

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 1:08-21243-CIV-ALTONAGA

LEAGUE OF WOMEN VOTERS OF FLORIDA,
FLORIDA AFL-CIO, and MARILYNN WILLS,

Plaintiffs,

vs.

KURT S. BROWNING, in his official capacity
as Secretary of State of the State of Florida, and
DONALD L. PALMER in his official capacity as
Director of the Division of Elections within the
Department of State for the State of Florida,

Defendants.

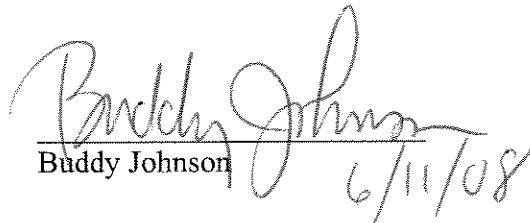
DECLARATION OF BUDDY JOHNSON

I, Buddy Johnson, declare as follows:

1. I am over the age of eighteen and competent to make this Declaration.
2. I am currently Supervisor of Elections for Hillsborough County.
3. In February, 2008, I testified in the trial of *Diaz, AFL-CIO, et al., v. Browning*. I was called to testify by the Plaintiffs.
4. I have reviewed the attached transcript excerpts, which accurately recount a portion of my trial testimony. All of my testimony in that case was accurate and truthful.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated June 10, 2008.


Buddy Johnson 6/11/08

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

AMERICAN FEDERATION OF LABOR AND
CONGRESS OF INDUSTRIAL ORGANIZATIONS;
AMERICAN FEDERATION OF STATE, COUNTY
AND MUNICIPAL EMPLOYEES; AFL-CIO FLORIDA
PUBLIC EMPLOYEES COUNCIL 79, AFSCME; AFL-CIO
SERVICE EMPLOYEES INTERNATIONAL UNION,

Case No. 04-22572-CIV-KING

Plaintiffs.

vs.

Miami, Florida
February 5, 2008
9:00 a.m.

KURT S. BROWNING, SECRETARY OF THE
STATE OF FLORIDA,

Defendant.

TRANSCRIPT OF PROCEEDINGS
NON-JURY TRIAL
BEFORE THE HONORABLE JAMES LAWRENCE KING
UNITED STATES DISTRICT JUDGE
THIS BEING AN EXCERPT THEREOF

REPORTED BY:

DAWN M. WHITMARSH, RPR
Official Court Reporter
United States District Court
400 North Miami Avenue
Room 10503
Miami, Florida 33128
Telephone: 305-523-5598

1 APPEARANCES:

2 FOR THE PLAINTIFFS:

Paul, Weiss, Rifkind, Wharton & Garrison, LLP

3 BY: THOMAS P. ABT, ESQ.

4 BY: MICHAEL HALBERSTAM, ESQ.

5 BY: SARAH A. NOLAN, ESQ.

6 BY: SARAH KROLL-ROSENBAUM, ESQ.

1285 Avenue of the Americas

New York, NY 10019-6064

(212) 373-3111

7 FOR THE DEFENDANT:

GrayRobinson, P.A.

8 BY: PETER ANTONACCI, ESQ.

9 BY: ALLEN C. WINSOR, ESQ.

10 BY: ANDRE V. BARDOS, ESQ.

Suite 600

11 301 South Bronough Street (32301)

P.O. Box 11189

12 Tallahassee, Fl. 32302-3189

(850) 222-7717

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Plaintiffs call Buddy Johnson.

23 Q. Do you currently serve as supervisor of elections for
24 Hillsborough County?

25 A. I do.

6 BY MR. ABT:

7 Q. Mr. Johnson, if you know, do you know how many were
8 submitted in the period just before the close of books.

9 A. I know we got one delivery of 27,000, but there were
10 more. Are you asking for incompletes or for applications
11 submitted?

12 Q. I'm asking for incompletes.

13 A. No. That's not the correct answer to that question. I
14 misunderstood your question. No. I don't know the answer to
15 how many we had that were incomplete and it surely would not
16 have been 27,000.

22 Q. Directing your attention to the 27,000 voter
23 registration applications that were delivered to your office
24 in 2004, towards the end of book closing, can you tell the
25 court when those applications were dropped off?

1 A. The last day.

2 Q. During the prior 10 days prior to book closing, how many
3 additional applications were dropped off at your office?

4 A. I don't have that number.

5 Q. Were those 27,000 applications dropped off by
6 individuals or were they dropped off by groups?

7 A. They were in one bundle. By groups.

15 THE COURT: Okay. Court has a question. Do you know
16 the group or groups that dropped off the one bundle of 27,000
17 applications on the last day before the book closing took
18 place? Do you know the name of the group or groups.

19 THE WITNESS: Judge, it's one of two groups. I don't
20 know which one it was.

21 THE COURT: well, which of the two groups' names that
22 you do know?

23 THE WITNESS: ACORN was one and the other group is -- I
24 forget their name.

25 THE COURT: ACORN. Okay. Thank you, sir. Thank you