



COMMONWEALTH OF KENTUCKY
OFFICE OF THE ATTORNEY GENERAL

JACK CONWAY
ATTORNEY GENERAL

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June 21, 2012

Mr. Corbin Carson
News 21 Journalist
Cronkite School of Journalism
555 N. Central Avenue, Suite 302
Phoenix, AZ 85004

Dear Mr. Carson:

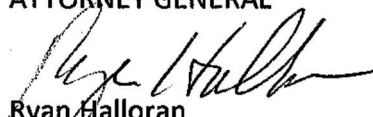
Your open records request dated June 18, 2012, received by this office on June 19, 2012, via e-mail has been referred to me for reply. In your request you ask for a list of cases concerning voter fraud. There is no requirement for an agency to create a list in response to an open records request, but we will, within our resources, accommodate you in that area. Please find enclosed two pages containing information on four election law cases prosecuted by this office that are responsive to your request. Also enclosed is a copy of an e-mail dated July 06, 2011, directed to Allison Martin from Bob Foster with a list of links to public corruption cases this office was involved with. These cases should include election fraud cases. There may be more cases, but we need until June 29th to search the records of individual prosecutors and investigators who are now on leave to retrieve those. The records are kept by the individual who worked the case and there is no uniform retrieval process or procedure for keeping the records. We are sorry for the delay.

There also may be records responsive to your request with the Administrative Office of the Courts. The Office is located at 100 Millcreek Park, Frankfort, Kentucky 4601; telephone: 502-573-2350. Additionally, records related to federal prosecutions of voting fraud would be kept by the U.S. Attorneys for the Eastern and Western Districts of Kentucky. The U.S. Attorney for the Eastern District is the Hon. Kerry B. Harvey, Suite 300, 260 West Vine Street, Lexington, Kentucky 40507-1612; Telephone: 859-233-2661. The U.S. Attorney for the Western District is the Hon. David J. Hale, 10th Fl., BB&T Building, 510 West Broadway, Louisville, Kentucky 40202; Telephone: 502-582-5911.

If you wish to appeal this decision you may do so by filing a complaint with the Office of the attorney General, Capitol Building, Room 118, 700 Capital Avenue, Frankfort Kentucky 40601, pursuant to KRS 61.880 (2) or go directly to the Franklin Circuit Court under KRS 61.882(2).



Sincerely,
JACK CONWAY
ATTORNEY GENERAL


Ryan Halloran
Assistant Attorney General

ELECTION LAW CASES PROSECUTED

2000 TO PRESENT

Bullitt County

Stephen Ray Thomason

Defendant, a convicted felon, registered to vote

All from January, 1973 to January, 2009

09-CR-00035

Wrongful Registration (D felony)

January 25, 2010

KRS 119.025

P of G, one (1) year, pre-trial diversion for five (5) years

Lawrence County

Hugh Melvin Perkins

Defendant, a convicted felon, registered to vote

All from 1992 to 2010

10-CR-00001

Wrongful Registration (D felony)

June 21, 2010

KRS 119.025

P of G, one (1) year, pre-trial diversion for four (4) years

ELECTION LAW CASES PROSECUTED

2000 TO PRESENT

Clark County

James S. Angel

Defendant, a convicted felon, registered to vote

All from October, 2004, to present

10-CR-00032

Wrongful Registration (D felony)

Defendant failed to appear

KRS 119.025

Outstanding Arrest Warrant

Grant County

William Andrew King

Defendant, a convicted felon, registered to vote

General election, 2009

10-CR-00026

Wrongful Registration (D felony)

August 11, 2010

KRS 119.025

P of G, one (1) year, pre-trial diversion for four (4) years

Martin, Allison (KYOAG)

From: Foster, Bob (KYOAG)
Sent: Wednesday, July 06, 2011 12:16 PM
To: Martin, Allison (KYOAG)
Subject: FW: Updated Info - John Cheves Inquiry

I added three press releases regarding the Public Integrity Branch. Let me know if I need to do anything else. Thanks,
Bob

From: Martin, Allison (KYOAG)
Sent: Wednesday, July 06, 2011 11:25 AM
To: Foster, Bob (KYOAG); Denham, Mitchel (KYOAG); Hughes, Patrick (KYOAG); Nickles, Dana (KYOAG)
Subject: FW: Updated Info - John Cheves Inquiry

FYI--- this is a list I sent to John Cheves when he called about public corruption cases in March.

Allison

From: Foster, Bob (KYOAG)
Sent: Tuesday, March 22, 2011 4:06 PM
To: Martin, Allison (KYOAG)
Subject: RE: Updated Info - John Cheves Inquiry

Looks good to me.

From: Martin, Allison (KYOAG)
Sent: Tuesday, March 22, 2011 3:56 PM
To: Foster, Bob (KYOAG); Marshall, Thom (KYOAG)
Subject: Updated Info - John Cheves Inquiry

OAG Public Corruption Cases

<http://migration.kentucky.gov/Newsroom/ag/june2011electionaudit.htm>

<http://migration.kentucky.gov/Newsroom/ag/bussellsentenced.htm>

<http://migration.kentucky.gov/Newsroom/ag/magoffinvotebuying.htm>

<http://migration.kentucky.gov/Newsroom/ag/wardpleadsguilty.htm>

<http://migration.kentucky.gov/Newsroom/ag/hintonplea.htm>

<http://migration.kentucky.gov/Newsroom/ag/Reedaissonconviction.htm>

<http://migration.kentucky.gov/Newsroom/ag/covingtonelectionconviction.htm> - 3 officials involved in this case

<http://migration.kentucky.gov/Newsroom/ag/loyallcityclerk.htm>

<http://migration.kentucky.gov/Newsroom/ag/viccoofficialmisconduct.htm>

<http://migration.kentucky.gov/Newsroom/ag/letchercononercase.htm>

<http://migration.kentucky.gov/Newsroom/ag/obanionpleaagreement.htm> - 3 separate officials involved in this case

<http://migration.kentucky.gov/Newsroom/ag/wardresigns.htm>

Comm. v. Julie Erwin and Lonnie Harp – Boyle Co. School Board members charged with Illegal Campaign Activity – Class A Misdemeanor. Pled guilty under Pretrial Diversion Agreement, paid investigative costs, charges dismissed after 6 month diversion.

<http://migration.kentucky.gov/Newsroom/ag/adaircountyvarson.htm>

Public Corruption Investigations Conducted by Office of Attorney General prosecuted by other agencies because of jurisdiction

Perry County Clerk's office employee Donna Combs – stole money from clerk's office

<http://www.wkyt.com/wymtnews/headlines/89654857.html>

Kathy Miller – CHR employee selling pirated DVD's <http://www.wkyt.com/home/headlines/51603652.html>

Perry County vote-buying. Neace was County Judge / Chester Jones was chairman of the Democratic Party.

<http://www.lex18.com/news/ex-official-pleads-guilty-in-vote-buying-case1/>

Betty Sue Whitaker / Mining Inspections employee <http://migration.kentucky.gov/Newsroom/ag/whitakerindicted.htm>

Kitty Duncan – Bell County Clerk – Theft June 13, 2008 – Had to paste this information purchased from newspaper archive

Former circuit court employee indicted

Author: C.J. Harte; Correspondent

Section: News

Page: 1, 3

Estimated printed pages: 2

Article Text:

PINEVILLE ... A Bell County Grand Jury recently indicted Kitty Duncan, 30, of Middlesboro. Duncan is a former employee of the Bell County Circuit Court Clerk. She is charged with 34 counts of illegally taking funds from the circuit court clerk's office. She allegedly stole \$13,452.50 from Bell Circuit Court Clerk Colby Slusher's office during December, 2007, and January, 2008.

Duncan is charged with unlawful disposition by voiding receipts from some District Court cases. Slusher could not be reached for comment on the indictment.

Karen Eaton – Executive Director of Franklin/Simpson Chamber of Commerce embezzlement case

<http://migration.kentucky.gov/Newsroom/ag/eatonsentenced.htm>

Moses Young & Sharon Harris – 2 CHR employees bribery case <http://www.whas11.com/news/local/64148967.html>

Magoffin Vote Buying - <http://migration.kentucky.gov/Newsroom/ag/magoffinvotebuying.htm>

Lexington Airport Investigation. / 4 public officials involved <http://www.kentucky.com/2009/01/17/660985/criminal-investigation-at-airport.html>

Monroe County Mayor - <http://www.fox41.com/Global/story.asp?S=14191706>

Clay County vote-buying - <http://www.kentucky.com/2011/03/09/1662339/judge-sentences-clay-official.html>

Ongoing investigations – 10 ongoing public corruption investigations

Allison Gardner Martin

Assistant Deputy Attorney General - Administration
Communications Director
Kentucky Attorney General Jack Conway
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Frankfort, KY 40601
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Cell: (502) 229-3004