



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

December 14, 2015

Mr. Keith Ingram
Director of Elections, Texas Secretary of State
Elections Division
P.O. Box 12060
Austin, Texas 78711-2060

Re: Hart InterCivic Verity 1.0 System – September 23 & 24, 2015 Examination

Dear Mr. Ingram:

Pursuant to Texas Election Code §122.036 and 1 Texas Administrative Code §81.60, by this letter I am transmitting my examiner's report for the Secretary of State's ("SOS") September 23rd and 24th, 2015, voting system examination. The subject of that examination was Hart InterCivic's Verity 1.0 system ("Hart").

The factual background for this report includes Hart's presentation to the examiners made during an examination at the Secretary of State's office, statements made by Hart's representatives during that examination, and e-mail answers to follow-up examiner questions sent by Hart to SOS and then forwarded to the examiners.

Both during and after the examination, the examiners raised specific concerns about legal compliance, specifically whether the Verity system complied with the requirements of Texas Election Code §122.001 after an error was revealed during the examination. This error prevented a vDrive containing scanned ballots from being read by the Verity Count system. After the examination, Hart resolved the error and informs SOS it has updated Verity to prevent this problem in the future. This update to Verity was approved by the US Elections Assistance Commission ("EAC") as de minimis. Because Hart resolved this issue and EAC certification stands, the Office of the Attorney General concludes there are no legal compliance issues with Verity. Thus, we recommend certification of Verity 1.0.

Sincerely,

A handwritten signature in black ink that reads "Amanda Crawford". The signature is fluid and cursive.

Amanda Crawford
Associate Deputy Attorney General for Legal Counsel and General Counsel

cc: Examiners
Christina Adkins, SOS