

MINUTES OF THE BOARD OF ELECTIONS REGULAR MEETING

January 14, 2026

The District of Columbia Board of Elections ("the Board" or "DCBOE") held its Regular Monthly Meeting on Wednesday, January 14, 2026 via Zoom videoconference and in the Board's Hearing Room, located at 1015 Half Street, SE, Washington, D.C. 20003, Suite 750. Board Chairman Gary Thompson and Board Member Karyn Greenfield were present. The Board's General Counsel, Terri Stroud, Senior Policy Advisor Alice Miller, Office of Campaign Finance Director Cecily Collier-Montgomery, and Office of Campaign Finance General Counsel William SanFord were also present.

I. CALL TO ORDER

Board Chair Thompson called the meeting to order at approximately 10:32 a.m.

II. ASCERTAINMENT OF QUORUM

Board Chair Thompson and Board Member Greenfield constituted a quorum.

III. ADOPTION OF AGENDA / APPROVAL OF MINUTES FROM THE DECEMBER REGULAR BOARD MEETING (WEDNESDAY, DECEMBER 3, 2025)

BOARD ACTION: The Board unanimously adopted the agenda for the January 14, 2026 Regular Meeting and unanimously approved the minutes from the Regular Meeting held on December 3, 2025.

IV. BOARD MATTERS

None.

V. EXECUTIVE DIRECTOR'S REPORT – ALICE P. MILLER ON BEHALF OF MONICA EVANS

Senior Policy Advisor Alice Miller presented the [Executive Director's Report](#) on behalf of Director Evans.

VI. GENERAL COUNSEL'S REPORT – TERRI D. STROUD

- General Counsel Stroud noted that on Monday, January 12, the Board certified the vacancy in the office of the at-large member of the Council, previously held by Kenny McDuffie, and issued a call for a special election, which will coincide with the primary election.
- General Counsel Stroud presented two [emergency and proposed rulemakings](#) to the Board for publication in the D.C. Register, one on behalf of the Board and the other on behalf of OCF.

BOARD ACTION: Pursuant to a unanimous roll call vote, the Board unanimously approved the submission of both emergency and proposed rulemakings to the D.C. Register for publication, with both becoming effective immediately as emergency rules.

- The Board held proper subject hearings on two proper subject measures, the "Prohibiting Force Feeding of Birds Act of 2026" and the "DC Housing Modernization and Accessibility Act of 2026."

BOARD ACTION: Pursuant to a roll call vote, the Board unanimously determined that the Prohibiting Force Feeding of Birds Act of 2026 presents a proper subject for initiative. The General Counsel indicated that a written order reflecting the Board's ruling would be issued.

- With respect to the DC Housing Modernization and Accessibility Act of 2026, the Board indicated that it would vote to enter into closed session after the public comment portion of the meeting. See Section IX below.
- The Board held an enforcement proceeding concerning Britnee Scott. At a previous meeting, OGC presented evidence showing that Ms. Scott had cast ballots in two jurisdictions in violation of federal and local law in the November 2024 General Election. Also at that meeting, the Board granted Ms. Scott's request that the matter be continued until its February meeting so that she could seek representation. An OGC representative reported that Ms. Scott was notified of the rescheduled January 14 meeting date, but she did not appear and did not identify counsel to represent her. General Counsel Stroud noted that under 3 DCMR 403.4, the Board may proceed *ex parte* if an individual fails to appear at the hearing, and that Ms. Scott had been advised at the prior Board meeting that the Board would proceed in her absence if necessary. The General Counsel recommended that the matter be referred to the D.C. Office of the Attorney General for criminal investigation.

Chair Thompson noted that the referral is for possible further investigation only, and that the Board was not making any finding of guilt or implying wrongdoing—it was referring the matter for appropriate investigation by an authority with the necessary resources.

BOARD ACTION: Pursuant to a roll call vote, the Board unanimously approved the referral of the matter involving Britnee Scott to the D.C. Office of the Attorney General for criminal investigation.

- General Counsel Stroud reported on seven pending litigation matters:
 - **Stacia Hall, et al., v. D.C. Board of Elections (U.S. Court of Appeals for the D.C. Circuit)**
 This matter follows a June 20, 2025 D.C. Circuit reversal of the U.S. District Court's denial—on standing grounds—of a challenge to legislation permitting non-citizens to vote in local D.C. elections. On September 26, a renewed motion to dismiss was filed. Following consent motions for additional time, Plaintiffs filed a response on November 21, and the complaint was amended on November 26 pursuant to the Court's grant of a consent motion. On December 10, the Board moved to dismiss the amended complaint. A consent motion to extend response/reply dates was granted on December 17. The response is now due January 20, 2026, and the reply is due February 17, 2026.
 - **Charles Wilson v. Muriel Bowser, et al. (D.C. Superior Court)**

This case challenges the Board's proper subject determination and formulations of Initiative Measure No. 83. After seeking and obtaining extensions of time, Plaintiffs filed a response to the Board's pending dispositive motions on December 19. Replies are due January 16, 2026. A further status hearing has been set for March 13, 2026.

- **Long v. D.C. Board of Elections, et al. (D.C. Superior Court)**

Mr. Long seeks \$10,000 in damages for an overdraft fee caused by a stopped payment on a \$500 check issued for his service as an election worker. The case was previously dismissed without prejudice in federal court and Mr. Long resubmitted it in D.C. Superior Court. The case was removed to U.S. District Court but ordered remanded to Superior Court on February 3, 2025. As of the date of the meeting, the Superior Court has not docketed any activity.

- **Sobin v. D.C. Board of Elections (U.S. District Court for D.C.)**

On January 13, 2026, Sobin filed a complaint in U.S. District Court alleging that the Board's petition circulation requirements violate the Americans with Disabilities Act and challenging the legality of an ANC election in his single member district. There has been no activity on the Board's motion to dismiss since June 30, 2025.

- **Lee v. D.C. Board of Elections (D.C. Superior Court)**

The plaintiff sought judicial review of the Board's formulations and improper subject determination with respect to Referendum No. 9 (concerning the Tipped Minimum Wage Timeline Amendment Act of 2025). The Board filed motions for summary disposition and dismissal and sought an expedited briefing schedule. Following briefing and oral argument on December 2, the Court granted in part and denied in part the Board's dispositive motion, denied the motion to strike, and accepted the plaintiff's surreply. On December 5, the Board appealed the partial denial of its motion to dismiss to the D.C. Court of Appeals.

- **D.C. Board of Elections v. Lee (D.C. Court of Appeals)**

This is the Board's appeal of the partial denial in the Lee v. DC Board of Elections matter. While the case was pending on appeal, the law that was subject to referendum was enacted by the D.C. Council. On December 22, the Court ordered the Board to show cause why the case should not be dismissed as moot. On January 9, 2026, the Board filed a response agreeing that dismissal was proper. On January 12, 2026, the appeal was voluntarily dismissed as moot.

- **U.S. Department of Justice v. DC BOE, et al. (U.S. District Court for D.C.)**

The DOJ filed an action to obtain from the Board confidential personal identifying information on all D.C. voters. The Board is awaiting service in this matter. General Counsel Stroud noted that the Board had previously provided a voter file in response to a DOJ letter request, but did so without providing personally identifiable information (PII) such as date of birth, driver's license number, SSN, or residential information for confidential voters.

VII. CAMPAIGN FINANCE REPORT – CECILY COLLIER-MONTGOMERY

Director Collier-Montgomery presented the [Office of Campaign Finance \(OCF\)](#) report for December 2025. The full report was posted on the OCF website (www.ocf.dc.gov) on January 14, 2026.

VIII. PUBLIC COMMENT

The discussion in the public matters portion of the meeting can be found on pages 93 - 96 of the transcript.

IX. CLOSED SESSION

The Board voted unanimously to enter into closed session pursuant to D.C. Official Code §§ 2-575(b)(4) and (13) to consult with the General Counsel and deliberate upon the proper subject determination in the D.C. Housing Modernization and Accessibility Act of 2026 matter.

BOARD ACTION: Pursuant to a unanimous roll call vote, the Board unanimously voted to enter into closed session. The Board went off the record at 12:51 p.m.

The Board returned to the public meeting at 1:14 p.m.

BOARD ACTION: Pursuant to a unanimous roll call vote, the Board unanimously voted to exit closed session and resume the public meeting.

Upon resuming the public session, Chair Thompson thanked all participants who had provided testimony, both in support and opposition, and indicated the Board had read and considered all written statements closely.

BOARD ACTION: Pursuant to a roll call vote, the Board unanimously determined that the D.C. Housing Modernization and Accessibility Act of 2026 does not present a proper subject matter for a voter initiative and that a written order reflecting the Board's ruling would issue.

IX. ADJOURNMENT

Board Chair Thompson moved to adjourn the regular meeting. Board Member Greenfield seconded. The motion carried unanimously. The meeting was adjourned at approximately 1:16 p.m.