

Case No. 10-17198

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**In the United States Court of Appeals  
For the Ninth Circuit**

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**RON DUDUM, *et al.*,**  
*Plaintiffs and Appellants,*

*v.*

**JOHN ARNTZ, *et al.*,**  
*Defendants and Appellees,*

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**APPELLANTS' SUPPLEMENTAL  
REQUEST FOR JUDICIAL NOTICE**

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On Appeal from the United States District Court  
for the Northern District of California  
The Honorable Richard Seeborg, Presiding  
District Court Case No. 3:10-cv-00504-RS

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NIELSEN, MERKSAMER, PARRINELLO,  
MUELLER & NAYLOR, LLP

James R. Parrinello  
(Cal. Bar No. 63415)

Christopher E. Skinnell  
(Cal. Bar No. 227093)

2350 Kerner Boulevard, Suite 250  
San Rafael, California 94901

Tel: (415) 389-6800

Fax: (415) 388-6874

*Attorneys for Plaintiffs and Appellants*

RON DUDUM, MATTHEW SHERIDAN,  
ELIZABETH MURPHY, KATHERINE WEBSTER,  
MARINA FRANCO & DENNIS FLYNN

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**A. DOCUMENTS FOR WHICH APPELLANTS REQUEST JUDICIAL NOTICE.**

Pursuant to Rule 201 of the Federal Rules of Evidence, Appellants respectfully request that the Court take judicial notice of the following documents:

1. The official Instant Runoff results for the five San Francisco supervisorial elections conducted November 2, 2010, which results were posted on the website of the City's Department of Elections on November 24, 2010.

2. The official Instant Runoff results for the Oakland and San Leandro Mayoral elections conducted November 2, 2010, which results were posted on the website of the Alameda County Registrar on November 19, 2010.

**B. JUDICIAL NOTICE OF IS APPROPRIATE UNDER FEDERAL RULE OF EVIDENCE 201.**

“Under Rule 201(f), an appellate court can properly take judicial notice of any matter which the trial court could have so noticed . . . .”

*United States v. Camp*, 723 F.3d 741, 744 n.\*\* (9th Cir. 1984).

Federal Rule of Evidence 201(b)(2) provides for judicial notice of facts that “capable of accurate and ready determination by resort to sources

whose accuracy cannot reasonably be questioned.” Each of these documents meets this test.

Judicial notice of election results posted on a government website is appropriate under Federal Rule of Evidence 201(b)(2). *Martinez v. Bush*, 234 F. Supp. 2d 1275, 1307 n.36 (S.D. Fla. 2002) (taking judicial notice of elections results from the Florida Department of State website); *Rodriguez v. Pataki*, 308 F. Supp. 2d 346, 454 n.174 (S.D.N.Y.) (three-judge court), *summarily aff'd*, 543 U.S. 997 (2004) (taking judicial notice of results posted on N.Y. State Bd. of Elections website). *See also Romero v. City of Pomona*, 883 F.2d 1418, 1420 n.1 (9th Cir. 1987) (“we may take judicial notice of the results of these elections, contained in the reports of a public body, Fed.R.Evid. 203(b)(2)[.]”), *overruled in part on other grounds*, *Townsend v. Holman Consulting Corp.*, 914 F.2d 1136 (9th Cir. 1990) (en banc).

With respect to all of the attached documents, “[f]ederal courts consider records from government websites to be self-authenticating under Rule 902(5).” *Paralyzed Veterans of Am.*, 2008 U.S. Dist. LEXIS 69542 at \*22 . Moreover, a court “may presume that public records are authentic and trustworthy. The burden of establishing otherwise falls on the opponent of the evidence, who must come ‘forward with enough negative

factors to persuade a court that a report should not be admitted.” *Gilbrook v. City of Westminster*, 177 F.3d 839, 858 (9th Cir. 1999) (quoting *Johnson v. City of Pleasanton*, 982 F.2d 350, 352 (9th Cir. 1992)). Nevertheless, the authenticity of these documents is further corroborated by the Declaration of Christopher Skinnell, attached hereto.

For the foregoing reasons, Appellants hereby respectfully ask that the Court take judicial notice of the above-listed documents.

Respectfully submitted,

Dated: December 27, 2010 NIELSEN, MERKSAMER, PARRINELLO,  
MUELLER & NAYLOR, LLP



By: \_\_\_\_\_  
Christopher E. Skinnell

*Attorneys for Plaintiff/Appellants*

**DECLARATION OF CHRISTOPHER E. SKINNELL**  
**IN SUPPORT OF APPELLANTS' SUPPLEMENTAL**  
**REQUEST FOR JUDICIAL NOTICE**

I, CHRISTOPHER E. SKINNELL, declare as follows:

1. I am one of the attorneys for Appellants in this action, which challenges the constitutionality of San Francisco's instant runoff voting system, used in municipal elections, on the ground that it violates the voting rights of Appellants and other San Francisco voters.

2. On November 30, 2010, I visited the website of the San Francisco Department of Elections, <http://www.sfelections.org/results/20101102/>, where I viewed and printed the official Instant Runoff results for the five San Francisco supervisorial elections conducted November 2, 2010, which results were posted on the Department's website on November 24, 2010. True and correct copies of those results are attached hereto as Exhibit A.

3. On November 30, 2010, I visited the website of the Alameda County Registrar of Voters, <http://www.co.alameda.ca.us/rov/rcv/results/index.htm>, where I viewed and the official Instant Runoff results for the Oakland and San Leandro Mayoral elections conducted November 2, 2010, which results were posted

on the Registrar's website on November 19, 2010. Because that site is formatted with an imbedded frame, printing the site directly obscures the final runoff rounds. Instead, I copied and pasted the content of the pages into Microsoft Word. A true and correct copy of the results that I copied and pasted without alteration are attached hereto as Exhibit B.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct of my own personal knowledge except for those matters stated on information and belief and, as to those matters, I believe them to be true. If called as a witness, I could competently testify thereto.

Executed on December 27, 2010, at San Rafael, California.

A handwritten signature in black ink, appearing to read "Christopher Skinnell". The signature is written in a cursive style with a large initial "C".

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CHRISTOPHER SKINNELL

***Dudum v. Arntz*, Case No. 10-17198  
Appellants' Request for Judicial Notice  
EXHIBIT A**

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## Official Ranked-Choice Results Report

### November 2, 2010 Consolidated Statewide Direct Primary Election Board of Supervisors, District 2

The Election Summary Report provides the accumulated totals of first-choice rankings.

The Ranked-Choice Voting Report for Round 1 combines the accumulated totals of first-choice rankings as well as the second- or third-choice selections transferred to the first-choice ranking selections when the first-choice ranking was skipped as required under San Francisco Charter Sec. 13.102: "If a voter casts a ranked-choice ballot but skips a rank, the voter's vote shall be transferred to that voter's next ranked choice."

	Round 1			Round 2		
	Votes	%	Transfer	Votes	%	Transfer
JANET REILLY	9898	41.08%	+1270	11168	49.43%	0
VILMA B. GUINTO PEORO	160	0.66%	-160	0	0.00%	0
BARBARA BERWICK	537	2.23%	-537	0	0.00%	0
MARK FARRELL	9700	40.26%	+1726	11426	50.57%	0
ABRAHAM SIMMONS	2074	8.61%	-2074	0	0.00%	0
KAT ANDERSON	1707	7.08%	-1707	0	0.00%	0
WRITE-IN	18	0.07%	-18	0	0.00%	0
Exhausted by Over Votes	86		+11	97		0
Under Votes	4731		0	4731		0
Exhausted Ballots	0		+1489	1489		0
Continuing Ballots	24094	100.00%		22594	100.00%	
<b>TOTAL</b>	<b>28911</b>		<b>0</b>	<b>28911</b>		<b>0</b>
<b>REMARKS</b>	<b>*Tie resolved in accordance with election law.</b>					

Detailed Reports: [RCV-D2.pdf](#) | [RCV-D2.xls](#) | [RCV-D2 Ballot Image.zip](#)



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SAN FRANCISCO



City and County of San Francisco  
**Department of Elections**

## **Official Ranked-Choice Results Report**

### **November 2, 2010 Consolidated Statewide Direct Primary Election**

### **Board of Supervisors, District 4**

The Election Summary Report provides the accumulated totals of first-choice rankings.

The Ranked-Choice Voting Report for Round 1 combines the accumulated totals of first-choice rankings as well as the second- or third-choice selections transferred to the first-choice ranking selections when the first-choice ranking was skipped as required under San Francisco Charter Sec. 13.102: "If a voter casts a ranked-choice ballot but skips a rank, the voter's vote shall be transferred to that voter's next ranked choice."

One of the candidates in the contest has received a majority of first-choice selections from the ballots counted.

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### Official Ranked-Choice Results Report November 2, 2010 Consolidated Statewide Direct Primary Election Board of Supervisors, District 6

The Election Summary Report provides the accumulated totals of first-choice rankings.

The Ranked-Choice Voting Report for Round 1 combines the accumulated totals of first-choice rankings as well as the second- or third-choice selections transferred to the first-choice ranking selections when the first-choice ranking was skipped as required under San Francisco Charter Sec. 13.102: "If a voter casts a ranked-choice ballot but skips a rank, the voter's vote shall be transferred to that voter's next ranked choice."

	Round 1			Round 2			Round 3			Round 4			Round 5			Round 6			Round 7			Round 8			Round 9			Round 10			Round 11			Round 12		
	Votes	%	Transfer	Votes	%	Transfer	Votes	%	Transfer	Votes	%	Transfer	Votes	%	Transfer	Votes	%	Transfer	Votes	%	Transfer	Votes	%	Transfer	Votes	%	Transfer	Votes	%	Transfer	Votes	%	Transfer			
DEAN CLARK	602	2.85%	0	602	2.86%	+10	612	2.91%	+11	623	2.97%	+6	629	3.00%	+33	662	3.16%	+35	697	3.34%	+16	713	3.44%	-713	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
DEBRA WALKER	5669	26.89%	+1	5670	26.92%	+19	5689	27.05%	+27	5716	27.22%	+25	5741	27.38%	+22	5763	27.55%	+18	5781	27.72%	+76	5857	28.29%	+137	5994	29.28%	+107	6101	30.19%	+600	6701	35.64%	+827	7528	45.92%	0
JAMES KEYS	960	4.55%	0	960	4.56%	+6	966	4.59%	+8	974	4.64%	+6	980	4.67%	+15	995	4.76%	+7	1002	4.81%	+41	1043	5.04%	+59	1102	5.38%	+46	1148	5.68%	-1148	0	0.00%	0	0	0.00%	0
JANE KIM	6621	31.40%	+2	6623	31.45%	+12	6635	31.55%	+11	6646	31.65%	+28	6674	31.83%	+23	6697	32.01%	+23	6720	32.23%	+80	6800	32.85%	+108	6908	33.75%	+131	7039	34.83%	+728	7767	41.31%	+1098	8865	54.08%	0
H. BROWN	182	0.86%	0	182	0.86%	+5	187	0.89%	+11	198	0.94%	+7	205	0.98%	-205	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
GEORGE VAZHAPPALLY	242	1.15%	0	242	1.15%	+19	261	1.24%	+9	270	1.29%	+7	277	1.32%	+7	284	1.36%	-284	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
THERESA SPARKS	3605	17.10%	0	3605	17.12%	+6	3611	17.17%	+12	3623	17.25%	+19	3642	17.37%	+13	3655	17.47%	+16	3671	17.61%	+48	3719	17.96%	+62	3781	18.47%	+101	3882	19.21%	+452	4334	23.05%	-4334	0	0.00%	0
FORTUNATE "NATE" PAYNE	150	0.71%	0	150	0.71%	-150	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
ELAINE ZAMORA	637	3.02%	0	637	3.02%	+3	640	3.04%	+9	649	3.09%	+8	657	3.13%	+16	673	3.22%	+22	695	3.33%	+19	714	3.45%	+32	746	3.64%	-746	0	0.00%	0	0	0.00%	0	0	0.00%	0
JIM MEKO	407	1.93%	0	407	1.93%	+13	420	2.00%	+4	424	2.02%	+12	436	2.08%	+11	447	2.14%	+51	498	2.39%	-498	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
MATT ASHE	185	0.88%	+1	186	0.88%	+2	188	0.89%	+3	191	0.91%	-191	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
MATT DRAKE	947	4.49%	0	947	4.50%	+8	955	4.54%	+7	962	4.58%	+24	986	4.70%	+10	996	4.76%	+35	1031	4.94%	+46	1077	5.20%	+56	1133	5.54%	+67	1200	5.94%	-1200	0	0.00%	0	0	0.00%	0
GEORGE DAVIS	158	0.75%	0	158	0.75%	+2	160	0.76%	-160	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
GLENDON "ANNA CONDA" HYDE	692	3.28%	+1	693	3.29%	+16	709	3.37%	+14	723	3.44%	+17	740	3.53%	+8	748	3.58%	+9	757	3.63%	+22	779	3.76%	+25	804	3.93%	+35	839	4.15%	-839	0	0.00%	0	0	0.00%	0
WRITE-IN	29	0.14%	-29	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
Exhausted by Over Votes	357		0	357		+2	359		+1	360		+1	361		+2	363		0	363		0	363		+1	364		+3	367		+12	379		+7	386		0
Under Votes	3614		0	3614		0	3614		0	3614		0	3614		0	3614		0	3614		0	3614		0	3614		0	3614		0	3614		0	3614		0
Exhausted Ballots	0		+24	24		+27	51		+33	84		+31	115		+45	160		+68	228		+150	378		+233	611		+256	867		+1395	2262		+2402	4664		0
Continuing Ballots	21086	100.00%		21062	100.00%		21033	100.00%		20999	100.00%		20967	100.00%		20920	100.00%		20852	100.00%		20702	100.00%		20468	100.00%		20209	100.00%		18802	100.00%		16393	100.00%	
<b>TOTAL</b>	<b>25057</b>		<b>0</b>	<b>25057</b>		<b>0</b>	<b>25057</b>		<b>0</b>	<b>25057</b>		<b>0</b>	<b>25057</b>		<b>0</b>	<b>25057</b>		<b>0</b>	<b>25057</b>		<b>0</b>	<b>25057</b>		<b>0</b>	<b>25057</b>		<b>0</b>	<b>25057</b>		<b>0</b>	<b>25057</b>		<b>0</b>	<b>25057</b>		<b>0</b>
REMARKS	*Tie resolved in accordance with election law.																																			

Detailed Reports: [RCV-D6.pdf](#) | [RCV-D6.xls](#) | [RCV-D6 Ballot Image.zip](#)

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## Official Ranked-Choice Results Report

### November 2, 2010 Consolidated Statewide Direct Primary Election

### Board of Supervisors, District 8

The Election Summary Report provides the accumulated totals of first-choice rankings.

The Ranked-Choice Voting Report for Round 1 combines the accumulated totals of first-choice rankings as well as the second- or third-choice selections transferred to the first-choice ranking selections when the first-choice ranking was skipped as required under San Francisco Charter Sec. 13.102: "If a voter casts a ranked-choice ballot but skips a rank, the voter's vote shall be transferred to that voter's next ranked choice."

	Round 1			Round 2		
	Votes	%	Transfer	Votes	%	Transfer
SCOTT WIENER	14813	42.38%	+3426	18239	55.39%	0
REBECCA PROZAN	5872	16.80%	-5872	0	0.00%	0
RAFAEL MANDELMAN	12433	35.57%	+2254	14687	44.61%	0
BILL HEMENGER	1802	5.16%	-1802	0	0.00%	0
WRITE-IN	30	0.09%	-30	0	0.00%	0
Exhausted by Over Votes	79		+15	94		0
Under Votes	3522		0	3522		0
Exhausted Ballots	0		+2009	2009		0
Continuing Ballots	34950	100.00%		32926	100.00%	
<b>TOTAL</b>	<b>38551</b>		<b>0</b>	<b>38551</b>		<b>0</b>
<b>REMARKS</b>	<b>*Tie resolved in accordance with election law.</b>					

Detailed Reports: [RCV-D8.pdf](#) | [RCV-D8.xls](#) | [RCV-D8 Ballot Image.zip](#)

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Official Ranked-Choice Results Report  
November 2, 2010 Consolidated Statewide Direct Primary Election  
Board of Supervisors, District 10

The Election Summary Report provides the accumulated totals of first-choice rankings.

The Ranked-Choice Voting Report for Round 1 combines the accumulated totals of first-choice rankings as well as the second- or third-choice selections transferred to the first-choice ranking selections when the first-choice ranking was skipped as required under San Francisco Charter Sec. 13.102: "If a voter casts a ranked-choice ballot but skips a rank, the voter's vote shall be transferred to that voter's next ranked choice."

Table with 21 columns (Round 1 to Round 20) and 40 rows (Candidates: ASHLEY H RHODES, MARLENE TRAV, MALIA COHEN, JAMES M. CALLOWAY, STEPHEN WEBER, DIANE WESLEY SMITH, TONY KELLY, KRISTINE ENA, NYESE JOSHUA, ELLSWORTH "ELL" JENKINSON, CHRIS JACKSON, DEWITT M. LACY, M.J. MARE FRANKLIN, LYNETTE SWEET, ERIC SMITH, JACKIE NORMAN, GEOFFREY MORRIS, STEVE MOSS, ED DONALDSON, TERESA DUQUE, RODNEY HAMPTON, JR., WRITE-IN, Exhausted by Over Votes, Under Votes, Exhausted Ballots, Continuing Ballots, TOTAL). Each cell contains numerical values for votes and percentages.

REMARKS \*Tie resolved in accordance with election law.

Detailed Reports: RCV-D10.pdf | RCV-D10.xls | RCV-D10 Ballot Image.zip

***Dudum v. Arntz*, Case No. 10-17198  
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EXHIBIT B**



[Registrar of Voters](#) > [Voting](#) > [Ranked-Choice Voting](#) > [Results](#) > Mayor of Oakland

Ranked-Choice Voting Official Final Accumulated Results - Mayor of Oakland

**Official Final Accumulated results last updated: Friday, November 19, 2010**

- [Accumulated Results Detail](#) (PDF) \*\*
- [Ballot Image File](#) (TXT)
- [Master Lookup File](#) (TXT)
- [Ballot Image Help](#) (PDF) \*\*

	Round 1			Round 2			Round 3			Round 4			Round 5			Round 6			Round 7			Round 8			Round 9			Round 10		
	Votes	%	Transf er	Votes	%	Transf er	Votes	%	Transf er	Votes	%	Transf er	Votes	%	Transf er	Votes	%	Transf er	Votes	%	Transf er	Votes	%	Transf er	Votes	%	Transf er	Votes	%	Transf er
DON PERATA	40342	33.73 %	+32	40374	33.80 %	+81	40455	33.90 %	+151	40606	34.08 %	+122	40728	34.24 %	+86	40814	34.39 %	+550	41364	35.08 %	+824	42188	36.13 %	+3277	45465	40.16 %	+6407	51872	49.04 %	0
TERENCE CANDELL	2315	1.94%	+1	2316	1.94%	+70	2386	2.00%	+111	2497	2.10%	+116	2613	2.20%	+67	2680	2.26%	-2680	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
GREG HARLAND	966	0.81%	+2	968	0.81%	+91	1059	0.89%	+28	1087	0.91%	-1087	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
DON MACLEAY	1630	1.36%	+6	1636	1.37%	+41	1677	1.41%	+42	1719	1.44%	+133	1852	1.56%	-1852	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
JEAN QUAN	29266	24.47 %	+33	29299	24.53 %	+92	29391	24.63 %	+123	29514	24.77 %	+131	29645	24.93 %	+855	30500	25.70 %	+384	30884	26.19 %	+771	31655	27.11 %	+3378	35033	30.94 %	+18864	53897	50.96 %	0
ARNOLD FIELDS	733	0.61%	+5	738	0.62%	-738	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
JOE TUMAN	14347	12.00 %	+10	14357	12.02 %	+114	14471	12.13 %	+81	14552	12.21 %	+228	14780	12.43 %	+169	14949	12.60 %	+253	15202	12.89 %	+260	15462	13.24 %	-15462	0	0.00%	0	0	0.00%	0
MARCIE HODGE	2994	2.50%	+5	2999	2.51%	+34	3033	2.54%	+122	3155	2.65%	+45	3200	2.69%	+50	3250	2.74%	+375	3625	3.07%	-3625	0	0.00%	0	0	0.00%	0	0	0.00%	0
LARRY LIONEL "LL" YOUNG JR.	933	0.78%	+6	939	0.79%	+37	976	0.82%	-976	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
REBECCA KAPLAN	25813	21.58 %	+18	25831	21.62 %	+59	25890	21.69 %	+136	26026	21.84 %	+91	26117	21.96 %	+379	26496	22.32 %	+335	26831	22.76 %	+644	27475	23.53 %	+5244	32719	28.90 %	-32719	0	0.00%	0
Write-In	268	0.22%	-268	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
Exhausted by Over Votes	355		+1	356		+6	362		+9	371		+5	376		+4	380		+21	401		+15	416		+45	461		+65	526		0
Under Votes	2306		0	2306		0	2306		0	2306		0	2306		0	2306		0	2306		0	2306		0	2306		0	2306		0
Exhausted Ballots	0		+149	149		+113	262		+173	435		+216	651		+242	893		+762	1655		+1111	2766		+3518	6284		+7383	13667		0
Continuing Ballots	119607	100.00 %		119457	100.00 %		119338	100.00 %		119156	100.00 %		118935	100.00 %		118689	100.00 %		117906	100.00 %		116780	100.00 %		113217	100.00 %		105769	100.00 %	
<b>TOTAL</b>	<b>122268</b>		<b>0</b>	<b>122268</b>		<b>0</b>	<b>122268</b>		<b>0</b>	<b>122268</b>		<b>0</b>	<b>122268</b>		<b>0</b>	<b>122268</b>		<b>0</b>	<b>122268</b>		<b>0</b>	<b>122268</b>		<b>0</b>	<b>122268</b>		<b>0</b>	<b>122268</b>		<b>0</b>

**REMARKS** \*Tie resolved in accordance with election law.

\*\* Portable Document Format (PDF) file requires the free [Adobe Reader](#).



[Registrar of Voters](#) > [Voting](#) > [Ranked-Choice Voting](#) > [Results](#) > Mayor of San Leandro

## Ranked-Choice Voting Official Final Accumulated Results - Mayor of San Leandro

**Official Final Accumulated results last updated: Friday, November 19, 2010**

- [Accumulated Results Detail](#) (PDF) \*\*
- [Ballot Image File](#) (TXT)
- [Master Lookup File](#) (TXT)
- [Ballot Image Help](#) (PDF) \*\*

	Round 1			Round 2			Round 3			Round 4			Round 5			Round 6		
	Votes	%	Transfer	Votes	%	Transfer	Votes	%	Transfer	Votes	%	Transfer	Votes	%	Transfer	Votes	%	Transfer
STEPHEN H. CASSIDY	7908	35.17%	+2	7910	35.19%	+3	7913	35.28%	+84	7997	35.80%	+303	8300	37.55%	+1977	10277	50.57%	0
JOYCE RUTLEDGE STAROSCIAK	5206	23.15%	0	5206	23.16%	+2	5208	23.22%	+51	5259	23.54%	+259	5518	24.96%	-5518	0	0.00%	0
ANTHONY B. "TONY" SANTOS	7982	35.50%	0	7982	35.51%	+5	7987	35.61%	+63	8050	36.03%	+238	8288	37.49%	+1757	10045	49.43%	0
JOHN R. PALAU	390	1.73%	+4	394	1.75%	+2	396	1.77%	-396	0	0.00%	0	0	0.00%	0	0	0.00%	0
SARA M. MESTAS	925	4.11%	0	925	4.11%	+1	926	4.13%	+109	1035	4.63%	-1035	0	0.00%	0	0	0.00%	0
Write-In	64	0.28%	0	64	0.28%	-64	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
LOU FILIPOVICH	9	0.04%	-9	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
Exhausted by Over Votes	55		0	55		0	55		+2	57		+2	59		+24	83		0
Under Votes	955		0	955		0	955		0	955		0	955		0	955		0
Exhausted Ballots	0		+3	3		+51	54		+87	141		+233	374		+1760	2134		0
Continuing Ballots	22484	100.00%		22481	100.00%		22430	100.00%		22341	100.00%		22106	100.00%		20322	100.00%	
<b>TOTAL</b>	<b>23494</b>		<b>0</b>	<b>23494</b>		<b>0</b>	<b>23494</b>		<b>0</b>	<b>23494</b>		<b>0</b>	<b>23494</b>		<b>0</b>	<b>23494</b>		<b>0</b>
REMARKS	*Tie resolved in accordance with election law.																	

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Copied from [http://www.co.alameda.ca.us/rov/rcv/results/rcvresults\\_3192.htm](http://www.co.alameda.ca.us/rov/rcv/results/rcvresults_3192.htm), on November 30, 2010.