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DATE: November 20, 2020

TO: Peggy Carabajal
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FROM: Robert J. Rivera, CPA, PC

SUBJECT: Post-Election Voting System Check for the November 3, 2020 General Election

The New Mexico Secretary of State, Maggie Toulouse Oliver, has engaged the accounting firm of Robert J. Rivera, CPA, PC, from Santa Fe, New Mexico to perform an “Accuracy Check of the Voting Tabulators” in conjunction with the November 3, 2020 general election. This agreed-upon procedures engagement will be performed in accordance with the American Institute of Certified Public Accountants (AICPA) statements on standards for attestation engagements. As set forth in Section 1-14-13.2, NMSA 1978 and 1.10.23.9 NMAC, the “Accuracy Check of the Tabulators” is performed after each general election. All voter precincts in the State of New Mexico are subject to selection for the voting system check. This will be a check on the accuracy of precinct electronic vote tabulators, alternate voting location electronic vote tabulators (early voting) and absent voter precinct electronic vote tabulators.

The law requires the following:

1. County clerks to manually recount the paper ballots for races for selected precincts enumerated in the law (the selection to be determined by the independent auditors).
 - a. Precincts be publicly selected using a random method.
 - b. Precincts are to be selected for the following races:
 1. All federal offices,
 2. Governor whenever contested,
 3. One other statewide race other than the Governor determined by the smallest winning margin in those races.
 - c. The number of precincts selected for each of the races is determined by the winning margin in those races.
2. The county clerks return the tally sheets to the auditors which were used in the manual recount for the auditor’s evaluation.
3. The auditors evaluate the recounts versus the original machine vote number and determines whether further recount is needed (based on the law).

Pursuant to Section 1-14-13.2 NMSA 1978, a portion of the Election Code, this is notification of the precincts in your county that are to be included in the voting system check. For these precincts, please report to us a hand recount of the precinct vote totals, including Election Day, Early Absentee and Absentee by mail for candidates for the offices indicated in the table below.

We have attached tally sheets to be used for the hand recounts. Please use the tally sheet that corresponds to the method you choose to employ in the recount and reproduce as many copies as you need. (You may wish to modify the hand tally sheets to suit your needs). You are required by law to return the recount tally sheets to us within ten days of this notice.

For your information, 6 precincts within the State for the President and Vice-President of the United States will be checked, 10 precincts within the State for United States Senator will be checked, 9 precincts in the Second Congressional District within the State will be checked for the United States Representative District 2 race, and 18 precincts within the State will be checked for the Judge of the Court of Appeals Position 3. The First and Third Congressional Districts U.S. Representative races resulted in a winning margin of more than 15%, thus no precincts for those races are required to be checked.

Individual Precincts and Races Requiring Re-Count in Valencia County:

Valencia County					
		U.S. President and Vice-President (Y or N)	U.S. Senator (Y or N)	U.S. Representative District 2 (Y or N)	NM Court of Appeals Position 3 (Y or N)
	Precinct No.				
1	30				Y
2					
3					
4					
5					
6					
7					
8					
9					
10					