

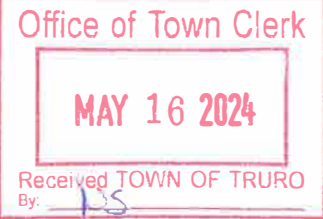


TOWN OF TRURO

BOARD OF REGISTRARS

Meeting Minutes

November 9, 2023 – 4:00 pm
BOARD OF REGISTRARS MEETING



Members Present (Quorum): Elisabeth Verde (Chair); Heather Harper (Clerk); Julie Cataldo (Member)

Members Absent: Elizabeth Sturdy (Vice Chair)

Other Participants: Lauren Goldberg (Town Counsel and Managing Attorney at KP Law); Raphael Richter (Complainant and Truro Voter); Attorney Andrew Bettinelli (Representing Specific Respondents); Attorney Donna Brewer (Representing Specific Respondents); Mark Rosen (Respondent); Dyanne Klein (Respondent); Tobin Gerhart (Respondent)

The meeting convened at 4:00 pm, Thursday, November 9, 2023, by Chair Verde who opened the meeting via the Zoom videoconference platform, at the Community Center, and further announced that the hearings would take place from 4:00 pm to 8:00 pm over the next consecutive days. These hearings were scheduled following Mr. Raphael Richter's written complaints regarding the Truro voting registry status of 66 individuals.

Chair Verde read aloud the process for these hearings as well as housekeeping rules for those in attendance. Chair Verde noted that there would be no public comment this evening and this meeting was not being livestreamed. Chair Verde stated that all documentation (also referred to as "exhibits") were provided to the complainant, the respondent, Town Counsel, and each member of the Board of Registrars). Any other exhibits introduced this evening by either the complainant or the respondent would be added to that specific hearing file.

Chair Verde added that one hearing this evening will be for Mark Rosen who will appear remotely due to a medical situation and the Board wanted to accommodate the respondent.

Updated Withdrawal of Complaints by Mr. Richter:

Chair Verde stated that Mr. Richter had withdrawn six complaints today which are indicated on the revised agenda for this evening and it is posted on the Truro website.

The objector withdrew the following complaints today: **David Hammerman, Sylvia Hammerman, Theodore Kurland, Jeffrey Weilburg, Barbara Weilburg, and Breta Boots.**

Chair Verde also noted that Mr. Richter was previously sworn in and that is still in effect.

Hearings:

Mark Rosen – Chair Verde announced Mr. Rosen’s name and Mr. Rosen appeared remotely and Attorney Bettinelli appeared in-person.

Chair Verde swore in Mr. Rosen.

Mr. Richter presented his evidence and Attorney Bettinelli submitted documentation on behalf of Mr. Rosen.

In order to save time, Mr. Rosen stated a summary of his written opening statement that had been provided to the Board. Mr. Rosen purchased a home in Truro twenty years and still owns a home in Boston. Mr. Rosen retired eight years ago and he is increasingly spending more time in Truro. Mr. Rosen briefly summarized his social and civic relationships in Truro to include a burial plot that he purchased in New South Cemetery.

Chair Verde reviewed Mr. Rosen’s voting history and Mr. Rosen had not yet voted in Truro.

Mr. Richter had several follow-up questions for Mr. Rosen, and a couple of questions drew objections from Attorney Bettinelli. Despite Attorney Bettinelli’s objections, Mr. Rosen answered that he was a member of the Truro Part-Time Resident Taxpayers’ Association, he currently serves on several boards in Boston to include Tufts Medicine and the Institute for Non-Profit Practice, and he files his tax returns using the Boston address.

Chair Verde reviewed Mr. Rosen’s voting history and other exhibits.

Chair Verde and the Members reviewed the evidence and determined what evidence were facts before considering a motion.

Chair Verde made a motion that the objector had provided sufficient evidence to strike Mark Rosen from the Truro Registry of Voters.

Clerk Harper seconded the motion.

By a vote of all in favor, 3-0-0, motion carries.

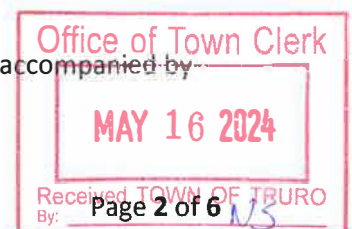
After the vote, Attorney Bettinelli said that he and his client objected to the finding and reserved their right to appeal.

Chair Verde announced that this concluded the remote session for the meeting.

Tobin Gerhart - Chair Verde announced Mr. Gerhart’s name and there was no reply or representative present. Chair Verde said that she had spoken with Mr. Gerhart by phone and that he had asked for the hearing this evening. Chair Verde said that the Board will keep the hearing on the docket tonight in the hope that Mr. Gerhart will appear.

Barry Klegman – Chair Verde announced Mr. Klegman’s name and there was no reply or representative present. Chair Verde said that the Board will keep the hearing on the docket tonight in the hope that Mr. Klegman will appear.

Dyanne Klein – Chair Verde announced Ms. Klein’s name and Ms. Klein came forward accompanied by Attorney Brewer.



Chair Verde swore in Ms. Klein.

Mr. Richter presented his evidence and Ms. Klein gave an opening statement.

Ms. Klein said that she was a retired Massachusetts trial court judge of 25 years and who retired in 2015. Ms. Klein said that she did not receive a complaint from Mr. Richter but she did receive other papers with incorrect dates as to when they were served. Ms. Klein and her husband, Barry Klegman, built their home in Truro in 2008 and do not rent their home. Ms. Klein said that she spent 75% of her time in Truro. Ms. Klein considered Truro her primary home. Ms. Klein also provided information regarding year-round social and civic memberships and associations which she has in the local area.

After responding to Mr. Richter's follow-up question regarding a vote in Boston by absentee voting, Attorney Brewer and Ms. Klein objected to the remainder of Mr. Richter's follow-up questions so Mr. Richter summarized the evidence that he presented.

Attorney Brewer responded and said that much of what was said was not accurate. Attorney Brewer reiterated that Ms. Klein gave extensive testimony as to why she considered herself a Truro resident and that the courts have not determined a minimum amount of time that one must live in a community to be considered domiciled there.

Chair Verde and the Members reviewed the evidence and determined what evidence were facts before considering a motion.

Chair Verde made a motion that the objector had not provided sufficient evidence to strike Dyanne Klein from the Truro Registry of Voters and the complaint be dismissed.

Clerk Harper seconded the motion.

By a vote of all in favor, 3-0-0, motion carries.

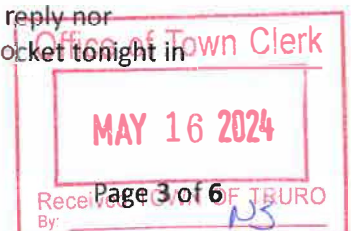
Michael Deambrose – Chair Verde announced Mr. Deambrose's name and there was no reply or representative present. Chair Verde said that the Board will keep the hearing on the docket tonight in the hope that Mr. Deambrose will appear.

Christine Deambrose – Chair Verde announced Ms. Deambrose's name and there was no reply or representative present. Chair Verde said that the Board will keep the hearing on the docket tonight in the hope that Ms. Deambrose will appear.

Ann Grossman – Chair Verde announced Ms. Grossman's name and there was no reply or representative present. Chair Verde said that the Board will keep the hearing on the docket tonight in the hope that Ms. Grossman will appear.

Joseph Rothchild - Chair Verde announced Mr. Rothchild's name and there was no reply nor representative present. Chair Verde said that the Board will keep the hearing on the docket tonight in the hope that Mr. Rothchild will appear.

Sherman Teichman – Chair Verde announced Mr. Teichman's name and there was no reply nor representative present. Chair Verde said that the Board will keep the hearing on the docket tonight in the hope that Mr. Rothchild will appear.



Tobin Gerhart - Chair Verde announced Mr. Gerhart's name for the second time and Mr. Gerhart came forward.

Mr. Richter presented his evidence and he read aloud an article from the October 19, 2023 edition of the *Provincetown Independent* which extensively quoted Mr. Gerhart.

Mr. Gerhart gave an opening statement and noted that he had a home in Truro since 1994. He also agreed with the article that Mr. Richter read aloud to include his primary residence was in Brookline, Massachusetts. Mr. Gerhart also noted that he was truthful as to what was written in the article.

Chair Verde made a motion that the objector had provided sufficient evidence to strike Tobin Gerhart from the Truro Registry of Voters.

Clerk Harper seconded the motion.

By a vote of all in favor, 3-0-0, motion carries.

Barry Klegman – Chair Verde announced the respondent's name for a second time and there was no reply or representative present. Chair Verde announced that the hearing would proceed without the respondent.

Mr. Richter presented his evidence.

Chair Verde reviewed Mr. Klegman's voting history and other exhibits.

Chair Verde and the Members reviewed the evidence and determined what evidence were facts before considering a motion.

Chair Verde made a motion that the objector had provided sufficient evidence to strike Barry Klegman from the Truro Registry of Voters.

Clerk Harper seconded the motion.

By a vote of all in favor, 3-0-0, motion carries.

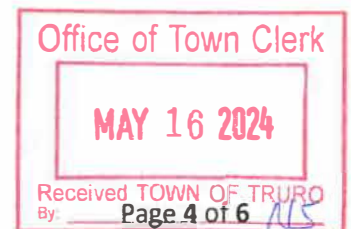
Michael Deambrose - Chair Verde announced the respondent's name for a second time and there was no reply or representative present. Chair Verde announced that the hearing would proceed without the respondent.

Chair Verde also noted that the evidence in the matter of this respondent is exactly the same for Christine Deambrose and advised the Members to keep that in mind.

Mr. Richter presented his evidence.

Chair Verde reviewed Mr. Deambrose's voting history and other exhibits.

Chair Verde and the Members reviewed the evidence and determined what evidence were facts before considering a motion.



Chair Verde made a motion that the objector had provided sufficient evidence to strike Michael Deambrose from the Truro Registry of Voters.
Clerk Harper seconded the motion.
By a vote of all in favor, 3-0-0, motion carries.

Christine Deambrose - Chair Verde announced the respondent's name for a second time and there was no reply or representative present. Chair Verde announced that the hearing would proceed without the respondent.

Mr. Richter said that the evidence was the same as provided in the matter of Michael Deambrose.

Chair Verde and the Members reviewed the evidence and determined what evidence were facts before considering a motion.

Chair Verde made a motion that the objector had provided sufficient evidence to strike Christine Deambrose from the Truro Registry of Voters.
Clerk Harper seconded the motion.
By a vote of all in favor, 3-0-0, motion carries.

Ann Grossman - Chair Verde announced the respondent's name for a second time and there was no reply or representative present. Chair Verde announced that the hearing would proceed without the respondent.

Mr. Richter presented his evidence.

Chair Verde reviewed Ms. Grossman's voting history and other exhibits.

Chair Verde and the Members reviewed the evidence and determined what evidence were facts before considering a motion.

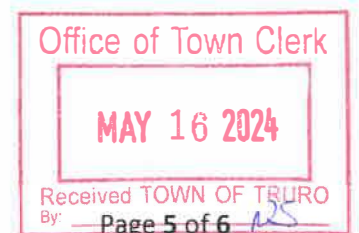
Chair Verde made a motion that the objector had provided sufficient evidence to strike Ann Grossman from the Truro Registry of Voters.
Clerk Harper seconded the motion.
By a vote of all in favor, 3-0-0, motion carries.

Joseph Rothchild - Chair Verde announced the respondent's name for a second time and there was no reply or representative present. Chair Verde announced that the hearing would proceed without the respondent.

Mr. Richter presented his evidence.

Chair Verde reviewed Mr. Rothchild's voting history and other exhibits.

Chair Verde and the Members reviewed the evidence and determined what evidence were facts before considering a motion.



Chair Verde made a motion that the objector had provided sufficient evidence to strike Joseph Rothchild from the Truro Registry of Voters.
Clerk Harper seconded the motion.
By a vote of all in favor, 3-0-0, motion carries.

Sherman Teichman - Chair Verde announced the respondent's name for a second time and there was no reply or representative present. Chair Verde announced that the hearing would proceed without the respondent.

Mr. Richter presented his evidence.

Chair Verde reviewed Mr. Teichman's voting history and other exhibits to include a recent article that appeared in the *Provincetown Independent* and quoted the respondent in which the respondent stated that he was a part-time resident.

Chair Verde and the Members reviewed the evidence and determined what evidence were facts before considering a motion.

Chair Verde made a motion that the objector had provided sufficient evidence to strike Sherman Teichman from the Truro Registry of Voters.
Clerk Harper seconded the motion.
By a vote of all in favor, 3-0-0, motion carries.

Chair Verde made a motion to adjourn at 5:42 pm.
Clerk Harper seconded the motion.
Voted all in favor, 3-0-0, motion carries.

Respectfully submitted,



Alexander O. Powers
Board/Committee/Commission Support Staff

Attachment:

Legal Notice





TOWN OF TRURO

P.O. Box 2030, Truro, MA 02666

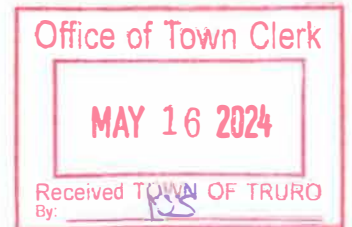
Tel: 508-349-7004, Extension: 110 or 124 Fax: 508-349-5505

PUBLIC MEETING NOTICE- Revised

Revisions in Red

NAME OF BOARD/
COMMITTEE:

Board of Registrars



DATE OF MEETING: Thursday, November 9, 2023

TIME OF MEETING: 4:00 pm

LOCATION OF MEETING:

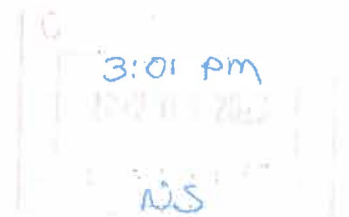
Truro Community Center, 7 Standish Way, North Truro, MA 02652

AGENDA TOPIC:

1. Public hearings to answer to the matters set forth in the 66 complaints filed by Raphael Richter related to voter residency in the Town of Truro. Copies of the complaints are posted on the Town web site. The objections will be reviewed in the order that they were received by the Town. ~~It is not possible to know how long each hearing will take, so to keep the public informed about the process, the Town will post the progress of the hearings on the Town web site (www.truro-ma.gov).~~

The below challenged voters will be heard in the following order:

- 54. Mark Rosen
- 7. Tobin Gerhart
- 46. Barry Klegman
- 47. Dyanne Klein
- 50. Michael Deambrose
- 51. Christine Deambrose
- 53. Ann Grossman
- 64. Joseph Rothchild
- 66. Sherman Teichman





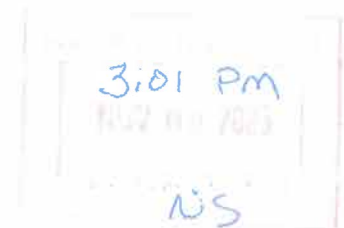
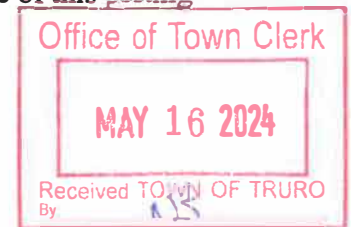
TOWN OF TRURO

P.O. Box 2030, Truro, MA 02666

Tel: 508-349-7004, Extension: 110 or 124 Fax: 508-349-5505

The following is a list of the complaints filed by Raphael Richter with status updates:

1. Polly Guggenheim- No longer registered to vote in Truro at the time of this posting
2. Rose Bayani- Case Heard
3. Steven Pinker- No longer registered to vote in Truro at the time of this posting
4. Susan Rocca- Case Heard
5. Rosemary Boyle- Case Heard
6. Peter Weiss- No longer registered to vote in Truro as of 11/9/23
7. Tobin Gerhart- Will be heard on 11/9/23
8. Lawrence Cetrulo- No longer registered to vote in Truro at the time of this posting
9. Joan Boratis- Case Heard
10. Diedra Dietter- Case Heard
11. Edward Kinsella- Complaint Withdrawn
12. Roberta Kinsella- Case Heard
13. Karen Kinsella- Case Heard
14. Gail Pisapio- Case Heard
15. Gonzalo Castro- Case Heard
16. Katherine Burroughs- No longer registered to vote in Truro at the time of this posting
17. James Armstrong- Complaint Withdrawn
18. David Hammerman- Complaint Withdrawn
19. Sylvia Hammerman- Complaint Withdrawn
20. Theodore Kurland- Complaint Withdrawn
21. Barry Donahue- No longer registered to vote in Truro at the time of this posting
22. Joseph Kinnealey- Case Heard
23. Joshua A. Boyce- No longer registered to vote in Truro at the time of this posting
24. Deborah R. Joyce- No longer registered to vote in Truro at the time of this posting
25. Joshua A. Boyce- No longer registered to vote in Truro at the time of this posting
26. Michael Oliverio- Case Heard
27. Jo Carino- No longer registered to vote in Truro at the time of this posting
28. Christopher Borden- No longer registered to vote in Truro at the time of this posting
29. Kimberly Swain- No longer registered to vote in Truro at the time of this posting
30. Christian Draz- Complaint Withdrawn
31. Kathleen Henry- Complaint Withdrawn
32. Joseph Anarella- Complaint Withdrawn
33. Amy Ford- Complaint Withdrawn





TOWN OF TRURO

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Office of Town Clerk

MAY 16 2024

Received TOWN OF TRURO
By: *NS*

34. Lawrence Pisapio- **Complaint Withdrawn**
35. Meredith Dickinson- **Case Heard**
36. Jessica Barton- **Case Heard**
37. Jeffrey Weilburg- **Complaint Withdrawn**
38. Marjorie Posner- No longer registered to vote in Truro at the time of this posting
39. Jesselyn Tobin- No longer registered to vote in Truro at the time of this posting
40. Paula Grandberg- No longer registered to vote in Truro at the time of this posting
41. Mariann McDonagh- **Complaint withdrawn**
42. Linda Denault- No longer registered to vote in Truro at the time of this posting
43. Kenneth Horgan- **Case Heard**
44. Barbara Weilburg- **Complaint Withdrawn**
45. Stephanie Oneill- **Case Heard**
46. Barry Klegman- **Case to be heard on 11/9/23**
47. Dyanne Klein- **Case to be heard on 11/9/23**
48. Sumner Slavin- No longer registered to vote in Truro at the time of this posting
49. Thomas Engellenner- **Case Heard**
50. Michael Deambrose- **Case to be heard on 11/9/23**
51. Christine Deambrose- **Case to be heard on 11/9/23**
52. Stephen Zinner- No longer registered to vote in Truro at the time of this posting
53. Ann Grossman- **Case to be heard on 11/9/23**
54. Mark Rosen- **Case to be heard on 11/9/23**
55. William Dunn- **Case Heard**
56. Kathy Dunn- **Complaint Withdrawn**
57. Paul Griffin- **Case Heard**
58. Anthony Valdez- **Case Heard**
59. Brian Tetreault- **Complaint Withdrawn**
60. Nadine Tetreault- **Complaint Withdrawn**
61. Breta Boots- **Complaint Withdrawn**
62. Kingsley Weihe- No longer registered to vote in Truro at the time of this posting
63. Terry Rothchild- No longer registered to vote in Truro at the time of this posting
64. Joseph Rothchild- **Case to be heard on 11/9/23**
65. William Laplant- No longer registered to vote in Truro at the time of this posting
66. Sherman Teichman- **Case to be heard on 11/9/23**

3:01 pm

MAY 16 2024

NS