

FILED

04/08/2022

*Terry Halpin*  
CLERK

Yellowstone County District Court  
STATE OF MONTANA

By: Pamela Owens

DV-56-2021-0000451-DK

Moses, Michael G.

130.00

# EXHIBIT 1

# SECOND DECLARATION OF AUSTIN JAMES

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*Lead Attorneys for Defendant Christi Jacobsen, in her  
official capacity as Montana Secretary of State*

**IN THE MONTANA THIRTEENTH JUDICIAL DISTRICT COURT,  
YELLOWSTONE COUNTY**

Montana Democratic Party and Mitch Bohn,

Plaintiffs,

Western Native Voice, *et al.*,  
Plaintiffs,

Montana Youth Action, *et al.*,

Plaintiffs,

vs.

Christi Jacobsen, in her official capacity as  
Montana Secretary of State,

Defendant.

Consolidated Case No. DV 21-0451

Hon. Michael Moses

**Second Declaration of Austin James**

I, Austin Markus James, state and affirm that the following facts are true and correct to the best of my knowledge:

1. I am over 18 years old and I make this declaration based upon my personal knowledge and experience.
2. I am the Chief Legal Counsel for the Montana Secretary of State. I have held this position since May 2019.
3. School board elections in Montana are scheduled to occur May 3, 2022.
4. Montana's state-wide primary is scheduled to occur June 7, 2022.
5. There are a record number of individuals volunteering to assist election administrators as poll workers for the upcoming 2022 election cycle.
6. The Secretary's Office has already delivered approximately 4,400 copies of the 2022 Election Judge Handbook to various election administrators.
7. Below is a true and accurate copy of a statement published by Gallatin County on April 7, 2022, regarding the close of Election Day Registration. This information was last accessed April 8, 2022.



8. Below is a true and accurate depiction of the information stated on Missoula County's website (<https://www.missoulacounty.us/government/administration/elections-office/frequently-asked-questions>) regarding the close of Late Registration. This information was accessed on April 8, 2022.

**Q: What are the deadlines for the close of regular registration for elections?**

Answer: Regular registration closes 29 days before any election. Late registration begins the next day, and ends at noon the day before Election Day. Late registration occurs at the Missoula County at 140 N Russell St.

9. Below is a true and accurate depiction of the information stated on Missoula County's website (<https://www.missoulacounty.us/government/administration/elections-office/frequently-asked-questions>) regarding what forms of ID are acceptable to vote. This information was accessed on April 8, 2022.

**Q: What forms of ID are acceptable to vote?**

Answer: All voters will be required to show one form of identification at the polls on Election Day. Acceptable forms of identification are:

- Driver's License
- MT State ID
- Military ID Card
- Tribal Photo ID
- US Passport
- MT Concealed Carry Permit

I declare under penalty of perjury and under the laws of the State of Montana that the foregoing is true and correct.

4/8/2022  
Helena

\_\_\_\_\_  
Date and Place



\_\_\_\_\_  
Austin James

## CERTIFICATE OF SERVICE

I, Dale Schowengerdt, hereby certify that I have served true and accurate copies of the foregoing Affidavit - Affidavit to the following on 04-08-2022:

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Service Method: eService

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Blackfeet Nation (Plaintiff)  
Service Method: Other Means by Consent

Confederated Salish And Kootenai Tribes (Plaintiff)  
Service Method: Other Means by Consent

Fort Belknap Indian Community (Plaintiff)  
Service Method: Other Means by Consent

Northern Cheyenne Tribe (Plaintiff)  
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Electronically Signed By: Dale Schowengerdt  
Dated: 04-08-2022