



June 29, 2006

New York State Board of Elections
Election Operations Unit
40 Steuben Street
Albany, NY 12207-2109

Subject: New York State IFB 20362
Application for Certification of Voting Systems

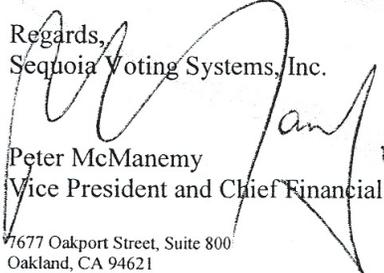
The following is provided pursuant to the requirements of Section 6209.4, J of Subtitle V of Title 9 of the Official Compilation of Codes, Rules and Regulations Voting Systems Standards.

In 1993 Sequoia Voting Systems, Inc. ("Sequoia") entered into a contract with the City of New York. Pursuant to such contract, Sequoia then entered into a subcontract agreement with Deloitte and Touche USA, LLP in May 19, 1993 to provide certain data processing services to the New York City Board of Elections Target Central System. Due to issues concerning Deloitte's performance under the subcontract, a dispute resulted which was fully settled between the parties by Settlement Agreement dated June 22, 2000.

On January 31, 2001, Philip Foster, an employee of Sequoia, was indicted in the State of Louisiana in connection with an alleged bid rigging conspiracy. It was and is the position of Mr. Foster that this indictment was politically motivated. Mr. Foster was vindicated when the trial court dismissed the indictment prior to trial, which dismissal was upheld by the Louisiana Court of Appeal, First Circuit on February 14, 2003.

Should any additional information be required, please feel free to contact me.

Regards,
Sequoia Voting Systems, Inc.


Peter McManemy
Vice President and Chief Financial Officer

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**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: Sequoia Voting Systems, Inc. CONTACT PERSON: Paul Nolte
ADDRESS OF COMPANY: 7677 Oakport Street, Suite 800, Oakland, CA 94621
TELEPHONE: 501-258-499 FAX: 501-258-4997 EMAIL: pnolte@sequoiavote.com MOBIL: 501-258-4997
FEDERAL TAX IDENTIFICATION NUMBER: 37-1274619

DESCRIPTION OF VOTING SYSTEM

The AVC Advantage is a Direct-Record Electronic voting machine. It performs the following functions:

- Validate and load ballot definitions.
- Perform pre-election testing and verifications.
- Perform election day voting.
- Perform post-election testing and verifications.
- Print Zero Proof and Results Reports.
- Perform maintenance diagnostic tests and functions such as Audit Trail Transfer, Set Time/Date, and print the Event Log report.

The AVC Advantage provides a full-face ballot presentation for the voter, with up to 504 voting positions. The voting positions are represented by an array of pushbutton switches and LEDs. A printed overlay is used to indicate each contest and candidate, and to provide instructions as desired by the jurisdiction. A Mylar sheet is secured on top of the printed overlay to protect it.

Privacy panels, a privacy curtain and an integral booth light are standard. Internal battery backup provides up to 16 hours of operating time.

The AVC Advantage is tended by a poll worker. A separate Operator Panel is provided for the pollworker, and permits rapid activation for voting and monitoring of machine status (including error conditions).

VOTING SYSTEM HARDWARE INFORMATION

TYPE OF SYSTEM

DIRECT RECORD ELECTRONIC PRECINCT O/S ABSENTEE OTHER

MODIFICATION TO AN EXISTING NYS CERTIFIED SYSTEM: YES NO IF YES, CHECK APPROPRIATE BOX BELOW

MODIFICATION TO HARDWARE MODIFICATION TO SOFTWARE MODIFICATION TO HARDWARE AND SOFTWARE

NAME OF SYSTEM: Advantage MODEL NUMBER: D-10

LIST ALL AUXILIARY COMPONENTS:

- The AVC Advantage includes an optional audio voting interface. This interface uses Sequoia's standard Rev C Audio Box. The voter navigates through the ballot using Next, Back and Select buttons. Help instructions are available at any time. The audio box allows the voter to control the volume and playback speed.
 - Audio voting is enabled by a poll worker.
 - All voting functionality that is available to sighted voters is included for audio voting. Ballots cast with the audio interface are not distinguished in any way from those cast using visual voting.
- VVPAT Printer: Used to produce a voter verifiable paper record of each ballot.

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): Current: Advantage Firmware 6.0A
Proposed: Advantage Firmware 10.2

EMS BALLOT DEFINITION SOFTWARE RELEASE #: WinEDS 3.1

EMS BALLOT ACCUMULATION SOFTWARE RELEASE #: WinEDS 3.1

IS SYSTEM FEDERALLY CERTIFIED? QUALIFICATION #: The Advantage firmware listed above is not federally certified. Component level ITA testing of Advantage Firmware 10.2 to the 2002 VSS is expected to be completed by July 15, 2006.

GENERAL INFORMATION

DO YOU OWN ALL RIGHTS TO THIS EQUIPMENT? Yes

IF NO, EXPLAIN:

TYPE OF BUSINESS ORGANIZATION: Corporation

CORPORATION PARTNERSHIP INDIVIDUAL

IF A CORPORATION:

STATE OF INCORPORATION: Delaware

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

MAINTAIN OFFICE IN N.Y.S.? Yes, Operations Service Center in Jamestown, NY

INDEPENDENTLY OWNED? No.

IF NO, NAME AND ADDRESS OF PARENT COMPANY: Smartmatic Corporation
1001 Broken Sound Parkway
Boca Raton, FL 33487

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

HARVARD CUSTOM MFG
941 RT 38
OWEGO, NEW YORK 13827
HARVARD MANUFACTURES THE INSIGHT, THE ADVANTAGE AND ADVANTAGE D-10

VOTING SYSTEM HISTORY INFORMATION

ALL JURISDICTIONS WHERE PRESENTLY CERTIFIED:

While the specific systems being proposed for the N.Y.S. are not currently certified, Sequoia Voting Systems voting systems are certified for use in the following states:

- California
- Colorado
- Florida
- Illinois
- Louisiana
- Michigan
- Missouri
- Nevada
- New Jersey
- New Mexico
- New York
- Oregon
- Pennsylvania
- Washington
- Wisconsin

ALL JURISDICTIONS WHERE SYSTEM HAS BEEN USED:

See attached file: Sequoia DRE Installation List.pdf

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 instructions 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(f), 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 §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.

7-2-06
DATE

Jack A. Blain
SIGNATURE OF APPLICANT

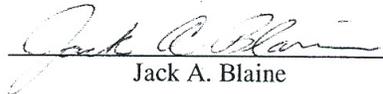
PRESIDENT - SEQUOIA
TITLE

AFFIDAVIT OF JACK A. BLAINE

STATE OF Florida)
COUNTY OF Palm Beach) SS:

The undersigned, Jack A. Blaine, being of full age and duly sworn upon his oath, deposes and says:

1. I am President of Sequoia Voting Systems, Inc., a Delaware corporation (“Sequoia”) and make this Affidavit in support of the application of Sequoia for certification of voting equipment and systems for use in the State of New York.
2. Neither I nor Sequoia have made any contribution within the United States to any political party or candidate for office within two (2) years prior to the date of this Affidavit.
3. The sole and controlling shareholder of Sequoia is Smartmatic Corporation, a Delaware corporation. Smartmatic Corporation has not made any contribution within the United States to any political party or candidate within two (2) years prior to the date of this Affidavit.

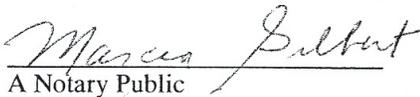

Jack A. Blaine

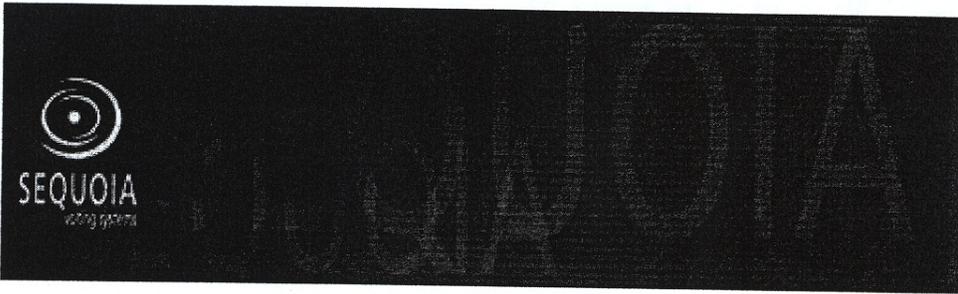
Dated: June 29, 2006

Sworn and Subscribed to
before me this 29 day of
June, 2006



Marcia Gilbert
Commission #DD157205
Expires: Nov 15, 2006
Bonded Thru
Atlantic Bonding Co., Inc.


A Notary Public



h-1 Sequoia Voting Systems affirms that the three systems (AVC-L,AVC-d-10,Insight) we are submitting to the New York State Board of Elections for NYS 2005 certification will comply with all applicable rules adopted by the State Board and with 2005 Federal Voting Guidelines not inconsistent with state law or these regulations, and will be suitable for use by voters

h-2 Sequoia Voting Systems will for the OSG Bid provide a statewide, uniform price for each unit of the voting system's equipment for any and all systems submitted.

h-3 Sequoia Voting Systems affirms that the submitted voting software doesn't contain any code, procedures or other material including but not limited to 'viruses' 'worms' 'time bombs', and 'drop dead' devices that may cause the voting system to cease functioning at a future time), which may disable, damage, disarm or otherwise affect the proper operation of the voting system, any hardware, or any computer system or other property of the State Board or County Board.

h-4 Sequoia Voting Systems affirms that any submitted voting system provides methods through security seals or device locks to physically secure against attempts to interfere with correct system operations. Such physical security shall guard access to machine panels, doors, switches, slots, ports, peripheral devices, firmware, and software.

James A. Stewart