

THOMAS SCOTT CRUM  
Petitioner

VS

PALM BEACH COUNTY CANVASSING BOARD  
Respondent

*Amended* **BY**

**PETITION TO STOP MISCONDUCT AND DISMISS RESULTS**

I, Thomas Scott Crum ("Petitioner"), petition this honorable court to restrain and force Palm Beach County Canvassing Board ("Respondent") to cease and desist any misconduct in the election process and dismiss, set aside, void or undertake any means necessary to return voting results in Palm Beach County, Florida to the first counted election results based on the foregoing reasons and I hereby attest to the following:

- 1) Thomas Scott Crum resides at 3359 Pebble Beach Drive in Palm Beach County, Florida and possesses full rights to bring this petition before this honorable court.
- 2) Palm Beach County Canvassing Board is under the jurisdiction of Palm Beach County, Florida and this honorable court.
- 3) All of Florida's election votes have not been given their privilege to be counted. In particular, Florida's overseas absentee ballots.
- 4) Florida's overseas absentee ballots fully apply to elections (ss. 101.6105) and all laws that are applicable to general elections (ss. 101.6106).
- 5) Palm Beach County Canvassing Board has begun additional canvassing of votes other than overseas ballots; before said overseas ballots have had their opportunity to be rightfully counted and canvassed. This conduct is not in accordance with the duties of the Palm Beach County Canvassing Board (ss. 102.141(2)), which clearly states "As soon as the absentee electors' ballots are canvassed, the board shall proceed to publicly canvass the vote given each candidate..."
- 6) Palm Beach County Canvassing Board has conducted a re-count citing (ss. 102.141(4)) as the basis for said re-count. This re-count was undertaken by Palm Beach County Canvassing Board and this conduct is not in accordance

NOV 13 AM 10:00  
COURT REPORTER  
CIVIL  
CIVIL DIV 5

FILED

with the duties of the Palm Beach County Canvassing Board (ss. 102.141(2)), which clearly states "As soon as the absentee electors' ballots are canvassed, the board shall proceed to publicly canvass the vote given each candidate...". Furthermore, there is absolutely no possible way to properly conduct the requirements of (ss. 102.141(4)); which states "If the returns for any office reflect that a candidate was defeated or eliminated by one-half of a percent or less of the votes cast for such office...", since the canvassing board cannot be reasonably certain of defeat or elimination when the total votes cast have yet to be counted. More so, it has been determined that Florida's overseas absentee ballots, which have not been counted to date and given the opportunity, will result in a differential of greater than one-half of one percent for the elected office of the President of the United States of America.

- 7) Although the protest of election returns may have been filed correctly according to (ss. 102.166(2)); the conduct of the Palm Beach County Canvassing Board is not in accordance with the duties of the Palm Beach County Canvassing Board (ss. 102.141(2)), which clearly states "As soon as the absentee electors' ballots are canvassed, the board shall proceed to publicly canvass the vote given each candidate...". Furthermore, there is absolutely no possible way to properly conduct the requirements of (ss. 102.166(4)(d)); which states "The manual recount must include at least three precincts and at least 1 percent of the total votes cast for such candidate or issue" when the total votes cast for all precincts in Palm Beach County have yet to be counted.
- 8) The fact that absentee ballots are to be canvassed before any other canvassing efforts commence can be further referenced in (ss. 102.141(2)), (ss. 102.141(3)) and (ss. 101.68).
- 9) The first counted election results were conducted in such a manner that would not constitute misconduct.
- 10) The prior and continued misconduct of the Palm Beach County Canvassing Board compromises my Constitutional rights.



Thomas Scott Crum  
Petitioner

Subscribed and sworn to on this 13th day of November, 2000. DOROTHY H. WILKEN  
CLERK OF THE CIRCUIT COURT By: \_\_\_\_\_ Deputy Clerk

c.c.: Palm Beach County ~~Board~~ Canvassing Board

In the circuit court of the fifteenth judicial circuit  
In and for Palm Beach county Florida

CL00-11029-41

Thomas Scott Crum  
Petitioner / Plaintiff

vs

Palm Beach County Commissioning Board  
Respondent / Defendant

FILED  
00 NOV 13 AM 9:57  
CLERK OF THE CIRCUIT COURT  
15th JUDICIAL CIRCUIT  
Palm Beach County, Florida

MOTION FOR EMERGENCY HEARING

I Thomas Scott Crum hereby bring before this honorable court a motion for emergency hearing based on the foregoing reasons:

1. Thomas Scott Crum filed today a petition to stop misconduct and dismiss results. Further Thomas Scott Crum is a qualified elector.
2. Should misconduct of Palm Beach County Commissioning Board not be stopped, said conduct could seriously damage the result of the Palm Beach County election process and my rights.
3. I believe to be entitled to an emergency hearing as the law provides for in (ss. 102.168(7)).

  
Thomas Scott Crum  
Petitioner / Plaintiff

Subscribed and sworn to on this 13th day of November 2000. Dorothy H. Wilker  
Clerk of the Circuit court By: \_\_\_\_\_ Deputy Clerk

cc. Palm Beach County Commissioning Board