



STATE OF NEBRASKA

ROBERT B. EVNEN
SECRETARY OF STATE

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October 30, 2020

VIA EMAIL - DAVE@EASTMANFORCONGRESS.COM
AND USPS FIRST CLASS MAIL

Dave Pantos
Eastman for Congress
16411 Marcy Street
Omaha, NE 68118

Re: Potential Violation of the Nebraska Election Act

Dear Mr. Pantos:

The Nebraska Secretary of State has the statutory duty to supervise the conduct of elections and to enforce the Election Act. §32-202, Neb. Rev. Stat.

My understanding is that you are the manager of the Eastman for Congress campaign. I am writing to you in that capacity.

I am given to believe that a field organizer of your campaign, John Santner, in the presence of Fatima Flores-Lagunas, your campaign field organizer, advised a group in a Zoom conference to engage in conduct that violates Section 32-943(2) of the Nebraska Revised Statutes. The Zoom call took place yesterday, October 29, 2020, commencing at 4:00 p.m.

In particular, Mr. Santner told the campaign workers who participated in the conference that they could solicit voters to request a ballot and offer to serve as the voters' agent for that purpose. Mr. Santner also told the campaign workers that they could only pick up two ballots at one time, but that they could return multiple times to pick up ballots for additional voters.

Section 32-943(2), Neb. Rev. Stat. states as follows:

A candidate for office at such election and any person serving on a campaign committee for such a candidate shall not act as an agent for any registered voter requesting a ballot pursuant to this section unless such person is a member of the registered voter's family. No person shall act as agent for more than two registered voters in any election.

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Mr. Santner's communication to your campaign workers that they could act as agents for voters, and his statement to them that they were limited only to two voters at a time, encouraged campaign workers to violate the referenced section of the Election Act.

Moreover, during the call, Mr. Santner apparently stated that he personally had acted as an agent on behalf of a voter the previous day, seemingly admitting his own violation of the statute.

These are serious matters which must be addressed by the Eastman for Congress campaign. I am calling upon your campaign to do the following:

1. Immediately cease and desist from all activity soliciting or accepting agent status, or acting or purporting to act as a voter's agent, under Section 32-943;
2. Inform all Eastman for Congress campaign workers who participated in the referenced Zoom meeting that they are forbidden to act as agents for voters;
3. Preserve all slack records and notes related to this matter; and
4. Send me a written commitment of the Eastman for Congress campaign regarding the matters set forth in items 1 through 3 above.

I have referred this matter to the Nebraska Attorney General for further investigation under any applicable Nebraska criminal and civil statutes.

Thank you for your immediate attention to this matter.

Very truly yours,



Robert B. Evnen
Secretary of State
State of Nebraska

cc: Doug Peterson
Nebraska Attorney General