

**BEFORE THE LEFLORE COUNTY DEMOCRATIC
EXECUTIVE COMMITTEE**

PRESTON RATLIFF

PETITIONER

VS.

NO. _____

ANJUAN BROWN

RESPONDENT

PETITION TO CONTEST ELECTION

COMES NOW Petitioner Preston Ratliff, by and through his undersigned counsel, by and pursuant to MCA Section 23-15-921, et seq., and files this his Petition to Contest the August 2, 2011, Democratic Primary Election for the position of Leflore County, Mississippi, Supervisor District 3 and for cause will show as follows, to-wit:

1. That Petitioner Preston Ratliff, an adult resident citizen and a qualified elector of Supervisor District 3, of Leflore County, MS, duly qualified as a democrat for re-election as District 3 Supervisor.

2. That Petitioner was challenged by Respondent Anjuan Brown for District 3 Supervisor in the Primary Election held on August 2, 2011.

3. That the Democratic Primary Election held on August 2, 2011, was conducted by the Leflore County Democratic Election Committee.

4. That after the tabulation and counting of the ballots, the Leflore County Democratic Executive Committee certified the election results in District 3 as follows:

Preston Ratliff	518
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Anjuan Brown	607
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5. That a breakdown of the votes for District 3 Supervisor was as follows:

	<u>Machine</u>	<u>Absentee/Affidavit/ Curbside Ballots</u>	<u>Total</u>
Preston Ratliff	428	90	518
Anjuan Brown	<u>387</u>	<u>220</u>	<u>607</u>
Total	815	310	1,125

6. That as a result of the above certification of the Election for said District 3 Supervisor, the Leflore County Democratic Executive Committee declared Anjuan Brown as the winner by 89 marginal votes.

7. That petitioner contends that numerous irregularities, fraud and wilful violations of Mississippi Election Law occurred during the election and during the computation of the election results.

8. That the Leflore County Democratic Executive Committee counted illegal votes for Anjuan Brown and denied legitimate votes for your petitioner.

9. That the certification of the election result by the Leflore County Democratic Executive Committee is not the determined will of the voters for the District 3 Supervisor of Leflore County, MS during the Democratic Primary on August 2, 2011.

10. That a total of 292 absentee ballots, affidavit ballots, curbside and paper ballots were counted in District 3 by the Leflore County Democratic Executive Committee following the August 2, 2011, Primary Election.

11. That a total of 252 absentee ballots were counted in District 3 Supervisor race by the Executive Committee after the Primary with petitioner receiving 49 votes and respondent receiving 203 votes.

12. That out of the 252 total absentee ballots cast and counted in District 3

Supervisor race, the applications for 153 of them revealed the voters would be “out of the county on election day.”

13. That during the Primary Election on August 2, 2011, petitioner contends the following stated voters cast absentee ballots in favor of Respondent Anjuan Brown all in violation of Mississippi Laws governing absentee ballots as follows:

	<u>VOTER ID</u>	<u>NAME</u>	<u>REASON STATED ON APPLICATION FOR ABSENTEE BALLOT</u>
<u>CENTRAL GREENWOOD PRECINCT</u>			
1.	575186514	Banks, Keneisha Diona	Outside the county on election day
2.	1046422	Banks, Lateshia Marie	Outside the county on election day
3.	1053525	Blissett, Tim	Outside the county on election day
4.	775212130	Bozeman, Tabresha	Outside the county on election day
5.	775212123	Bozeman, Tanga L.	Outside the county on election day
6.	1028809	Brown, Willie L.	Outside the county on election day
7.	775118209	Brownlow, DMarcio S.	No reason
8.	575209896	Burnett, Larry	Outside the county on election day
9.	1051774	Cain, Takeela Nicole	Outside the county on election day
10.	775024830	Clark, Kenny	Outside the county on election day
11.	775202822	Clemon, Edward Debroski	Outside the county on election day
12.	575008944	Clemon, Marquita Vashae	Outside the county on election day
13.	1028568	Clemon, Sallie	Outside the county on election day
14.	1037797	Coleman, Christine White	No reason
15.	1051120	Crawford, Willie James	Outside the county on election day
16.	575155880	Crigler, Rodrick T.	Outside the county on election day
17.	1023651	Ferguson, Adell	Outside the county on election day
18.	1032939	Ford, Alonzo	Outside the county on election day

	<u>VOTER ID</u>	<u>NAME</u>	<u>REASON STATED ON APPLICATION FOR ABSENTEE BALLOT</u>
19.	1032946	Ford, Ruthie L.	Outside the county on election day
20.	1046300	Gillion, Darius Llewellyn	Outside the county on election day
21.	1053877	Gillion, Lajuan	Outside the county on election day
22.	1051595	Green, Shawanda Denise	Outside the county on election day
23.	1056970	Griffin, Bertha Mae	Outside the county on election day
24.	500002310	Hancock, Denecia M.	Outside the county on election day
25.	500002309	Hancock, Mark A.	Outside the county on election day
26.	1049669	Harris, Alicia Sharone	Outside the county on election day
27.	1049668	Harris, Ivory Jean	Outside the county on election day
28.	575009754	Haslett, Helen Thomas	Outside the county on election day
29.	575143348	Henderson, Cleveland	Outside the county on election day
30.	1045606	Hogan, Pearlie Walls	Outside the county on election day
31.	575136220	Johnson, Dominique	Outside the county on election day
32.	1062766	Jones, Josie	Outside the county on election day
33.	1024928	Kelley, Estella Davis	Outside the county on election day
34.	1037117	Lawrence, Serbrenna R.	Outside the county on election day
35.	1062915	Leflore, Crystal Lashea	Outside the county on election day
36.	1054366	Martin, Lamonica	Outside the county on election day
37.	1044223	Moore, Bettie	Outside the county on election day
38.	1019587	Overly, Louise B.	No reason
39.	1036366	Parker, Lee Artis	Outside the county on election day
40.	775153940	Powell, Carlos	Outside the county on election day
41.	878641	Powell, Tina Louise	Outside the county on election day
42.	1051535	Powell, Willie Lewis	Outside the county on election day

	<u>VOTER ID</u>	<u>NAME</u>	<u>REASON STATED ON APPLICATION FOR ABSENTEE BALLOT</u>
43.	1044795	Puller, Kizzy Ann	Outside the county on election day
44.	1050895	Reaves, Eartha L. Jr.	Outside the county on election day
45.	1049435	Rosenthal, Victoria	Outside the county on election day
46.	775209898	Russell, Barbara D.	Outside the county on election day
47.	775041687	Russell, Dorothy	Outside the county on election day
48.	1056339	Sims, Mary Alice	Outside the county on election day
49.	775007657	Slack, Everlean	Outside the county on election day
50.	750000256	Smith, Cambria Joree	Outside the county on election day
51.	1049148	Smith, Larry Terrell	Outside the county on election day
52.	1056387	Smith, Pamela	Outside the county on election day
53.	575093808	Stanback, Yvonne	Outside the county on election day
54.	775096076	Stanley, Yasmine Shantae	Outside the county on election day
55.	1034697	Taylor, Catherine L.	Outside the county on election day
56.	1037217	Terry, Gladys Mae	Outside the county on election day
57.	1039008	Wade, Johnny Jr.	Outside the county on election day
58.	1054146	Wallace, Hera Mae	No reason
59.	1028114	Watkins, Sarah Ann	No reason
60.	575209227	Webb, Garrick	Outside the county on election day
61.	775204757	Williams, James	No reason
62.	775153924	Wilson, Adrian N.	Outside the county on election day
63.	1030731	Wilson, Ellen Gina	Outside the county on election day
64.	1051647	Wilson, Jabari Dante'	Outside the county on election day
65.	775051089	Wilson, Robert Lee	Outside the county on election day
66.	1039762	Wright, Catherine Lee	Outside the county on election day

	<u>VOTER ID</u>	<u>NAME</u>	<u>REASON STATED ON APPLICATION FOR ABSENTEE BALLOT</u>
67.	1039767	Wright, Donald	No reason
68.	1054968	Wright, Eddie Lee	Outside the county on election day
69.	1046649	Wright, Lee V.	Outside the county on election day

WEST GREENWOOD PRECINCT

70.	775088474	Baker, Kaniesha Jashay	Outside the county on election day
71.	1058479	Billingsley, Sylvia	Outside the county on election day
72.	775210711	Branch, Vadarris	Outside the county on election day
73.	575153807	Brown, Svante J.	Outside the county on election day
74.	1060224	Brown, Tara Denise	Outside the county on election day
75.	775205962	Brownlee, Grant	Outside the county on election day
76.	775118189	Buchanan, Bo L.	Outside the county on election day
77.	1062269	Byrd, Chiquita Teleka	Outside the county on election day
78.	1050407	Carter, Shonathan	Outside the county on election day
79.	1020784	Cates, Ulysses Carl	Outside the county on election day
80.	575083749	Chin, Brenda T.	Outside the county on election day
81.	575202016	Clark, Joyce Johnson	Outside the county on election day
82.	575135042	Cockrell, Lybrunca D.	Outside the county on election day
83.	1031730	Cooper, Peggy	Outside the county on election day
84.	1038910	Crowder, Geraldine	Outside the county on election day
85.	1051637	Davis, Melissa Denise	Outside the county on election day
86.	575005291	Dean, Nicholas	Outside the county on election day
87.	575041611	Delaney, Antione DeMarcus	Outside the county on election day
88.	1029686	Donley, Bobbie L.	Outside the county on election day
89.	775204789	Dukes, Marcus	Outside the county on election day

	<u>VOTER ID</u>	<u>NAME</u>	<u>REASON STATED ON APPLICATION FOR ABSENTEE BALLOT</u>
90.	775049737	Duncan, Kenneth Dale	Outside the county on election day
91.	575186492	Erving, Fontez Zerra	Outside the county on election day
92.	575126370	Everett Freddie L.	Outside the county on election day
93.	1053465	Foster, Shirockie	Outside the county on election day
94.	775007732	Freeman, Kendra	Outside the county on election day
95.	575203763	Fry, Herbert Lee Jr.	Outside the county on election day
96.	775204787	Gidron, Jasmine Shaunice	Outside the county on election day
97.	1048764	Griffin, Delorise	Outside the county on election day
98.	575057146	Gwin, Marquita C.	Outside the county on election day
99.	1019768	Gwin, Patricia Banks	Outside the county on election day
100.	775004055	Gwin, Quaneisiha LaSaundra	Outside the county on election day
101.	1031424	Harris, Donald	Outside the county on election day
102.	575212097	Haymore, Kiara	Outside the county on election day
103.	1035910	Hicks, Marcella	[No application]
104.	1054189	Hilton, Richard	Outside the county on election day
105.	1062229	Hilton, Tiffany Nicole	Outside the county on election day
106.	1050129	Jackson, Terkellay	Outside the county on election day
107.	1050643	Jones, Anthony	Outside the county on election day
108.	1033963	King, Lizzier W.	Outside the county on election day
109.	1051153	King, Tiffany Shantel	Outside the county on election day
110.	1054302	Lowe, Charles	Outside the county on election day
111.	1044544	Marshall, Phillip	Outside the county on election day
112.	775056798	Massey, Deondra Jamal	Outside the county on election day
113.	1045223	McCall, Catherine Hughes	Outside the county on election day

	<u>VOTER ID</u>	<u>NAME</u>	<u>REASON STATED ON APPLICATION FOR ABSENTEE BALLOT</u>
114.	1050271	Montgomery, Martha Jean	Outside the county on election day
115.	1060268	Moore, Almarie Pitts	Outside the county on election day
116.	575210901	Nichols, Quentin De'Vonta	Outside the county on election day
117.	775055147	Outlaw, Alice R.	Outside the county on election day
118.	1053822	Outlaw, Antoine D.	Outside the county on election day
119.	1054856	Outlaw, Sheila	Outside the county on election day
120.	1059200	Outlaw, Vicky	Outside the county on election day
121.	1025325	Page, Mary L.	Outside the county on election day
122.	575202414	Prayer, Iziah	Outside the county on election day
123.	775138998	Russell, Rashida LaPorchia	Outside the county on election day
124.	575006939	Sample, Samuel R.	Outside the county on election day
125.	1044709	Shelly, Darrel	Outside the county on election day
126.	1030670	Shelly, Mary Ann	Outside the county on election day
127.	775206828	Simmons, Jonathan	Outside the county on election day
128.	1047315	Smith, Terrance Kenyat	Outside the county on election day
129.	575133851	Spencer, Javakiah K.	Outside the county on election day
130.	775094875	Stanley, Jasmine Janae	Outside the county on election day
131.	575134080	Stewart, Shavonne	Outside the county on election day
132.	575152708	Stigler, Carla R.	Outside the county on election day
133.	775201142	Stigler, Javardrick Cortez	Outside the county on election day
134.	775036050	Stigler, Vincent	Outside the county on election day
135.	775208003	Terry, Johnisha	Outside the county on election day
136.	5678908	Thomas, Derrick	Outside the county on election day
137.	1054048	Thomas, Johnnie B.	Outside the county on election day

	<u>VOTER ID</u>	<u>NAME</u>	<u>REASON STATED ON APPLICATION FOR ABSENTEE BALLOT</u>
138.	939346	Totten, Naticina C.	Outside the county on election day
139.	1049384	Triplett, Verssie	Outside the county on election day
140.	1033693	Turner, Bernice Maggitt	Outside the county on election day
141.	500015815	Vassar, Tashiba A.	Outside the county on election day
142.	1051892	Washington, Tiffany	Outside the county on election day
143.	1038855	Waters, Charles Etta	No reason
144.	1053954	Weaver, Charlene Bernice	Outside the county on election day
145.	1045648	Weaver, Kimberly Harvey	Outside the county on election day
146.	775054912	Williams, Adrian Nicole	Outside the county on election day
147.	1059912	Williams, Bertha Mae	Outside the county on election day
148.	1051371	Williams, Lucrezica Ann	Outside the county on election day
149.	575026389	Williams, Percy Lee	Outside the county on election day
150.	575136174	Wilson, Corlissa	Outside the county on election day
151.	1052328	Wilson, Dorothy	Outside the county on election day
152.	1057481	Wilson, Jerry Jr.	Outside the county on election day
153.	1054192	Wright, Arica Takela	Outside the county on election day
154.	1058212	Wright, Horace	Outside the county on election day
155.	1057400	Wynn, Angela Nicole	Outside the county on election day

MVSU PRECINCT

	<u>VOTER ID</u>	<u>NAME</u>	<u>REASON STATED ON APPLICATION FOR ABSENTEE BALLOT</u>
156.	575192688	Hines, Perry L.	Outside the county on election day

SCHLATER PRECINCT

	<u>VOTER ID</u>	<u>NAME</u>	<u>REASON STATED ON APPLICATION FOR ABSENTEE BALLOT</u>
157.	1055072	Cage, Felicia	Outside the county on election day
158.	775209823	Hill, Carrie La'Shay	Outside the county on election day
159.	1055351	James, Steven Fitzgerald	Outside the county on election day
160.	775214334	Jones, Samuel	Outside the county on election day
161.	775214331	Williams, Martrillis	Outside the county on election day

14. That during the campaign, respondent and his supporters Andrew Powell, Carl Winters, Lakeshia Stigler and Lacreshia Stigler, Kyle Scott and others engaged in fraudulent acts encouraging able bodied voters to cast absentee ballots by falsely and fraudulently checking on their applications that they would be "outside the county on election day."

15. That 152 of the 161 listed in paragraph 10 above, gave a fraudulent or wilful reason for casting ballots in the August 2, 2011, Democratic Primary Election. Based upon information and belief, an overwhelming majority of these voters voted for respondent.

16. That a total of eight voters casting ballots on August 2, 2011, failed to state a reason on their application for absentee ballots. (See #7, 14, 38, 58, 59, 61, 67 and 143 under paragraph number 10 above). Based upon information and belief, these votes were cast for respondent.

17. That there was no application for absentee ballot for Marcella Hicks, however his ballot was illegally and unlawfully opened and counted. Based upon information and belief, his vote was cast for respondent.

18. That numerous persons were allowed to cast absentee ballots although their application failed to substantially comply with Mississippi law governing absentee ballots.

19. That the applications for the absentee ballots of the following voters were substantially defected due to lack of the seal of the Circuit Clerk affixed to it and a lack of initial of the registrar or his deputy on the applications, namely:

CENTRAL GREENWOOD

1. Idella Green
2. Everette Adams
3. Mattie Mae Brown
4. Marci Martin
5. Rachell Scott
6. Cleotha Walls
7. Willie B. Jones
8. Lonnie Coleman
9. Jimmy Lee Moore
10. Cathy Scott
11. Eartha L. Reaves, Jr.
12. Jimmie Jones
13. Marsha Martin
14. Vera Magic
15. Mable Thomas Miller

WEST GREENWOOD

16. Effie L. Makamson
17. Shirockie Foster
18. Albert Ford
19. Lovie Green

20. Rutha Gordon
21. Faye Parks Knight
22. Jo A Hambers
23. Arthur Jones, Jr.
24. Mae Willie Baggett
25. Ora B. Davis
26. Abbie Riley
27. John W. Teague
28. Shonathan Carter
29. Mary Wilson
30. Uvern Williams
31. Bobbie Veal

MVSU

32. Melba Copeland
33. Henry Lowe

SCHLATER

34. Carrie Bell Hill
35. Martrillis Williams

20. That absentee ballots of several voters were counted for respondent but they failed to meet the mandatory requirements of Mississippi law governing absentee ballots of an attested witness and signatures of both the witness and voter across the flap of the envelope as follows:

CENTRAL GREENWOOD

1. Alicia Harris
2. Odiss Kohn

3. Cathy Scott
4. Bessie Kohn
5. Marcia Martin
6. Jimmie Jones
7. Vera Magee
8. Rachell Scott

WEST GREENWOOD

9. Shirockie Foster
10. Carrie Lee Hoskins
11. Charles Etta Waters
12. Carrie Alexander
13. Mae Willie Baggett
14. Arthur Jones, Jr.
15. Herbert Fry, Jr.
16. Leonard Payton

MVSU

17. Henry Etta Lowe
18. Melba Coopeland

SCHLATER

19. Sammuel Jones

21. That Viola Williams is a registered voter of District 4 but she was allowed to cast an illegal and unlawful ballot in District 3. Her ballot was opened and counted for respondent.

22. That in addition to Viola Williams, Johnny B. Thomas, Kenneth Dale Duncan, Tiffany Washington and Shirockie Foster are non-residents of District 3, who were allowed

to cast illegal ballots in District 3 for respondent.

23. That based upon information and belief several other non-residents of District 3 were allowed to cast illegal and unlawful votes on the machine and by absentee ballots for respondent during the August 2, 2011, Democratic Primary Election.

24. That Jimmie Jones, a voter of Central Greenwood Precinct was assisted by supporters of respondent who illegally marked his absentee ballot for respondent. Jones went to the Central Greenwood Precinct on August 2, 2011, to cast his vote for petitioner on the machine but the poll worker denied him the right to vote and told him he had already voted by absentee ballot.

25. That petitioner expressly reserves the right to raise any additional grounds supportive of this election contest which may be revealed by further investigation.

26. That as a result of the illegal, wilful violations and fraudulent conduct and acts of commission and omission as stated herein above, respondent was declared the nominee of the Democratic party for Leflore County Supervisor District 3.

27. That the fraudulent acts stated herein above invalidates the absentee ballots cast in the August 2, 2011, Democratic Primary Election.

28. Alternatively, that the acts alleged herein above show that there were a sufficient number of illegal votes cast or legal votes not counted to change the result or to cast uncertainty upon the result so that the will of the voters cannot be ascertained.


WHEREFORE, Petitioner Preston Ratliff prays that this Petition be received pursuant to Section 23-15-921 et seq. Miss. Code Annotated (1972), that a hearing be held after notice is given to all parties of concern, that the Leflore County Democratic Executive

Committee, after a hearing and investigation of this matter, declare Petitioner Preston Ratliff to be the lawful winner of the race for District 3 Supervisor of Leflore County of the August 2, 2011, Democratic Primary Election. In the alternative, if the committee is unable to determine who received a majority of the legal votes, and if it finds sufficient fraud or wilful violations and/or other widespread irregularities occurred casting uncertainty upon the result then it should order a new election. Further, petitioner prays for general and equitable relief.

RESPECTFULLY SUBMITTED, this the 22nd day of August 2011.

PRESTON RATLIFF

BY:


WILLIE J. PERKINS, SR., MSB 4122
HIS ATTORNEY
612 West Washington Street
Post Office Box 8404
Greenwood, MS 38935-8404
Telephone: (662)455-1211
Telecopier: (662)453-9159


OF COUNSEL:

THE PERKINS FIRM, PLLC
612 West Washington Street
Post Office Box 8404
Greenwood, MS 38935-8404
Telephone: (662)455-1211
Telecopier: (662)453-9159

AFFIDAVIT

STATE OF MISSISSIPPI
COUNTY OF LEFLORE

PERSONALLY, came and appeared before me, the undersigned authority of law in and for the above styled jurisdiction, the within named PRESTON RATLIFF, who having been by me first duly sworn, stated on his oath that the matters and things set forth in the above and foregoing Petition are true and correct as therein stated.



PRESTON RATLIFF

SWORN TO AND SUBSCRIBED, before me, this the 22nd day of August 2011.



NOTARY PUBLIC

