

OPEN VOTING SOLUTIONS, INC.

3 Silver Beech Court

Poquott, NY 11733

631-689-3736 Office

[REDACTED] Mobile

August 24, 2006

John Ferri
State Board of Elections
40 Steuben Street
Albany, NY 12207-2108
518-474-6220

Dear Mr. Ferri:

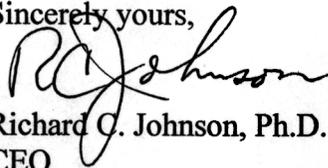
Please accept the enclosed application for testing of our voting system. I am enclosing a check for \$5,000 and sample printed ballots done from and for our scanning system (the bar code is a random ID number, not a serial number, and it is used to orient the page for the scanner. I am enclosing a set of manuals on a CD and I am enclosing the application itself. Please feel free to contact me at any time; I will be in my office most of Friday, but I will be in NYC next week on my mobile phone [REDACTED].

Please let me know if there are any questions about our system, our manuals, our application, or anything else. We greatly appreciate the help we have received from your office.

Note: although I enclosed the propositions on a separate page, our scanner does two sided pages and the propositions could be put on a reverse side of another ballot page. I gave 8.5x11 page examples; our scanner and ballot printer can do a maximum page size of 8.5x14 inches.

Thank you.

Sincerely yours,



Richard C. Johnson, Ph.D.
CEO

rcjohnson@openvotingsolutions.com

RECEIVED
NEW YORK STATE
BOARD OF ELECTIONS
ALBANY, NEW YORK
2006 AUG 25 AM 10:39

NEW YORK STATE BOARD OF ELECTIONS
ELECTION OPERATIONS UNIT
40 STEUBEN STREET
ALBANY, NEW YORK 12207-2109

APPLICATION FOR CERTIFICATION OF VOTING SYSTEM

NAME OF VENDOR Open Voting Solutions, Inc. CONTACT PERSON Richard C. Johnson
ADDRESS OF COMPANY 3 Silver Beech Court, Poquott, NY 11733
TELEPHONE NUMBER 631 689 3736 FAX NUMBER 631 689 3774 EMAIL RCJohnson@openvotingolutions.com MOBILE [REDACTED]
FEDERAL TAX IDENTIFICATION NUMBER 16-1740929

DESCRIPTION OF VOTING SYSTEM

Combined precinct and absentee voting system, using open source voting applications with commercial off the shelf components. High security and low cost are features of this paper ballot scanning system.

VOTING SYSTEM HARDWARE INFORMATION

TYPE OF SYSTEM

 DIRECT RECORD ELECTRONIC X PRECINCT O/S X ABSENTEE OTHER

MODIFICATION TO AN EXISTING NYS CERTIFIED SYSTEM [] YES X NO IF YES, CHECK APPROPRIATE BOX BELOW

[] MODIFICATION TO HARDWARE [] MODIFICATION TO SOFTWARE [] MODIFICATION TO HARDWARE AND SOFTWARE

NAME OF SYSTEM Open Scan MODEL NUMBER 1.0

LIST ALL AUXILIARY COMPONENTS Oracle 10g Enterprise, Kodak i40 scanner, HP ML150 G3 Proliant server, HP dx5150 Host computers, HP printers.

FIRMWARE AND SOFTWARE RELEASE INFORMATION

IF YOU CHECKED YES TO MODIFICATION TO SOFTWARE ABOVE PLEASE ENTER BOTH THE CURRENT CERTIFIED RELEASE # AND THE MODIFIED RELEASE # BELOW

FIRMWARE RELEASE # (DRE) N/A

EMS BALLOT DEFINITION SOFTWARE RELEASE # V 1.0

EMS ACCUMULATION SOFTWARE RELEASE # V 1.0

IS SYSTEM FEDERALLY QUALIFIED? QUALIFICATION # NO

GENERAL INFORMATION

DO YOU OWN ALL RIGHTS TO THIS EQUIPMENT? YES X NO

IF NO, EXPLAIN Open Source is Non-Proprietary. HP, Kodak, and Oracle own commercial, off the shelf items.

TYPE OF BUSINESS/ORGANIZATION:

X CORPORATION

_____ PARTNERSHIP

_____ INDIVIDUAL

IF A CORPORATION:

STATE OF INCORPORATION Delaware

AUTHORIZED TO DO BUSINESS IN N.Y.S.?

X YES _____ NO

MAINTAIN OFFICE IN N.Y.S.?

X YES _____ NO

INDEPENDENTLY OWNED?

X YES _____ NO

EO-05 (6/97)

IF NO, NAME AND ADDRESS OF PARENT COMPANY: _____

IS ANY PART OF THE SYSTEM MANUFACTURED OR ASSEMBLED BY ANOTHER COMPANY?

X YES

_____ NO

IF YES, NAME: Oracle; HP; Kodak

ADDRESS: Redwood Shores, CA; Palo Alto, CA; Rochester, NY

VOTING SYSTEM HISTORY INFORMATION

ALL JURISDICTIONS WHERE PRESENTLY CERTIFIED:

ALL JURISDICTIONS WHERE SYSTEM HAS BEEN USED:

NONE

NONE

APPLICATION REQUIREMENTS

A check made payable to the State Board of Elections in the amount of \$5,000.00 which shall be placed in the State Special Revenue Account. Notice shall be provided to vendor when additional funds are required to be deposited.

Three copies of the operating or instruction manuals pertaining to the voting system are to be included with the completed application.

No application shall be deemed to be filed until all documentation, required under §§ 6209.4 and 6209.5 of the Rules and Regulations of the State Board have been submitted to such Board or its designee.

ATTESTATIONS

I HEREBY AGREE TO PROVIDE THE VOTING SYSTEM AND TO FURNISH ALL DOCUMENTATION REQUIRED BY PART 6209 OFFICIAL COMPILATION OF CODES, RULES AND REGULATIONS OF THE STATE BOARD OF ELECTIONS OR ITS DESIGNEE UPON DEMAND AND FURTHER AGREE TO REIMBURSE THE STATE BOARD FOR THE COST OF EXAMINATION WITHIN THIRTY (30) DAYS OF RECEIPT OF NOTIFICATION OF SUCH COST. I UNDERSTAND THAT I MAY BE REQUIRED TO PLACE THE VOTING SYSTEM IN THE STATE BOARD'S POSSESSION FOR AS LONG AS SUCH SYSTEM IS IN USE IN NEW YORK STATE.

I HEREBY ACKNOWLEDGE THAT I HAVE READ AND UNDERSTAND MY OBLIGATIONS UNDER §6209.4 (I), REQUIRING DISCLOSURE OF FINANCIAL CONTRIBUTIONS MADE BY ANY OFFICER, CONTROLLING SHARE HOLDER OR THE VENDOR WITHIN THE UNITED STATES OF AMERICA TO ANY POLITICAL PARTY OR CANDIDATE WITHIN 2 YEARS OF SUBMISSION OF THIS APPLICATION, AND HAVE PROVIDED THE SAME.

I HEREBY ACKNOWLEDGE THAT I HAVE READ AND UNDERSTAND MY OBLIGATIONS UNDER §6209.5 (G), REQUIRING DISCLOSURE OF ANY PECUNIARY INTEREST IN OR ANY DIRECT OR INDIRECT CONTROL OVER ANY TESTING LABORATORY WHICH MAY BE USED IN CONNECTION WITH THE CERTIFICATION OF THIS VOTING SYSTEM.

6/24/06

DATE



SIGNATURE OF APPLICANT

CEO

TITLE

QUARTERLY POLITICAL CONTRIBUTION AFFIDAVIT

Instructions:

In accordance with Sections 6209.4 (I) and 6209.8 (B) of Subtitle V of Title 9 of the *Official Compilation of Codes, Rules and Regulations Voting Systems Standards* all vendors shall submit with their application forms, sworn affidavits from the president, chief executive officer or chief operating officer of the vendor, disclosing any contributions made within the United States by any of those officers, by the vendor itself, or by any controlling shareholder to any political party or candidate for any office, within two years prior to the date the application is submitted. After the submission of any application forms, or after the submission of any such affidavit, a vendor must submit to the Election Operations Unit, an affidavit at the end of each calendar quarter (March 31, June 30, September 30 and December 31), disclosing whether or not any new contribution has been made. The submission of such affidavits shall be required throughout the period during which the system is certified in New York.

I Richard C. Johnson hereby swear under penalty of perjury that:

1. I am the CEO of Open Voting Solutions, Inc.
(President, CEO, or COO) (Company Name)

2. I make this affidavit in support of the application of for certification of voting equipment and systems for use in the State of New York.

3. Please check either section A or section B:

A. The company, president, chief executive officer, chief operating officer, or controlling shareholder of the company **has not** made any political contributions within the United States to any political party or candidate for office since the date of the preceding quarterly affidavit.

B. The company, president, chief executive officer, chief operating officer, or controlling shareholder company **has** made a political contribution(s) within the United States to a political party or candidate for office since the date of the preceding quarterly affidavit. A list of the contribution(s) is contained on the attached schedule.

Signed [Signature]
(President, CEO, or COO)

Dated: 9/21/07

FILED STATE
NEW YORK ELECTIONS
BOARD OF ELECTIONS
ALBANY, NEW YORK

SEP 24 AM 10:43

Sworn and Subscribed to before me this 21st day of September

[Signature]
(A Notary Public)

SHANNON M WENTWORTH
NOTARY PUBLIC-STATE OF NEW YORK
No. 01WE6158117
Qualified in Suffolk County
My Commission Expires December 18, 2010

[Signature]