



Brian Van Bergen

Yamhill County Clerk

414 NE Evans St, McMinnville, OR 97128-4607 • Ph. 503.434.7518 • Fax 503.434.7520 • clerk@co.yamhill.or.us

Board of Property Tax Appeals • Business Licenses • Elections • Marriage Licenses • Passports • Recording • Voter Registration

November 19, 2021

Philip Forve
2089 NW Doral Street
McMinnville, Oregon 97128

Dear Philip,

This letter acknowledges receipt of your completed forms SEL 350 (Prospective Petition – Recall), SEL 307 (Agent Authorization), SEL 349 (Electronic Signature Sheet), SEL 351 (Signature Sheet), and SEL 353 (Cover Sheet) on November 18, 2021.

Our office has received confirmation from the Oregon Secretary of State's office that you have established a campaign account in ORESTAR (Account # 21731 – aka "Recall Lindsay Berschauer").

I have concluded that your Prospective Petition for recall (SEL 350) includes all the required information. It includes the name of the public officer to be recalled, the title of the office held, a statement for recall that does not exceed 200 words (your statement has 200 words), your complete contact information as the "Chief Petitioner" as well as both your signature and the date of your signature.

We scanned and e-mailed a date-stamped copy of your SEL 350 to the Secretary of State's office.

Your petition has been given its own unique petition Identification Number (ID). Your Petition ID is **YAM-2021-005 RECALL**. This identification number must be inserted in the space provided in the upper right-hand corner of form SEL 351 or SEL 349 before circulation, as you have it on your filed SEL 351 and SEL 349. Please use exact replicas of version of these 2 documents that I have attached with this letter.

I have concluded that your Signature Sheet master form for recall (SEL 351) includes all the required information. It includes the assigned Petition ID, the county where the recall petition pertains, the name and address of the "Chief Petitioner", the name of the public officer to be recalled, the title of the office held, and the date when the prospective petition was filed.

I have concluded that your Electronic Signature Sheet master form for recall (SEL 349) includes all the required information. It includes the assigned Petition ID, the name of the "Chief Petitioner", the name of the public officer to be recalled, the title of the office held, and the date when the prospective petition was filed.

I have concluded that your Cover Sheet for the local recall petition (SEL 353) includes all the required information. It includes the name of the public officer to be recalled, the title of the office held, a statement for recall that does not exceed 200 words (your statement has 200 words), as well as your complete contact information as the "Chief Petitioner".



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The SEL 353 “Cover Sheet – Local Recall Petition” must be printed on the reverse side of each SEL 351 “Signature Sheet” before any voter signs the petition. This complete document with the SEL 351 and SEL 353 or the SEL 349 are approved for use in collecting signatures for the recall petition. We recommend you make exact replicas of the forms attached with this approval letter.

The person circulating each form must sign and date the certification at the bottom of the petition sheet **after** all the signatures on the sheet have been collected. This person needs to witness **each** signature on that sheet. Failure to follow this requirement can invalidate the entire sheet and all the signatures.

Any mark, word, or text on a signature line that is not written by the actual voter that signed that line should be initialed by the voter. The voter is initialing that the information is correct.

We advise that each “Circulator” be careful to sign their name with the same care that each voter should. Each person signing (whether they are a voter signing or a Circulator watching) should use their signature as they did on their voter registration card. Each signature checked in our office goes through the same process we do when approving signatures on voted ballots. If a voter says their signature has changed, you are encouraged to provide that voter a new voter registration card for them to complete and turn into our office.

Your signature sheets are approved on the Oregon Secretary of State’s forms SEL 351 and/or SEL 349 using 8 1/2 x 11” size paper that is white 20-to-24-pound, uncoated paper.

Currently the required number of valid signatures for the recall of a Yamhill County Commissioner is **6,873** (15% of the number of votes cast for Governor in the last election for Governor for a full 4-year term). All signers must be active registered voters within Yamhill County.

The completed signature sheets must be submitted to the Yamhill County Clerk for verification. The completed signature sheets are due **no later than 5:00 p.m. on February 16th, 2022**, for this recall petition to qualify for a vote of the citizens of Yamhill County. The Chief Petitioner must complete and file the Petition Submission form SEL 339 to affirm the petition is complete.

The Yamhill County Clerk’s office must verify the submitted signatures within 10 days of their submission or within 100 days after the recall petition is filed (February 25, 2022), whichever is sooner.

If enough valid signatures are confirmed before the deadline, the Yamhill County Clerk’s office will notify both the Chief Petitioner and the public officer. The public officer is then given 5 days to either resign or file a Statement of Justification form SEL 352. That needs to happen no later than 5:00 p.m. on March 2, 2022.

If the public officer does not resign by that day, the Yamhill County Clerk’s office must conduct a countywide recall election within 35 days (April 6, 2022). Ballots would include the question of whether to recall as well as both the Chief Petitioner’s statement for recall and the public officer’s Statement of Justification.



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Circulators of petitions and the Chief Petitioner are encouraged to watch the “Signature Verification” video posted on the Oregon Secretary of State’s “Initiative, Referendums and Referrals” webpage (<https://sos.oregon.gov/elections/Pages/initiatives-referendums-referrals.aspx>) and:

- A. Read the Instructions for Circulators and/or the Recall Manual provided by the Secretary of State
- B. Monitor circulator activities to ensure compliance
- C. Obtain more than the minimum number of required signatures (recommendations range from 10% to 15% more than the minimum)
- D. Sequentially number each signature sheet before it is submitted to the Yamhill County Clerk’s office
- E. Make exact replicas of the official certified templates provided to the Chief Petitioner by the Yamhill County Clerk’s office.
- F. Submit the signature sheets before the deadline to allow time to “cure” potential defects

If you have any questions, please contact me at 503-434-7518.

Sincerely,

Brian Van Bergen
Yamhill County Clerk

vanbergenb@co.yamhill.or.us