

# HAVA Complaint Form

- You may use this form to file a complaint alleging a violation of Title III of the Help America Vote Act of 2002 (HAVA).
- All fields marked with an asterisk (\*) are required.
- You must sign and notarize the completed form.
- Mail, fax, deliver, or scan your signed form and email it to:

The Colorado Secretary of State, Elections Division  
1700 Broadway, Ste. 200  
Denver, CO 80290  
Fax: (303) 869-4861  
state.electiondivision@sos.state.co.us

## For office use only

Complaint ID: \_\_\_\_\_

Date Stamp:

## Secretary of State authority and complaint process

The Secretary of State has sole jurisdiction to adjudicate alleged violations of Title III of the Help America Vote Act of 2002 (HAVA). [Section 1-1.5-105, C.R.S.]

Any person who believes a violation of Title III of HAVA that has occurred, is occurring, or that is about to occur, may file a complaint. In order to initiate the complaint process, you must file a sworn, written, signed and notarized complaint with the Secretary of State no later than one year from the date of either the occurrence of the alleged violation or of the election giving rise to the complaint, whichever is later. The complaint must allege the violation with particularity, contain a reference to the section of HAVA alleged to have been violated, and name the person or entity responsible for the violation.

NOTICE: This complaint is not confidential and, once filed with the Department of State, will be treated as a public record.

## Your identifying information

Last name*	First name*	Middle name		
KOLWICZ	ALBIN	D		
Phone number (include area code)*	Email address			
303-499-9527	Al@alkolwicz.net			
Current Street address (No P.O. Boxes)*	Apt. or Unit	City or Town*	ZIP Code*	Colorado County
2867 Tincup Circle		Boulder	80305	BOULDER
Mailing address (required if different from your home address)	Apt. or Unit	City or Town	State	ZIP Code

## Identifying information of the person or entity you are alleging the complaint against (only one person/entity per form)

Name of the person or entity*				
Colorado Department of State				
Phone number (include area code)	Email address			
Address	Apt. or Unit	City or Town	State	ZIP Code

## Alleged violation(s) of HAVA/Federal Law (check all that apply)

HAVA/Federal Election Law was violated because:

- Applications for voter registration were not properly processed, e.g. applicants were not required to provide appropriate identification
- Required voting information was not publicly posted in a polling place on Election Day
- Voting system standards were not met

I was not allowed to:

- Vote using a provisional ballot

I was not able to:

- Determine whether my provisional ballot was counted
- Vote because my polling place was not accessible to individuals with disabilities
- Other (please specify including statutory provision):

1. The Colorado Department of State is violating Election Rule 13.1.3.  
2. Rule 13 is defective.

**Details of the complaint**

If you believe a violation of Title III of HAVA that has occurred, is occurring, or is about to occur, please state the specific acts committed by the person or entity named in the complaint along with a reference to the section of Title III of HAVA alleged to have been violated.

State in your own words the detailed facts and circumstances that form the basis of your complaint. Include any relevant person(s), dates, and times and the names and addresses of other persons whom you believe have knowledge of the facts. Also, give any reasons that you feel the alleged violation was committed by the person and/or entity against whom this complaint is brought.

Please print or type the details of your complaint in the space provided below.

Election Complaint – September 23, 2014


1. The Colorado Department of State is violating Election Rule 13.1.3.  
On August 12, 2014, I submitted an Election Complaint to the Department.  
As of today, September 23rd, the Department has not performed its duty as specified in Rule 13.  
See attached: CORA Request Correspondence, and Election Complaint Correspondence.

2. Rule 13 is defective.  
Rule 13 is missing accountability and enforcement provisions.

**Signature and certification of attestation**

STATE OF COLORADO  
COUNTY OF Boulder

I, the undersigned, affirm under penalty of perjury that the information contained in this complaint is true and accurate to my best knowledge.

Signature of complainant\* 

9/23/2014

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ by \_\_\_\_\_  
(day) (month) (year) (printed name of complainant)

Signature (and title) of notary/official administering oath

(Print, type, or stamp commissioned name of notary public)

My commission expires: \_\_\_\_\_  
(date)