

Lisett Lebron  
 228 Water Street  
 Perth Amboy, NJ 08861  
 (609) 271-5680

BATCH- 600  
 CT-130886758  
 REF#14812458  
 11/20/20- \$50

LISETT LEBRON  
 Petitioner

SUPERIOR COURT OF NEW JERSEY  
 MIDDLESEX COUNTY

Vs

DOCKET NO.

ELAINE FLYNN, in her official capacity as  
 MIDDLESEX County Clerk;  
 MIDDLESEX BOARD OF ELECTIONS

CIVIL ACTION

**VERIFIED PETITION IN SUPPORT  
 OF APPLICATION FOR RECOUNT  
 AND RECHECK IN THE CITY OF  
 PERTH AMBOY GENERAL  
 ELECTION FOR THE BOARD OF  
 EDUCATION**

Respondents

Petitioner, Lisett Lebron, residing in the City of Perth Amboy, County of Middlesex, State of New Jersey, say:

1. Petitioner was a candidate for the Perth Amboy General Election held on a November 3, 2020 (hereinafter referred to as the "Election"), for one open position on the Perth Amboy Board of Education.
2. In the approximately 36,833 total votes cast for three open seats. It has been certified by the Middlesex County Clerk that Ronald Anderson was the top vote getter with 4371, followed by Stacey Peralta with 4,153 Marisol Gonzalez with 4,110, the petitioner Lisett Lebron with 4,104 followed by others.
3. The Petitioner has reason to believe, and does believe, that errors were made in the counting of the votes from the Middlesex county board of elections, its tabulation and in declaring the results of the subject Election. Upon information and belief such errors resulted in an error in the overall tabulation resulting in Ms. Marisol Gonzalez as the winner and not the petitioner.
4. At all times relevant herein, the Respondent, Middlesex County Board of Elections, is the

custodian of the mail-in ballot applications, envelopes, mail-in ballots, emergency ballots, provisional ballots, affirmations and envelopes, and other paraphernalia associated with respect thereto. Furthermore, the Respondent, Middlesex County Board of Elections is charged with the duty of conducting the recheck of the machines and the mail-in ballots in accordance with the requirements of the election laws at a time and place established by the Court

5. N.J.S.A. 19:52-6 requires that the voting machines have the counter-compartment locked and remain locked for a period of fifteen (15) days following the election. Within such period, and upon written request of any defeated candidate, a Judge of the Superior Court assigned to the County shall, at a cost of \$2.00 per district to the candidate, order the machines in question opened and the registering counters for mechanical votes and write-in votes/irregular ballots rechecked against the election officer's returns. N.J.S.A. 19:28-1 provides for a recount of the mail-in ballots upon payment of \$25.00. The Petitioner, therefore, apply for a recheck of the aforesaid voting machines for all districts and a recount of the mail-in ballots and provisional ballots cast, and any other paper ballots cast in and for all districts within Perth Amboy.

6. The Petitioner is entitled to a recheck of the voting machines pursuant to N.J.S.A. 19:52-6.

7. Pursuant to the provisions of N.J.S.A. 19:28-1 (Recounts), and N.J.S.A. 19:52-6, 19:52-6.1 (Recheck of Machines), and N.J.S.A. 19:52-6 (Recount of Irregular Ballots), the aforesaid Petitioner demands a recheck of the machines, irregular ballots and emergency ballots and hand recount of the mail-in ballots and provisional ballots, for all votes cast within the Town of Perth Amboy in the November 3, 2020 General Election.

8. Petitioner further request that, because of the narrow margin of votes separating Petitioner from the declared winners in the respective Board of Education race, and the manner in which results were shared with daily updates resulting in ties, a recount and recheck will protect the sanctity of the ballot which serves the public interest in the outcome of the Election thus both further substantiating the necessity of a recount and recheck and warranting that the \$25 per district fee be waived for the recount.

WHEREFORE, the Petitioners seek relief as follows:

A. In accordance with the statutes in such cases made and provided, that the Court Order a recounting and rechecking of machines, emergency ballots and irregular ballots, a hand count of the mail-in ballots and provisional ballots, and examination of the rejected mail-in ballots and provisional ballots for the General Election in accordance with N.J.S.A. 19:28-1, et seq. and N.J.S.A. 19:52-6 et seq.

B. That the parties or their representatives shall now, during and after the conclusion of the physical recount and recheck be allowed to examine, copy and/or scan the registry books, voter authorizations, mail-in ballots and mail-in ballot applications, rejected and late arriving mail- in ballots, envelope flaps, outer envelopes, inner envelopes, provisional ballots, affirmations, messenger book, office orders, order lists, orders to vote, challenge lists, challenge sheets, peremptory order lists, District Board returns and canvases, repair records, complaint or inquiry records, irregular and emergency ballots, and any or all other papers, documents and records related to the Primary Election, as may be requested by them, under the supervision of the officials in whose custody those items may be.

C. That the Court waive the \$25 per District fee for the hand recount and recheck of the mail-in and provisional ballots.

E. Other just and equitable relief consistent with this Petition as may be deemed necessary by the Court.

Lisett Lebron  
Petitioner

By: 

Dated: November 20, 2020

Lisett Lebron

VERIFICATION

Lisett Lebron, hereby certify as follows:

1. I am the petitioner in the foregoing matter.
2. I have read the contents of the Petition and state that the contents are true to the best of my knowledge, information and belief.

Lisett Lebron

A handwritten signature in black ink that reads "Lisett Lebron". The signature is written in a cursive style with a large initial "L".

November 20, 2020

