

The Honorable John C. Coughenour

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

WASHINGTON STATE REPUBLICAN  
PARTY, et al.,

Plaintiffs

WASHINGTON DEMOCRATIC CENTRAL  
COMMITTEE, et al.,

Plaintiff Intervenors,

LIBERTARIAN PARTY OF WASHINGTON  
STATE, et al.,

Plaintiff Intervenors,

v.

STATE OF WASHINGTON, et al.,,  
Defendant Intervenors,

WASHINGTON STATE GRANGE,

Defendant Intervenors.

No. CV 05-0927JCC

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**EXPERT DECLARATION OF RICHARD WINGER  
IN SUPPORT OF OPPOSITION  
TO WASHINGTON STATE  
AND STATE GRANGE MOTIONS FOR SUMMARY JUDGMENT**

1. My name is Richard Winger. I am the publisher and editor of Ballot Access News, a 25-year-old print publication. I have been the publisher and editor of Ballot Access News since the publication was founded in 1985.

2. I am a member of the editorial board of the Election Law Journal. I have previously been accepted as an expert on election law in federal courts in nine states, including California. Through the Ballot Access News, I am responsible for the publication and analysis of statistics and legal information regarding ballot access, voter and candidate access issues, and election litigation throughout the United States.

3, I am the published author of articles in the *Journal of Election Law*, the *Fordham Urban Law Review*, and other publications. Since 1985 he has published Ballot Access News, a monthly newsletter covering developments in ballot access law and among the minor parties generally.

4. I graduated from University California at Berkeley with a Bachelors' degree in Political Science. I have also attended graduate school at the University California at Los Angeles.

5. I have monitored and reported on I-872 and this litigation since the passage of I-872 and the commencement on this litigation. I have read most of not all of the significant pleadings in this case. I have read all of the key opinions, decisions and orders.

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6. The following are my opinions regarding the matters at issue in this case:

A. **OPINION ONE**: For at least 45 years, the major political parties of the United States have had a substantial problem with invasion of their primaries by groups and individuals whose expressed beliefs and behavior are considered so outlandish and outrageous by ordinary voters, that the major parties have been required to resort to lawsuits to keep such groups and individuals from running in those major party primaries. Minor parties which must nominate by primary have also suffered from invasion of their nominating process by inappropriate candidates.

Under an election system in which party members nominate candidates, political parties have some ability, but not unlimited ability, to prevent such candidates from appearing on a ballot as a member or a nominee of that party. But the I-872 system gives political parties no ability to block such candidates from appearing on a ballot, on which the candidate says he or she prefers that party.

**History of Instances**  
**In Which Hostile Groups Have Invaded Partisan Primaries**

**National States Rights Party**: in 1959 a fiercely racist political party, the National States Rights Party, was founded by Dr. Edward R. Fields. The party's publication was called *The Thunderbolt*. The party's ballot logo

was a lightning bolt. Party doctrine included the claim that Jews were conspiring to destroy the white race by encouraging integration, and that American blacks should be deported to Africa. Because the National States Rights Party had difficulty getting itself on general election ballots under its own name, in 1964 its candidates started running in Democratic Party primaries, in Ohio, Florida, North Carolina, Maryland, Pennsylvania, Georgia, Michigan, and Mississippi. In 1970 some of its candidates started running in Republican primaries, in Illinois, Ohio, and North Carolina. This activity persisted until the mid-1980's.

**National Socialist White People's Party:** In 1959 this party was formed by George Lincoln Rockwell. At first it was called the American Nazi Party, but it changed its name a few years later. In 1975 it began running candidates in major party primaries. These instances occurred in Republican Party primaries in Alaska and Maryland, and a Democratic primary in Michigan.

**National Socialist Party of America:** This party was formed in 1970 by Frank Collin. It was best known for organizing a march of uniformed party members through Skokie, Illinois, a city where some holocaust survivors lived. It ran candidates for office in Republican Party primaries in North Carolina.

**National Democratic Policy Committee:** In 1973 Lyndon LaRouche formed the U.S. Labor Party, but in 1979 he disbanded it and created an organization which seemed to suggest that his organization was part of the Democratic Party. The NDPC then started running many candidates in Democratic Party primaries, not only for Congress and state legislature, but for Democratic Party office. LaRouche himself ran for president in Democratic presidential primaries in all presidential elections 1980 through 2004. He even won a few delegates to Democratic National Conventions. The national Democratic Party's rule against seating any delegate pledged to LaRouche was upheld by the U.S. Court of Appeals, D.C., Circuit, in *LaRouche v Fowler*, 152 F.3d 974 (1998), affirmed, 529 U.S. 1035 (2000). The national party chair had issued a letter in January 1996, formally determining that LaRouche is not a *bona fide* Democrat; the court decision carries the text. Although the organization ostensibly is loyal to the Democratic Party, the group's message over the decades has always been hostile to Democratic Party presidential nominees. The problem, from the viewpoint of the Democratic Party and also the viewpoint of other observers, is not so much the group's message, as its tactics. Currently the organization has been setting very large cardboard cutouts of President Obama in public that show the President with the type of moustache made famous by Adolf

Hitler. The message is that Obama is similar to Hitler in his policies. Also, on July 28, 2010, a LaRouche supporter attending a Brookings Institution press conference for outgoing White House budget director Peter Orszag was recognized to ask a question, but instead of asking a question, he broke into a song which began, "Peter Orszag and Larry Summers, they're fascist pigs, they're fascist pigs...Obama's health care is Hitler approved." At that point he was removed. This incident was reported in many news stories. A 1989 book *Lyndon LaRouche and the New American Fascism*, authored by Dennis King, details how the LaRouche organization has engaged in violence and dirty tricks starting in the early 1970's. A member of the LaRouche organization, Kesha Rogers, won the Texas Democratic primary on March 2, 2010 for U.S. House, 22nd district. This is the latest in many instances when LaRouche supporters have won Democratic Party nominations for state legislative and Congressional seats.

The LaRouche movement was especially harmful to the Illinois Democratic Party in 1986. A LaRouche supporter won the Democratic Party primary for Lieutenant Governor. The gubernatorial candidate of the Democratic Party, Adlai Stevenson, was so opposed to running on a joint ticket in November with the LaRouche supporter that he withdrew as the Democratic Party nominee, and instead became the gubernatorial nominee of

a new party, the Illinois Solidarity Party. The Democratic Party was listed on the November ballot with no one for Governor, and the LaRouche supporter, Mark Fairchild, as the candidate for Lieutenant Governor. That joint ticket polled only 7% of the general election ballot, which greatly harmed the party's campaign. Illinois at the time had a straight-ticket device on general election ballots. Normally Democrats campaigned by asking voters to use the straight-ticket device and choose the Democratic Party lever, but in 1986 the campaign had to ask people to split their tickets. Stevenson lost.

**History of Instances at Which Inappropriate Candidates, Not  
Associated with Particular Groups, Have Also Tried to Run in Party  
Primaries Against the Wishes of Such Parties**

Alabama: Candidates in partisan primaries file with political parties, rather than with elections officials so the parties are free to block any candidate if the party feels the candidate is disloyal to the party. The party merely rejects the application to be on its primary ballot. When such candidates have sued to get on primary ballots, courts have upheld the right of parties to ban such candidates. See *Alabama Republican Party v McGinley*, 893 So.2d 337 (Ala. 2004); *Swanson v Pitt*, 330 F.Supp.2d 1269 (M.D.Ala.2004); *Dow v Alabama Democratic Party*, 897 So.2d.1035 (Ala. 2004). The most recent example of major party attempts to prevent disloyal candidates from running in its primaries was in 2010, when the Republican

Party refused to let State Senator Harrie Anne Smith, 29<sup>th</sup> district, run for re-election in the Republican primary because she had endorsed a Democratic nominee for Congress in 2008.

Alaska: The Alaskan Independence Party filed a lawsuit to exclude one particular individual from running in its primaries, but lost the case. See *Alaskan Independence Party v State of Alaska*, 545 F. 3d 1173 (2008). The candidate had sued the party for \$10,000,000 for opposing him, and allegedly had also threatened violence. According to the attorney for the party, the 9<sup>th</sup> Circuit stationed extra security in the courtroom when it was hearing the case.

Arizona: Requires all ballot-qualified parties to nominate by primary, even if they are small. Both the Libertarian Party and the Green Party have been vexed by unwanted candidates in their primaries. In 2002, three students entered and won Arizona Libertarian primaries, apparently for the purpose of qualifying for public funding, even though *bona fide* Arizona Libertarian candidates never apply for public funding, as a matter of principle. The three students were Yuri Downing for State Senate, district 17; and Trevor Clevenger and Paul Dedonati, for State House, district 17. After the candidates received public funding, the state agency that administers the public funding program determined that the students had not used the money

for legitimate campaign expenses, a determination that embarrassed the party. Even if the three candidates had not been accused of wrongful use of the money, the very fact that they applied for public funding embarrassed the party, because one of the core principles of the party is opposition to the use of public funds for private advantage. Also, in 2010, the Arizona Green Party is unhappy that at least twelve candidates have filed as write-in candidates in the Green Party primary, even though these candidates are unknown to party leaders, and refuse to communicate with party leaders or to attend party endorsement meetings. The Green Party incident is known to me because Claudia Ellquist, a co-chair of the Arizona Green Party, discussed the matter with me in late July 2010. There has not yet been publicity about the Arizona Green Party problem.

Arkansas: Candidates who file in partisan primaries file with the party, not with elections officials. In 2008 the party refused to let former State Representative Dwayne Dobbins file in its primary for his old seat. A state court upheld the ability of the party to exclude him. *Dobbins v Democratic Party of Arkansas*, 288 S.W.3d 639 (Ark. 2008). The candidate had plea bargained, after he was charged with sexual harassment of a teenage babysitter. Part of the plea bargain had been that he would not seek re-

election. He sat out one term, but then tried to file to run in the Democratic Party for his old seat, but the party rejected his filing.

California: In 1980, a Ku Klux Klan leader, Tom Metzger, won the Democratic Party nomination for U.S. House, 43<sup>rd</sup> district. This incident was a prime reason why the Democratic Party filed a lawsuit in 1984 to strike down a law which banned the party organization from endorsing candidates in its own primary, *Eu v San Francisco County Democratic Central Committee*, 489 U.S. 214 (1989).

Florida: David Duke, well-known Klan leader, tried to file in the Republican Party presidential primary in 1992, but he was rebuffed. Duke sued but lost on the merits, *Duke v Smith*, 13 F.3d 388 (11<sup>th</sup> circuit, 1994).

Georgia: David Duke tried to file in the Republican Party presidential primary in 1992, but was rejected. He sued but lost, *Duke v Cleland*, 87 F.3d 1226 (11<sup>th</sup> circuit, 1996).

Hawaii: State law permits a party with its own primary to seek a court opinion, charging that someone who seeks to run in that party's primary, but who does not support the party's platform, is not a member and cannot run in that party's primary. The Green Party followed this procedure in 1994 when two candidates filed in its primary who campaigned on a platform of banning abortion. The party expelled them on August 10, 1994,

and transmitted that information to the state Elections office. The state Elections office then filed two cases on behalf of the Green Party to win a court order that the two candidates should be removed from the party's primary. The two cases were *Cayetano v Wong*, Kauai County Circuit Court 94-0256, and *Cayetano v Goodwin*, Honolulu County Circuit Court, 94-3149-08. The two candidates' names were then removed from the primary.

Louisiana: The Republican Party was embarrassed in 1989 when David Duke, well-known Klan leader, won a special election for the Louisiana legislature, using the party label "Republican". He was a registered Republican, but the Republican Party had opposed his election. Duke also placed second in the Louisiana first round election in 1990 for U.S. Senate, again with the party label "Republican." And he placed second in the first round election in 1991 for Governor, yet again with the "Republican" label. Exit polls showed that if only registered Republicans had been voting in the first round, Duke would not have placed first or second. Louisiana was using a "top-two" election system in the years when Duke ran in these elections.

Missouri: In 2006, an avowed white supremacist, Frazier Glenn Miller, filed to run in the Democratic Party's primary for U.S. House, 7<sup>th</sup> district. In Missouri, candidates file with the Secretary of State, and the Secretary of State then forwards the filing fee on to the political party. The

Democratic Party refused to accept the fee from the Secretary of State, so the Secretary of State then returned the check and did not list Miller on the Democratic Party primary ballot. Miller sued in U.S. District Court, but the Court upheld keeping him off the primary ballot. *Miller v Carnahan*, unreported, decision of May 31, 2006, U.S. Dist. Ct., Western District, Southern Division, 06-5032-CV-S-RED.

New York: State election law permits a party to expel registered members if the party believes that they have registered into the party, not to associate with the party, but for the purpose of voting en mass against the party's preferred candidate in the party's own primary. In 2008 a state court upheld the expulsion from the Conservative Party of Suffolk County of approximately 1,500 members of the Police Benevolent Association. The evidence showed they had registered into the party so as to help defeat the county sheriff in the Conservative Party's primary. The case was *Walsh v Abramowitz*, N.Y.L.J., Sep. 23, 2009, p. 42, col. 1 (Sup.Ct., Suffolk Co.).

Tennessee: In 2008, the Democratic Party refused to acknowledge Rosalind Kurita as its nominee for State Senate, even though she had narrowly won the party's primary and even though she was an incumbent running for re-election. The party believed that she had deliberately encouraged Republicans to vote for her in the Democratic

primary. Tennessee does not have registration by party. The Democrats certified the runner-up in its primary as its candidate, and he appeared on the November ballot. Kurita filed a federal lawsuit, but the U.S. District Court upheld the party's action. *Kurita v The State Primary Board of the Tennessee Democratic Party*, 3:08-cv-948. Kurita is appealing to the 6<sup>th</sup> circuit, case number 08-6245.

The lawsuits (whether filed by excluded candidates, or filed by political parties) are referenced to illustrate that political parties are so concerned about inappropriate candidates being associated with those parties, that they have frequently blocked unwanted association on political grounds, running the risk of being sued, or sometimes having to file lawsuits themselves.

**B. OPINION TWO:** Any election system in the United States in which all candidates from all parties run on a single ballot in the first round for federal and/or state office, and then only the top two vote-getters may be on the ballot in the second round, inevitably and always means that minor party candidates will never appear on the ballot in the second round. The only exceptions to this statement are instances in which only one major party member runs in the first round.

To document this point, below are charts that list all known minor party candidates who have ever run for state and federal office in “top-two” elections in which there were at least two major party members in that same race.

Only two states have ever used “top-two” for federal and state elections, Louisiana and Washington. Louisiana used that system for state elections 1975 through the present day, and for congressional elections 1978-2006. Therefore, there are only two charts, one for Washington and one for Louisiana. I define “minor party” to be an actual organization that nominates candidates, which has officers, a postal mailing address, and holds meetings, either nationally or in the state. The charts include each candidate’s ranking, among all the candidates in that same race who were on the ballot. For example, if a particular candidate placed fifth in a race with six candidates on the ballot, the ranking column in the chart says, “5<sup>th</sup> of 6.” In the “Office” column, “Rep” means State House of Representatives.

**WASHINGTON MINOR PARTY CANDIDATES IN TOP-TWO ELECTIONS  
WITH AT LEAST TWO MAJOR PARTY OPPONENTS**

<b>Candidate</b>	<b>Party</b>	<b>Date</b>	<b>Office</b>	<b>Rank</b>	<b>Vote</b>	<b>Percent</b>
Arlene Peck	Constitution	8/19/08	Lt. Governor	5 <sup>th</sup> of 5	48,887	3.60%
M. Montgomery	Constitution	8/19/08	Sec. of State	3 <sup>rd</sup> of 3	88,728	6.46%
Glenn	Constitution	8/19/08	Auditor	3 <sup>rd</sup> of	94,148	6.89%

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Freeman				3		
Randall Yearout	Constitution	8/19/08	US House 5	5 <sup>th</sup> of 6	5,268	3.07%
Will Baker	Reform	8/19/08	Governor	8 <sup>th</sup> of 10	5,201	.36%
Duff Badgley	Green	8/19/08	Governor	6 <sup>th</sup> of 10	9,702	.67%
Gary Murrell	Green	8/19/08	US House 6	4 <sup>th</sup> of 4	6,014	3.56%
John H. Beck	Libertarian	8/19/08	US House 5	6 <sup>th</sup> of 6	3,673	2.14%
Laurence Pratt	Progressive	8/19/08	Rep 25-1	3 <sup>rd</sup> of 3	1,329	4.88%
Will Baker	Reform	8/17/10	US Senate	12 <sup>th</sup> of 15	3,940	.32%
Mary R. Edwards	Constitution	8/17/10	US House 4	5 <sup>th</sup> of 6	4,016	3.05%
Randall Yearout	Constitution	8/17/10	US House 5	5 <sup>th</sup> of 6	8,743	6.04%
Roy Olson	Green	8/17/10	US House 9	4 <sup>th</sup> of 4	3,659	3.30%
Howard Pellett	Green	8/17/10	St Rep 40-2	3 <sup>rd</sup> of 3	2,190	7.51%

**LOUISIANA MINOR PARTY CANDIDATES IN TOP-TWO ELECTIONS  
WITH AT LEAST TWO MAJOR PARTY OPPONENTS**

<b>Candidate</b>	<b>Party</b>	<b>Date</b>	<b>Office</b>	<b>Rank</b>	<b>Vote</b>	<b>Percent</b>
Robbie Daniels	Libertarian	11/1/75	Rep 45	3 <sup>rd</sup> of 3	862	7.92%
Greg Nelson	Soc. Workers	10/27/79	Governor	9 <sup>th</sup> of 9	4,783	.35%
Jeremy Millett	Libertarian	10/27/79	Supt Educat'n	5 <sup>th</sup> of 5	40,245	3.29%
Naomi Bracey	Soc. Workers	9/13/80	US Senate	5 <sup>th</sup> of 5	6,374	.76%
Tristan Junius	Libertarian	9/13/80	US House 1	3 <sup>rd</sup> of 3	2,501	2.70%

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Suzanne Weiss	Soc. Workers	9/11/82	US House 1	3 <sup>rd</sup> of 3	6,028	6.71%
Rose Rummler	Libertarian	9/11/82	US House 8	3 <sup>rd</sup> of 3	1,467	1.23%
Nels J'Anthony	Soc. Workers	10/22/83	St Senate 5	3 <sup>rd</sup> of 3	991	4.49%
Michele Smith	Soc. Workers	10/22/83	Governor	7 <sup>th</sup> of 9	2,299	.14%
Derrick Morrison	Soc. Workers	9/29/84	US House 2	3 <sup>rd</sup> of 5	626	.49%
Nels J'Anthony	Soc. Workers	9/27/86	US Senate	14 <sup>th</sup> of 14	2,144	.18%
William Carter	Populist	9/27/86	US House	6 <sup>th</sup> of 6	5,995	3.57%
Jeffrey Diket	Libertarian	10/6/90	US House 2	11 <sup>th</sup> of 12	393	.30%
Michael Wolf	Libertarian	10/19/91	St Senate 16	3 <sup>rd</sup> of 4	2,391	5.34%
Michael Wolf	Libertarian	10/21/95	Rep 68	8 <sup>th</sup> of 8	310	1.90%
B. Alexandrenko	Reform	10/23/99	Governor	6 <sup>th</sup> of 11	8,978	.69%
S. Roberts-Joseph	Reform	10/23/99	Lt. Governor	4 <sup>th</sup> of 4	19,345	1.60%
John Simanonok	Libertarian	11/7/00	US House 1	5 <sup>th</sup> of 5	2,385	1.00%
Mike Taylor	Libertarian	11/7/00	US House 4	3 <sup>rd</sup> of 4	4,059	2.33%
Raymond Dumas	Libertarian	11/7/00	US House 5	4 <sup>th</sup> of 4	5,335	2.97%
Michael Wolf	Libertarian	11/7/00	US House 6	3 <sup>rd</sup> of 3	5,649	2.32%
Martin Rosenthal	Natural Law	11/7/00	US House 1	4 <sup>th</sup> of 5	3,129	1.32%
Gary Robbins	Libertarian	11/5/02	US Senate	8 <sup>th</sup> of 9	2,423	.19%
Ian Hawxhurst	Libertarian	11/5/02	US House 1	4 <sup>th</sup> of 4	5,956	3.30%
Wayne Clement	Libertarian	11/5/02	US House 2	5 <sup>th</sup> of 5	3,789	2.67%

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Bill Jacobs	Libertarian	11/5/02	US House 4	3 <sup>rd</sup> of 3	3,104	1.94%
Vinson Mouser	Libertarian	11/5/02	US House 5	7 <sup>th</sup> of 7	1,145	.62%
Gregory Kahn	Libertarian	10/4/03	St Senate 4	3 <sup>rd</sup> of 3	1,366	5.13%
Jason Neville	Green	10/4/03	St Senate 3	3 <sup>rd</sup> of 3	1,528	6.05%
Dan Thompson	Green	10/4/03	Rep 105	4 <sup>th</sup> of 4	1,152	7.81%
Richard Fontanesi	Libertarian	11/2/04	US Senate	5 <sup>th</sup> of 7	15,097	.82%
Rayburn Clipper	Libertarian	9/30/06	Sec. of State	7 <sup>th</sup> of 7	11,720	1.82%
S.B.A. Zaitoon	Libertarian	9/30/06	Insurnce Cmr	3 <sup>rd</sup> of 3	60,177	10.61%
Peter Beary	Libertarian	11/7/06	US House 1	4 <sup>th</sup> of 4	1,676	1.13%
Gregory Kahn	Libertarian	11/7/06	US House 2	10 <sup>th</sup> of 13	404	.43%
James Blake	Libetarian	11/7/06	US House 3	4 <sup>th</sup> of 4	2,168	1.59%
Brent Sanders	Libertarian	11/7/06	US House 5	3 <sup>rd</sup> of 4	1,876	1.64%
John Watts	Constitution	11/7/06	US House 5	4 <sup>th</sup> of 4	1,262	1.10%
S.B.A. Zaitoon	Libertarian	12/9/06	St Senate 16	3 <sup>rd</sup> of 3	592	4.09%
Richard Fontanesi	Libertarian	10/20/07	St Senate 16	3 <sup>rd</sup> of 3	3,995	9.03%
Michael Ecuyer	Constitution	10/20/07	Rep 74	5 <sup>th</sup> of 5	491	2.98%
T. Lee Horne	Libertarian	10/20/07	Governor	8 <sup>th</sup> of 12	2,648	.20%

The charts above list all 56 instances at which minor party candidates have run for federal or state office in "top-two" election systems, and in which there were at least two major party members running in the

same race. To the very best of my knowledge and research efforts, this is a complete list. In no case did any of these minor party candidates ever place first or second.

I conclude, therefore, that a "top-two" system, at least for federal and state office, always results in an absence of minor party members qualifying for the second round if there were at least two major party members (whether they are Republicans or Democrats) running.

For the sake of completeness, below are charts that list minor party candidates who ran in top-two elections, in which only one major party member was running. Generally the candidates listed below did qualify for the second round. It is obvious that if there are just two candidates, both of them will qualify for the second round in a "top-two" system. Not every candidate listed below qualified for the second round, however, because in a few cases, there was another non-major party candidate in the first round who placed higher. Also, the Louisiana "top-two" system has always (except in 1975) provided that the first round is an election (i.e., someone can be elected in the first round), so if someone gets 50% in the first round, there is no second round. That is not true for Washington's "top-two" system; the first round is never an "election" and a second round is always held, even if only one person is running and got 100% of the vote in the first round.

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**WASHINGTON MINOR PARTY CANDIDATES IN TOP-TWO PRIMARIES  
WITH ONLY ONE MAJOR PARTY OPPONENT**

<b>Candidate</b>	<b>Party</b>	<b>Date</b>	<b>Office</b>	<b>Rank</b>	<b>Vote</b>	<b>Percent</b>
Ruth Bennett	Libertarian	8/19/08	Rep 37-2	2 <sup>nd</sup> of 2	1,992	11.25%
Howard Pellett	Green	8/19/08	Rep 40-2	2 <sup>nd</sup> of 2	6,266	20.26%
Brenda High	Constitution	8/17/10	Rep 16-1	2 <sup>nd</sup> of 2	4,286	17.82%

**LOUISIANA MINOR PARTY CANDIDATES IN TOP-TWO PRIMARIES  
WITH ONLY ONE MAJOR PARTY OPPONENT**

<b>Candidate</b>	<b>Party</b>	<b>Date</b>	<b>Office</b>	<b>Rank</b>	<b>Vote</b>	<b>Percent</b>
Christine Gauvreau	Soc. Workers	9/16/78	US House 2	2 <sup>nd</sup> of 3	4,348	6.64%
James D. Agnew	Libertarian	9/11/82	US House 6	2 <sup>nd</sup> of 2	19,354	22.87%
Suzanne Weiss	Soc. Workers	9/11/82	US House 1	3 <sup>rd</sup> of 3	6,028	6.71%
V. Bradley-Jackson	Prudence	10/21/95	Rep 61	2 <sup>nd</sup> of 2	1,592	17.20%
Dion Bourque	Libertarian	11/7/00	US House 3	4 <sup>th</sup> of 4	10,118	5.50%
Michael Harris	Libertarian	11/7/00	US House 7	2 <sup>nd</sup> of 2	30,687	16.72%
William Beier	Libertarian	11/5/02	US House 3	2 <sup>nd</sup> of 3	12,964	8.62%
Rick Moscatello	Libertarian	11/5/02	US House 6	2 <sup>nd</sup> of 2	27,898	15.96%
Roberto Valletta	Libertarian	11/5/02	US House 7	2 <sup>nd</sup> of 2	21,051	13.18%
Brent Sanders	Libertarian	10/4/03	Rep 38	2 <sup>nd</sup> of 2	2,336	19.39%
Richard Fontanesi	Libertarian	11/7/06	US House 6	2 <sup>nd</sup> of 2	19,648	17.19%

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Louisiana has not always printed the party labels of minor party candidates on its ballots. My list of minor party candidates is compiled from the publications of the minor parties themselves. All organized minor parties routinely list their candidates for public office, in print publications and/or on party web pages. In the charts above, "Soc. Workers" means "Socialist Workers". The Prudence Party is mentioned in the latter Louisiana chart; that is short-hand for the "Prudence, Action, Results Party", which was Ross Perot's ballot label in Louisiana in 1992. Because Perot polled over 5% of the presidential vote in 1992, his organization became a qualified party in Louisiana. By 1995, when it ran its nominee for the legislature mentioned above, Perot had started his Reform Party, and the Prudence, Action, Results Party was the Louisiana affiliate of the Reform Party.

Opinion Two is also bolstered by an examination of blanket primary returns from Washington. Of course, blanket primary rules put the top vote-getter from each party into the second round. Nevertheless, there is enough similarity in the first round of blanket primary elections, and the first round of "top-two" systems, that one can use the blanket primary first round election returns to bolster the point that minor party members never place first or second in the first round, if at least two major party members are running.

Starting in 1977, Washington required minor party and independent candidates to run in the blanket primary. Washington last used a blanket primary in 2002. There are only two instances at which a minor party member placed first or second, when there were at least two major party members running, in the years 1977-2002. Both instances were in 2000. A Reform Party candidate, Gregory Dean Lemke, running for State Representative, district 38-2, placed second in a race with two Democrats and a Libertarian. Also, a Libertarian, Randy Brooks, for State Senator, District 22, placed second in a race with two major party candidates, one of whom was named Prophet Atlantis. There were 201 minor party candidates in Washington blanket primary elections 1978-2002 who had at least two major party opponents. They are listed below:

**WASHINGTON MINOR PARTY CANDIDATES IN BLANKET PRIMARIES  
WITH AT LEAST TWO MAJOR PARTY OPPONENTS**

<b>Candidate</b>	<b>Party</b>	<b>Date</b>	<b>Office</b>	<b>Rank</b>	<b>Vote</b>	<b>Percent</b>
Patric Ruckert	US Labor	9/19/78	US House 1	5 <sup>th</sup> of 5	417	.75%
John Addison	Libertarian	9/19/78	US House 1	4 <sup>th</sup> of 5	712	1.28%
Mary Smith	Soc. Workers	9/19/78	US House 6	4 <sup>th</sup> of 4	1,467	2.07%
Elmer Kistler	Communist	9/19/78	US House 7	5 <sup>th</sup> of 6	276	.57%
H. Schlechtweg	Soc. Workers	9/19/78	US House 7	6 <sup>th</sup> of 6	223	.46%

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William Wertz	US Labor	9/19/78	US House 7	4 <sup>th</sup> of 6	304	.63%
Brian Lantz	US Labor	9/19/78	Rep 27-1	3 <sup>rd</sup> of 3	448	5.71%
Maurice Willey	Libertarian	9/19/78	Rep 32-2	3 <sup>rd</sup> of 3	15	3.53%
James Duree	US Labor	9/19/78	Rep 37-1	3 <sup>rd</sup> of 3	199	3.88%
Carol Ruckert	US Labor	9/19/78	Rep 37-2	4 <sup>th</sup> of 4	148	2.74%
Bob Ellison	Libertarian	9/19/78	Rep 43-2	4 <sup>th</sup> of 4	370	4.06%
James Levitt	Soc. Workers	9/16/80	US Senator	9 <sup>th</sup> of 9	4,250	.45%
Richard Kenney	Libertarian	9/16/80	US Senator	7 <sup>th</sup> of 9	7,951	.83%
Mary Bockman	Soc. Workers	9/16/80	Governor	14 <sup>th</sup> of 14	2,833	.29%
Maurice Willey	Libertarian	9/16/80	US House 1	3 <sup>rd</sup> of 3	4,133	3.41%
Bill McCord	Libertarian	9/16/80	US House 2	5 <sup>th</sup> of 5	4,333	3.11%
Marion Kinney	Communist	9/16/80	Rep 37-1	4 <sup>th</sup> of 4	609	5.04%
Thomas Sand	Libertarian	9/16/80	Rep 42-2	3 <sup>rd</sup> of 3	803	4.20%
Chris Remple	Soc. Workers	9/21/82	US Senator	14 <sup>th</sup> of 14	3,006	.44%
Skip Barron	Libertarian	9/21/82	St Senate 36	3 <sup>rd</sup> of 3	739	4.43%
Henry Halla	Free Peoples	9/21/82	Rep 12-1	4 <sup>th</sup> of 4	220	1.16%
Phyllis Clark	Libertarian	9/21/82	Rep 29-1	3 <sup>rd</sup> of 3	808	7.52%
John Trinnes	Libertarian	9/21/82	Rep 29-2	4 <sup>th</sup> of 4	353	3.23%
Maurice Willey	Libertarian	9/21/82	Rep 32-2	3 <sup>rd</sup> of 3	648	4.44%
Eliz. Tross-Rarig	Libertarian	9/21/82	Rep 36-1	3 <sup>rd</sup> of 3	592	3.64%

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Dean Brittain	Libertarian	9/21/82	Rep 40-1	3 <sup>rd</sup> of 3	648	3.83%
Tomm Spanos	Libertarian	9/21/82	Rep 40-2	4 <sup>th</sup> of 4	373	2.19%
William McCord	Libertarian	9/21/82	Rep 42-1	4 <sup>th</sup> of 4	410	3.68%
Deann Pullar	Libertarian	9/21/82	Rep 42-2	3 <sup>rd</sup> of 3	613	5.60%
Wayne Grytting	Citizens	9/21/82	Rep 43-1	3 <sup>rd</sup> of 3	843	6.94%
Dean Peoples	Soc. Workers	10/11/83	US Senate	14 <sup>th</sup> of 33	596	.09%
Cheryl Hidalgo	Soc. Workers	9/18/84	Governor	8 <sup>th</sup> of 8	2,672	.29%
Bob LeRoy	Populist	9/18/84	Governor	6 <sup>th</sup> of 8	3,601	.39%
Mack Barnette	Libertarian	9/18/84	Treasurer	3 <sup>rd</sup> of 3	35,827	4.42%
Gary Franco	Populist	9/18/84	US House 2	4 <sup>th</sup> of 5	2,442	1.94%
Dan Blachly	Libertarian	9/18/84	US House 6	5 <sup>th</sup> of 5	2,100	2.14%
Mark Manning	Soc. Workers	9/18/84	US House 7	4 <sup>th</sup> of 4	1,194	1.01%
Karen Allard	Libertarian	9/18/84	Rep 26-1	3 <sup>rd</sup> of 3	830	4.33%
Elmer Kistler	Communist	9/18/84	Rep 37-1	4 <sup>th</sup> of 4	166	1.03%
Dean Brittain	Libertarian	9/18/84	Rep 40-1	5 <sup>th</sup> of 5	477	1.94%
Jill Fein	Soc. Workers	9/16/86	US Senate	11 <sup>th</sup> of 11	2,240	.36%
Karen Allard	Libertarian	9/16/86	Rep 26-1	5 <sup>th</sup> of 5	368	2.40%
Jill Fein	Soc. Workers	9/20/88	US Senate	6 <sup>th</sup> of 6	3,312	.35%
Juana Mangaoang	Communist	9/20/88	Governor	8 <sup>th</sup> of 8	5,818	.62%
Bill Simmons	New Alliance	9/20/88	Land Cmsr	5 <sup>th</sup> of 5	26,898	3.34%

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Jim McMahon	Workrs World	9/20/88	US House 7	7 <sup>th</sup> of 7	663	.54%
Art Rathjean	Libertarian	9/20/88	St Senate 41	3 <sup>rd</sup> of 3	392	1.85%
Richard Shepard	Libertarian	9/20/88	Rep 27-1	4 <sup>th</sup> of 4	609	4.74%
William Chovil	Libertarian	9/20/88	Rep 27-2	3 <sup>rd</sup> of 3	524	4.22%
Sean Garrett	New Alliance	9/20/88	Rep 36-1	4 <sup>th</sup> of 4	503	2.16%
Ron Joseph	Libertarian	9/20/88	Rep 41-2	3 <sup>rd</sup> of 3	454	2.27%
Steve Cornell	Libertarian	9/20/88	Rep 46-1	5 <sup>th</sup> of 5	523	2.18%
Tom Isenberg	Libertarian	9/20/88	Rep 48-2	4 <sup>th</sup> of 4	406	2.08%
William McCord	Libertarian	9/18/90	US House 2	5 <sup>th</sup> of 5	3,065	3.42%
Roberta Scheer	Soc. Worker	9/18/90	US House 7	4 <sup>th</sup> of 4	1,125	1.73%
Doug Witt	Libertarian	9/18/90	St Senate 45	3 <sup>rd</sup> of 3	450	4.64%
Richard Shepard	Libertarian	9/18/90	Rep 27-2	3 <sup>rd</sup> of 3	540	6.29%
James Ellis	New Alliance	9/18/90	Rep 37-1	4 <sup>th</sup> of 4	239	2.35%
Curt Smith	New Alliance	9/18/90	Rep 37-2	3 <sup>rd</sup> of 3	405	4.06%
Tom Isenberg	Libertarian	9/18/90	Rep 48-2	3 <sup>rd</sup> of 3	394	4.66%
William Goodloe	US Taxpayers	9/15/92	US Senate	8 <sup>th</sup> of 11	10,877	.97%
Mark Severs	Soc. Workers	9/15/92	US Senate	11 <sup>th</sup> of 11	3,309	.29%
Kathleen Wheeler	Soc. Workers	9/15/92	Governor	11 <sup>th</sup> of 11	6,068	.53%
Tom Isenberg	Libertarian	9/15/92	Lt. Governor	7 <sup>th</sup> of 7	30,197	2.91%
Maurice Willey	Libertarian	9/15/92	Sec. of State	4 <sup>th</sup> of 4	25,544	2.42%

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Art Rathjen	Libertarian	9/15/92	Auditor	5 <sup>th</sup> of 5	27,408	2.70%
Homer Brand	Populist	9/15/92	Attorney Gen.	4 <sup>th</sup> of 4	22,922	2.15%
William McCord	Libertarian	9/15/92	Land Cmsr.	9 <sup>th</sup> of 9	21,563	2.15%
Anne Fleming	Natural Law	9/15/92	US House 1	5 <sup>th</sup> of 6	2,366	1.83%
Karen Leibrant	Natural Law	9/15/92	US House 2	4 <sup>th</sup> of 5	3,814	2.95%
Eric Hoffman	Natural Law	9/15/92	US House 6	6 <sup>th</sup> of 6	808	.63%
James Horrigan	Libertarian	9/15/92	US House 6	5 <sup>th</sup> of 6	1,882	1.47%
Tim Brill	Libertarian	9/15/92	US House 9	7 <sup>th</sup> of 7	1,606	1.59%
Mike Clark	Libertarian	9/15/92	St Senate 22	3 <sup>rd</sup> of 3	1,794	5.89%
John Gearhart	Libertarian	9/15/92	Rep 9-1	3 <sup>rd</sup> of 3	823	4.45%
Jim Becker	Libertarian	9/15/92	Rep 17-2	3 <sup>rd</sup> of 3	580	3.73%
Linda Watt	Natural Law	9/15/92	Rep 22-2	7 <sup>th</sup> of 7	526	1.77%
Karen Allard	Libertarian	9/15/92	Rep 26-2	3 <sup>rd</sup> of 3	2,185	9.45%
Robert Schoenfeld	Natural Law	9/15/92	Rep 37-1	5 <sup>th</sup> of 5	243	1.18%
Patricia Isenberg	Libertarian	9/15/92	Rep 48-1	5 <sup>th</sup> of 6	885	3.70%
David Schirle	Patriot	9/20/94	US Senate	15 <sup>th</sup> of 15	2,267	.24%
Harvey McArthur	Soc. Workers	9/20/94	US Senate	14 <sup>h</sup> of 15	2,939	.32%
Mike Huddleston	Natural Law	9/20/94	US House 1	6 <sup>th</sup> of 6	898	.87%
Alan Negrin	Natural Law	9/20/94	Rep 1-1	3 <sup>rd</sup> of 3	312	2.11%
Amy Kolve	Natural Law	9/20/94	Rep 1-2	3 <sup>rd</sup> of 3	288	2.00%

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Mark Downey	Populist	9/20/94	Rep 25-2	5 <sup>th</sup> of 5	210	1.28%
Jeff Powers	Soc. Workers	9/17/96	Governor	13 <sup>th</sup> of 15	3,742	.31%
Art Rathjen	Libertarian	9/17/96	Lt. Governor	12 <sup>th</sup> of 14	11,902	1.11%
Shawn Newman	Reform	9/17/96	Lt. Governor	13 <sup>th</sup> of 14	10,774	1.01%
Michael Hackett	Natural Law	9/17/96	Lt. Governor	14 <sup>th</sup> of 14	8,945	.84%
Gary P. Gill	Natural Law	9/17/96	Sec. of State	3 <sup>rd</sup> of 3	33,571	3.15%
Richard Shepard	Libertarian	9/17/96	Attorney Gen.	3 <sup>rd</sup> of 4	37,314	3.34%
Luanne Coachman	Natural Law	9/17/96	Attorney Gen.	4 <sup>th</sup> of 4	24,031	2.15%
Marc Strauch	Natural Law	9/17/96	Land Cmsr.	5 <sup>th</sup> of 5	25,527	2.40%
Steve Sevick	Natural Law	9/17/96	Insurnce Cmsr	7 <sup>th</sup> of 7	23,554	2.23%
Karen Leibrant	Natural Law	9/17/96	US House 2	6 <sup>th</sup> of 6	2,234	1.72%
Mike Huddleston	Natural Law	9/17/96	US House 6	8 <sup>th</sup> of 8	2,074	1.46%
David Gruenstein	Natural Law	9/17/96	US House 9	3 <sup>rd</sup> of 3	3,450	2.98%
G. Batterson	Natural Law	9/17/96	St Senate 27	3 <sup>rd</sup> of 3	792	3.83%
Mark Downey	Populist	9/17/96	Rep 25-1	4 <sup>th</sup> of 4	644	2.51%
Paul Sporich	Natural Law	9/17/96	Rep 27-1	3 <sup>rd</sup> of 3	2,449	12.81%
Bonita Brett	Natural Law	9/17/96	Rep 36-2	4 <sup>th</sup> of 4	612	2.24%
Micha Hackett	Natural Law	9/17/96	Rep 38-1	3 <sup>rd</sup> of 3	439	2.20%
Lonnie Schang	Natural Law	9/17/96	Rep 42-1	6 <sup>th</sup> of 6	268	1.15%
Jasmin Liepa	Natural Law	9/17/96	Rep 42-2	5 <sup>th</sup> of 5	353	1.53%

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F. Gray	Natural Law	9/17/96	Rep 44-2	3 <sup>rd</sup> of 3	430	2.12%
Mike the Mover	Reform	9/15/98	US Senate	7 <sup>th</sup> of 13	6,596	.63%
Steve Thompson	Reform	9/15/98	US Senate	11 <sup>th</sup> of 13	3,371	.32%
Charlie Jackson	Reform	9/15/98	US Senate	13 <sup>th</sup> of 13	2,234	.21%
Nan Bailey	Soc. Workers	9/15/98	US Senate	10 <sup>th</sup> of 13	3,709	.36%
Bruce Craswell	Amer. Heritge	9/15/98	US House 1	3 <sup>rd</sup> of 3	8,051	6.69%
Ron Routson	Reform	9/15/98	US House 4	4 <sup>th</sup> of 4	1,871	1.81%
Peggy McKerlie	Reform	9/15/98	US House 4	3 <sup>rd</sup> of 4	4,209	4.07%
John Beal	Amer. Heritge	9/15/98	US House 5	3 <sup>rd</sup> of 3	5,889	5.61%
Kerry Luciani	Reform	9/15/98	Rep 6-1	3 <sup>rd</sup> of 3	655	3.21%
John Gearhart	Libertarian	9/15/98	Rep 9-1	3 <sup>rd</sup> of 3	694	4.00%
Don Littlefield	Amer. Heritge	9/15/98	Rep 14-1	3 <sup>rd</sup> of 3	2,610	13.76%
Prophet Atlantis	Reform	9/15/98	Rep 22-1	3 <sup>rd</sup> of 3	616	2.14%
Jim Almond	Amer. Heritge	9/15/98	Rep 23-1	3 <sup>rd</sup> of 3	3,456	11.37%
G. Hoddersen	Freedom Soc.	9/15/98	Rep 37-2	3 <sup>rd</sup> of 3	790	4.87%
James Brown	Libertarian	9/15/98	Rep 41-2	3 <sup>rd</sup> of 3	1,784	7.89%
A.J. Skurdal	Reform	9/15/98	Rep 46-1	4 <sup>th</sup> of 4	621	3.02%
Jeff Jared	Libertarian	9/19/00	US Senate	5 <sup>th</sup> of 9	16,247	1.26%
Steve LePage	Libertarian	9/19/00	Governor	5 <sup>th</sup> of 5	22,186	1.71%
Ruth Bennett	Libertarian	9/19/00	Lt. Governor	5 <sup>th</sup> of 5	82,035	7.10%

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J. Bradley Gibson	Libertarian	9/19/00	Sec. of State	10 <sup>th</sup> of 11	38,121	3.37%
Chris Loftis	Reform	9/19/00	Sec. of State	11 <sup>th</sup> of 11	25,022	2.21%
Tim Perman	Libertarian	9/19/00	Treasurer	4 <sup>th</sup> of 4	58,661	5.09%
Chris Caputo	Libertarian	9/19/00	Auditor	3 <sup>rd</sup> of 3	71,359	6.07%
Luanne Coachman	Natural Law	9/19/00	Attorney Gen.	4 <sup>th</sup> of 5	15,869	1.30%
Richard Shepard	Libertarian	9/19/00	Attorney Gen.	3 <sup>rd</sup> of 5	51,495	4.24%
Steve Layman	Libertarian	9/19/00	Land Cmsr.	7 <sup>th</sup> of 9	39,786	3.35%
Mike Hihn	Libertarian	9/19/00	Insurnce Cmsr	5 <sup>th</sup> of 5	46,112	4.14%
Bruce Newman	Libertarian	9/19/00	US House 1	3 <sup>rd</sup> of 3	3,950	2.73%
Stuart Andrews	Libertarian	9/19/00	US House 2	3 <sup>rd</sup> of 4	4,274	2.90%
Glen Johnson	Natural Law	9/19/00	US House 2	4 <sup>th</sup> of 4	2,412	1.63%
Erne Lewis	Libertarian	9/19/00	US House 3	3 <sup>rd</sup> of 3	5,332	3.68%
Fred Krauss	Libertarian	9/19/00	US House 4	4 <sup>th</sup> of 4	3,684	2.81%
Greg Holmes	Libertarian	9/19/00	US House 5	5 <sup>th</sup> of 5	3,129	2.20%
John Bennett	Libertarian	9/19/00	US House 6	4 <sup>th</sup> of 4	6,311	4.04%
Bernard McIlroy	Libertarian	9/19/00	US House 8	3 <sup>rd</sup> of 3	3,059	2.08%
Jonathan Wright	Libertarian	9/19/00	US House 9	4 <sup>th</sup> of 4	3,569	3.00%
Rob Chase	Libertarian	9/19/00	St Senate 4	3 <sup>rd</sup> of 3	1,205	5.08%
Bradley Carey	Libertarian	9/19/00	St Senate 10	3 <sup>rd</sup> of 3	1,101	3.51%
Mary Lou Kaffel	Natural Law	9/19/00	St Senate 20	3 <sup>rd</sup> of 3	1,963	7.03%

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Randy Brooks	Libertarian	9/19/00	St Senate 22	2 <sup>nd</sup> of 3	5,643	18.04%
Sheldon Holman	Libertarian	9/19/00	St Senate 23	3 <sup>rd</sup> of 3	1,325	3.83%
Jerry Christensen	Libertarian	9/19/00	St Senate 25	3 <sup>rd</sup> of 3	809	2.95%
Craig Chase	Libertarian	9/19/00	St Senate 39	4 <sup>th</sup> of 4	1,059	3.56%
Ian Bannerman	Libertarian	9/19/00	St Senate 40	3 <sup>rd</sup> of 3	1,427	5.01%
Steve Otto	Libertarian	9/19/00	Rep 5-1	3 <sup>rd</sup> of 3	1,077	4.04%
Jesda Gulati	Libertarian	9/19/00	Rep 6-1	3 <sup>rd</sup> of 3	748	2,61%
Bonnie Varner	Libertarian	9/19/00	Rep 6-2	5 <sup>th</sup> of 5	876	2.98%
Dean Brittain	Libertarian	9/19/00	Rep 10-1	4 <sup>th</sup> of 4	873	2.85%
Lew Randall	Libertarian	9/19/00	Rep 10-2	3 <sup>rd</sup> of 3	1,249	4.23%
Paul Franklin	Constitution	9/19/00	Rep 14-1	5 <sup>th</sup> of 5	662	3.02%
Lori Loranger	Libertarian	9/19/00	Rep 17-1	3 <sup>rd</sup> of 3	1,705	6.95%
Jonathan Fant	Reform	9/19/00	Rep 18-2	3 <sup>rd</sup> of 3	684	2.42%
Erica Merkley	Libertarian	9/19/00	Rep 21-1	3 <sup>rd</sup> of 3	1,300	5.40%
Gordy Bohnke	Libertarian	9/19/00	Rep 21-2	3 <sup>rd</sup> of 3	890	3.74%
Joshua Amos	Libertarian	9/19/00	Rep 22-1	3 <sup>rd</sup> of 3	2,043	6.55%
Dennis Haynes	Libertarian	9/19/00	Rep 23-1	3 <sup>rd</sup> of 3	1,412	4.12%
Diane Haynes	Libertarian	9/19/00	Rep 23-1	3 <sup>rd</sup> of 3	1,605	4.77%
Don Vandervelde	Libertarian	9/19/00	Rep 26-1	3 <sup>rd</sup> of 3	1,325	3.86%
Don Bingham	Libertarian	9/19/00	Rep 31-1	3 <sup>rd</sup> of 3	835	3.49%

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Marti Lewis	Libertarian	9/19/00	Rep 35-1	4 <sup>th</sup> 4	of	1,708	5.75%
Ronald Ralstin	Libertarian	9/19/00	Rep 35-2	3 <sup>rd</sup> 3	of	1,648	5.84%
Andrew Rogers	Libertarian	9/19/00	Rep 36-1	4 <sup>th</sup> 4	of	1,025	4.06%
Don Zeek	Libertarian	9/19/00	Rep 36-2	3 <sup>rd</sup> 3	of	948	3.73%
Blythe Brockway	Libertarian	9/19/00	Rep 38-1	3 <sup>rd</sup> 3	of	1,274	5.71%
Howard Gross	Libertarian	9/19/00	Rep 38-2	4 <sup>th</sup> 4	of	2,308	10.87%
Gregory Lemke	Reform	9/19/00	Rep 38-2	2 <sup>nd</sup> 4	of	2,962	13.95%
Robert Donat	Libertarian	9/19/00	Rep 39-1	4 <sup>th</sup> 4	of	974	3.28%
Chrstne Lawniczak	Libertarian	9/19/00	Rep 39-2	6 <sup>th</sup> 6	of	937	3.28%
Charles Manning	Libertarian	9/19/00	Rep 40-2	3 <sup>rd</sup> 3	of	1,604	5.81%
Tom Spanos	Libertarian	9/19/00	Rep 42-1	3 <sup>rd</sup> 3	of	1,210	5.11%
Joan Hansen	Libertarian	9/19/00	Rep 42-2	4 <sup>th</sup> 4	of	849	3.46%
Jesse Brocksmith	Libertarian	9/19/00	Rep 44-2	3 <sup>rd</sup> 3	of	877	3.64%
Pennie O'Grady	Natural Law	9/19/00	Rep 46-1	3 <sup>rd</sup> 3	of	1,189	5.23%
Richard Gallegos	Libertarian	9/19/00	Rep 48-2	3 <sup>rd</sup> 3	of	670	3.14%
Mark Wilson	Libertarian	9/17/02	US House 1	4 <sup>th</sup> 4	of	3,025	2.60%
Bruce Guthrie	Libertarian	9/17/02	US House 2	6 <sup>th</sup> 6	of	2,854	2.33%
Bern Haggerty	Green	9/17/02	US House 2	5 <sup>th</sup> 6	of	3,233	2.64%
Rob Chase	Libertarian	9/17/02	US House 5	3 <sup>rd</sup> 3	of	7,700	5.90%
John Bennett	Libertarian	9/17/02	US House 6	4 <sup>th</sup> 4	of	3,549	2.68%

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Brien Bartels	Libertarian	9/17/02	US House 7	4 <sup>th</sup> 4 of	1,874	1.70%
Stan Lippmann	Libertarian	9/17/02	US House 7	3 <sup>rd</sup> 4 of	2,238	2.04%
Mark Taff	Libertarian	9/17/02	US House 8	3 <sup>rd</sup> 3 of	2,606	2.44%
J. Mills	Libertarian	9/17/02	US House 9	3 <sup>rd</sup> 3 of	2,555	2.65%
Peter Tassoni	Green	9/17/02	St Senate 42	3 <sup>rd</sup> 4 of	885	4.17%
Donald Crawford	Libertarian	9/17/02	St Senate 42	4 <sup>th</sup> 4 of	398	1.87%
Chrstne Lawniczak	Libertarian	9/17/02	St Senate 48	3 <sup>rd</sup> 3 of	2,065	11.00%
Chuck Jackson	Libertarian	9/17/02	Rep 1-1	3 <sup>rd</sup> 3 of	760	3.82%
Brett Wilhelm	Libertarian	9/17/02	Rep 10-2	3 <sup>rd</sup> 3 of	897	3.56%
Tom Stahl	Libertarian	9/17/02	Rep 12-1	4 <sup>th</sup> 4 of	720	2.79%
James Wiest	Libertarian	9/17/02	Rep 22-1	3 <sup>rd</sup> 4 of	944	3.36%
Mario Young	Libertarian	9/17/02	Rep 25-1	3 <sup>rd</sup> 3 of	872	4.33%
Cary Thomas	Libertarian	9/17/02	Rep 34-2	3 <sup>rd</sup> 3 of	1,032	5.32%
Ruth Bennett	Libertarian	9/17/02	Rep 37-2	4 <sup>th</sup> 4 of	792	4.50%
Brian Rosenau	Libertarian	9/17/02	Rep 40-1	3 <sup>rd</sup> 3 of	889	3.70%
Jeff Jared	Libertarian	9/17/02	Rep 48-2	3 <sup>rd</sup> 3 of	986	5.21%

For the sake of completeness, here is a list of Washington minor party candidates who ran in blanket primaries and had only one major party opponent:

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**WASHINGTON MINOR PARTY CANDIDATES IN BLANKET PRIMARIES  
WITH ONLY ONE MAJOR PARTY OPPONENT**

<b>Candidate</b>	<b>Party</b>	<b>Date</b>	<b>Office</b>	<b>Rank</b>	<b>Vote</b>	<b>Percent</b>
James Noran	US Labor	9/19/78	Rep 32-2	2 <sup>nd</sup> of 3	36	8.47%
Maurice Willey	Libertarian	9/19/78	Rep 32-2	3 <sup>rd</sup> of 3	15	3.53%
Philip C. Andrew	Free People	9/16/80	St Senate 12	2 <sup>nd</sup> of 2	2,384	13.93%
Jerry Hulse	Free People	9/16/80	Rep 12-1	2 <sup>nd</sup> of 2	1,804	10.99%
Tom Allyn	Free People	9/16/80	Rep 12-2	2 <sup>nd</sup> of 2	2,444	14.19%
Robert Plaag	Libertarian	9/20/88	Rep 32-1	2 <sup>nd</sup> of 2	1,613	7.67%
Patrick Haggerty	New Alliance	9/18/90	St Senate 43	2 <sup>nd</sup> of 2	889	9.61%
Jim Horrigan	Libertarian	9/18/90	Rep 27-1	2 <sup>nd</sup> of 2	1,008	12.51%
Jeff Jared	Libertarian	9/18/90	Rep 45-2	2 <sup>nd</sup> of 2	1,675	18.68%
Dan Blachly	Libertarian	9/15/92	St Senate 27	2 <sup>nd</sup> of 2	2,450	14.07%
Richard Shepard	Libertarian	9/15/92	Rep 27-2	2 <sup>nd</sup> of 2	2,862	16.56%
John Gearhart	Libertarian	9/20/94	Rep 9-1	2 <sup>nd</sup> of 2	2,707	16.49%
Stan Lippmann	Reform	9/15/98	US House 7	2 <sup>nd</sup> of 3	12,423	13.08%
Jeff Powers	Soc. Workers	9/15/98	US House 7	3 <sup>rd</sup> of 3	2,411	2.54%
Mike Harrington	Libertarian	9/15/98	Rep 8-1	2 <sup>nd</sup> of 2	2,105	13.04%
Cary Thomas	Reform	9/15/98	Rep 11-2	2 <sup>nd</sup> of 2	2,150	20.20%
Gregory Lemke	Reform	9/15/98	Rep 38-2	2 <sup>nd</sup> of 2	4,737	27.45%
Joel Grus	Libertarian	9/19/00	US House 7	3 <sup>rd</sup> of 3	10,546	8.70%

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Joe Szwaja	Green	9/19/00	US House 7	2 <sup>nd</sup> 3 of	16,214	13.37%
Randall Keeney	Libertarian	9/19/00	St Senate 9	2 <sup>nd</sup> 2 of	2,987	14.80%
William Wolper	Libertarian	9/19/00	St Sen 24	2 <sup>nd</sup> 2 of	5,791	18.84%
John Gearhart	Libertarian	9/19/00	Rep 9-2	2 <sup>nd</sup> 2 of	3,558	17.89%
Lorne Blackman	Am. Heritage	9/19/00	Rep 16-2	2 <sup>nd</sup> 2 of	4,685	22.02%
Carlos Perez	Natural Law	9/19/00	Rep 20-1	2 <sup>nd</sup> 2 of	5,079	20.41%
Bruce Brown	Libertarian	9/19/00	Rep 20-2	2 <sup>nd</sup> 2 of	4,831	19.64%
Bill Healy	Libertarian	9/19/00	Rep 32-2	2 <sup>nd</sup> 2 of	3,495	16.20%
Gary Knutson	Libertarian	9/19/00	Rep 34-1	2 <sup>nd</sup> 2 of	4,480	18.73%
Mark Leigh	Libertarian	9/19/00	Rep 40-1	2 <sup>nd</sup> 2 of	5,606	22.21%
Carol Miller	Libertarian	9/19/00	Rep 41-2	2 <sup>nd</sup> 2 of	3,286	13.03%
John Sample	Libertarian	9/19/00	Rep 46-1	2 <sup>nd</sup> 3 of	2,234	9.82%
Marilou Rickert	Green	9/17/02	St Sen 35	2 <sup>nd</sup> 2 of	4,297	18.17%
Linde Knighton	Green	9/17/02	St Sen 43	2 <sup>nd</sup> 2 of	3,637	20.23%
John Gearhart	Libertarian	9/17/02	Rep 9-2	2 <sup>nd</sup> 2 of	3,481	16.67%

Opinion Two is also bolstered by an examination of blanket primary election returns from California. California used a blanket primary for all partisan elections in 1998 and 2000, and in all special U.S. House and legislative elections continuously since 1967. "Asm" in the California charts stands for Assembly, the name of California's lower legislative chamber.

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"Peace & Fr." stands for Peace & Freedom Party. "Amer. Indp." stands for the American Independent Party.

There are 517 instances at which a minor party member ran in a California blanket primary with at least two major party opponents. Out of these 517 instances, there are no cases in which the minor party member ever placed first or second.

Especially notable is the 1999 instance at which the Green Party elected one of its candidates to the California legislature. That candidate, Audie Bock, only placed third in the first round (with 8.65% of the vote), and would not have been allowed to run in the second round in a "top-two" system.

**CALIFORNIA MINOR PARTY CANDIDATES IN BLANKET PRIMARIES  
WITH AT LEAST TWO MAJOR PARTY OPPONENTS**

<b>Candidate</b>	<b>Party</b>	<b>Date</b>	<b>Office</b>	<b>Rank</b>	<b>Vote</b>	<b>Percent</b>
Victor Cherven	Amer. Indp.	2/25/69	St Senate 7	10 <sup>th</sup> of 15	547	.46%
David Comstock	Peace & Fr.	2/25/69	St Senate 7	13 <sup>th</sup> of 15	249	.21%
Chas. Muratore	Amer. Indp.	4/22/69	Asm 30	6 <sup>th</sup> of 8	376	.77%
Alton Ogborn	Amer. Indp.	6/17/69	Asm 34	4 <sup>th</sup> of 5	188	.40%
Julia Mount	Peace & Fr.	6/22/71	St Senate 27	7 <sup>th</sup> of 10	458	1.16%
John W. Blaine	Peace & Fr.	10/19/71	Asm 48	9 <sup>th</sup> of 10	640	1.80%
Raul Ruiz	Raza	10/19/71	Asm 48	5 <sup>th</sup> of	1,385	3.90%

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	Unida			10		
Armin Moths	Amer. Indp.	2/1/72	Asm 76	12 <sup>th</sup> of 16	784	1.83%
James Stronski	Peace & Fr.	2/1/72	Asm 76	14 <sup>th</sup> of 16	456	1.06%
Paula Marsh	Peace & Fr.	1/30/73	St Senate 22	8 <sup>th</sup> of 14	339	.50%
Pat O'Connor	Peace & Fr.	1/30/73	St Senate 22	12 <sup>th</sup> of 14	202	.30%
Andres Torres	Raza Unida	1/30/73	St Senate 22	6 <sup>th</sup> of 14	596	.87%
Stuart Dingwall	Amer. Indp.	3/6/73	St Senate 38	6 <sup>th</sup> of 7	1,565	1.48%
Leslie Ann Dork	Soc. Workers	3/6/73	St Senate 38	7 <sup>th</sup> of 7	979	.93%
George Dear	Peace & Fr.	5/1/73	Asm 38	12 <sup>th</sup> of 14	247	.93%
James Dee	Amer. Indp.	5/29/73	Asm 67	10 <sup>th</sup> of 10	315	1.32%
Jack McCoy	Amer. Indp.	5/29/73	Asm 80	11 <sup>th</sup> of 15	819	1.68%
Robert Evans	Peace & Fr.	8/7/73	Asm 14	7 <sup>th</sup> of 7	203	.70%
Lonnie Moore	Amer. Indp.	2/4/75	Asm 15	15 <sup>th</sup> of 15	206	.63%
Guy Caputo	Amer. Indp.	5/11/76	St Senate 6	9 <sup>th</sup> of 9	400	.60%
Patricia Dolbeare	US Labor	5/11/76	St Senate 6	8 <sup>th</sup> of 9	422	.63%
Bernard Wahl	Amer. Indp.	4/29/75	US House 37	5 <sup>th</sup> of 13	1,378	1.57%
N. Kudrovzeff	Amer. Indp.	3/6/79	US House 11	11 <sup>th</sup> of 12	372	.41%
Wilson Branch	Peace & Fr.	3/6/79	US House 11	11 <sup>th</sup> of 12	310	.34%
William C. White	Libertarian	4/8/80	St Senate 12	7 <sup>th</sup> of 8	1,458	2.46%
Less Antman	Libertarian	4/13/82	St Senate 35	5 <sup>th</sup> of 5	1,549	3.39%
Eric Garris	Libertarian	6/21/83	US House	11 <sup>th</sup> of	408	.52%

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			5	11		
Paul Kangas	Peace & Fr.	6/21/83	US House 5	10 <sup>th</sup> of 11	448	.57%
Michael Zinzun	Peace & Fr.	4/8/86	Asm 55	6 <sup>th</sup> of 9	443	2.10%
Sarah E. Foster	Libertarian	4/8/86	Asm 55	8 <sup>th</sup> of 9	209	.99%
Ed Evans	Peace & Fr.	3/17/87	St Senate 33	7 <sup>th</sup> of 8	221	.39%
Lee Connolly	Libertarian	3/17/87	St Senate 33	8 <sup>th</sup> of 8	211	.38%
Karen Edwards	Humanist	4/7/87	US House 5	10 <sup>th</sup> of 14	447	.41%
Sam Grove	Libertarian	4/7/87	US House 5	11 <sup>th</sup> of 14	408	.38%
Cathy Sedwick	Soc. Workers	4/7/87	US House 5	13 <sup>th</sup> of 14	164	.15%
Theodore Zuur	Peace & Fr.	4/7/87	US House 5	12 <sup>th</sup> of 14	187	.17%
Gloria Garcia	Peace & Fr.	5/12/87	Asm 56	5 <sup>th</sup> of 10	241	2.70%
Melissa Ehman	Peace & Fr.	4/12/88	Asm 16	5 <sup>th</sup> of 8	232	.58%
George Meyer	Libertarian	4/12/88	Asm 16	6 <sup>th</sup> of 8	211	.53%
James Schmitt	Green	4/12/88	Asm 16	7 <sup>th</sup> of 8	159	.40%
Hope Jolles	Humanist	4/12/88	Asm 16	8 <sup>th</sup> of 8	129	.32%
Jane Evans	Peace & Fr.	4/10/90	Asm 78	8 <sup>th</sup> of 9	826	2.21%
Kim Goldsworthy	Libertarian	4/10/90	St Senate 26	3 <sup>rd</sup> of 3	1,601	4.77%
Robert Lewis	Amer. Indp.	2/6/90	St Senate 31	8 <sup>th</sup> of 8	702	1.02%
Roy Shimp	Libertarian	9/12/89	US House 15	5 <sup>th</sup> of 8	781	.87%
Glenn Bailey	Green	4/7/92	St Senate 20	7 <sup>th</sup> of 10	1,715	3.52%
John Vernon	Libertarian	4/7/92	St Senate	8 <sup>th</sup> of	1,165	2.39%

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			20	10		
Gary Kast	Peace & Fr.	4/7/92	St Senate 20	9 <sup>th</sup> of 10	600	1.23%
David McCann	Libertarian	7/23/91	Asm 5	4 <sup>th</sup> of 9	1,672	3.11%
Elizabeth Nakano	Peace & Fr.	6/4/91	Asm 46	13 <sup>th</sup> of 15	201	.94%
Michael Everling	Libertarian	6/4/91	Asm 46	14 <sup>th</sup> of 15	115	.54%
Gary Dusseljee	Libertarian	3/19/91	St Senate 1	7 <sup>th</sup> of 7	954	.91%
Erik Sprik	Libertarian	3/19/91	St Senate 35	9 <sup>th</sup> of 10	535	1.20%
Debra Dezarn	Libertarian	3/19/91	Asm 26	7 <sup>th</sup> of 7	287	.75%
Thomas Tryon	Libertarian	11/6/90	St Senate 5	8 <sup>th</sup> of 10	7,889	3.51%
Phil Baldwin	Peace & Fr.	3/2/93	St Senate 2	4 <sup>th</sup> of 6	3,489	3.88%
David Porter	Peace & Fr.	3/2/93	St Senate 32	7 <sup>th</sup> of 7	252	.70%
Rich Newhouse	Libertarian	3/2/93	St Senate 32	5 <sup>th</sup> of 7	665	1.85%
Jerry McCready	Amer. Indp.	4/13/93	US House 17	20 <sup>th</sup> of 26	293	.32%
Richard Quigley	Libertarian	4/13/93	US House 17	14 <sup>th</sup> of 26	438	.48%
Kevin Clark	Green	4/13/93	US House 17	18 <sup>th</sup> of 26	323	.35%
Dave Walker	Libertarian	5/25/93	Asm 5	12 <sup>th</sup> of 17	481	1.14%
Irv Sutley	Peace & Fr.	8/31/93	St Senate 4	6 <sup>th</sup> of 6	1,784	1.62%
Susanne Espinoza	Peace & Fr.	8/31/93	Asm 27	9 <sup>th</sup> of 9	412	.75%
Jerome McCready	Amer. Indp.	8/31/93	Asm 27	8 <sup>th</sup> of 9	646	1.18%
Jon Petersen	Libertarian	11/2/93	St Sen 11	6 <sup>th</sup> of 8	5,424	3.24%
Willard	Libertarian	5/3/94	Asm 43	6 <sup>th</sup> of 6	505	2.11%

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Michlin				7		
Matt Piazza	Libertarian	9/13/94	St Senate 29	6 <sup>th</sup> of 7	670	1.14%
Walter Sheasby	Green	9/13/94	St Senate 29	7 <sup>th</sup> of 7	462	.78%
Ted Rosenberger	Libertarian	1/13/98	US House 22	5 <sup>th</sup> of 6	665	.43%
Robert Bakhaus	Libertarian	1/13/98	US House 22	4 <sup>th</sup> of 6	889	.57%
Pat Westerberg	Libertarian	11/18/97	Asm 46	8 <sup>th</sup> of 9	164	1.29%
Nathan Johnson	Amer. Indp.	6/2/98	Governor	13 <sup>th</sup> of 17	19,540	.33%
Dan Hamburg	Green	6/2/98	Governor	5 <sup>th</sup> of 17	92,298	1.54%
Steve Kubby	Libertarian	6/2/98	Governor	7 <sup>th</sup> of 17	47,025	.78%
Harold Bloomfield	Natural Law	6/2/98	Governor	15 <sup>th</sup> of 17	12,422	.21%
Marcia Feinland	Peace & Fr.	6/2/98	Governor	14 <sup>th</sup> of 17	15,572	.26%
Gloria LaRiva	Peace & Fr.	6/2/98	Governor	11 <sup>th</sup> of 17	21,505	.36%
Jack McCoy	Amer. Indp.	6/2/98	Lt. Governor	13 <sup>th</sup> of 13	40,376	.72%
Sara Amir	Green	6/2/98	Lt. Governor	8 <sup>th</sup> of 13	151,408	2.71%
Tom Tryon	Libertarian	6/2/98	Lt. Governor	9 <sup>th</sup> of 13	107,226	1.92%
Jaime Gomez	Peace & Fr.	6/2/98	Lt. Governor	10 <sup>th</sup> of 13	75,756	1.36%
Regina Lark	Peace & Fr.	6/2/98	Lt. Governor	11 <sup>th</sup> of 13	65,368	1.17%
Jim Mangia	Reform	6/2/98	Lt. Governor	12 <sup>th</sup> of 13	42,383	.76%
Gail Lightfoot	Libertarian	6/2/98	Sec. of State	3 <sup>rd</sup> of 8	183,963	3.52%
Jane Bialosky	Natural Law	6/2/98	Sec. of State	4 <sup>th</sup> of 8	103,320	1.98%
Israel Feuer	Peace &	6/2/98	Sec. of	7 <sup>th</sup> of	64,063	1.23%

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	Fr.		State	8		
Caroline Short	Amer. Indp.	6/2/98	Sec. of State	5 <sup>th</sup> of 8	82,014	1.57%
M. Palyvos-Story	Peace & Fr.	6/2/98	Sec. of State	8 <sup>th</sup> of 8	63,546	1.22%
Alfred Burgess	Amer. Indp.	6/2/98	Controller	4 <sup>th</sup> of 7	91,889	1.65%
Pam Pescosolido	Libertarian	6/2/98	Controller	3 <sup>rd</sup> of 7	115,937	2.08%
Iris Adam	Natural Law	6/2/98	Controller	7 <sup>th</sup> of 7	60,690	1.09%
C. T. Weber	Peace & Fr.	6/2/98	Controller	6 <sup>th</sup> of 7	75,498	1.36%
Denise Jackson	Reform	6/2/98	Controller	5 <sup>th</sup> of 7	88,402	1.59%
Edmon Kaiser	Amer. Indp.	6/2/98	Treasurer	9 <sup>th</sup> of 9	54,431	1.01%
Jon Petersen	Libertarian	6/2/98	Treasurer	6 <sup>th</sup> of 9	128,124	2.38%
Carlos Aguierre	Natural Law	6/2/98	Treasurer	8 <sup>th</sup> of 9	93,377	1.73%
Jan Tucker	Peace & Fr.	6/2/98	Treasurer	7 <sup>th</sup> of 9	98,891	1.84%
Diane Templin	Amer. Indp.	6/2/98	Attorney Gen.	8 <sup>th</sup> of 10	78,055	1.43%
Joseph Farina	Libertarian	6/2/98	Attorney Gen.	7 <sup>th</sup> of 10	86,720	1.59%
Robert Evans	Peace & Fr.	6/2/98	Attorney Gen.	9 <sup>th</sup> of 10	74,042	1.35%
Gary P. Kast	Peace & Fr.	6/2/98	Attorney Gen.	10 <sup>th</sup> of 10	63,874	1.17%
Merton Short	Amer. Indp.	6/2/98	Insurnc Cmsr	7 <sup>th</sup> of 8	72,959	1.35%
Dale Ogden	Libertarian	6/2/98	Insurnc Cmsr	4 <sup>th</sup> of 8	131,636	2.44%
Barbara Bourdette	Natural Law	6/2/98	Insurnc Cmsr	5 <sup>th</sup> of 8	113,877	2.11%
Tom Condit	Peace & Fr.	6/2/98	Insurnc Cmsr	8 <sup>th</sup> of 8	72,535	1.34%
Gary Ramos	Peace & Fr.	6/2/98	Insurnc	6 <sup>th</sup> of 8	86,772	1.61%

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	Fr.		Cmsr	8		
J. R. Graham	Libertarian	6/2/98	Bd. Eq. 3	10 <sup>th</sup> of 11	37,677	3.04%
Maxine Quirk	Peace & Fr.	6/2/98	Bd. Eq. 3	11 <sup>th</sup> of 11	15,479	1.25%
Glenn Bailey	Green	6/2/98	Bd. Eq. 4	10 <sup>th</sup> of 11	22,494	2.38%
Shirley Isaacson	Peace & Fr.	6/2/98	Bd. Eq. 4	11 <sup>th</sup> of 11	22,040	2.33%
William Jennings	Libertarian	6/2/98	Bd. Eq. 4	9 <sup>th</sup> of 11	24,026	2.54%
Ted Brown	Libertarian	6/2/98	US Senate	6 <sup>th</sup> of 13	67,408	1.15%
Brian Rees	Natural Law	6/2/98	US Senate	13 <sup>th</sup> of 13	23,945	.41%
Timothy Erich	Reform	6/2/98	US Senate	9 <sup>th</sup> of 13	45,601	.78%
H. Joseph Perrin	Amer. Indp.	6/2/98	US Senate	12 <sup>th</sup> of 12	24,026	.41%
James Oglesby	Libertarian	6/2/98	US House 1	7 <sup>th</sup> of 12	1,864	1.23%
Emil Rossi	Libertarian	6/2/98	US House 1	6 <sup>th</sup> of 12	2,489	1.64%
Ernest Jones	Peace & Fr.	6/2/98	US House 1	5 <sup>th</sup> of 12	3,401	2.25%
Patrice Thiessen	Natural Law	6/2/98	US House 2	4 <sup>th</sup> of 4	5,117	3.11%
Ross Crain	Libertarian	6/2/98	US House 3	8 <sup>th</sup> of 9	2,660	1.80%
Dan Winterrowd	Libertarian	6/2/98	US House 4	3 <sup>rd</sup> of 3	8,108	4.39%
Douglas Tuma	Libertarian	6/2/98	US House 5	4 <sup>th</sup> of 4	2,670	1.99%
Alan Barreca	Natural Law	6/2/98	US House 6	4 <sup>th</sup> of 4	3,882	2.29%
David Smithstein	Natural Law	6/2/98	US House 8	3 <sup>rd</sup> of 3	3,714	2.97%
Walter Ruehlig	Natural Law	6/2/98	US House 9	6 <sup>th</sup> of 6	1,758	1.41%
Gerald	Peace &	6/2/98	US House	5 <sup>th</sup> of	2,594	2.08%

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Sanders	Fr.		9	6		
Valerie Janlois	Natural Law	6/2/98	US House 10	6 <sup>th</sup> of 7	2,640	1.62%
John Place	Reform	6/2/98	US House 10	7 <sup>th</sup> of 7	2,206	1.35%
Jesse Baird	Libertarian	6/2/98	US House 11	3 <sup>rd</sup> of 3	3,713	3.27%
Michael Moloney	Libertarian	6/2/98	US House 12	3 <sup>rd</sup> of 3	8,372	6.73%
Karnig Beylikjian	Natural Law	6/2/98	US House 13	3 <sup>rd</sup> of 3	2,908	2.88%
Joseph Dehn	Libertarian	6/2/98	US House 14	5 <sup>th</sup> of 6	2,836	2.20%
Anna Currivan	Natural Law	6/2/98	US House 14	6 <sup>th</sup> of 6	2,009	1.56%
Frank Strutner	Natural Law	6/2/98	US House 15	4 <sup>th</sup> of 4	2,409	1.84%
John Black	Natural Law	6/2/98	US House 16	3 <sup>rd</sup> of 3	4,308	5.27%
Rick Garrett	Libertarian	6/2/98	US House 17	5 <sup>th</sup> of 6	2,297	1.88%
Scott Hartley	Natural Law	6/2/98	US House 17	6 <sup>th</sup> of 6	1,181	.97%
Robert Bakhaus	Libertarian	6/2/98	US House 22	4 <sup>th</sup> of 5	2,130	1.38%
Richard Porter	Reform	6/2/98	US House 22	5 <sup>th</sup> of 5	779	.51%
Erich D. Miller	Libertarian	6/2/98	US House 24	6 <sup>th</sup> of 7	2,389	2.08%
Catherine Carter	Natural Law	6/2/98	US House 24	5 <sup>th</sup> of 7	2,927	2.55%
Ralph Shroyer	Peace & Fr.	6/2/98	US House 24	7 <sup>th</sup> of 7	1,780	1.55%
Juan Carlos Ros	Libertarian	6/2/98	US House 26	3 <sup>rd</sup> of 5	2,419	3.74%
David Cossak	Natural Law	6/2/98	US House 26	5 <sup>th</sup> of 5	1,355	2.10%
Maria Armoudian	Green	6/2/98	US House 26	4 <sup>th</sup> of 5	1,933	2.99%
Bob New	Libertarian	6/2/98	US House	3 <sup>rd</sup> of	4,441	4.21%

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			27	3		
Walt Sheasby	Green	6/2/98	US House 28	5 <sup>th</sup> of 6	1,899	1.79%
Jerry Douglas	Libertarian	6/2/98	US House 28	4 <sup>th</sup> of 6	2,158	2.03%
Lawrence Allison	Natural Law	6/2/98	US House 28	6 <sup>th</sup> of 6	714	.67%
Mike Binkley	Libertarian	6/2/98	US House 29	4 <sup>th</sup> of 5	2,858	2.58%
K. Blaisdell-Wilk.	Natural Law	6/2/98	US House 29	5 <sup>th</sup> of 5	2,272	2.05%
K. Lieberg-Wong	Green	6/2/98	US House 31	3 <sup>rd</sup> of 5	4,308	6.83%
Michael Everling	Libertarian	6/2/98	US House 31	4 <sup>th</sup> of 5	1,226	1.94%
Gary Hearne	Natural Law	6/2/98	US House 31	5 <sup>th</sup> of 5	832	1.32%
Velko Milosevich	Libertarian	6/2/98	US House 32	3 <sup>rd</sup> of 3	2,451	2.74%
Walter Scott	Amer. Indp.	6/2/98	US House 34	5 <sup>th</sup> of 5	1,472	1.83%
Jason Heath	Libertarian	6/2/98	US House 34	4 <sup>th</sup> of 5	1,490	1.85%
Robin Barrett	Green	6/2/98	US House 36	7 <sup>th</sup> of 10	2,899	2.43%
Kerry Welsh	Libertarian	6/2/98	US House 36	9 <sup>th</sup> of 10	2,205	1.85%
John Konopka	Reform	6/2/98	US House 36	10 <sup>th</sup> of 10	749	.63%
David Bowers	Libertarian	6/2/98	US House 38	4 <sup>th</sup> of 4	2,206	2.43%
Jack Dean	Libertarian	6/2/98	US House 39	4 <sup>th</sup> of 5	2,803	2.68%
Ron Jevning	Natural Law	6/2/98	US House 39	5 <sup>th</sup> of 5	1,353	1.29%
Maurice Mayben	Libertarian	6/2/98	US House 40	4 <sup>th</sup> of 4	2,713	2.74%
Cynthia Allaire	Green	6/2/98	US House 41	5 <sup>th</sup> of 8	2,398	2.88%
Kenneth	Libertarian	6/2/98	US House	7 <sup>th</sup> of	1,359	1.63%

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Valentine			41	8		
David Kramer	Natural Law	6/2/98	US House 41	8 <sup>th</sup> of 8	1,177	1.41%
Hale McGee	Amer. Indp.	6/2/98	US House 42	5 <sup>th</sup> of 6	1,718	2.52%
David Hollist	Libertarian	6/2/98	US House 42	6 <sup>th</sup> of 6	1,217	1.78%
Phill Courtney	Green	6/2/98	US House 43	5 <sup>th</sup> of 6	2,723	2.88%
Annie Wallack	Natural Law	6/2/98	US House 43	6 <sup>th</sup> of 6	2,212	2.34%
Jim J. Meuer	Natural Law	6/2/98	US House 44	7 <sup>th</sup> of 7	524	.45%
Don Hull	Libertarian	6/2/98	US House 45	6 <sup>th</sup> of 7	2,537	2.35%
William Verkamp	Natural Law	6/2/98	US House 45	7 <sup>th</sup> of 7	1,087	1.01%
Thomas Reimer	Libertarian	6/2/98	US House 46	6 <sup>th</sup> of 7	795	1.39%
Larry Engwall	Natural Law	6/2/98	US House 46	7 <sup>th</sup> of 7	355	.62%
Victor Wagner	Libertarian	6/2/98	US House 47	3 <sup>rd</sup> of 5	2,909	2.25%
Paul Fisher	Natural Law	6/2/98	US House 47	5 <sup>th</sup> of 5	1,155	.89%
Raymond Mill	Reform	6/2/98	US House 47	6 <sup>th</sup> of 5	1,333	1.03%
Sharon Miles	Natural Law	6/2/98	US House 48	3 <sup>rd</sup> of 5	10,079	8.37%
Daniel Muhe	Libertarian	6/2/98	US House 48	4 <sup>th</sup> of 5	7,979	6.63%
Ernest Lippe	Libertarian	6/2/98	US House 49	3 <sup>rd</sup> of 5	3,061	2.59%
Julia Simon	Natural Law	6/2/98	US House 49	5 <sup>th</sup> of 5	2,012	1.70%
Janice Jordan	Peace & Fr.	6/2/98	US House 49	4 <sup>th</sup> of 5	2,307	1.95%
Jack Anderson	Libertarian	6/2/98	US House 51	3 <sup>rd</sup> of 4	4,694	3.53%
Eric	Natural	6/2/98	US House	4 <sup>th</sup> of	2,816	2.12%

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Bourdette	Law		51	4		
Brian Garay	Peace & Fr.	6/2/98	St Senate 2	5 <sup>th</sup> of 5	6,744	3.44%
Gerald Klass	Libertarian	6/2/98	St Senate 6	6 <sup>th</sup> of 6	4,486	2.69%
Mary Gowland	Libertarian	6/2/98	St Senate 12	3 <sup>rd</sup> of 3	5,915	3.98%
Jack Ray	Libertarian	6/2/98	St Senate 18	3 <sup>rd</sup> of 3	4,306	2.28%
Linda Starr	Libertarian	6/2/98	St Senate 20	4 <sup>th</sup> of 4	3,340	3.54%
Kim Goldsworthy	Libertarian	6/2/98	St Senate 24	3 <sup>rd</sup> of 3	2,771	3.32%
Bob Weber	Libertarian	6/2/98	St Senate 26	5 <sup>th</sup> of 5	1,880	1.93%
Neal Donner	Libertarian	6/2/98	St Senate 28	4 <sup>th</sup> of 4	4,648	4.00%
John McCready	Libertarian	6/2/98	St Senate 30	3 <sup>rd</sup> of 3	3,686	4.79%
John Ballard	Libertarian	6/2/98	St Senate 32	4 <sup>th</sup> of 4	3,302	4.25%
Paul King	Libertarian	6/2/98	St Senate 38	4 <sup>th</sup> of 4	4,393	2.87%
Barbara Blair	Natural Law	6/2/98	St Senate 38	3 <sup>rd</sup> of 4	4,607	3.01%
David Graham	Libertarian	6/2/98	St Senate 40	3 <sup>rd</sup> of 3	4,037	3.91%
Pamela Elizondo	Peace & Fr.	6/2/98	Asm 1	3 <sup>rd</sup> of 3	6,619	6.28%
Pete Bret	Libertarian	6/2/98	Asm 2	4 <sup>th</sup> of 4	3,513	3.53%
Robert Mulvany	Libertarian	6/2/98	Asm 4	4 <sup>th</sup> of 4	4,288	3.86%
Gene Frazier	Libertarian	6/2/98	Asm 5	7 <sup>th</sup> of 7	1,929	2.05%
Coleman Persily	Peace & Fr.	6/2/98	Asm 6	5 <sup>th</sup> of 5	2,425	2.29%
Mike Rodrigues	Libertarian	6/2/98	Asm 7	6 <sup>th</sup> of 7	2,530	2.72%
Irv Sutley	Peace & Fr.	6/2/98	Asm 7	7 <sup>th</sup> of 7	1,145	1.23%

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	Fr.			7		
Tom Kohlhepp	Libertarian	6/2/98	Asm 10	11 <sup>th</sup> of 12	1,833	1.82%
R. Duncan Wheat	Libertarian	6/2/98	Asm 15	4 <sup>th</sup> of 4	3,457	3.23%
Steve Marsland	Libertarian	6/2/98	Asm 19	3 <sup>rd</sup> of 3	3,953	5.28%
Marilyn Bryant	Natural Law	6/2/98	Asm 21	3 <sup>rd</sup> of 3	3,238	3.73%
Paul Rako	Libertarian	6/2/98	Asm 22	3 <sup>rd</sup> of 4	3,281	4.85%
Rick Dunstan	Natural Law	6/2/98	Asm 22	4 <sup>th</sup> of 4	1,153	1.70%
Ray Strong	Libertarian	6/2/98	Asm 24	5 <sup>th</sup> of 5	2,781	3.23%
Jonathan Zwickel	Libertarian	6/2/98	Asm 25	4 <sup>th</sup> of 4	1,725	1.95%
Leonard Surratt	Reform	6/2/98	Asm 25	3 <sup>rd</sup> of 4	1,883	2.13%
David Eaton	Libertarian	6/2/98	Asm 26	3 <sup>rd</sup> of 4	1,457	2.55%
Carl Towe	Amer. Indp.	6/2/98	Asm 26	4 <sup>th</sup> of 4	878	1.54%
Dirk Deardorff	Libertarian	6/2/98	Asm 27	4 <sup>th</sup> of 4	4,354	4.84%
Kate Woods	Libertarian	6/2/98	Asm 28	3 <sup>rd</sup> of 3	3,086	4.46%
David Bersohn	Libertarian	6/2/98	Asm 33	6 <sup>th</sup> of 6	1,539	1.57%
Jeffrey Laing	Libertarian	6/2/98	Asm 34	3 <sup>rd</sup> of 3	3,028	4.59%
Eric Dahl	Natural Law	6/2/98	Asm 35	6 <sup>th</sup> of 6	1,196	1.34%
Gregory Bashem	Libertarian	6/2/98	Asm 36	3 <sup>rd</sup> of 3	2,546	3.98%
Michael Farris	Reform	6/2/98	Asm 37	7 <sup>th</sup> of 7	1,990	2.80%
Kelley Ross	Libertarian	6/2/98	Asm 40	4 <sup>th</sup> of 4	3,428	6.73%
John	Peace &	6/2/98	Asm 41	3 <sup>rd</sup> of	3,449	4.17%

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Honigsfeld	Fr.			3		
Nancy Lawrence	Peace & Fr.	6/2/98	Asm 42	3 <sup>rd</sup> of 3	3,989	6.17%
Daniel White	Libertarian	6/2/98	Asm 43	4 <sup>th</sup> of 5	1,449	2.60%
Marie Buren	Reform	6/2/98	Asm 43	5 <sup>th</sup> of 5	926	1.66%
Shawn Waddell	Green	6/2/98	Asm 44	4 <sup>th</sup> of 5	1,695	2.22%
Ken Saurenman	Libertarian	6/2/98	Asm 44	3 <sup>rd</sup> of 5	1,996	2.62%
Philip Converse	Reform	6/2/98	Asm 44	5 <sup>th</sup> of 5	769	1.01%
Eric Fine	Libertarian	6/2/98	Asm 47	5 <sup>th</sup> of 5	1,206	1.81%
Rachel Brown	Libertarian	6/2/98	Asm 49	7 <sup>th</sup> of 7	458	.89%
Rex Frankel	Green	6/2/98	Asm 51	3 <sup>rd</sup> of 3	2,557	5.90%
George Drake	Amer. Indp.	6/2/98	Asm 54	8 <sup>th</sup> of 8	658	.86%
Al Carlan	Libertarian	6/2/98	Asm 54	7 <sup>th</sup> of 8	1,387	1.82%
Guy Wilson	Libertarian	6/2/98	Asm 55	5 <sup>th</sup> of 5	1,261	3.22%
Bruce McKenzie	Libertarian	6/2/98	Asm 56	3 <sup>rd</sup> of 3	1,934	3.29%
Jerry Johnson	Libertarian	6/2/98	Asm 59	3 <sup>rd</sup> of 4	2,036	2.80%
Louise Allison	Natural Law	6/2/98	Asm 59	4 <sup>th</sup> of 4	1,622	2.23%
Leland Faegre	Libertarian	6/2/98	Asm 60	6 <sup>th</sup> of 6	1,167	1.85%
Joseph Renteria	Natural Law	6/2/98	Asm 65	5 <sup>th</sup> of 5	1,886	2.78%
Autumn Browne	Libertarian	6/2/98	Asm 67	9 <sup>th</sup> of 9	2,263	2.76%
Bolynda Schultz	Libertarian	6/2/98	Asm 69	3 <sup>rd</sup> of 4	703	2.36%
Jim Benson	Reform	6/2/98	Asm 69	4 <sup>th</sup> of 4	701	2.36%

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Brenda Bryant	Natural Law	6/2/98	Asm 71	3 <sup>rd</sup> of 3	3,424	3.99%
Loren Meierding	Libertarian	6/2/98	Asm 72	3 <sup>rd</sup> of 3	2,969	4.12%
Donald Rollins	Libertarian	6/2/98	Asm 73	5 <sup>th</sup> of 6	2,026	2.63%
Matteo Ornati	Natural Law	6/2/98	Asm 73	6 <sup>th</sup> of 6	768	1.00%
Aditi Gentsch	Natural Law	6/2/98	Asm 74	3 <sup>rd</sup> of 4	2,427	3.11%
Stephen Dorsey	Libertarian	6/2/98	Asm 74	4 <sup>th</sup> of 4	2,169	2.78%
Donna Tello	Libertarian	6/2/98	Asm 75	5 <sup>th</sup> of 6	3,154	3.72%
William Cowling	Natural Law	6/2/98	Asm 75	6 <sup>th</sup> of 6	1,721	2.03%
Ed Teyssier	Libertarian	6/2/98	Asm 76	4 <sup>th</sup> of 4	2,356	3.42%
Elizabeth Meyers	Libertarian	6/2/98	Asm 77	3 <sup>rd</sup> of 4	2,331	3.39%
Michael Metti	Libertarian	6/2/98	Asm 77	4 <sup>th</sup> of 4	1,138	32.80%
John Murphy	Libertarian	6/2/98	Asm 78	5 <sup>th</sup> of 6	2,048	2.77%
Stuart Knoles	Natural Law	6/2/98	Asm 78	6 <sup>th</sup> of 6	1,487	2.01%
Susan M. Weber	Libertarian	6/2/98	Asm 80	3 <sup>rd</sup> of 3	3,392	4.87%
Marsha Feinland	Peace & Fr.	9/1/98	St Senate 9	5 <sup>th</sup> of 5	1,116	1.69%
Audie Bock	Green	2/2/99	Asm 16	3 <sup>rd</sup> of 4	3,285	8.65%
Rick Simon	Reform	9/21/99	US House 42	7 <sup>th</sup> of 10	375	.98%
John Ballard	Libertarian	9/21/99	US House 42	8 <sup>th</sup> of 10	369	.96%
Ralph Nader	Green	3/7/00	President	6 <sup>th</sup> of 23	112,345	1.47%
Harry Browne	Libertarian	3/7/00	President	7 <sup>th</sup> of 23	20,825	.27%

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Donald Trump	Reform	3/7/00	President	9 <sup>th</sup> of 23	15,311	.20%
George Weber	Reform	3/7/00	President	12 <sup>th</sup> of 23	9,390	.12%
Howard Phillips	Amer. Indp.	3/7/00	President	14 <sup>th</sup> of 23	8,979	.12%
Joel Kovel	Green	3/7/00	President	15 <sup>th</sup> of 23	6,714	.09%
John Hagelin	Natural Law	3/7/00	President	16 <sup>th</sup> of 23	5,891	.08%
Robert Bowman	Reform	3/7/00	President	17 <sup>th</sup> of 23	4,879	.06%
Kip Lee	Libertarian	3/7/00	President	18 <sup>th</sup> of 23	4,009	.05%
L. Neil Smith	Libertarian	3/7/00	President	19 <sup>th</sup> of 23	3,165	.04%
John B. Anderson	Reform	3/7/00	President	20 <sup>th</sup> of 23	3,158	.04%
Larry Hines	Libertarian	3/7/00	President	21 <sup>st</sup> of 23	2,984	.04%
Dave Hollist	Libertarian	3/7/00	President	22 <sup>nd</sup> of 23	2,487	.03%
Charles Collins	Libertarian	3/7/00	President	23 <sup>rd</sup> of 23	1,837	.02%
Gail Lightfoot	Libertarian	3/7/00	US Senate	6 <sup>th</sup> of 15	120,622	1.64%
Medea Benjamin	Green	3/7/00	US Senate	7 <sup>th</sup> of 15	99,716	.5%
Jose Camahort	Reform	3/7/00	US Senate	11 <sup>th</sup> of 15	46,278	.6%
Diane Templin	Amer. Indp.	3/7/00	US Senate	12 <sup>th</sup> of 15	38,836	.5%
Jan B. Tucker	Green	3/7/00	US Senate	13 <sup>th</sup> of 15	35,124	.4%
Brian Rees	Natural Law	3/7/00	US Senate	14 <sup>th</sup> of 15	26,382	.3%
V. Sharpe-Geisler	Reform	3/7/00	US Senate	15 <sup>th</sup> of 15	19,516	.2%
Emil Rossi	Libertarian	3/7/00	US House 1	5 <sup>th</sup> of 7	4,394	2.5%

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Cheryl Kreier	Natural Law	3/7/00	US House 1	6 <sup>th</sup> of 7	4,375	2.5%
Pamela Elizondo	Reform	3/7/00	US House 1	7 <sup>th</sup> of 7	2,327	1.3%
Charles Martin	Libertarian	3/7/00	US House 2	4 <sup>th</sup> of 4	4,634	2.4%
John McDermott	Natural Law	3/7/00	US House 2	3 <sup>rd</sup> of 4	11,647	6.3%
Douglas Tuma	Libertarian	3/7/00	US House 3	3 <sup>rd</sup> of 4	4,222	2.5%
Channing Jones	Natural Law	3/7/00	US House 3	4 <sup>th</sup> of 4	2,048	1.2%
William Frey	Libertarian	3/7/00	US House 4	3 <sup>rd</sup> of 4	7,020	3.1%
Robert Ray	Natural Law	3/7/00	US House 4	4 <sup>th</sup> of 4	6,393	2.8%
Ken Adams	Green	3/7/00	US House 5	3 <sup>rd</sup> of 5	3,428	2.2%
Cullene Lang	Libertarian	3/7/00	US House 5	4 <sup>th</sup> of 5	2,815	1.7%
Charles Kersey	Natural Law	3/7/00	US House 5	5 <sup>th</sup> of 5	1,838	1.1%
Justin Moscoso	Green	3/7/00	US House 6	3 <sup>rd</sup> of 5	4,781	2.4%
Richard Barton	Libertarian	3/7/00	US House 6	4 <sup>th</sup> of 5	4,043	1.9%
Alan Barreca	Natural Law	3/7/00	US House 6	5 <sup>th</sup> of 5	2,591	1.2%
Martin Sproul	Natural Law	3/7/00	US House 7	4 <sup>th</sup> of 4	2,792	2.1%
Erik Bauman	Libertarian	3/7/00	US House 8	3 <sup>rd</sup> of 4	3,575	2.8%
David Smithstein	Natural Law	3/7/00	US House 8	4 <sup>th</sup> of 4	1,389	1.0%
Fred Foldvary	Libertarian	3/7/00	US House 9	3 <sup>rd</sup> of 4	4,565	3.3%
Ellen Jefferds	Natural Law	3/7/00	US House 9	4 <sup>th</sup> of 4	2,333	1.6%
Valerie JanLois	Natural Law	3/7/00	US House 10	5 <sup>th</sup> of 5	5,324	2.6%

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Kathryn Russow	Libertarian	3/7/00	US House 11	4 <sup>th</sup> of 5	3,273	2.2%
Jon A. Kurey	Natural Law	3/7/00	US House 11	5 <sup>th</sup> of 5	2,388	1.6%
Barbara Less	Libertarian	3/7/00	US House 12	5 <sup>th</sup> of 6	4,098	2.9%
Rifkin Young	Natural Law	3/7/00	US House 12	6 <sup>th</sup> of 6	1,788	1.2%
Don Grundmann	Amer. Indp.	3/7/00	US House 13	6 <sup>th</sup> of 6	1,373	1.2%
Howard Mora	Libertarian	3/7/00	US House 13	4 <sup>th</sup> of 6	2,421	2.1%
Tim Hoehner	Natural Law	3/7/00	US House 13	5 <sup>th</sup> of 6	1,400	1.2%
Joseph Dehn	Libertarian	3/7/00	US House 14	5 <sup>th</sup> of 6	3,193	2.0%
John Black	Natural Law	3/7/00	US House 14	6 <sup>th</sup> of 6	2,121	1.3%
Ed Wimmers	Libertarian	3/7/00	US House 15	7 <sup>th</sup> of 9	2,566	1.6%
Doug Gorney	Natural Law	3/7/00	US House 15	9 <sup>th</sup> of 9	1,350	.8%
Dennis Umphress	Libertarian	3/7/00	US House 16	3 <sup>rd</sup> of 4	2,914	2.8%
Edward Klein	Natural Law	3/7/00	US House 16	4 <sup>th</sup> of 4	1,764	1.7%
E. Craig Coffin	Green	3/7/00	US House 17	7 <sup>th</sup> of 11	2,790	1.9%
Rick Garrett	Libertarian	3/7/00	US House 17	9 <sup>th</sup> of 11	1,696	1.1%
Scott Hartley	Natural Law	3/7/00	US House 17	11 <sup>th</sup> of 11	662	.4%
Larry Fenton	Reform	3/7/00	US House 17	10 <sup>th</sup> of 11	1,152	.7%
Page Riskin	Natural Law	3/7/00	US House 18	4 <sup>th</sup> of 4	1,262	1.0%
Edmon Kaiser	Amer. Indp.	3/7/00	US House 19	6 <sup>th</sup> of 6	1,147	.6%
Elizabeth Taylor	Libertarian	3/7/00	US House 19	4 <sup>th</sup> of 6	3,256	2.0%

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Bob Miller	Natural Law	3/7/00	US House 19	5 <sup>th</sup> of 6	1,220	.7%
Arnold Kriegbaum	Libertarian	3/7/00	US House 20	3 <sup>rd</sup> of 4	1,144	1.3%
Walter Ruehlig	Natural Law	3/7/00	US House 20	4 <sup>th</sup> of 4	999	1.1%
James Manion	Libertarian	3/7/00	US House 21	3 <sup>rd</sup> of 3	5,430	4.0%
Joe Furcinite	Libertarian	3/7/00	US House 22	4 <sup>th</sup> of 6	1,462	.7%
J. Carlos Aguirre	Natural Law	3/7/00	US House 22	6 <sup>th</sup> of 6	1,244	.6%
Richard Porter	Reform	3/7/00	US House 22	5 <sup>th</sup> of 6	1,330	.7%
Roger Peebles	Libertarian	3/7/00	US House 23	5 <sup>th</sup> of 6	2,994	2.0%
Stephen Hospodar	Natural Law	3/7/00	US House 23	6 <sup>th</sup> of 6	1,247	.8%
Cary Savitch	Reform	3/7/00	US House 23	4 <sup>th</sup> of 6	4,306	2.9%
Juan Carlos Ros	Libertarian	3/7/00	US House 24	3 <sup>rd</sup> of 4	4,981	3.3%
Michael Cuddehe	Natural Law	3/7/00	US House 24	4 <sup>th</sup> of 4	1,884	1.2%
Bruce Acker	Libertarian	3/7/00	US House 25	4 <sup>th</sup> of 5	4,103	2.8%
Mews Small	Natural Law	3/7/00	US House 25	5 <sup>th</sup> of 5	1,896	1.2%
Ted Brown	Libertarian	3/7/00	US House 27	3 <sup>rd</sup> of 4	2,938	2.0%
Miriam Hospodar	Natural Law	3/7/00	US House 27	4 <sup>th</sup> of 4	2,799	1.9%
Joe Haytas	Amer. Indp.	3/7/00	US House 28	4 <sup>th</sup> of 5	1,759	1.2%
Randy Weissbuch	Libertarian	3/7/00	US House 28	3 <sup>rd</sup> of 5	2,327	1.6%
Lawrence Allison	Natural Law	3/7/00	US House 28	5 <sup>th</sup> of 5	1,358	.9%
Jack Anderson	Libertarian	3/7/00	US House 29	3 <sup>rd</sup> of 4	5,419	3.6%

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Bruce Currivan	Natural Law	3/7/00	US House 29	4 <sup>th</sup> of 4	2,135	1.4%
Jason Heath	Libertarian	3/7/00	US House 30	3 <sup>rd</sup> of 4	1,922	3.0%
Gary Hearne	Natural Law	3/7/00	US House 30	4 <sup>th</sup> of 4	1,718	2.6%
K. Lieberg-Wong	Green	3/7/00	US House 31	3 <sup>rd</sup> of 5	3,296	4.3%
Michael McGuire	Libertarian	3/7/00	US House 31	4 <sup>th</sup> of 5	2,277	2.9%
Richard Griffin	Natural Law	3/7/00	US House 31	5 <sup>th</sup> of 5	1,630	2.0%
Bob Weber	Libertarian	3/7/00	US House 32	4 <sup>th</sup> of 5	2,038	1.8%
Rashied Jibri	Natural Law	3/7/00	US House 32	5 <sup>th</sup> of 5	1,644	1.5%
Nathan Craddock	Libertarian	3/7/00	US House 33	3 <sup>rd</sup> of 4	810	1.8%
William Harpur	Natural Law	3/7/00	US House 33	4 <sup>th</sup> of 4	655	1.4%
Julia Simon	Natural Law	3/7/00	US House 34	3 <sup>rd</sup> of 3	6,053	6.1%
Gordon Mego	Amer. Indp.	3/7/00	US House 35	3 <sup>rd</sup> of 4	1,247	1.6%
Rick Dunstan	Natural Law	3/7/00	US House 35	4 <sup>th</sup> of 4	861	1.1%
Daniel Sherman	Libertarian	3/7/00	US House 36	5 <sup>th</sup> of 8	2,635	1.6%
Matt Ornati	Natural Law	3/7/00	US House 36	8 <sup>th</sup> of 8	868	.5%
John Konopka	Reform	3/7/00	US House 36	7 <sup>th</sup> of 8	1,044	.6%
Herb Peters	Libertarian	3/7/00	US House 37	4 <sup>th</sup> of 4	2,248	3.1%
Margaret Glazer	Natural Law	3/7/00	US House 37	3 <sup>rd</sup> of 4	2,751	3.8%
Jack Neglia	Libertarian	3/7/00	US House 38	6 <sup>th</sup> of 7	1,765	1.5%
K. Blasdell-Wilkn.	Natural Law	3/7/00	US House 38	7 <sup>th</sup> of 7	1,396	1.1%

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Keith Gann	Libertarian	3/7/00	US House 39	4 <sup>th</sup> 4	of	3,576	2.6%
Ron Jevning	Natural Law	3/7/00	US House 39	3 <sup>rd</sup> 4	of	3,865	2.8%
David Kramer	Libertarian	3/7/00	US House 41	4 <sup>th</sup> 4	of	3,519	3.3%
John Ballard	Libertarian	3/7/00	US House 42	4 <sup>th</sup> 5	of	2,066	2.3%
Gwyn Hartley	Natural Law	3/7/00	US House 42	5 <sup>th</sup> 5	of	1,855	2.1%
Bill Reed	Libertarian	3/7/00	US House 43	3 <sup>rd</sup> 5	of	9,627	7.6%
Nat Adam	Natural Law	3/7/00	US House 43	4 <sup>th</sup> 5	of	6,956	5.4%
Jim Meuer	Natural Law	3/7/00	US House 44	8 <sup>th</sup> 8	of	764	.5%
Gene Smith	Reform	3/7/00	US House 44	7 <sup>th</sup> 8	of	1,628	1.1%
Don Hull	Libertarian	3/7/00	US House 45	4 <sup>th</sup> 5	of	4,901	3.3%
Constance Betton	Natural Law	3/7/00	US House 45	5 <sup>th</sup> 5	of	2,208	1.5%
Richard Boddie	Libertarian	3/7/00	US House 46	4 <sup>th</sup> 5	of	1,769	2.5%
Larry Engwall	Natural Law	3/7/00	US House 46	5 <sup>th</sup> 5	of	1,431	2.0%
David Nolan	Libertarian	3/7/00	US House 47	6 <sup>th</sup> 7	of	4,892	2.4%
Iris Adam	Natural Law	3/7/00	US House 47	7 <sup>th</sup> 7	of	2,619	1.3%
Joe Cobb	Libertarian	3/7/00	US House 48	12 <sup>th</sup> 15	of	2,511	1.3%
Sharon Miess	Natural Law	3/7/00	US House 48	11 <sup>th</sup> 15	of	2,751	1.4%
Eddie Rose	Reform	3/7/00	US House 48	9 <sup>th</sup> 15	of	3,305	1.7%
Doris Ball	Libertarian	3/7/00	US House 49	3 <sup>rd</sup> 4	of	3,505	2.2%
Tahir Bhatti	Natural Law	3/7/00	US House 49	4 <sup>th</sup> 4	of	1,738	1.1%

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David Willoughby	Libertarian	3/7/00	US House 50	5 <sup>th</sup> of 6	1,934	2.1%
LeeAnn Kendall	Natural Law	3/7/00	US House 50	6 <sup>th</sup> of 6	1,187	1.2%
Daniel Muhe	Libertarian	3/7/00	US House 51	3 <sup>rd</sup> of 4	5,103	2.7%
Eric Bourdette	Natural Law	3/7/00	US House 51	4 <sup>th</sup> of 4	4,858	2.6%
Michael Benoit	Libertarian	3/7/00	US House 52	3 <sup>rd</sup> of 4	4,408	3.0%
Robert Sherman	Natural Law	3/7/00	US House 52	4 <sup>th</sup> of 4	1,455	.9%
Jon Petersen	Libertarian	3/7/00	St Senate 1	8 <sup>th</sup> of 8	5,945	2.0%
Celeste Joki	Natural Law	3/7/00	St Senate 3	3 <sup>rd</sup> of 3	11,619	5.3%
Carole Brow	Libertarian	3/7/00	St Senate 5	4 <sup>th</sup> of 5	5,839	2.7%
William Nicolas	Natural Law	3/7/00	St Senate 5	5 <sup>th</sup> of 5	1,307	.6%
Mark Billings	Natural Law	3/7/00	St Senate 7	4 <sup>th</sup> of 4	6,288	2.4%
James Eyer	Libertarian	3/7/00	St Senate 9	3 <sup>rd</sup> of 3	9,569	5.3%
John Hickey	Libertarian	3/7/00	St Senate 11	3 <sup>rd</sup> of 3	8,898	4.1%
John Webster	Libertarian	3/7/00	St Senate 13	3 <sup>rd</sup> of 4	3,768	2.8%
Kennita Watson	Libertarian	3/7/00	St Senate 13	4 <sup>th</sup> of 4	3,048	2.2%
Gordon Sachtjen	Libertarian	3/7/00	St Senate 15	5 <sup>th</sup> of 5	3,755	1.9%
Dave Rosenkranz	Natural Law	3/7/00	St Senate 15	4 <sup>th</sup> of 5	4,342	2.3%
John Gibson	Libertarian	3/7/00	St Senate 17	3 <sup>rd</sup> of 4	5,870	3.1%
Douglas Wallack	Natural Law	3/7/00	St Senate 17	4 <sup>th</sup> of 4	3,010	1.6%
Bob New	Libertarian	3/7/00	St Senate 21	5 <sup>th</sup> of 5	3,878	2.1%

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Charles Black	Libertarian	3/7/00	St Senate 23	4 <sup>th</sup> 5 of	6,073	2.9%
Leland Faegre	Libertarian	3/7/00	St Senate 29	4 <sup>th</sup> 4 of	3,230	1.8%
Fritz Ward	Libertarian	3/7/00	St Senate 31	3 <sup>rd</sup> 3 of	7,060	3.9%
Michael Chacon	Libertarian	3/7/00	St Senate 33	3 <sup>rd</sup> 4 of	8,821	4.0%
William Verkamp	Natural Law	3/7/00	St Senate 33	4 <sup>th</sup> 4 of	4,609	2.0%
Paul Studier	Libertarian	3/7/00	St Senate 35	4 <sup>th</sup> 4 of	8,412	3.8%
Cindy Katz	Natural Law	3/7/00	St Senate 35	3 <sup>rd</sup> 4 of	9,972	4.5%
Donna Tello	Libertarian	3/7/00	St Senate 37	4 <sup>th</sup> 4 of	7,434	3.8%
Rusty Nichols	Libertarian	3/7/00	St Senate 39	4 <sup>th</sup> 4 of	4,517	2.3%
Stuart Knoles	Natural Law	3/7/00	St Senate 39	3 <sup>rd</sup> 4 of	4,672	2.5%
Joshua Gilleo	Libertarian	3/7/00	Asm 1	3 <sup>rd</sup> 3 of	5,603	4.4%
Pete Bret	Libertarian	3/7/00	Asm 2	3 <sup>rd</sup> 4 of	4,108	3.5%
Patrice Thiessen	Natural Law	3/7/00	Asm 2	4 <sup>th</sup> 4 of	3,891	3.2%
Bill Thomason	Libertarian	3/7/00	Asm 3	3 <sup>rd</sup> 3 of	7,917	6.5%
Richard Olmstead	Libertarian	3/7/00	Asm 6	9 <sup>th</sup> 10 of	2,517	1.9%
Bill Schoeffler	Libertarian	3/7/00	Asm 7	3 <sup>rd</sup> 3 of	4,787	4.2%
Robert Wilson	Natural Law	3/7/00	Asm 8	3 <sup>rd</sup> 3 of	3,331	3.1%
Jan Bergeron	Green	3/7/00	Asm 9	3 <sup>rd</sup> 4 of	3,194	3.9%
Bruce Saunders	Natural Law	3/7/00	Asm 9	4 <sup>th</sup> 4 of	1,934	2.3%
Tom Kohlhepp	Libertarian	3/7/00	Asm 10	3 <sup>rd</sup> 3 of	4,744	3.7%

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Frank Manske	Libertarian	3/7/00	Asm 11	4 <sup>th</sup> 4	of	3,518	3.4%
Starchild	Libertarian	3/7/00	Asm 13	3 <sup>rd</sup> 4	of	5,682	6.3%
Daniel Burton	Libertarian	3/7/00	Asm 14	3 <sup>rd</sup> 3	of	5,390	5.2%
Rich Armstrong	Libertarian	3/7/00	Asm 16	3 <sup>rd</sup> 3	of	3,793	4.9%
Roy Busch	Libertarian	3/7/00	Asm 17	9 <sup>th</sup> 9	of	935	1.0%
Steve Lundry	Libertarian	3/7/00	Asm 19	3 <sup>rd</sup> 4	of	2,942	3.3%
Paul Six	Reform	3/7/00	Asm 19	4 <sup>th</sup> 4	of	2,078	2.3%
Mark Werlwas	Libertarian	3/7/00	Asm 20	3 <sup>rd</sup> 3	of	3,757	5.0%
Gloria Purcell	Green	3/7/00	Asm 21	3 <sup>rd</sup> 3	of	8,257	7.9%
Dana Albrecht	Libertarian	3/7/00	Asm 23	6 <sup>th</sup> 6	of	1,267	2.4%
Ray Strong	Libertarian	3/7/00	Asm 24	6 <sup>th</sup> 6	of	2,863	2.8%
Jonathan Zwickel	Libertarian	3/7/00	Asm 25	5 <sup>th</sup> 5	of	2,109	1.8%
David Bonino	Libertarian	3/7/00	Asm 27	3 <sup>rd</sup> 4	of	4,329	3.9%
Madeline De Joly	Natural Law	3/7/00	Asm 27	4 <sup>th</sup> 4	of	4,004	3.6%
Roger Ver	Libertarian	3/7/00	Asm 28	6 <sup>th</sup> 6	of	1,028	1.2%
J. J. Vogel	Reform	3/7/00	Asm 28	5 <sup>th</sup> 6	of	1,420	1.7%
Ron Drioane	Libertarian	3/7/00	Asm 29	3 <sup>rd</sup> 3	of	2,708	2.5%
Ric Pinkerton	Libertarian	3/7/00	Asm 32	3 <sup>rd</sup> 3	of	3,447	3.3%
Eric Dahl	Natural Law	3/7/00	Asm 35	4 <sup>th</sup> 4	of	2,174	1.9%
Gregory Bashem	Libertarian	3/7/00	Asm 36	3 <sup>rd</sup> 3	of	4,047	4.2%

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Willard Michlin	Libertarian	3/7/00	Asm 37	4 <sup>th</sup> 4	of	1,808	1.9%
Philip Baron	Libertarian	3/7/00	Asm 38	5 <sup>th</sup> 5	of	3,050	3.2%
Christopher Maira	Libertarian	3/7/00	Asm 39	3 <sup>rd</sup> 3	of	2,274	5.1%
Kelley Ross	Libertarian	3/7/00	Asm 40	4 <sup>th</sup> 4	of	3,606	5.7%
Colin Goldman	Libertarian	3/7/00	Asm 41	8 <sup>th</sup> 8	of	3,265	3.1%
Sara Amir	Green	3/7/00	Asm 42	5 <sup>th</sup> 7	of	3,637	4.0%
Mark Selzer	Libertarian	3/7/00	Asm 42	6 <sup>th</sup> 7	of	2,701	2.9%
Ivka Adam	Natural Law	3/7/00	Asm 42	7 <sup>th</sup> 7	of	686	.7%
Jerry Douglas	Libertarian	3/7/00	Asm 44	8 <sup>th</sup> 8	of	1,937	1.9%
Scott Pacer	Libertarian	3/7/00	Asm 47	3 <sup>rd</sup> 3	of	3,006	3.8%
Phil Howitt	Libertarian	3/7/00	Asm 53	3 <sup>rd</sup> 3	of	3,882	3.9%
Dale Ogden	Libertarian	3/7/00	Asm 54	4 <sup>th</sup> 4	of	1,965	2.1%
Guy Wilson	Libertarian	3/7/00	Asm 55	6 <sup>th</sup> 6	of	845	1.6%
George White	Libertarian	3/7/00	Asm 59	8 <sup>th</sup> 9	of	1,661	1.7%
Louise Allison	Natural Law	3/7/00	Asm 59	7 <sup>th</sup> 9	of	2,045	2.1%
Scott Young	Libertarian	3/7/00	Asm 60	3 <sup>rd</sup> 3	of	3,329	4.2%
David Kocot	Libertarian	3/7/00	Asm 61	6 <sup>th</sup> 6	of	886	1.5%
Henry Matus	Libertarian	3/7/00	Asm 62	4 <sup>th</sup> 4	of	1,163	2.4%
Ethel Mohler	Libertarian	3/7/00	Asm 63	4 <sup>th</sup> 4	of	3,176	3.5%
Phil Turner	Libertarian	3/7/00	Asm 64	4 <sup>th</sup> 4	of	2,110	2.9%

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Annie Wallack	Natural Law	3/7/00	Asm 64	3 <sup>rd</sup> of 4	3,228	4.5%
Bonnie Flickinger	Libertarian	3/7/00	Asm 65	6 <sup>th</sup> of 7	4,274	4.7%
Joseph Renteria	Natural Law	3/7/00	Asm 65	7 <sup>th</sup> of 7	878	.9%
Chuck Reutter	Green	3/7/00	Asm 66	7 <sup>th</sup> of 7	1,830	1.5%
Autumn Browne	Libertarian	3/7/00	Asm 67	5 <sup>th</sup> of 5	4,542	4.1%
Richard Newhouse	Libertarian	3/7/00	Asm 68	4 <sup>th</sup> of 4	2,904	4.2%
Al Snook	Reform	3/7/00	Asm 68	3 <sup>rd</sup> of 4	4,268	6.3%
Brian Pham	Natural Law	3/7/00	Asm 69	3 <sup>rd</sup> of 3	2,815	8.1%
Bob Vondruska	Libertarian	3/7/00	Asm 70	3 <sup>rd</sup> of 5	4,200	3.6%
Barry Katz	Natural Law	3/7/00	Asm 70	4 <sup>th</sup> of 5	2,985	2.6%
Raymond Mills	Reform	3/7/00	Asm 70	5 <sup>th</sup> of 5	1,348	1.1%
Brian Lee Cross	Libertarian	3/7/00	Asm 71	5 <sup>th</sup> of 5	2,838	2.1%
Brenda Jo Bryant	Libertarian	3/7/00	Asm 71	4 <sup>th</sup> of 5	4,048	3.0%
John Zamarra	Natural Law	3/7/00	Asm 72	5 <sup>th</sup> of 5	3,153	3.2%
Paul King	Libertarian	3/7/00	Asm 73	3 <sup>rd</sup> of 4	4,892	5.0%
Paul Fisher	Natural Law	3/7/00	Asm 73	4 <sup>th</sup> of 4	2,748	2.8%
Tom Hohman	Libertarian	3/7/00	Asm 74	9 <sup>th</sup> of 10	1,990	1.8%
Barbara Bourdette	Natural Law	3/7/00	Asm 74	10 <sup>th</sup> of 10	1,913	1.8%
Gary Pietila	Libertarian	3/7/00	Asm 75	4 <sup>th</sup> of 4	3,718	3.2%
David Oakey	Libertarian	3/7/00	Asm 76	6 <sup>th</sup> of 6	3,050	3.4%

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Michael Metti	Libertarian	3/7/00	Asm 77	7 <sup>th</sup> 7	of	1,731	1.9%
Dennis Triglia	Libertarian	3/7/00	Asm 78	4 <sup>th</sup> 5	of	3,659	3.8%
Ray Wingfield	Natural Law	3/7/00	Asm 78	5 <sup>th</sup> 5	of	1,078	1.1%
Richard Cardulla	Libertarian	3/7/00	Asm 79	6 <sup>th</sup> 6	of	554	1.1%
Susan M. Weber	Libertarian	3/7/00	Asm 80	5 <sup>th</sup> 5	of	1,964	2.3%
Ezola Foster	Reform	4/10/01	US House 32	15 <sup>th</sup> 16	of	514	.53%
Donna Warren	Green	4/10/01	US House 32	9 <sup>th</sup> 16	of	1,167	1.21%
Carl Swinney	Libertarian	3/6/01	St Senate 24	4 <sup>th</sup> 4	of	695	1.43%
Kim Goldsworthy	Libertarian	4/3/01	Asm 49	4 <sup>th</sup> 4	of	514	2.49%
Pat Driscoll	Green	3/8/05	US House 5	9 <sup>th</sup> 12	of	976	1.18%
Gale Morgan	Libertarian	3/8/05	US House 5	11 <sup>th</sup> 12	of	451	.55%
John Reiger	Peace & Fr.	3/8/05	US House 5	12 <sup>th</sup> 12	of	286	.35%
James R. Smith	Peace & Fr.	9/13/05	Asm 53	6 <sup>th</sup> 6	of	843	2.00%
Bruce Cohen	Libertarian	10/4/05	US House 48	10 <sup>th</sup> 17	of	731	.80%
Bea Tiritilli	Green	10/4/05	US House 48	9 17	of	790	.87%
Jim Gilchrist	Amer. Indp.	10/4/05	US House 48	3 <sup>rd</sup> 17	of	13,423	14.76%
Paul King	Libertarian	4/11/06	US House 50	13 <sup>th</sup> 18	of	819	.60%
Dan Brezenoff	Green	6/26/07	US House 37	7 <sup>th</sup> 17	of	391	1.21%
Herb Peters	Libertarian	6/26/07	US House 37	11 <sup>th</sup> 17	of	342	1.06%
Herb Peters	Libertarian	12/11/07	Asm 55	4 <sup>th</sup> 5 <sup>th</sup>	of	1,137	5.79%

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Charlotte Gibson	Amer. Indp.	12/11/07	Asm 55	5 <sup>th</sup> of 5 <sup>th</sup>	776	3.95%
Barry Hermanson	Green	4/8/08	US House 12	5 <sup>th</sup> of 5	769	3.98%
Cindy Henderson	Peace & Fr	3/24/09	St Senate 26	7 <sup>th</sup> of 8	525	1.73%
Chris Agrella	Libertarian	5/19/09	US House 32	9 <sup>th</sup> of 12	654	1.21%
Jeremy Cloward	Green	9/1/09	US House 10	10 <sup>th</sup> of 14	552	.51%
Jerome Denham	Amer. Indp.	9/1/09	US House 10	13 <sup>th</sup> of 14	309	.29%
Mary McIlroy	Peace & Fr.	9/1/09	US House 10	14 <sup>th</sup> of 14	272	.25%
Jane Rands	Green	11/17/09	Asm 72	5 <sup>th</sup> of 5	1,126	2.82%
Matt Monica	Amer. Indp.	4/13/10	St Senate 37	6 <sup>th</sup> of 7	4,195	4.39%
Matt Hinkle	Libertarian	6/22/10	St Senate 15	4 <sup>th</sup> of 4	4,241	2.90%

For the sake of completeness, here is a list of California minor party candidates who ran in blanket primaries and had only one major party opponent:

**CALIFORNIA MINOR PARTY CANDIDATES IN BLANKET PRIMARIES  
WITH ONLY ONE MAJOR PARTY OPPONENT**

Candidate	Party	Date	Office	Rank	Vote	Percent
Kennita Watson	Libertarian	6/2/98	Bd Eq 1	2 <sup>nd</sup> of 2	277,398	22.32%
Ken Aaroe	Libertarian	6/2/98	US House 18	2 <sup>nd</sup> of 2	10,262	10.94%
Jonathan Richter	Libertarian	6/2/98	US House 19	2 <sup>nd</sup> of 2	21,623	17.61%
John Evans	Reform	6/2/98	US House 21	2 <sup>nd</sup> of 2	22,206	21.13%

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Bruce Acker	Libertarian	6/2/98	US House 25	2 <sup>nd</sup> of 2	20,465	21.10%
Gordon Mego	Amer. Indp.	6/2/98	US House 35	2 <sup>nd</sup> of 2	7,677	13.55%
Lynn Badler	Libertarian	6/2/98	US House 52	2 <sup>nd</sup> of 3	13,090	12.05%
Adrienne Pelton	Natural Law	6/2/98	US House 52	3 <sup>rd</sup> of 3	10,320	9.50%
Muffy Sunde	Peace & Fr.	6/2/98	St Senate 22	2 <sup>nd</sup> of 2	5,392	11.06%
Christopher Maira	Libertarian	6/2/98	Asm 39	2 <sup>nd</sup> of 2	4,548	11.89%
Maureen Lindberg	Libertarian	6/2/98	Asm 63	2 <sup>nd</sup> of 2	15,404	23.96%
Nat Adam	Natural Law	6/2/98	Asm 70	2 <sup>nd</sup> of 2	15,254	20.45%
Bill Farley	Libertarian	3/7/00	US House 26	2 <sup>nd</sup> of 3	8,190	11.38%
David Cossak	Natural Law	3/7/00	US House 26	3 <sup>rd</sup> of 3	2,887	4.01%
Marion Lindberg	Libertarian	3/7/00	US House 40	3 <sup>rd</sup> of 3	8,155	7.90%
Frank Schmit	Natural Law	3/7/00	US House 40	2 <sup>nd</sup> of 3	8,687	8.41%
Gene Frazier	Libertarian	3/7/00	Asm 5	2 <sup>nd</sup> of 2	22,602	20.65%

To summarize the blanket primary data from Washington and California: Out of 718 instances at which a minor party candidate ran in a blanket primary against at least two major party opponents (i.e., Democratic or Republican opponents), there are only two instances at which the minor party member placed first or second. Even the one minor party member actually elected in the blanket primary did not place first or second in the first round.

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**OPINION THREE:** Minor party candidates and minor party voters are under a severe burden when minor party candidates only appear on the second round in elections at which only one major party member is running. This is because, as Opinion Two shows, the Washington-style “top-two” system prevents them from appearing on the general election ballot in November (except in races in which only one major party member is running). This is a severe barrier on the rights of minor party candidates to express their views and to have the attention of and access to the average voter, because public interest in broad political issues, and political philosophy, is significantly higher during the prime, general election campaign season for federal office, September through November of even-numbered years.

Washington is not free to change the fact that public interest, in the entire nation and in Washington State, will always be highest in September-November of even-numbered years. Since the 19<sup>th</sup> century, Congress has told the states that they must choose presidential electors, and members of Congress, in November of even-numbered years. The U.S. Supreme Court forced Louisiana to adhere to that federal law in *Foster v Love*, 522 U.S. 67 (1997). As a result of that decision, Louisiana began holding the first round of its congressional elections in November of even-

numbered years. Therefore, minor party candidates for Congress in Louisiana do not suffer from being excluded in the prime campaign season for federal office, but minor party candidates for Congress in Washington State do suffer that penalty. Their campaigns are ended in mid-August (unless they are running in races with only one major party member running). As it works in actual practice, The best opportunity for minor parties to publicize their ideas about solutions to our national problems is eliminated by I-872.

I-872 also puts a severe burden on voters who wish to vote in November for candidates of minor parties. The national election returns for the U.S. Senate and the U.S. House of Representatives, no less than presidential election returns, are tallied by political party. Political scientists, and journalists, and all those who are interested in the strength of political parties do gather election returns for U.S. House and Senate, for the entire country. The Clerk of the U.S. House of Representatives has been tallying the national popular vote for candidates for U.S. House, by party, ever since 1930, in the publication *Statistics of the Congressional Election of (specify year)*. That publication in presidential years bears the title *Statistics of the Presidential and Congressional Election of (specify year)*. The percentage of voters voting for a candidate for U.S. House, who has a label other than Democrat or Republican, has varied during the last hundred years between a

low of .61% of the total vote cast in 1956, to a high of 23.38% in 1912. In recent years, the percentage of people voting for U.S. House candidates, other than Republican or Democratic, has been both interesting and significant. In 2008, 3.13% was cast for "Other" candidates; in 2006, 2.49%; in 2004, 2.74%; in 2002, 3.58%; in 2000, 4.17%.

Because nominees of the two major parties control the federal government, and the state government in all states (except Nebraska which has a non-partisan legislature), one of the few ways an ordinary voter may express their opposition to both major parties, is by casting a vote in a congressional election for a minor party candidate.. The wide public and press interest in alternative candidates in this election year is a strong demonstration of the desire of voters for an avenue of expression of their dissatisfaction with the major political parties. Washington's I-872 system robs voters of the ability to do express their reservations in the general election. In November 2008, it was impossible for a Washington State voter to cast a vote for Congress, and have it tallied, without voting for someone who "prefers" the Democratic Party or the Republican Party. The I-872 system left Washington November 2008 ballots with no choice other than a candidate who "preferred" one of the two major parties. In 2010, only the voters of the 7<sup>th</sup> district in Washington will be able to vote for someone other

than a Democrat or a Republican for either house of Congress, except by casting a write-in vote. Thus, the overwhelming majority Washington State voters will be hindered in November 2010 will be denied the opportunity to express their dissatisfaction with the existing major parties with their vote. For voters who did not choose to vote in the primaries, this means near-complete denial of the right to express their dissatisfaction. In 2010, this denial extends to over 59% of registered Washington voters. [According to the website of the Secretary of State, only 1,471,791 (49.07%) of the 3,592,079 voters voted in the August 2010 primary.]

I am aware that the U.S. Supreme Court said in *Munro v Socialist Workers Party*, 479 U.S. 189, at 199, stated, "Because Washington affords a minor-party candidate easy access to the primary election ballot and the opportunity for the candidate to wage a ballot-connected campaign, we concluded that the magnitude of sec. 29.18.110's effect on constitutional rights is slight when compared to the restrictions we upheld in *Jenness and American Party*." I am also aware that the U.S. District Court in this case used that sentence to uphold the claims made in this lawsuit concerning ballot access. But at the time of that decision, made on August 20, 2009, there was no evidence in the record of this case to show that Washington's I-872 system acts as a complete barrier to minor party candidates appearing on the

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November ballot, in races with at least two major party candidates running. Furthermore, the specific election at issue in *Munro* was a special U.S. Senate election, in which the primary was held on October 11, 1983, and the special general election was held only four weeks later, on November 8, 1983. The Socialist Workers' Party candidate in the *Munro* election was only denied the right to campaign for that last four weeks of the election season. There is a large difference between losing the opportunity to campaign for the last four weeks of the season, versus losing the opportunity to campaign for the two-and-one-half months between a regularly-scheduled Washington State August primary, and the November general election.

Furthermore, in both *Jeness* and *American Party*, the U.S. Supreme Court said its decisions were influenced by the fact that some of the complained-of procedures had been successfully used. *Jeness* was filed in 1970, and the U.S. Supreme Court noted that in both 1968 and 1966, some candidate had used the complained-of 5% petition procedure successfully for statewide office. In *American Party*, the Court noted that two of the three minor parties that had filed the lawsuit had actually successfully qualified for the Texas ballot in 1972, the very year the case had been filed. The U.S. Supreme Court has said repeatedly that a ballot access barrier to the November, federally-mandated Congressional election ballot in November

cannot stand if it eliminates all minor party candidates. Such a severe barrier injures the voting rights of the voters who wish to vote for a minority point of view in the national general election in November, for Congress; and it also injures the rights of candidates who wish to espouse minority points of view during the September through November campaign season in our national, regularly-scheduled elections.

In *Munro v Socialist Workers Party*, *supra*, footnote eleven notes that, since 1977 (when Washington started putting minor party and independent candidates on the blanket primary ballot and requiring them to poll 1% of the primary vote), 36 out of 40 minor party candidates had met the 1% primary vote test and advanced to the November election. This shows that *Munro* was not actually evaluating a system which blocked all minor party candidates from the November ballot, and anything said about a system which did do that is *dicta*.

**OPINION FOUR:** Petitions to put candidates on a general election ballot are unconstitutional if they exceed 5% of the number of eligible signers, according to *Storer v Brown*, 415 U.S. 724 (1974). No state any longer has any mandatory petition requirements for ballot access for minor parties or independent candidates in excess of 5% of the number of registered voters. States that once had petition requirements in excess of

5% have had them declared unconstitutional. These states have been Arkansas, Illinois, North Carolina, and Ohio. It is true that California has a procedure for recognizing a new political party that requires a petition of 10% of the last gubernatorial vote cast, but that provision is not mandatory; a party may also qualify if it has registration membership of 1% of the last gubernatorial vote cast.

**OPINION FIVE:** The U.S. Supreme Court has said on three occasions that petitions to get on the November ballot are the legal and meaningful equivalent of primary votes cast. See *American Party of Texas*, 415 U.S. 767 (1974) at 785; *Storer v Brown*, 415 U.S. 724 (1974) at 741; and especially *Munro v Socialist Workers Party*, 479 U.S. 189 (1986), at 197,198. Also, Justice Antonin Scalia's concurrence in *Doe v Reed*, \_\_\_ US \_\_\_ (2010) implicitly acknowledges that petition signers and votes are equivalent, because he takes the time to write that the U.S. Constitution does not protect secrecy in voting. That point has no relevance in that case (which concerns secrecy of petitions), unless one assumes that voting and signing a petition are equivalent activities.

The Washington I-872 system, as used for the first time in August 2008, shows that the median second-place finisher for federal and state office in a Washington primary polls 32% of the primary vote. Therefore, I-872, in

practice, requires a candidate in an average primary race to show voter support of 32%. This, obviously, is far above the 5% constitutional limit for petitions for ballot access to the general election ballot. Therefore, under the U.S. Supreme Court's ballot access opinions, and under the Court's belief that petition signatures and primary votes are equivalent, any vote test in excess of 5% is too restrictive to be upheld.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Dated at San Francisco, California, this 13th day of September, 2010.

/s/ Richard Winger  
Richard Winger