

107 Storrs Street  
P.O. Box 2703 | Concord, NH 03302

**Office** 603-225-7262  
**Fax** 603-225-5112

November 22, 2022

HAND-DELIVERED

David Scanlan, Secretary of State  
State House, Room 204  
107 North Main Street  
Concord, N.H. 03301

Re: Mosley v. Sec. of St., No. 217-2022-CV-01067 – Objection and Reservation of Rights

Dear Secretary Scanlan:

In an order dated November 22, 2022, the Court ordered a second recount of all ballots cast in the Hillsborough County District 16 race. Order at 8. The Court further ordered that the “process shall ensure full transparency and abide by the rules promulgated by the defendant in the Rules of Procedure for Recounts applied to the initial recount.” Id.

As an initial matter, Maxine Mosley asserts a blanket objection to the ballots counted in the November 22, 2022, recount, on the grounds that the recount is being conducted contrary to RSA 660, that the count from the November 14, 2022 is controlling, and because ballot security measures followed in the initial recount, and prior recounts historically, have not been followed. With respect to this blanket objection, Ms. Mosley takes the position that you are not required to review each individual ballot to resolve the issues raised in her blanket objection. Ms. Mosley asserts this blanket objection to preserve legal issues and to avoid disruption of the recount. Ms. Mosley understands that you are likely to overrule this blanket objection.

Ms. Mosley also understands that all individual challenges asserted during the November 14, 2022 recount are preserved for the November 22, 2022 recount. During the course of the November 22, 2022 recount, Ms. Mosley further reserves the right to challenge individual ballots, including issues concerning the intent of the voter, as set forth in the Rules of Procedure for Recounts.

Very truly yours,



William E. Christie  
wchristie@shaheengordon.com

WEC/jdb