

STATE OF CONNECTICUT
STATE ELECTIONS ENFORCEMENT COMMISSION

Complaint of Barbara Macey
Stratford

File No. 2009-070

FINDINGS AND CONCLUSIONS

Complainant filed a complaint with the Commission on April 9, 2009 pursuant to General Statutes §9-7b, alleging that Robin Moayed-Amini (hereinafter "Respondent") of Stratford violated General Statutes § 9-360 by fraudulently using Complainant's address to register and vote at November 4, 2008.

After an investigation of the matter, the Commission makes the following findings and conclusions:

1. Complainant resides at 62 Woodcrest Avenue and alleged that Respondent registered to vote and voted, using her address, although she does not live there. Complainant was alerted when she received mail addressed to Respondent from the Stratford Registrar's of Voters' office at 62 Woodcrest Avenue.
2. Respondent resides at 31 Birch Place, which she has owned and occupied since 1993. She has voted in Stratford sporadically at the Stratford High School polling place using 31 Birch Place as her registration address. Coincidentally, Respondent actually lived at 62 Woodcrest Avenue in Stratford between the years 1976 through 1981, under her maiden name "Harralchik," but has not lived at that address for nearly 30 years.
3. Connecticut Voter Registration System (hereinafter "CVRS") indicates that Respondent is registered at 62 Woodcrest Avenue, Stratford, and that she was previously registered at 31 Birch Place.
4. On November 4, 2008, Respondent went to her polling place located at the Stratford High School using 31 Birch Place as her registration address. Respondent maintains that she was surprised that her name appeared on the Official Voter list at 62 Woodcrest Avenue. Respondent informed the polling place officials that her address was 31 Birch Place and that 62 Woodcrest Avenue was not her correct address.
5. The Stratford High School polling place officials on Election Day 2008 told Respondent that she was at the wrong polling place and sent her to Wooster Junior High School to vote because she was registered on the voting list at 62 Woodcrest Avenue. As directed, Respondent went to Wooster Junior High School to vote, and explained to the polling place officials that she had not ever voted there. Respondent was allowed to vote, and they told her that they would "clean-up" the voting address problem after the election.

6. General Statutes § 9-360 provides:

Any person not legally qualified who fraudulently votes in any town meeting, primary, election or referendum in which the person is not qualified to vote, and any legally qualified person who, at such meeting, primary, election or referendum, fraudulently votes more than once at the same meeting, primary, election or referendum, shall be fined not less than three hundred dollars or more than five hundred dollars and shall be imprisoned not less than one year or more than two years and shall be disfranchised. Any person who votes or attempts to vote at any election, primary, referendum or town meeting by assuming the name of another legally qualified person shall be guilty of a class D felony and shall be disfranchised.

7. Respondent acknowledges, and records confirm, that she voted at 62 Woodcrest Avenue, based on the instructions of polling place officials on November 4, 2008.
8. After voting, Respondent went in person to the Stratford Registrars' of Voters office and informed them that she had not lived at 62 Woodcrest Avenue for decades. Respondent was shown a voter registration card by Stratford Registrars' staff that was dated July 10, 2008 purportedly submitted in her name registering at the 62 Woodcrest Avenue address. Respondent denies that she ever completed the voter registration card in question.
9. In fact, the voter registration card described in paragraph 8, above contains errors such as the incorrect telephone number and incorrect last four digits of Respondent's social security number. Furthermore, a comparison of the signature on the voter registration card with a sample provided by Respondent reveals a distinct handwriting style for each.
10. It is concluded that the Respondent did not complete the voter registration application purportedly submitted in her name dated July 10, 2008.
11. While there is ample evidence that leads to the conclusion that Respondent did not complete the voter registration card that is the subject of this investigation, there is insufficient evidence to determine who submitted the July 10, 2008 voter registration card which purportedly registered Respondent at 62 Woodcrest Avenue.
12. While Respondent did not vote in the correct district on November 4, 2008, the Commission will take no further action under the facts and circumstances of this case.

ORDER

The following Order is issued on the basis of the aforementioned findings:

That the matter be dismissed.

Adopted this 23rd day of June 2010 at Hartford, Connecticut

A handwritten signature in black ink, appearing to read "Stephen F. Cashman", written over a horizontal line.

Stephen F. Cashman, Chairman
By Order of the Commission