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April 3, 2013

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Via Federal Express

Honorable Delbert Hosemann
Mississippi Secretary of State
Heber Ladner Building
401 Mississippi Street
Jackson, MS 39201

Attention: Ms. Kimberly P. Turner

**Re: Town of Boyle, Mississippi
2013 Municipal Elections**

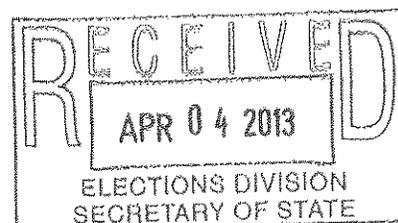
Dear Secretary Hosemann:

As attorney for the Town of Boyle, Mississippi, I enclose for your consideration a report consisting of Minutes of the Election Commissioners for the Town of Boyle concerning the 2013 Municipal Elections. These Minutes will reflect that only one person qualified as an independent candidate for Mayor, Alderman for Ward 1, Ward 2, Ward 3, and Ward 4. Azalean Rogers who submitted papers to run as an independent candidate for Ward 5 was rejected based on her being a convicted felon who had not been pardoned by the Governor.

Based on these Minutes, and since no contested races exist for any of these offices, the Town of Boyle, through its Election Commissioners, have concluded there is no need for an election to be held on June 4, 2013. Accordingly, the Town of Boyle requests your office recognize the election of these persons as follows:

Mayor: James Donald Cooper
509 Rachel Street
Boyle, MS 38730

Alderman Ward 1: Stacy Weeks Hurst
P. O. Box 386
Boyle, MS 38730



Honorable Delbert Hosemann
Mississippi Secretary of State
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Alderman Ward 2: Joe B. Denson, Jr.
P. O. Box 547
Boyle, MS 38730

Alderman Ward 3: George Evans, III
P. O. Box 393
Boyle, MS 38730

Alderman Ward 4: Sanders Richardson
P. O. Box 97
Boyle, MS 38730

Alderman Ward 5: Vacant

After you receive this letter, if you should have any questions, please call me.

With best regards, I am

Sincerely yours,



J. Kirkham Povall

JKP:bp

Enclosures

**BEFORE THE ELECTION COMMISSION FOR
THE TOWN OF BOYLE, MISSISSIPPI**

Re: 2013 Municipal Election

**MINUTES OF MEETING OF ELECTION COMMISSIONERS
ON WEDNESDAY, MARCH 13, 2013 AT 2:00 PM**

BE IT REMEMBERED that the Election Commissioners for the Town of Boyle, Mississippi met at the Town Hall in the Town of Boyle, Mississippi at 2:00 p.m., on Wednesday, March 13, 2013. Present for the meeting were J. F. Stevens, Lisa Regan, and Charles Warren. Also present was J. Kirkham Povall, Attorney for the Town of Boyle, Mississippi.

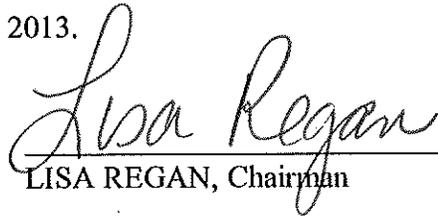
The Attorney presented the Oaths of Office for each Election Commissioner to sign before the Attorney who is a Notary Public. Upon signing their Oaths each Election Commissioner assumed the office to which they were duly appointed. The Attorney attached a copy of the Oaths of Office to these Minutes which were marked Exhibit "A" as a collective exhibit.

The Commissioners then entertained nominations for office. On motion duly made, Lisa Regan was nominated as Chairman and Charles Warren was nominated as Secretary. There being no further nominations, by unanimous vote, Lisa Regan and Charles Warren were elected Chairman and Secretary, respectively, of the Election Commissioners for the Town of Boyle, Mississippi.

At the request of the Chairman, the Election Commissioners began to canvas and review all Petitions filed as independent candidates for the Offices of Mayor, Ward One (1), Ward (2), Ward Three (3), Ward Four (4), and Ward Five (5), consistent with the law and their duties as Election Commissioners.

There being no further business to come before the Election Commissioners at this meeting, the meeting was recessed until 2:00 p.m., on Thursday, March 14, 2013.

DATED this the 13th day of March, 2013.



LISA REGAN, Chairman

ATTEST:



CHARLES WARREN, Secretary

STATE OF MISSISSIPPI
COUNTY OF BOLIVAR
TOWN OF BOYLE, MS

OATH OF J. F. STEVENS AS ELECTION
COMMISSIONER FOR THE TOWN OF
TOWN OF BOYLE, MS

I, J. F. STEVENS, do solemnly swear that I will faithfully and true allegiance bear to the Constitution of the United States and the State of Mississippi and obey the laws thereof; that I am not disqualified from holding office by the Constitution of the United States and the State of Mississippi, that I will support and obey the laws, ordinances, and resolution of the Town of Boyle; and that I will faithfully discharge the duties of the office of

ELECTION COMMISSIONER

of the Town of Boyle, Mississippi, upon which I am about to enter, so help me God.



J. F. STEVENS

SWORN TO AND SUBSCRIBED before me on this the 13th day of March, 2013.



NOTARY PUBLIC

My Commission Expires:

12-25-2014

(S E A L)



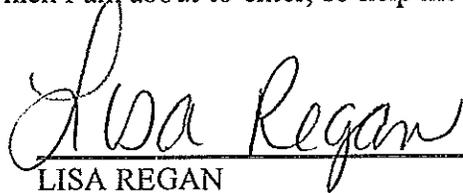
STATE OF MISSISSIPPI
COUNTY OF BOLIVAR
TOWN OF BOYLE, MS

OATH OF J. F. STEVENS AS ELECTION
COMMISSIONER FOR THE TOWN OF
TOWN OF BOYLE, MS

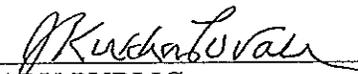
I, LISA REGAN, do solemnly swear that I will faithfully and true allegiance bear to the Constitution of the United States and the State of Mississippi and obey the laws thereof; that I am not disqualified from holding office by the Constitution of the United States and the State of Mississippi, that I will support and obey the laws, ordinances, and resolution of the Town of Boyle; and that I will faithfully discharge the duties of the office of

ELECTION COMMISSIONER

of the Town of Boyle, Mississippi, upon which I am about to enter, so help me God.


LISA REGAN

SWORN TO AND SUBSCRIBED before me on this the 13th day of March, 2013.


NOTARY PUBLIC

My Commission Expires:

12-28-2014

(S E A L)



STATE OF MISSISSIPPI
COUNTY OF BOLIVAR
TOWN OF BOYLE, MS

OATH OF J. F. STEVENS AS ELECTION
COMMISSIONER FOR THE TOWN OF
TOWN OF BOYLE, MS

I, CHARLES WARREN, do solemnly swear that I will faithfully and true allegiance bear to the Constitution of the United States and the State of Mississippi and obey the laws thereof; that I am not disqualified from holding office by the Constitution of the United States and the State of Mississippi, that I will support and obey the laws, ordinances, and resolution of the Town of Boyle; and that I will faithfully discharge the duties of the office of

ELECTION COMMISSIONER

of the Town of Boyle, Mississippi, upon which I am about to enter, so help me God.



CHARLES WARREN

SWORN TO AND SUBSCRIBED before me on this the 13th day of March, 2013.



NOTARY PUBLIC

My Commission Expires:

12-28-2014

(S E A L)



**BEFORE THE ELECTION COMMISSION FOR
THE TOWN OF BOYLE, MISSISSIPPI**

Re: 2013 Municipal Election

**MINUTES OF RECESSED MEETING OF ELECTION COMMISSIONERS
ON THURSDAY, MARCH 14, 2013 AT 2:00 PM**

BE IT REMEMBERED that the Election Commissioners for the Town of Boyle, Mississippi met at the Town Hall in the Town of Boyle, Mississippi at 2:00 p.m., on Thursday, March 14, 2013, for a recessed meeting from the prior day. Present for the meeting were J. F. Stevens, Lisa Regan, and Charles Warren. Also present was J. Kirkham Povall, Attorney for the Town of Boyle, Mississippi.

At the request of the Chairman, the Election Commissioners continued their canvass and investigation of all candidates who filed petitions to run as independent candidates for the offices of Mayor, Ward One (1), Ward Two (2), Ward Three (3), Ward Four (4), and Ward (5), consistent with the law and their duties as Election Commissioners. The Commissioners found that all petitions for candidates were in proper and legal form except the petition filed by Sanders Richardson for Ward 4 which appeared to contain the names of only thirteen (13) registered voters and the petition filed by Azalean Rogers which showed that the candidate had not checked if she had ever been convicted of a felony. The Commissioners requested the Town Marshall to determine whether Ms. Rogers or any other candidate had been convicted of a felony. The Marshall reported that Ms. Rogers had been convicted of the felony of forgery on December 18, 1979, for which she had not been pardoned by the Governor. He also reported that no other candidate had been convicted of a felony.

On motion by Charles Warren, seconded by J. F. Stephens, and unanimously approved, IT IS ORDERED that the attorney was directed to write a letter to Sanders Richardson advising the candidate that his petition appeared to contain the names of only thirteen (13) registered voters and

that he was invited to attend a meeting of the Commissioners at 3:00 pm on Monday March 18, 2013, at the Town Hall to clarify the discrepancy; that the attorney was directed to prepare a letter to Azalean Rogers advising that records indicate she was convicted of a felony, i.e., forgery on 12-18-1979, in the Circuit Court of Bolivar County, Ms. for which she had not been pardoned by the Governor; that she was invited to a meeting of the Commissioner at 4:00 pm on Monday March 18, 2013, at the Town Hall to clarify the discrepancy; and that the Town Marshall was requested to deliver copies of the letters to each respective candidate.

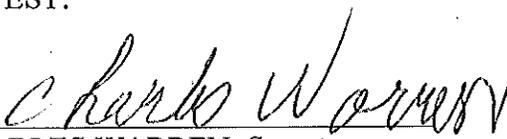
There being no further business to come before the Election Commissioners at this meeting, the meeting was recessed until 2:00 p.m. on Monday, March 18, 2013.

DATED this the 14th day of March, 2013.



LISA REGAN, Chairman

ATTEST:



CHARLES WARREN, Secretary

**BEFORE THE ELECTION COMMISSIONERS FOR
THE TOWN OF BOYLE, MISSISSIPPI**

Re: 2013 Municipal Election

**OFFICIAL MINUTES OF RECESSED MEETING OF
ELECTION COMMISSIONERS FOR THE
TOWN OF BOYLE, MISSISSIPPI**

WHEREAS, the Election Commissioners for the Town of Boyle, Mississippi, consisting of **J. F. STEVENS, CHARLES WARREN and LISA REGAN**, met in official session to canvas and determine whether such persons who submitted Statement of Intent and Petitions were sufficient under the law; and,

WHEREAS, Mississippi Code Annotated §23-15-361 require a petition for a person seeking the office of Mayor and/or Alderman in a municipality with a population of less than one thousand (1,000) residents to file/submit a petition signed by at least fifteen (15) registered voters of the municipality or ward depending on the election for such office of either Mayor or Ward, respectively; and,

WHEREAS, Mississippi Code Annotated §23-15-11 (1972), as amended, establishes the qualifications for a person to seek office in a municipal election to include: the person shall be 18 years of age or upwards; the person must have resided in the corporated city or town for thirty (30) days in which he or she offers to vote; the person shall be a registered voter; and, the person shall never have been convicted of bribery, perjury, or any other crime punishable by at least one (1) year confinement in the Mississippi Penitentiary; and,

WHEREAS, Mississippi Code Annotated §23-15-363(5), requires a municipal election commission to determine or canvas all party candidate(s) and/or all person(s) who is qualified as an independent candidate to determine if such person(s) met all qualifications on or before the date of the general or special election in which he or she could be elected to office; and,

WHEREAS, a municipal election commission shall determine whether a candidate has been convicted of any felony in a court of the State of Mississippi, or another state or in the federal courts; and,

NOW, BE IT REMEMBERED, that the Election Commissioners for the Town of Boyle, Mississippi did meet in a recessed meeting at 2:00 p.m., on Monday, March 18, 2013, for the purpose of meeting with candidates and reviewing and canvassing whether all candidates who had submitted a Qualifying Statement of Intent and Petition for an independent candidate seeking the Office of Alderman or independent candidate seeking the Office of Mayor meet all qualifications to hold such office in accordance with the law and in the furtherance of their duties the Election Commissioners of the Town of Boyle, Mississippi, did find the following:

1. With respect to the office of Mayor for the Town of Boyle, Mississippi, only one (1) candidate, **James Donald Cooper**, filed qualifying papers as an independent candidate for Mayor. The Election Commissioners reviewed the Petition and found that more than fifteen (15) persons signed the Petition and each of said persons were qualified electors. The Commission further found that James Donald Cooper met all other qualifications including, but not limited to, not being convicted of a felony punishable by more than one (1) year incarceration at the Mississippi State Penitentiary.

2. With respect to Ward One (1), the Election Commissioners found that only one (1) candidate, **Stacy Weeks Hurst**, filed a Statement of Intent and Petition to run as independent candidate for Alderman. The Commission reviewed the Statement of Intent and the Petition, finding that the names of fifteen (15) registered electors from Ward One (1) had signed the Petition. The Commissioners further found that **Stacy Weeks Hurst** has not been convicted of a felony punishable by more than one (1) year incarceration in the Mississippi State Penitentiary.

3. With respect to Ward Two (2), the Election Commissioners found that only one (1) candidate, **Joe B. Denson, Jr.**, filed a Statement of Intent and the Petition to run as independent candidate for Alderman. The Commission reviewed the Statement of Intent and the Petition finding that the names of at least fifteen (15) registered electors from Ward Two (2) had signed the Petition. The Commissioners further found that **Joe B. Denson, Jr.** has not been convicted of a felony punishable by more than one (1) year incarceration in the Mississippi State Penitentiary.

4. With respect to Ward Three (3), the Election Commissioners found that only one (1) candidate, **George Evans, III**, filed a Statement of Intent and the Petition to run as independent candidate for Alderman. The Commission reviewed the Statement of Intent and the Petition finding that the Petition contained at least the names of fifteen (15) registered electors from Ward Three (3). The Commissioners further found that **George Evans, III** has not been convicted of a felony punishable by more than one (1) year incarceration in the Mississippi State Penitentiary.

5. With respect to the office of Alderman for Ward Four (4), the Commission met with Sanders Richardson who clarified prior discrepancies with his Petition, the Commission found that only one (1) candidate, **Sanders Richardson**, filed a Statement of Intent and the Petition to run as an independent candidate for Alderman. The Commission reviewed the Statement of Intent and the Petition finding that the Petition contained at least the names of fifteen (15) registered electors from Ward Three (3). The Commissioners further found that **Sanders Richardson** has not been convicted of a felony punishable by more than one (1) year incarceration in the Mississippi State Penitentiary.

6. With respect to the office of Alderman for Ward Five (5), the Commission met with Azalean Rogers and listened to her explanation and the Commission then confirmed and found that only one (1) candidate, **Azalean Rogers**, filed a Statement of Intent and the Petition to run as an independent candidate for Alderman. The Commission found that in signing the Qualifying Statement

either bribery, perjury, or any other crime punishable by at least one (1) year confinement in the Mississippi Penitentiary Based on additional investigation, the Commission found undisputed evidence that **Azalean Rogers** was convicted of two (2) counts of forgery on December 18, 1979 and was sentenced to three (3) years on each count, with three (3) years suspended and three (3) years probation both sentences to run concurrent. The Commission further found that the candidate, Azalean Rogers, had not been pardoned by the Governor of said offenses.

The Election Commissioners found the deadline to qualify as a candidate for an office expired at 5:00 p.m., on March 8, 2013, and no other candidates qualified for any of the municipal offices according to **Mississippi Code Annotated §23-15-363 (1972)**.

On motion made by Charles Warren, seconded by J. F. Stevens, and unanimously approved, **IT IS ORDERED** that **Azalean Rogers**, who filed a Petition to run as an independent candidate for Ward 5 for the Town of Boyle, Mississippi, is disqualified based on Ms. Rogers' being a person convicted of the felony of forgery in the State of Mississippi for which she has not been pardoned by the Governor.

On motion made by Charles Warren, seconded by J. F. Stephens, and unanimously approved, **IT IS ORDERED** that **James Donald Cooper**, who filed a Petition to run as an independent candidate for Mayor for the Town of Boyle, Mississippi is legally sufficient and **James Donald Cooper** is certified as an independent candidate for Mayor for the Town of Boyle, Mississippi.

On motion by Charles Warren, seconded by J. F. Stephens, and unanimously approved, **Stacy Weeks Hurst**, who filed a Petition to run as an independent candidate for Alderman of Ward One (1) for the Town of Boyle, Mississippi is legally sufficient and **Stacy Weeks Hurst** is certified as an independent candidate for Alderperson of Ward One (1) for the Town of Boyle, Mississippi.

On motion by Charles Warren, seconded by J. F. Stephens, and unanimously approved, **Joe B. Denson, Jr.**, who filed a Petition to run as an independent candidate for Alderman of Ward Two

(2) for the Town of Boyle, Mississippi is legally sufficient and **Joe B. Denson, Jr.** is certified as an independent candidate for Alderman of Ward Two (2) for the Town of Boyle, Mississippi.

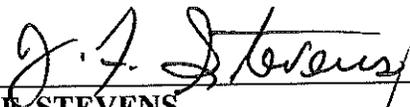
On motion by Charles Warren, seconded by J. F. Stephens, and unanimously approved, **George Evans, III**, who filed a Petition to run as an independent candidate for Alderman of Ward Three (3) for the Town of Boyle, Mississippi is legally sufficient and **George Evans, III** is certified as an independent candidate for Alderman of Ward Three (3) for the Town of Boyle, Mississippi.

IN ACCORDANCE with **Mississippi Code Annotated §23-15-363(6)**, and on motion by J. F. Stephens, seconded by Charles Warren, and all members voting “aye”, **IT IS ORDERED** that the following candidates are duly qualified to be a candidate for the Offices of Mayor, Ward One (1), Ward Two (2), Ward Three (3) and Ward Four (4) and that no person qualified to run for Ward Four Five (5). Based on the fact that not more than one (1) person duly qualified to run as a candidate for the Offices of Mayor, Ward One (1), Ward Two (2), Ward Three (3) and Ward Four (4) and that no person duly qualified to run as a candidate for Ward Five (5), the election for the Mayor and Aldermen for Wards One (1), Two (2), Three (3), Four (4) and Five (5) in the Town of Boyle, Mississippi scheduled for June 4, 2013 is hereby dispensed with and each candidate as heretofore identified duly qualified for Mayor and Aldermen for Wards One (1), Two (2), Three (3), and Four (4) shall be elected without opposition to their respective offices as follows:

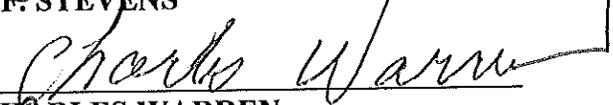
Mayor:	James Donald Cooper
Ward One (1):	Stacy Weeks Hurst
Ward One (2):	Joe B. Denson, Jr.
Ward Three (3):	George Evans, III
Ward Four (4):	Sanders Richardson
Ward Five (5):	None.

On motion by Charles Warren, seconded by J. F. Stevens, and unanimously approved, **IT IS ORDERED** that a copy of these minutes shall be provided to the Board of Alderpersons and Mayor of the Town of Boyle, Mississippi with a request that a copy of these Minutes be made a part of the regular Minutes for the Town of Boyle, Mississippi and that a certified copy and an appropriate report be sent to the Secretary of State for the State of Mississippi in accordance with the law regarding certification of candidates for Mayor and Alderpersons for Wards One (1), Two (2), Three (3), and Four (4), and no candidate qualified for the Office of Alderman for Ward Five (5) for the Town of Boyle, Mississippi for the 2013 Municipal Election scheduled for June 4, 2013.

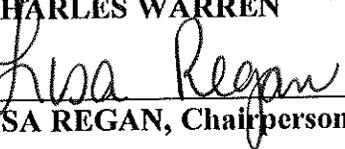
SO ORDERED on this the 18th day of March, 2013.



J. F. STEVENS



CHARLES WARREN

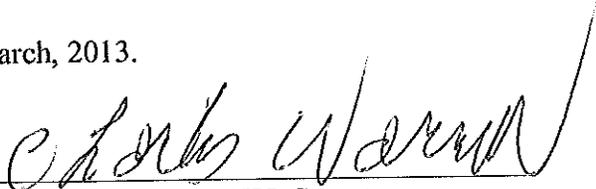


LISA REGAN, Chairperson

CERTIFICATE

The undersigned, Charles Warren, hereby certifies as Secretary for the Election Commission for the Town of Boyle, Mississippi, that the above Minutes for the Election Commissioners for the Town of Boyle, Mississippi dated March 18, 2013 are a true and correct copy of the original Minutes signed and executed by said Election Commissioners on March 18, 2013, the original of which having been filed in the official papers for the Election Commissioners for the Town of Boyle, Mississippi.

SO CERTIFIED this the 18th day of March, 2013.



CHARLES WARREN, Secretary