



# VOTER CHALLENGE FORM

## NORTH CAROLINA COUNTY OF

WAYNE COUNTY BOARD OF ELECTIONS  
309 E CHESTNUT ST  
GOLDSBORO, NC 27530

PHONE: 919-731-1411 FAX: 919-731-1409  
elections@waynegov.com

**FRAUDULENTLY OR FALSELY COMPLETING THIS FORM IS A CLASS I FELONY  
UNDER CHAPTER 163 OF THE NC GENERAL STATUTES.**

**TO:** **WAYNE** **COUNTY BOARD OF ELECTIONS**

I, \_\_\_\_\_ the undersigned, certify the following:  
I am a registered voter in \_\_\_\_\_ Precinct, County of \_\_\_\_\_, State of North Carolina;

My residence address is

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My phone number is

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My mailing address is

(if different than above) \_\_\_\_\_

I hereby challenge the voter registration of

I hereby challenge the voter registration of

I, hereby challenge the voter registration of \_\_\_\_\_.

who is registered to vote at (address) \_\_\_\_\_

I challenge the above-named voter for the reason(s) checked below:

- The person is not a resident of the State of North Carolina.\*
- The person is not a resident of the county in which the person is registered.\*
- The person is not a resident of the precinct in which the person is registered.\*
- The person is not a resident of the municipality in which the person is registered.\*
- The person is not eighteen years of age, or if this challenge is made within 60 days before a primary, the person will not be eighteen years of age by the next general election.
- The person has been adjudged guilty of a felony and the person's rights of citizenship have not been restored.
- The person is dead.
- The person is not a citizen of the United States.
- The person is not who he or she represents himself or herself to be.
- With respect to a primary or election on \_\_\_\_/\_\_\_\_/\_\_\_\_, the person has already voted in the primary or election.
- With respect to voting in a partisan primary on \_\_\_\_/\_\_\_\_/\_\_\_\_, the person is a registered voter of another political party.

I, \_\_\_\_\_, swear or affirm under penalty of perjury that the foregoing statements are true to the best of my knowledge and belief and that I:

- know, suspect, or reasonably believe the above-named voter is not qualified or entitled to vote;
- have attached evidence to support the voter challenge;
- have read the attached instructions;
- **\*certify that this challenge is not based on change of residence;**
- **\*certify that, if filed within 90 days before a federal election, this challenge is based on individualized evidence specific to the voter; and**
- understand it is a Class I felony to make any false affidavit or knowingly swear or affirm falsely to any matter or thing required for a voter challenge.

Challenger's Signature \_\_\_\_\_

Sworn to and subscribed before me this the  
\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

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**Notary Public or Election Official**

My commission expires: \_\_\_\_\_



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### Voter Challenge Information

#### General Information

In the absence of affirmative proof, the presumption is that a voter is properly registered or affiliated. Each challenge must be made separately, in writing, under oath, and on the Voter Challenge Form. The challenger must show that he or she knows, suspects, or reasonably believes the voter is not qualified or entitled to vote and must attach any evidence to support the challenge. A challenge may only be filed for the reasons listed on this form. Any other reason is not grounds for a challenge.

The challenge process is set out in [G.S. § 163-84 through G.S. § 163-90.3](#).

#### Challenges Other Than on Election Day

Any registered voter in the county may challenge the right of any person to register, remain registered, or vote in the county. The challenge must be filed with the county board of elections before the 25th day before the primary, general, or special election.

#### Election Day Challenges

The county board of elections will hold a preliminary hearing on the challenge. The burden of proof is on the challenger and if the challenger presents no evidence the county board will dismiss the challenge. If the county board of elections finds there is probable cause for the challenge, it will schedule a hearing and notify the challenger, challenged voter, and other parties that have requested notice.

#### Absentee Challenges

Any registered voter in the county may file a voter challenge on Election Day. The challenge is filed at the time the registered voter offers to vote and is made at the precinct. An Election-Day challenge will be heard and decided by the chief judge and judges of election at the precinct.

#### Special Note for Residency Challenges AND Challenges Filed Within 90 Days Before Election

Any registered voter of the same precinct as the absentee voter may challenge the voter's absentee ballot. The challenge shall be filed at the county board of elections or with the chief judge of the precinct in which the challenger and the absentee voter are registered between noon and 5:00 p.m. on Election Day. For absentee ballots received after 5:00 p.m. on Election Day, the challenge shall be filed between noon on the day after the election to 5:00 p.m. on the next business day following the deadline for receipt of such ballots. One-stop absentee ballots may also be challenged at a one-stop site or during one-stop voting at the county board office and may also be made by a person conducting one-stop voting.

Absentee challenges are heard and decided by the county board of elections on the day set for the canvass of the returns.

Pursuant to *NC Conf. of NAACP v. State Board*, 1:16-CV-01274, 2018 WL 3748172 (M.D.N.C. Aug. 7, 2018), voter challenges based on the following grounds are NOT PERMITTED, and no hearing will be held if based on the voter's:

- change of residency; or
- other qualifications without individualized evidence specific to the voter, if filed within 90 days before a federal election.

**Do not file a voter challenge based on these grounds.** If you file a voter challenge within 90 days before a federal election, you must submit reliable first-hand evidence specific to the voter being challenged. Database matches do not constitute individualized evidence.