

Rob Montilla
21754 Kendyl Ct.
Macomb Township, MI 48044

April 6, 2012

Barb Van Syckel
Macomb County Republican Party
41128 Ginger
Sterling Heights, MI 48314

Dear Ms. Van Syckel:

I noticed that the Election Office of the Macomb County Clerk on or around April 4, 2012 sent a notice to you asking for corrections to the 2012 Apportionment for Republican Precinct Delegates in the county.

Given this opportunity to resubmit the apportionment to the county, I wanted to bring to your attention some additional items that should be corrected in order to ensure the apportionment complies with Michigan Election Law.

The first item needing correction was that the total number of delegates was indicated to be 1170. However, the sum of all delegates apportioned by precinct actually equates to 1168.

The second item is more frequent in that it appears there is an error in applying the formula to numerous precincts throughout the county. It is my understanding that the formula being used is as follows as recommended by the Michigan Republican Party:

Number of Votes Cast for Ruth Johnson in 2010 divided by 139.
This value is to be rounded up.

The apportionment process is governed by Michigan Election Law Act 116 of 1954 Section 168.623a. Section 3 of this provision states:

The allotment of delegates to all precincts in the state shall be made to insure, as near as is practicable, equal apportionment based upon the total vote cast for the candidate of each political party for either president of the United States or secretary of state at the last general November election when elections for those offices were held, whichever is later. However, each precinct shall have at least 1 delegate.

There are 83 precincts throughout the county, which as of version 2 of the apportionment, do not satisfy the equal apportionment provision of the above codicil. I am sure this is just a calculation error which is why I wanted to bring this to your attention. Note that this number does not include the municipalities of Eastpointe, Mt. Clemens, Sterling Heights or Warren where voting

precincts have changed and I know you had to distribute delegates using a different manner within each of these cities.

Here is one example I found: in Shelby Township precinct 23, the total number of votes cast for Ruth Johnson in 2012 was 853. If 853 is divided by 139, the result is 6.14. When that number is rounded up, it would result in 7 delegates. Currently 9 delegates have been apportioned to this precinct.

If aggregated by municipality, the calculation errors amount to the following:

- Armada Township over allocated 1 delegate
- Bruce Township over allocated 5 delegates
- Chesterfield Township under allocated 4 delegates
- Clinton Township under allocated 12 delegates
- Eastpointe under allocated 4 delegates
- Fraser under allocated 2 delegates
- Harrison Township over allocated 2 delegates
- Lenox Township under allocated 1 delegate
- Macomb Township under allocated 2 delegates
- Mt. Clemens over allocated 1 delegate
- New Baltimore under allocated 1 delegate
- Richmond City under allocated 2 delegates
- Richmond Township under allocated 1 delegate
- Roseville under allocated 3 delegates
- Shelby Township over allocated 16 delegates
- St. Clair Shores under allocated 7 delegates
- Sterling Heights over allocated 3 delegates
- Washington Township over allocated 7 delegates

As the duly elected chairperson of the county party, I know you and the other Executive Officers of the Macomb County Republican Party want to ensure that this apportionment process is applied fairly to the entire county and meets all legal requirements. To aid your efforts, I have attached my own spreadsheet where I have applied the formula to each of the precincts that you may reference in ensuring the calculations for the apportionment counts are correct.

I would be most happy to help in reviewing the numbers before you resubmit them to the County Clerk's office. Please let me know how I can assist you.

Sincerely,

Rob Montilla