

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 FAVESI	881 GAMBONVILLE RD Kerhonkson, NY 12446	Town of Rochester
?	2. 6/18/2011	Dominick Di Santo	60 Stony Rd Accord, N.Y. 12404	Town of Rochester
✗	3. 6/18/2011	Wayne Decker Wayne Decker, NOP	5967 Rt. 44-55 Kerhonkson, NY 12446	Town of Rochester
✓	4. 6/12/2011	DAVID WILKINS	30 Cherrytown Road Kerhonkson NY 12446	Town of Rochester
✓	5. 6/12/2011	Marchete Dunning	5962 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 "dully 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)

✓	4.	6/12/2011	<i>David Wilkins</i> DAVID WILKINS	30 Cherrytown Road Keshankson NY 12446	Town of Rochester
✓	5.	6/12/2011	<i>Michael Dunning</i> MICHAEL DUNNING	SA82 Rt 209 Keshankson NY 12446	Town of Rochester
ⓧ	6.	6/12/2011	<i>John Dunning</i> JOHN DUNNING	SA82 Rt 209 Keshankson NY 12446	Town of Rochester (P)
✓	7.	6/12/2011	<i>Andrew Carichio</i> ANDREW CARICHIO	SA82 Rt 209 Keshankson NY 12446	Town of Rochester
✓	8.	6/12/2011	<i>Andrew Carichio</i> ANDREW CARICHIO	SA82 Rt 209 Keshankson 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)

✓	5.	6/12/2011	<i>Michael Dunning</i> MICHAEL DUNNING	SA82 Rt 209 Keshankson NY 12446
ⓧ	6.	6/12/2011	<i>John Dunning</i> JOHN DUNNING	SA82 Rt 209 Keshankson NY 12446

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	797 COUNTRY RT6	Town of Rochester
✓	18.	6/13/2011	MARGERITE A LAPP	HIGH FALLS, NY 12440	Town of Rochester
✓	19.	6/13/2011	Arthur D Lapp Sr.	797 Country RT6	Town of Rochester
✓	20.	6/13/2011	ARTHUR D LAPP SR	High Falls NY 12440	Town of Rochester
✓	21.	6/13/2011	Christopher Rider	2751 Lucas Ave	Town of Rochester
✓	22.	6/13/2011	Christopher Rider	Accord NY 12404	Town of Rochester
✓	23.	6/13/2011	David Vaneij	P.O. Box 9 Ketchikan Alaska	Town of Rochester
✓	24.	6/13/2011	David Vaneij	17446 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 "dully 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	<i>Betty L. Hamilton</i> Lee Anne Hamilton	4 Hamilton Drive Kerhonkson, NY 12446	Town of Rochester
✓	2. 6/27/2011	<i>Lee Anne Hamilton</i> Lee Anne Hamilton	4 Hamilton Drive Kerhonkson, NY 12446	Town of Rochester
NOP	3. 6/27/2011	<i>Betty L. Hamilton</i> Betty L. Hamilton	4 Hamilton Drive Kerhonkson, NY 12446	Town of Rochester
NOP	4. 6/27/2011	<i>George E. Hamilton</i> George E. Hamilton	4 Hamilton Drive Kerhonkson, NY 12446	Town of Rochester
✓	5. 6/27/2011	<i>Carl R. Wilson</i> Carl R. Wilson	13 Rock Mt. Est. Aurea, N.Y. 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 "dully 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	Lee Anne Hamilton Lee Anne Hamilton	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	George E. Hamilton 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 Academy, 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 "dully 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.