

IN THE CIRCUIT COURT OF JEFFERSON COUNTY, WEST VIRGINIA

NANCY SINGLETON CASE and  
DEBORAH A. MCGEE,

Plaintiffs,

v.

Civil Action No. CC-19-2019-P-136

CORPORATION OF HARPERS FERRY,  
HARDWICK SMITH JOHNSON,  
CHARLOTTE WARD THOMPSON,  
CHRISTIAN PECHUEKONIS,  
MARJORIE FLINN YOST, et al.,

Defendants.

**Harpers Ferry's Objection's to Contents of Appendix**

The Corporation of Harpers Ferry, in order to respect the integrity of the judicial process, and pursuant to *Order Setting Hearing and Briefing Schedule*, dated October 2, 2019, objects to the entry of exhibits and records in this appeal which were not offered nor entered into evidence at the August 24, 2019 Harpers Ferry Election Contest Trial.

West Virginia Code § 3-7-7 clearly states that, "When such appeal is taken to the circuit court ... it shall be heard and determined upon the original papers, evidence, depositions and records filed before and considered by the county court ...."

Accordingly, the Corporation of Harpers Ferry specifically objects to those items of Plaintiffs' Appendix # 2. *Dissenting Opinion with Exhibits*, (found on Petitioners Appx. pp 013 – 060) only to the extent that the *Opinion* relies upon putative evidence that was not considered by the Harpers Ferry Election Contest Tribunal and attaches exhibits and materials that were not proffered as evidence to the Tribunal.

Corporation of Harpers Ferry  
By Counsel,

/s/ Euphemia Kallas, Esq.  
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