it's my opinion, or it's my experience, I
should say, that a number of counties are utilizing some of
the same procedures, because it just works well through the
whole state. So we have what's called inspector notebooks.
We would make sure we have our duty cards that are current.
We would pull out some of the ID notification portions of
it, procedures, replace it, tell them to go back to
pre-Proposition 200 procedures. And in all likelihood,
most of our inspectors, we only had two small elections.
Most of our election workers are used to provisional voting
and pre-Prop 200 instructions.
Q. Thank you. Would Coconino County have to print any
new ballots if Proposition 200 were enjoined?
A. Coconino County wouldn't have to print any new
ballots.
Q. In your experience as county recorder, if
Proposition 200 is enjoined, do you think there will be any
confusion or hardship to voters in your county?
A. In my experience, I would say there would be none.
If people come and show that, we would just likely tell
them that that was not needed. There has been a case decided, and no longer their ID is needed. I can't believe voters would be upset that that's the case.

Q. If Proposition 200 is enjoined, do you think your poll workers or inspectors in your county would be confused or suffer any hardship?

A. I don't believe that's the case. In fact, I asked that question at poll worker training in the Grand Canyon, and did not express what my views were one way or another, and they said it could easily be done. These are seasoned inspectors and actually talked among themselves about how they would do that and felt comfortable we didn't have tell the population, just the poll workers.

Q. Ms. Owens, if Proposition 200 is enjoined, are you worried about an onset or increase in illegal immigrants working?

A. In my 27 years of experience I have had, we have not had any cases of that. And in fact, when people have called, making allegations, I support them and tell them in bringing those forth, because we will actually send those up to the county attorneys, feel very strongly that we would prosecute if that was the case.

Q. And you've never had any case to report to the county attorney regarding illegal immigrants voting or imposter voting at the polls?
A. No, I have not.

Q. Ms. Owens, is Coconino County issuing election mail to its registered voters that voters can use as non-photo ID at the polling place?

A. Yes, we have. We wanted to make sure -- our best faith efforts we always put forth. So what we are trying to do is we have issued a new voter ID card, which actually just went out in the last week, and actually this week, probably, too. Instead, the law says, as a sample ballot, we are sending sample ballots not just to household as required in the statute, we are sending them to every registered voter. Those two pieces of information fall under list 2.

Q. Why did Coconino County choose to mail these two pieces of election mail, and change the sample ballot procedure to include the name and address of a particular voter?

A. As I said, we put our best faith effort to follow what the law says we needed to do. We knew that there would be a number of our populace citizens that are registered that did not have a driver's license or anything else. So we are now trying to work with them to tell them that we are going to send those two pieces of mail, knowing full well that many citizens may not get those, because as pointed out, their PO Boxes, they may not check their PO
Boxes, they may not get that, so it was just another way to try to educate.

Q. But do you feel that the mailing -- that these mailings will insure that every voter who comes to the polls will have the ID necessary under Prop 200's polling ID provisions?

A. I think it's very clear from Mr. Gorman's testimony. Even when we've worked with the Nation, we've worked with the Navajo elections portion of it, that it's very complex and confusing because even in our best efforts to educate what was from list 1 and who was list 2, and it's confusing. I have been confused and my staff has been confused.

Q. We talked earlier about active and inactive voters, and I think you mentioned there were around 15,000 inactive voters; is that correct?

A. That's correct.

Q. Do inactive voters have to comply with the Prop 200 if they show up at the polls?

A. Yes, they do.

MS. GREENE: Thank you. I have no more questions.

THE COURT: And you are?

MR. BECERRA: Carlos Becerra.

CROSS-EXAMINATION