



Agenda _____ April 30, 2024

REGISTRAR OF VOTERS
ALAMEDA COUNTY • CALIFORNIA

TIM DUPUIS
REGISTRAR OF VOTERS

CYNTHIA CORNEJO
DEPUTY REGISTRAR OF VOTERS

April 25, 2024

The Honorable Board of Supervisors
County Administration Building
1221 Oak Street
Oakland, CA 94612

SUBJECT: ACCEPT THE CERTIFICATION OF THE RESULTS OF THE EXAMINATION OF THE PETITION TO RECALL ALAMEDA COUNTY DISTRICT ATTORNEY PAMELA PRICE AS SET FORTH IN THE CERTIFICATE OF SUFFICIENCY SUBMITTED HEREWITH

Dear Board Members:

RECOMMENDATION:

Accept the certification of the results of the examination of the petition to recall Alameda County District Attorney Pamela Price as set forth in the Certificate of Sufficiency, and receive the Certificate of Sufficiency.

DISCUSSION/SUMMARY:

On August 15, 2023, the Registrar of Voters (“ROV”) received a Notice of Intention from proponents to recall Alameda County District Attorney Pamela Price from office. This was the first step in a process governed by both state and County of Alameda laws that govern the recall of a County of Alameda elected officer such as the District Attorney.

Between August 15 and September 27, 2023, the proponents of the recall effort took steps to issue required notices and perfect the required recall petition that could be used to gather signatures in support of the recall effort. On September 27, 2023, the ROV notified the proponents that the form of recall petition submitted on September 18, 2023, met the requirements of the California Elections Code (hereafter, “Elections Code”) and County of Alameda Charter (hereafter, “Charter”), Section 62. This notice allowed the proponents to begin circulating the petition and collecting signatures. It also triggered the 160-day deadline to submit signatures to the ROV. The deadline was March 5, 2024.

On March 4, 2024, the ROV received 123,374 signatures supporting the petition to recall Alameda County District Attorney Pamela Price. Between March 4 and April 15, 2024, the ROV verified the signatures to determine their validity, first using a random sampling, and then proceeding to a full manual count after the random sampling proved insufficient to constitute an accurate count. The ROV examined each signature as legally required. The proponents needed a minimum of 73,195 valid signatures. The number of valid signatures on the petition is 74,757. The total number of signatures disqualified is 48,617. Based on these numbers, the ROV determined that sufficient valid signatures were submitted for a recall election to be held. On April 15, 2024, the ROV certified the petition to be sufficient and notified the proponents by providing a copy of the Certificate of Sufficiency, pursuant to Elections Code Section 11224.

In compliance with the Ralph M. Brown Act and Elections Code Sections 11224 and 11227, the ROV hereby submits the Certificate of Sufficiency (see attached) to the Board of Supervisors for receipt at your meeting on April 30, 2024, the next regular meeting following April 15, 2024, for which the topic could be timely noticed for at least 72 hours on a Board meeting agenda. (See, Elections Code §§11224 and 11227.) The receipt of the Certificate of Sufficiency at your Board's meeting on April 30, 2024, will trigger an obligation on your part. Elections Code Section 11240 provides:

Within 14 days after the meeting at which the governing body received the certificate of sufficiency as specified in Section 11127, the governing body shall issue an order stating that an election shall be held pursuant to this article to determine whether or not the officer named in the petition shall be recalled.

Your Board will have until May 14, 2024, to issue the order calling for an election to determine whether District Attorney Pamela Price shall be recalled. Pursuant to Elections Code 11241, if your Board fails to issue the order by May 14, 2024, the ROV, within five days thereafter, shall set the date for holding the election.


FINANCING:

While acceptance of the above recommendations will not result in additional net cost to the County, conducting a countywide special election is projected to cost an estimated \$15-\$20 million that is not included in the Registrar of Voters' budget.

VISION 2026 GOAL:

The requested action will meet the 10X goal of **Accessible Infrastructure** and will support our Operating Principals of a **Thriving and Resilient Population**.

Sincerely,

DocuSigned by:

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Tim Dupuis
Registrar of Voters

Attachment

C: Donna Ziegler, County Counsel
Cynthia Cornejo, Deputy Registrar of Voters

I, Tim Dupuis, Registrar of Voters for the County of Alameda, State of California, hereby certify:

That the Recall Petition for Pamela Price, District Attorney, was filed with this office on March 4, 2024.

That said petition consists of **8,118** sections and **123,374** signatures.

That after the petition was received, I verified the required number of signatures by examining the records of registration in this County current and in effect at the respective purported dates of such signing to determine what number of qualified electors signed the petition, and from that examination I have determined the following facts regarding this petition:

- | | |
|--|---------|
| 1. Number of signatures filed by proponents: | 123,374 |
| 2. Number of signatures verified: | 123,374 |
| a. Number of signatures found VALID | 74,757 |
| b. Number of signatures found INVALID | 48,617 |

That said petition requires **73,195** valid signatures.

Pursuant to Elections Code Section 11227, I hereby certify that on April 15, 2024, it was established upon examination of the Recall Petition, that it was found to be sufficient with **74,757** valid signatures.

In Witness whereof, I have hereunto set my hand and affixed my official seal this 15th day of April 2024.



Tim Dupuis
Registrar of Voters
County of Alameda
State of California