

Jon Dogar-Marinesco

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THIS COMPLAINT IS ABOUT:

Notary Public **Terry L. Bernardo**

80 Boodle Hole Rd., PO Box 590, Accord, NY 12404

NATURE OF THE COMPLAINT:

A group of five Public Notaries circulating Designating Petitions on behalf of Ulster County Legislator Terry L. Bernardo witnessed an inordinate number of false statements.

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The following is printed on Designating Petitions (see *Statement of Witness* on any **Exhibit A**):

Each of the individuals whose names are subscribed to this petition sheet containing signatures, subscribed the same in my presence on the dates above indicated and identified himself or herself to be the individual who signed this sheet. I understand that this statement will be accepted for all purposes as the equivalent of an affidavit and, if it contains a material false statement, shall subject me to the same penalties as if I had been duly sworn.

Notary Public **Terry L. Bernardo**
witnessed five false statements.

WHAT ACTION I AM SEEKING FROM THE DEPARTMENT OF STATE?

Revocation of Terry L. Bernardo's notary license.

Signature Date

Jon Dogar-Marinesco

FIRST FALSE STATEMENT
witnessed by public notary Terry Lynn Bernardo
on the Republican Party Designating Petition Sheet #1
dated 6/13/11 (Exhibit A1)

Line 3 – signature of Wayne Decker (Exhibit A1, detail)

	Date	Name of Signer (signature required) (printed name may be added below signature)	Residence	Enter Town or City
✓	1. 6/12/2011	MARY ANN PAVESI	881 SIMPSON VILLAGE 20 PARK HOMES, INC.	Town of Rochester
?	2. 6/18/2011	Dominick Di Santo	60 STONY RD ACCORD, NY 12404	Town of Rochester
?	3. 6/18/2011	Dominick Di Santo	5967 RT 44-55 KERHONKSON, NY 12446	Town of Rochester
✓	4. 6/12/2011	Wayne Decker ... NOP	30 CHERRY TOWN ROAD KERHONKSON, NY 12446	Town of Rochester
✓	5. 6/12/2011	DAVID WILKINS	5952 RT 209 KERHONKSON, NY 12446	Town of Rochester

My objection to Wayne Decker's signature above (Exhibit B1, page 2, objection #2)

2. The signers on line 3 (Wayne Decker) and line 19 (Christopher Rider) are not registered Republicans. They are both NOPs, making false statements about being "dually enrolled voters of the Republican Party and entitled to vote at the next primary election of such party."

I hereby petition the Ulster County Board of Elections to void the signatures of Wayne Decker and Christopher Rider.

Board of Elections' determination: **objection upheld** (Exhibit C1, page 2)

2- The signers on line 3(Wayne Decker) and line 19 (Christopher Rider) are not registered Republicans.

Objection 2 was upheld by unanimous vote.

**SECOND FALSE STATEMENT
witnessed by public notary Terry Lynn Bernardo
on the Republican Party Designating Petition Sheet #1
dated 6/13/11 (Exhibit A1)**

Line 6 – signature of John Dunning (*Exhibit A1, detail*)

	10	wayne decker	1461	
✓	4. 6/12/2011	<u>David Wilkins</u> DAVID WILKINS	30 Cherrytown Road Kerhawksen NY 12446	Town of Rochester
✓	5. 6/12/2011	<u>DeeDee Dunning</u> DeeDee Dunning michele Dunning	5982 Rt 209 Kerhawksen ny 12446	Town of Rochester
✓	6. 6/12/2011	<u>D. D.</u> Dawn Dunning	5982 Rt 209 Kerhawksen ny 12446	Town of Rochester P
✓	7. 6/12/2011	<u>D. D.</u> PATRICK Rice	5982 Rt 209 Kerhawksen ny 12446	Town of Rochester
✓	8. 6/12/2011	<u>Patricia J. Andress</u> ANDRESS MARCHIDI	1683 BALME Kerhawksen, NY 12446	Town of Rochester

Terry Lynn Bernardo witnessed John Dunning's **false statement** made on 06/12/11 (a voter enrolled in the Independence Party signing as a "duly enrolled" member of the Republican Party).

My objection to John Dunning's signature on the Independence Party designating petition (*Exhibit B2, page 3, objection #7*)

7. The signer on line 4 (John Dunning) signed this petition on July 6, 2011.

John Dunning also signed earlier, on June 12, 2011 (Republican Designating Petition witnessed by Terry L. Bernardo, Sheet #1, line 6)

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6/12/2011 ~~machete~~ Dunning
S982 R+ 209
Verhankson m/12044
S982 R+ 205

Board of Elections' determination: **split decision** (*Exhibit C2, page 2*)

7- The signer on line 4 (John Dunning) signed this petition on July 6, 2011. John Dunning also signed earlier, on June 12, 2011 (Republican Designating Petition witnessed by Terry L. Bernardo, Sheet #1, line 6)

Commissioner Truco denied the objection.
Commissioner Work upheld the objection.

The Ulster County Board of Elections' split ruling does not change the fact that Terry Lynn Bernardo witnessed John Dunning's **false statement** made on 06/12/11 (a voter enrolled in the Independence Party signing as a "duly enrolled" member of the Republican Party).

THIRD FALSE STATEMENT
witnessed by public notary Terry Lynn Bernardo
on the Republican Party Designating Petition Sheet #1
dated 6/13/11 (Exhibit A1)

Line 19 – signature of Christopher Rider (Exhibit A1, detail)

✓	17. 6/13/2011	Marguerite A Lapp MARGUERITE A LAPP	797 County RT 6 HIGH FALLS, NY 12440	Town of Rochester
✓	18. 6/13/2011	Arthur D Lapp Jr. ARTHUR D LAPP SR	797 County RT 6 High Falls NY 12440	Town of Rochester
✓	19. 6/13/2011	Christopher Rider Christopher Rider	2751 Lucas Ave Accord NY 12404	Town of Rochester
✓	20. 6/13/2011	David Wayne DAVID Wayne	P.O. Box 125 Kehonkson 12446 12 Samsonville Rd	Town of Rochester

My objection to Christopher Rider's signature above (Exhibit B1, page 2, objection #2)

2. The signers on line 3 (Wayne Decker) and line 19 (Christopher Rider) are not registered Republicans. They are both NOPs, making false statements about being "dually enrolled voters of the Republican Party and entitled to vote at the next primary election of such party."

I hereby petition the Ulster County Board of Elections to void the signatures of Wayne Decker and Christopher Rider.

Board of Elections' determination: **objection upheld** (Exhibit C1, page 2)

2- The signers on line 3(Wayne Decker) and line 19 (Christopher Rider) are not registered Republicans.

Objection 2 was upheld by unanimous vote.

**FOURTH FALSE STATEMENT
witnessed by public notary Terry Lynn Bernardo
on the Republican Party Designating Petition Sheet #21
dated 6/27/11 (Exhibit A2)**

Line 3 – signature of Betty L. Hamilton (*Exhibit A2, detail*)

Date	Name of Signer (signature required) (printed name may be added below signature)	Residence	Enter Town or City
1. 6/27/2011	Lee Anne Hamilton Lee Anne Hamilton	41 Hamilton Drive Kerhonkson, NY 12446	Town of Rochester
2. 6/27/2011	✓ Janice Janice	4 Hamilton Drive Kerhonkson, NY 12446	Town of Rochester
3. 6/27/2011	Betty Hamilton Betty Hamilton	1 Hamilton Dr Kerhonkson, NY 12446	Town of Rochester
4. 6/27/2011	✓ George E. Hamilton George E. Hamilton	1 Hamilton Dr Kerhonkson, NY 12446	Town of Rochester
5. 6/27/2011	Carl Wilson Carl R. Wilson	13 Rock Mt. Est. Amaral, NY 12404	Town of Rochester

My objection to Betty L. Hamilton's signature above (*Exhibit B1, page 6, objection #22*)

22. The signers on line 3 (Betty L. Hamilton) and line 4 (George E. Hamilton) are not registered Republicans. They are both NOPs, making false statements about being "dually enrolled voters of the Republican Party and entitled to vote at the next primary election of such party."

I hereby petition the Ulster County Board of Elections to void the signatures of Betty L. Hamilton (line 3) and George E. Hamilton (line 4).

Board of Elections' determination: **objection upheld** (Exhibit C1, page 4)

22-23 The objections were found to be valid objections.

Objections 22-23 were upheld by unanimous vote.

FIFTH FALSE STATEMENT
witnessed by public notary Terry Lynn Bernardo
on the Republican Party Designating Petition Sheet #21
dated 6/27/11 (Exhibit A2)

Line 4 – signature of George E. Hamilton (*Exhibit A2, detail*)

	Date	Name of Signer (signature required) (printed name may be added below signature)	Residence	Enter Town or City
✓	1. 6/27/2011	Lee Anne Hamilton Lee Anne Hamilton	4 Hamilton Drive Kerhonkson NY 12446	Town of Rochester
✓	2. 6/27/2011	✓ (Signature) S. L. Wilson	4 Hamilton Drive Kerhonkson NY 12446	Town of Rochester
NOP	3. 6/27/2011	Betty L. Hamilton Betty L. Hamilton	1 Hamilton Dr Kerhonkson, NY 12446	Town of Rochester
NOP	4. 6/27/2011	✓ (Signature) George E. Hamilton	1 Hamilton Dr Kerhonkson, NY 12446	Town of Rochester
✓	5. 6/27/2011	Carl R. Wilson Carl R. Wilson	13 Rock Mt. Est. Alder NY 12404	Town of Rochester

My objection to George E. Hamilton's signature above (*Exhibit B1, page 6, objection #22*)

22. The signers on line 3 (Betty L. Hamilton) and line 4 (George E. Hamilton) are not registered Republicans. They are both NOPs, making false statements about being "dually enrolled voters of the Republican Party and entitled to vote at the next primary election of such party."

I hereby petition the Ulster County Board of Elections to void the signatures of Betty L. Hamilton (line 3) and George E. Hamilton (line 4).

Board of Elections' determination: **objection upheld** (*Exhibit C1, page 4*)

22-23 The objections were found to be valid objections.

Objections 22-23 were upheld by unanimous vote.