October 31, 2017

DeKalb County Board of Registration
  & Elections
4380 Memorial Drive, Suite 300
Decatur, GA 30032
voterreg@dekalbcountyga.gov

Fulton County Board of Registration
  & Elections (c/o Cheryl Ringer, Esq.)
130 Peachtree Street SW, Suite 2186
Atlanta, GA 30303

Brian B. Kemp (c/o Cristina Correia, Esq.)
Office of Secretary of State
2 Martin Luther King Jr., Drive, SE
802 West Tower
Atlanta, GA 30334

Via Certified Mail and E-mail

Re: Illegal Election Day polling place hours in DeKalb and Fulton Counties for the City of Atlanta general election

Dear DeKalb and Fulton County Boards of Registration & Elections and Secretary Kemp,

It has come to our attention that both the DeKalb and Fulton County Boards of Registration & Elections have publicized Election Day polling place hours for the City of Atlanta to be from 7 a.m. to 7 p.m. on the My Voter Page (www.mvp.sos.ga.gov) for individual Atlanta voters. *See* Exhibit A (my voter page for Atlanta voter living in DeKalb County); Exhibit B (my voter page for Atlanta voter living in Fulton County).[1] (We were unable to locate any other public website on either of your webpages publicizing Election Day hours at all.)

Closing Atlanta polling places at 7 p.m. on Election Day is illegal. State law requires that polling places for the city of Atlanta be open from 7 a.m. to *8 p.m.* on Election Day, which helps to ensure that Atlanta citizens who work late and must struggle to beat Atlanta traffic can exercise their scared and fundamental right to vote. According to O.C.G.A. § 21-2-403, "[a]t all primaries and elections the polls shall be opened at 7:00 A.M. . . . and shall remain open continuously until 7:00 P.M., . . . *provided, however, that, in all cities having a population of 300,000 or more . . . , the polls shall remain open continuously until 8:00 P.M.* . . . during the

---

[1] Several weeks ago, DeKalb County had informed us that its polls would remain open until 8 p.m., though a follow-up telephone conversation yesterday indicated the hours would end at 7 p.m. We also learned telephonically yesterday that Fulton County Election Day hours would extend until 8 p.m. In light of these conflicting indications and the illegal or erroneous hours posted publicly for Atlanta voters, we are submitting this letter publicly to expeditiously resolve any ambiguity before voter confusion gets any worse.

cities' general elections." (emphasis added). Because of the size of its population, the City of Atlanta qualifies for the 8 p.m. extension, and thus, the DeKalb and Fulton County polling places that are also located in Atlanta must be open until 8 p.m. on Election Day.[2]

Please confirm within 48 hours that that DeKalb and Fulton County polling place hours on Election Day will comply with state law and be open from 7 a.m. to 8 p.m. for the City of Atlanta, and explain how you intend to publicize those legally required hours to ensure that all impacted citizens are properly notified in a timely manner—not just on the My Voter Page for individual voters but publicly as well. Otherwise, we reserve the right to bring legal action.

We have also included the Secretary of State's Office in this correspondence to the extent that control of the My Voter Page is in the hands of the Secretary of State. Regardless of who has control over the webpage, both the Secretary of State and the county Boards of Registration & Elections are responsible to the voters.

Lastly, we observe that both DeKalb and Fulton Counties have different hours for the City of Atlanta during the early voting period, and that Fulton County's early voting hours include both evening and Sunday hours, which more realistically reflect voters' needs. *See* Exhibits C, D. We strongly urge DeKalb County to follow Fulton County's lead in this regard to ensure that all Atlanta citizens are treated equally, and we are happy to discuss this matter further for future elections.

Our democracy is healthier when more voters participate, not fewer. We look forward to hearing from you.

Sincerely,

Sean J. Young
Legal Director
ACLU of Georgia

---

[2] The City of Atlanta has properly publicized Election Day polling place hours as being from 7 a.m. to 8 p.m. *See* https://www.atlantaga.gov/government/2017-city-of-atlanta-general-election-/2017-election-dates-poll-operating-hours-election-details/general-election.

EXHIBIT A

MVP

MY VOTER PAGE
GEORGIA SECRETARY OF STATE BRIAN P. KEMP

| Corporations | Elections | News Room | Professional Licensing Boards | Securities | Charities |

My Voter Page

Voter Information
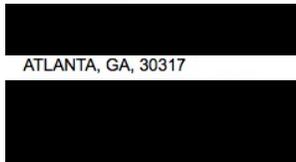
ATLANTA, GA, 30317

Change Voter Information

Click Here for Sample Ballots

Polling Place for State, County, and Municipal Elections

Precinct BB
ISRAEL BAPTIST CHURCH
2071 HOSEA L WILLIAMS DR SE
ATLANTA, GA, 30317 - 0000
Election Day precinct hours are 7:00 am - 7:00 pm.

Directions to Polling Place

Click Here for Early Voting Locations and Times
Click Here for Municipal Polling Place
NOTE: Non-specific rural addresses may not be available.

Georgia Voter ID

Learn more about Georgia Voter Identification Requirements

Stop Voter Fraud

Do Your Part to Help Ensure Secure and Fair Georgia Elections

Elections Division

Georgia Secretary of State's Elections Division

Absentee Ballot Request Information

If you prefer to vote off-site, mail or fax your absentee ballot application to your county registrar.

Click Here for an Absentee Ballot Application

Click here for Absentee Ballot status

Your Elected Officials

Candidates Elected:	**Officials Elected Statewide**
District Maps:	**Congressional District Maps**
U.S. Congress:	**District 005**
Georgia Senate:	**District 042**
Georgia House:	**District 089**
	Click Here for Qualified Candidates

Elections Advisory Council

Share Your Ideas to Help Strengthen Georgia Elections

Georgia VoteSafe

Learn more about the Georgia VoteSafe Program

Check your Provisional Ballot Status

Please Note: Polling places are subject to change. Always check your designated polling place location via this website prior to going to vote.

Newly Registered Voters: Please review your registration date which is located under your name and address above. You must be registered on or before the established deadlines to vote in upcoming elections. Please view the **current election calendar** to confirm the first election in which you will be eligible to vote.

Print / Email Precinct Card   Back

Home | GA.gov Home

EXHIBIT B

MVP

SECRETARY OF STATE

MY VOTER PAGE
GEORGIA SECRETARY OF STATE BRIAN P. KEMP

| Corporations | Elections | News Room | Professional Licensing Boards | Securities | Charities |

My Voter Page

Voter Information

[REDACTED]

ATLANTA, GA, 30363

[REDACTED]

Change Voter Information

Click Here for Sample Ballots

Polling Place for State, County, and Municipal Elections

Precinct 03P1A
ANTIOCH BAPTIST CH FAMILY CNTR
540 CAMERON ALEX. BLVD.
ATLANTA, GA, 30318 - 7034
Election Day precinct hours are 7:00 am - 7:00 pm.

Directions to Polling Place

Click Here for Early Voting Locations and Times
Click Here for Municipal Polling Place
NOTE: Non-specific rural addresses may not be available.

Absentee Ballot Request Information

If you prefer to vote off-site, mail or fax your absentee ballot application to your **county registrar.**

Click Here for an Absentee Ballot Application

Click here for Absentee Ballot status

Your Elected Officials

Candidates Elected:	**Officials Elected Statewide**
District Maps:	**Congressional District Maps**
U.S. Congress:	**District 005**
Georgia Senate:	**District 039**
Georgia House:	**District 056**

Click Here for Qualified Candidates

Check your Provisional Ballot Status

Georgia Voter ID
Learn more about Georgia Voter Identification Requirements

Stop Voter Fraud
Do Your Part to Help Ensure Secure and Fair Georgia Elections

Elections Division
Georgia Secretary of State's Elections Division

Elections Advisory Council
Share Your Ideas to Help Strengthen Georgia Elections

Georgia VoteSafe
Learn more about the Georgia VoteSafe Program

Please Note: Polling places are subject to change. Always check your designated polling place location via this website prior to going to vote.

Newly Registered Voters: Please review your registration date which is located under your name and address above. You must be registered on or before the established deadlines to vote in upcoming elections. Please view the **current election calendar** to confirm the first election in which you will be eligible to vote.

Print / Email Precinct Card   **Back**

Home | GA.gov Home

EXHIBIT C

2017 General Municipal and Special Elections
Early Voting – October 16 – November 3
Sites and Times
www.dekalbvotes.com

MAIN LOCATION -- Voter Registration & Elections Office   **Monday – Friday**
4380 Memorial Drive, Suite 300   **8 AM – 5 PM**
Decatur, GA 30032   **Saturday 10/28, 9 AM – 4 PM**

ATLANTA – Bessie Branham Recreation Center   **Monday – Friday**
2015 Delano Drive, NE   **8 AM – 5 PM**
Atlanta, GA 30317   **Saturday 10/28, 9 AM – 4 PM**

ONE WEEK ONLY
October 28 (Saturday) – November 3

DUNWOODY – Dunwoody Library   **Monday – Friday**
5339 Chamblee-Dunwoody Road   **8 AM – 5 PM**
Dunwoody, GA 30338   **Saturday 10/28, 9 AM – 4 PM**

PLEASE NOTE:

**NO VOTING ON SATURDAY, OCTOBER 21 OR NOVEMBER 4
NO VOTING ON MONDAY, NOVEMBER 6**

**YOU <u>MUST</u> GO TO YOUR ASSIGNED PRECINCT
ON ELECTION DAY – NOVEMBER 7**

EXHIBIT D

VOTE FULTON

Municipal General and Special Elections

Early Voting begins
Monday, October 16 - Friday, November 3, 2017
8:30am to 7:00pm

Weekend voting: SATURDAY, OCTOBER, 28th – 8:30am to 7:00pm
SUNDAY, OCTOBER, 29th - Noon to 5:00pm

The following Early Voting Locations will be used for the Municipal General and Special Elections
Registration Deadline is Tuesday, October 10, 2017

EARLY VOTING LOCATIONS

Alpharetta Branch Library	10 Park Plaza	Alpharetta	30009
Johns Creek Environmental Campus	8100 Holcomb Bridge Road	Alpharetta	30022
Adams Park Library	2231 Campbellton Road, SW	Atlanta	30311
Adamsville Recreation Center	3201 Martin Luther King Jr. Dr., SW	Atlanta	30311
Buckhead Library	269 Buckhead Avenue, NE	Atlanta	30305
Fulton County Government Center	130 Peachtree Street, SW	Atlanta	30303
Northside Library	3295 Northside Parkway, NW	Atlanta	30327
Northwest Branch at Scotts Crossing	2489 Perry Boulevard, NW	Atlanta	30318
Ponce De Leon Library	980 Ponce De Leon Ave., NE	Atlanta	30306
Southeast Atlanta Library	1463 Pryor Road, SW	Atlanta	30315
Southwest Arts Center	915 New Hope Road, SW	Atlanta	30331
Wolf Creek Library	3100 Enon Road, SW	Atlanta	30331
College Park Library	3647 Main Street	College Park	30337
South Fulton Service Center	5600 Stonewall Tell Road	College Park	30349
East Point Library	2757 Main Street	East Point	30344
Fairburn Library	60 Valley View Drive	Fairburn	30213
Robert F. Fulton Ocee Library	5090 Abbotts Bridge Road	Johns Creek	30005
Milton Library	855 Mayfield Road	Milton	30009
East Roswell Branch Library	2301 Holcomb Bridge Road	Roswell	30076
Roswell Branch Library	115 Norcross Street	Roswell	30075
North Fulton Service Center (Rm 232)	7741 Roswell Road	Sandy Springs	30350
Sandy Springs Library	395 Mount Vernon Hwy., NE	Sandy Springs	30328

Please note that citizens voting at these locations MUST BE registered to vote no later than the above deadline date.
Reasonable accommodations due to disability are available at each location.
Learn more online at www.fultonelections.com or call 404-612-7020