



**MIKE DEWINE**

★ OHIO ATTORNEY GENERAL ★

Administration  
Office 614 466-4320  
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30 E. Broad Street, 17<sup>th</sup> Fl  
Columbus, Ohio 43215  
www.OhioAttorneyGeneral.gov

March 29, 2012

VIA U.S. MAIL, & ELECTRONIC MAIL

Donald J. McTigue  
McTigue & McGinnis, LLC  
545 East Town Street  
Columbus, Ohio 43215  
dmctigue@electionlawgroup.com

Re: **Submitted Proposed Initiated Constitutional Amendment to add and repeal language in Sections 1, 3, 4, 6, 7, 9, 10, and 13 of Article XI of the Ohio Constitution, repeal Sections 8 and 14 of Article XI, and add Section 16 to Article XI to the Ohio Constitution, The Ohio Citizens Independent Redistricting Commission Amendment**

Dear Don:

In accordance with the provisions of Section 3519.01(A) of the Ohio Revised Code, a written petition bearing a copy of a proposed initiated constitutional amendment to Article VIII of the Ohio Constitution was submitted to this office for examination, together with a summary of that proposed amendment, on March 19, 2012.

It is my statutory duty to determine whether the submitted summary of the proposed amendment "is a fair and truthful statement of the proposed law or constitutional amendment." *Id.* If the summary is fair and truthful, then I am to "so certify and then forward the submitted petition to the Ohio ballot board for its approval." *Id.* I must also verify with county boards of election that signatures accompanying the petition total at least 1,000 registered voters. By statute, I am required to perform these duties within ten days of receiving the petition. In this instance, the tenth day fell today, Thursday, March 29, 2012.

Having received verification that the submission was accompanied by more than 1,000 valid signatures, and having considered the language of the initiated constitutional amendment and its summary, I concluded that the summary is fair and truthful. I forwarded the proposal to Secretary of State Jon Husted in his capacity as Chair of the Ballot Board for consideration under Revised Code Section 3505.062, certifying to the Ohio Ballot Board as follows:

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed constitutional amendment.

Very respectfully yours,



Mike DeWine  
Ohio Attorney General

Enclosure: Tally Sheet of Signatures by County

cc: *Committee to Represent the Petitioners*

Ann Henkener  
3711 Olentangy Blvd.  
Columbus, Ohio 43214

Richard Gunther  
40 W. Stafford Avenue  
Worthington, Ohio 43085

Samuel Gresham, Jr.  
2491 Waterfall Lane  
Columbus, Ohio 43209

Daniel Tokaji  
2645 Fairfax Dr.  
Columbus, Ohio 43220

Ellis Jacobs  
131 E. Davis St.  
Yellow Springs, Ohio 45387



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March 29, 2012

VIA HAND DELIVERY & ELECTRONIC MAIL

The Ohio Ballot Board  
c/o Hon. Jon Husted  
180 East Broad Street, 15<sup>th</sup> Floor  
Columbus, Ohio 43215

Re: **Submitted Proposed Initiated Constitutional Amendment to add and repeal language in Sections 1, 3, 4, 6, 7, 9, 10, and 13 of Article XI of the Ohio Constitution, repeal Sections 8 and 14 of Article XI, and add Section 16 to Article XI of the Ohio Constitution, The Ohio Citizens Independent Redistricting Commission Amendment**

Dear Jon:

In accordance with the provisions of Section 3519.01(A) of the Ohio Revised Code, a written petition bearing a copy of a proposed initiated constitutional amendment to Article VIII of the Ohio Constitution was submitted to this office for examination, together with a summary of the proposed amendment, on March 19, 2012.

It is my statutory duty to determine whether the submitted summary of the proposed amendment “is a fair and truthful statement of the proposed law or constitutional amendment.” *Id.* If the summary is fair and truthful, then I am to “so certify and then forward the submitted petition to the Ohio ballot board for its approval.” *Id.* I must also verify with county boards of election that signatures accompanying the petition total at least 1,000 registered voters. By statute, I am required to perform these duties within ten days of receiving the petition. In this instance, the tenth day fell today, Thursday, March 29, 2012.

Having received verification that the submission was accompanied by more than 1,000 valid signatures, and having considered the language of the initiated constitutional amendment and its summary, I conclude that the summary is fair and truthful. I now forward the proposal to you in your capacity as Chair of the Ballot Board for consideration under Revised Code Section 3505.062, certifying to the Ohio Ballot Board as follows:

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General’s Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed constitutional amendment.

Once the Ballot Board meets pursuant to Ohio Revised Code Section 3505.062, I will forward its certification(s) to you in accordance with my statutory duties.

Very respectfully yours,



Mike DeWine  
Ohio Attorney General

Enclosure: Submission Text and Summary

cc: Betsy Luper Schuster, General Counsel, Secretary of State *(by email)*