EXHIBIT 3 (part 3)
Q. During that two-week period, did any of your Region 5 offices go without voter registration forms?
   A. Everybody had like their own stockpile. They would just say, "We're running low. We better get more."
   Q. Is there a threshold for how many voter registration forms each office should keep on hand at any given point?
   A. I don't think there's any. It's just a fake number.
   Q. Have any of the local board of election offices ever capped how many voter registration forms a county office can have at a time?
   A. No.
   Q. No? Okay. Let's talk about trainings a little bit. You said earlier that there wasn't a specific voter registration training. Are voter registration services ever mentioned in any of the regular on-the-job trainings?
   A. I don't know.
   Q. Well, when you received a regular on-the-job training, were voter registration services discussed during it?
   A. When I received it.

Q. Uh-huh.
A. No. It wasn't in place when I was trained.
Q. Were you not subsequently trained after that?
A. Only when we were told that we were going to start doing this, and you know, I'm saying somebody must have told us we were doing this, and somebody must have trained us, because, you know, it goes back so far, so long ago.
Q. But since that time in 1993 when, you know, voter registration was required of public assistance agencies, you haven't received any training that included voter registration?
A. Well, we started the GIs. We have the GI.
Q. But aside from those two GIs?
A. Yes, there's a training. We do have a training that is done by our Training Bureau.
Q. What kind of a training?
A. Where they -- I'm certain it's specific just to voter registration.
Q. Okay. Because a minute ago you said there wasn't one.
A. When I was trained, there wasn't. You know, when I first became a caseworker, we didn't do voter registration. Because I was trained in 1986, so it wasn't in place. But then we must have had some type of training in 1993 or 1994 to talk about it, and --
Q. But you don't recall whether you had it or not?
A. Huh-uh. I can't. I can't recall. But I just can't imagine that something new would have been introduced without telling us how to do it.
Q. Okay. Then from 1993 to the present, have you received or conducted a training that included mention of voter registration services?
A. I haven't.
Q. But you said there is some voter registration services training now?
A. You know, I'm certain that there is, that we have in place through our Training Bureau a voter registration -- you know, just probably a short 30-minute, you know --
Q. As of when would that have been in place?
A. Hasn't been that long. Maybe less than a year.
Q. Have you seen it?
A. No, I haven't seen it.
Q. Have you required your county directors to
1. see it?
2. A. Yes, they're specific -- they probably
3. have all had it.
4. Q. But have you required your county
5. directors to review this training?
6. A. No.
7. Q. Have you required the directors to provide
8. it to their employees?
9. A. Yes. They would have gotten it as a --
10. see, we have a Training Bureau, and they tell us
11. what's available for training, and they say, "These
12. are the things that you have to be trained on," and
13. so every county office director is supposed to make
14. arrangements with their local -- with their
15. trainer -- we have a regional trainer -- to have
16. that person go out and provide the training.
17. Q. Okay. But what I'm asking you is if you
18. have ever contacted, say, by any way -- a memo, a
19. phone call, anything -- your 11 county directors and
20. said to them, "Look, you have to provide your
21. employees with voter registration services
22. training"?
23. A. No. Because I know our regional trainer
24. would have called me and told me someone hasn't
25. called to make this, you know, hasn't called me to

1. make the training to arrange for the training. So I
2. rely on her to make sure that it's done. But I
3. haven't required it, because it's required. But I
4. don't say it's me that's requiring it. I'm saying
5. ISD requires it. I don't require it, because I
6. can't require it, you know. They set up specific
7. trainings that everybody has to take, and it's not
8. up to me to remind someone to do it. Our trainer
9. will tell me who has not called her to set up this
10. training.
11. Q. Okay. But as regional manager, it's your
12. duty to ensure that all the offices which you
13. oversee comply with their duties; right?
14. A. Yes.
15. Q. Okay. And so as regional manager it's
16. also your duty to ensure that, you know, all these
17. 11 county directors are being trained adequately so
18. they know how to perform their duties; right?
19. A. Yes.
20. Q. Okay. So you don't have any hand, though, in
21. making sure that these directors are being
22. properly trained?
23. A. Trained -- I guess I'm looking at
24. trained -- there are trainings that are set in place
25. that they have to do, with or without me as their

supervisor. But making sure that I train them, and
others who oversee them, of course I have to do
that. Voter registration falls under the mandatory.
You do that. And that is done through the training
unit.
Q. Okay. So how do you ensure that the
county directors are providing voter registration
services to their employees?
A. I'm trying to -- I go back to, you know,
when we have our meetings and it's part of -- I
guess it's on my built agenda that I say, "You have
to ask everyone if they want to register to vote."
Q. But how often has the voter registration
issue been on your agenda?
A. Well, I get a list every month.
Q. But hold on. My question right now is how
often since you have been regional manager have
voter registration services as an issue been on one
of your agendas?
A. I'd say four times.
Q. Four times?
A. Uh-huh.
Q. Okay. Which four times?
A. I'd have to see. I can't remember. I'd
say it was on my agenda this last meeting that I had

last Friday.
Q. So last Friday you talked about it?
A. And it was on my agenda that we had in
February, I'm sure.
Q. So February of 2010.
A. Uh-huh.
Q. And when were the other two times?
A. I think we met in December.
Q. December of 2009.
A. Uh-huh. And probably in October. So
every other month we're meeting. You know, I
know -- I'd have to go back and see, you know, how
many times that we have talked about it.
Q. So during those four times that you just
listed, you discussed voter registration services?
A. Yes, I did.
Q. Okay. During those four times, did you
say, "You have to make sure that all your employees
are trained in how to provide voter registration
services"?
A. No. I have a printout that I get like
this, and it has every office listed here, and it
has every registration that they said they did the
prior month. And I look it over and I say, "Well,
you know, great job to Otero, you did 76. How come

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us that we should do it. And they created the law, they could have advertised it, they could have published it in the paper, they could have put -- what are different things that you can do to get the message out. They could have had -- they had the responsibility to get the message out.

Q. Okay. Because HSD wasn't getting the message out?

A. I don't know if it's their responsibility.

To me, whoever created the law should have had that -- could have put the message. They could have put billboards and said, "Did you know you could register to vote in these places? Did you know you could register to vote in this place?"

People looked at us like, you know, we got so many. I mean, you can see all the ones we did get from someone who was wondering, I wonder if I am really going to get to register to vote. But you put it on -- now it's so everything falls in place.

Q. Let's look now at the next page, number of registrations completed and sent to county clerk, calendar year 2009. Okay, I'm looking at your region. Let's look at Truth or Consequences. I'm looking at T or C. And I assume that means Truth or Consequences.

A. Uh-huh.

Q. So you know, I'm looking at the entire year, and there are several months -- let's see, eight months -- where zero voter registration applications were received by the office, and a couple months where just one was received, and then one where three were received, and then another where two were received. Now, how frequently do you look at these reports?

A. I see them every month.

Q. And what do you do? Like how do you review them?

A. You know, I have to trust that they know -- no one wanted to register to vote. People were offered, and no one registered.

Q. Well, let's say -- I mean, I know you also look at reports on the numbers of food stamps applications, right --

A. Uh-huh.

Q. -- that your offices turn out. So if you were to see -- and obviously, you would never see numbers as drastic as these. But if you were to see a big dip in the number of food stamp applications that an office is receiving, what would you do about that?
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1. A. Right. And that was just very poor
counting. I'm sure we were doing them. We just
never kept count.

2. Q. Did you ever talk to anybody in your
office about that?

3. A. No. Because I think, to me, it's just,
"Get it done." Because the numbers are going to
show up at the county clerk's.

4. Q. And nobody at the county clerk ever
contacted you?

5. A. I don't know. I thought we were putting
that Z number for a reason. We put the number on
the form, and that should eventually come back to
say, "Oh, this form came from the east Dona Ana
office."

6. Q. Forget about the county clerk. Nobody at
HSD ever contacted you and said, "What's up? Why
are your numbers at zero the entire year?"

7. A. No, nobody did, that I can remember. No
one did. I didn't even know we had zero. I mean,
that's -- I'm like -- I know we must have done some,
but they probably just didn't report it. You know,
ten would have been better. One a month, you know.
Twelve would have been better than, say, zero.

8. Q. But when you were county director, did you

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1. ever check in with your employees to find out if
2. they were, you know, reporting their numbers on
3. voter registration?

4. A. Let me look in the following year. I hope
improved. No. I don't think I remember doing
that.

5. Q. Did you ever train them for voter
registration services?

6. A. I didn't train them, no, because I don't
do training. Oh. Yeah, the following year it
improved a little bit. It got better. We got
seven.

7. Q. For 2007?

8. A. Yeah. Oh, no, there's more. They just
don't have a total. I thought seven was for
December. See, that's what I'm thinking. I'm sure
it was our reporting process. We just weren't
keeping good numbers, and we should have done better
than just putting zeroes. I bet you all those
zeros in there -- there's so many more, but you
know, we just were handing them out. You just
handed them out, and you weren't keeping -- what do
you call it -- track. You know, you weren't keeping
track, but you were handing them out. And so in
retrospect, had we known that one day what we handed

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1. out would have come back to haunt us, we would have
done that. But we didn't know. We thought we were
providing a service by handing them out.

2. Q. Okay. But while you were county director,
were you ever evaluating your staff to ensure that
they were providing voter registration services with
each covered transaction?

3. A. Other than just handing them out, no. You
know, I say the front desk was probably handing them
out, but nobody was keeping track. And I could have
said, "Just hand them out." That's what they want
us to do, make sure when people register, hand them
out. I didn't know that -- you know, maybe we
didn't know the importance of tracking each one at
the time.

4. Q. But you weren't evaluating your staff to
make sure that they were providing voter
registration services?

5. A. I couldn't tell you that.

6. Q. Well, let's just talk about monitoring in
general.

7. A. Okay.

8. Q. Do you require your county directors to
monitor their employees to see if they're providing
voter registration services?

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1. A. They monitor them for what they have to
do, but I don't know that it's specific to voter
registration.

2. Q. And you have never issued a specific --

3. A. I have never required it.

4. Q. -- issued a specific instruction?

5. A. No, I never have.

6. Q. Has the Secretary of State's office ever
evaluated your regional offices to find out if
you're providing voter registration services?

7. A. Not that I'm aware of.

8. Q. Have you had any interaction with them
about voter registration?

9. A. No.

10. Q. Okay. Do you know anything about how your
computer system works?

11. A. Our computer system?

12. Q. Yeah.

13. A. Oh, yes.

14. Q. Do you like -- how often are changes made
to the system?

15. MS. LUJAN: I would object to the extent
that she doesn't know that information. So if you
could just clarify that on every question that it is
that she knows of, that would be helpful.