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AFFIDAVIT/DECLARATION OF SHIRLEY M. VANDYCK

1. My name is Shirley M. VanDyck. On November 4, 2008, I was eighteen years of age or older, a citizen of the United States, and had maintained a residence in Minnesota for at least thirty days immediately preceding the general election held November 4, 2008. I am providing this declaration because I believe that my November 2008 absentee ballot for that election was improperly rejected because someone determined that the signatures on my absentee ballot application and the certification on the ballot envelope did not match.

2. As of November 4, 2008, I was fully entitled to vote. I was not under court-ordered guardianship in which the court order revoked my right to vote; had not been found by a court to be legally incompetent to vote; and had not been convicted of treason or any other felony that might disqualify me from voting.

3. I was registered to vote for the November 2008 general election. At the time, my permanent residence was 6065 Facility Center Drive NW, Cass Lake, Minnesota in Cass County. I was a resident at this address when I requested, received and voted an absentee ballot in the November 2008 general election.

4. I suffer from Lou Gehrig's disease and, as a result of that illness, I requested my daughter complete an application for an absentee ballot on my behalf. When my daughter signs my name on my behalf and at my direction, I consider that to be my genuine signature.

5. I received an absentee ballot and the ballot was marked in the manner prescribed by the directions sent to me with the ballot. The eligibility certificate printed on the back of the envelope reflects my correct name and address and I signed the certificate with my genuine signature.

6. This ballot is the only ballot I submitted in the November 2008 general election. I did not vote in person on November 4, 2008 or submit any other absentee ballot.

7. If notarized below, this is my Affidavit. If not notarized, it is my declaration under 28 U.S.C. § 1746. I declare under the penalty of perjury that the foregoing is true and correct.

Executed on January 21, 2009.

Sworn and Subscribed before me
on this day of January 2009.

Signature: 
Shirley M. Vandyck

Notary Public