

STATE OF INDIANA)
)
)
COUNTY OF HOWARD)

IN THE HOWARD _____ COURT

CAUSE NOS:

34 - MI -
34D04- 1 8 0 5 -MI- 0 0 3 4 4

IN RE: The Matter of the Recount for)
the Primary Election to the Office of)
Howard County Council District 3 in)
Howard County, State of Indiana.)

DR. LESLIE G. FATUM,)
)
Petitioner,)

vs.)

LESLIE (LES) ELLISION,)
)
Respondent.)

FILED

MAY 18 2018

KIM WILSON
Clerk Howard Superior Court
DIVISION 4

VERIFIED PETITION FOR RECOUNT

COMES NOW the Petitioner, in person and by counsel, and requests a Recount of the Primary Election held Tuesday, May 8, 2018, for the office of Howard County Council District 3 in the County of Howard, State of Indiana. In support of this Verified Petition for Recount, the Petitioner, being duly sworn, states as follows:

1. The Petitioner, Dr. Leslie G. Fatum, was a candidate for the office of Howard County Council District 3 in the County of Howard, State of Indiana.
2. The office for which the Petitioner requests a recount is Howard County Council District 3 in the County of Howard, State of Indiana.
3. The precincts within District 3 of the Howard County Council, in the County of Howard, State of Indiana, in which the Petitioner requests a Recount are:

- a. CENTER 0005-102
- b. CENTER 0007-104
- c. CENTER 0010-107
- d. CENTER 0011-108
- e. CENTER 0014-201
- f. CENTER 0015-202
- g. CENTER 0018-205
- h. CENTER 0019-206
- i. CENTER 0027-301
- j. CENTER 0028-302
- k. CENTER 0029-303
- l. CENTER 0030-304
- m. CENTER 0032-306
- n. CENTER 0035-401
- o. CENTER 0036-402
- p. CENTER 0037-403
- q. CENTER 0038-404
- r. CENTER 0040-406

4. The Petitioner is entitled to a recount under I.C. 3-12-6-1.

5. The office of Howard County Council District 3 in the County of Howard, State of Indiana was voted upon in the following precincts:

- a. CENTER 0005-102
- b. CENTER 0007-104
- c. CENTER 0010-107
- d. CENTER 0011-108
- e. CENTER 0014-201
- f. CENTER 0015-202
- g. CENTER 0018-205
- h. CENTER 0019-206
- i. CENTER 0027-301
- j. CENTER 0028-302
- k. CENTER 0029-303
- l. CENTER 0030-304
- m. CENTER 0032-306
- n. CENTER 0035-401
- o. CENTER 0036-402
- p. CENTER 0037-403
- q. CENTER 0038-404
- r. CENTER 0040-406

6. The names and addresses of each candidate for election to the office of Howard County Council District 3 in the County of Howard, State of Indiana are:

- a. Dr. Leslie G. Fatum
3301 Susan Drive
Kokomo, IN 46902
- b. Leslie "Les" Ellison
408 E. Mulberry St.
Kokomo, IN 46901

7. The Petitioner, in good faith, believes that the votes cast for election to the office of Howard County Council District 3 in the County of Howard, State of Indiana at the Election on May 8, 2018 in the precincts specified, were not correctly counted and returned.

8. The Petitioner requests a Recount of all of the votes cast for election to the office in the precincts specified.

9. The Petitioner requests, pursuant to I.C. 3-12-6-21.5, that the ballot cards from ballot card voting systems be counted manually in following precincts:

- a. CENTER 0005-102
- b. CENTER 0007-104
- c. CENTER 0010-107
- d. CENTER 0011-108
- e. CENTER 0014-201
- f. CENTER 0015-202
- g. CENTER 0018-205

- h. CENTER 0019-206
- i. CENTER 0027-301
- j. CENTER 0028-302
- k. CENTER 0029-303
- l. CENTER 0030-304
- m. CENTER 0032-306
- n. CENTER 0035-401
- o. CENTER 0036-402
- p. CENTER 0037-403
- q. CENTER 0038-404
- r. CENTER 0040-406

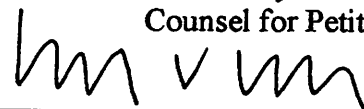
WHEREFORE, Petitioner requests that upon due notice, the Court enter an order appointing a recount commission, set a date, time and place for recount, and further order impoundment of the election materials; and proceedings be had pursuant to Indiana Code 3-12-6-1 *et seq.*



Dr. Leslie G. Fatum
Petitioner



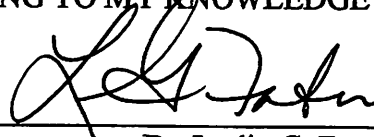
Emily A. Shrock
Counsel for Petitioner



Rodney V. Shrock
Counsel for Petitioner

VERIFICATION

I AFFIRM, UNDER THE PENALTIES FOR PERJURY, THE FOREGOING REPRESENTATIONS ARE TRUE AND CORRECT ACCORDING TO MY KNOWLEDGE AND BELIEF.



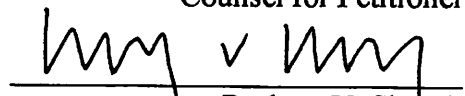
Dr. Leslie G. Fatum

Petitioner



Emily A. Shrock

Counsel for Petitioner

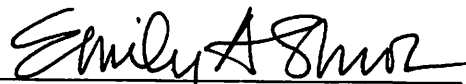


Rodney V. Shrock

Counsel for Petitioner

Respectfully Submitted,

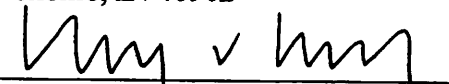
By:



Emily A. Shrock

2705 S. Berkley Rd., Ste. 4C

Kokomo, IN 46902



Rodney V. Shrock

2705 S. Berkley Rd., Ste. 4C

Kokomo, IN 46902