

Election Code Referrals to the  
Office of the Attorney General  
Prosecutions Resolved

Case Name	Charge	Case No.	Date	EC No.	Disposition
Harlem	Illegal assistance and illegal voting	2004 General Election	7/26/2003	EC 64.012	2 years deferred, 100 hours community service, \$1,000 fine
Melvin Kay France	Possession of an official ballot by another	B-05-3101-J-CR-B	11/04/2005	EC 86.006	2 years probation, \$2000 fine
Johnny Adams	Unlawful assistance, unlawfully influencing voter	05-CR-2805-4	3/22/2006	EC 86.006	1 year pretrial diversion, can not campaign until course in electro law is taken
Nieves	Unlawful assistance, unlawfully influencing voter	05-CR-9835-4	3/22/2006	EC 86.006	1 year pretrial diversion, can not campaign until course in electro law is taken
Nieves	Unlawful assistance, unlawfully influencing voter	05-CR-9838-3	3/22/2006	EC 86.006	1 year pretrial diversion, can not campaign until course in electro law is taken
Nieves	Member of returning marked ballot, unlawful assistance, assisting voter	05-CR-2807-1	5/17/2006	EC 86.006	1 year deferred adjudication, \$500 fine, prohibited from assisting filling out/ completing application for early ballot by mail
Nieves	Method of returning marked ballot	25185	5/27/2006	EC 86.006	10 days jail and 6 months probation
Reeves	Unlawfully obstructing voter, unlawfully witnessing applications for more than one application, unlawful assistance, security of ballot boxes and envelopes	06M11309-2-CL	7/17/2006	EC 86.006	8 months deferred, \$200 fine, no assisting while on probation with mail in ballots
Bowie	Unlawfully obstructing voter, unlawfully witnessing applications for more than one application, unlawful assistance, security of ballot boxes and envelopes	06M09300-CCL	7/17/2006	EC 86.006	6 months deferred, \$200 fine, no assisting while on probation with mail-in ballots
Bowie	Unlawfully obstructing voter, unlawfully witnessing applications for more than one application, unlawful assistance, security of ballot boxes and envelopes	05M0701-CCL	7/17/2006	EC 86.006	Entered into a pretrial diversion contract, 6 months, no assisting while on probation with mail-in ballots
Bowie	Unlawful assistance, unlawfully influencing voter	06-CR-2116-B	8/4/2006	EC 64.012	2 years deferred probation, \$750 fine
Nieves	Method of returning marked ballot	25186	8/28/2006	EC 86.006	Plead to pre-trial diversion program includes 6 mo probation
Reeves	Method of returning marked ballot	2006-8-6465, 2006-8-6466, 2006-8-6467, 2006-8-6468, 2006-8-6469	6/22/2007	EC 64.012 / PC 37.10	15 years TD-CJ
Callison	Illegal voting	3007-2-810	10/9/2007	EC 86.006 / PC 37.10	90 days jail, 5 years probation, resign his position, \$1500 fine, additional \$1000 fine
Refrigo	Unlawful assistance	07-05-09243 CR	06/01/08	EC 64.012	2 years probation and \$300 fine and \$313 court costs
Sherr	Illegal voting	07-05-09741 CR	05/01/08	EC 86.006	2 years probation and \$300 fine and \$313 court costs
Starr	Possession a ballot without the voter's consent	56732-B; 56733-B; 56734-B	06/12/08	EC 253.003(0)(c)	6 months in county jail and eight years probation
Petzer	Unlawfully accepting campaign donations	11479	10/02/08	EC 86.006	Deferred adjudication with one year community supervision, fine and court costs
Doral	Unlawful assistance, unlawful buying and selling of ballot materials	11480	10/02/08	EC 86.006	Deferred adjudication with one year community supervision, fine and court costs
Doral	Unlawful assistance, unlawful buying and selling of ballot materials	11482	10/02/08	EC 86.006	Deferred adjudication with one year community supervision, fine and court costs
Doral	Unlawful assistance, unlawful buying and selling of ballot materials	11481	10/02/08	EC 86.006	Deferred adjudication with one year community supervision, fine and court costs
Doral	Unlawful assistance, unlawful buying and selling of ballot materials	08-8-8987 CR	11/13/08	EC 61.007	2 years deferred adjudication with \$3,000.00 fine, and 175 hours community service
Gettler	Unlawfully divulging voting results prior to the closing of polls				

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Indictments Pending Resolution

County	Name	Charge	Election	Case No.	Description	Date	Case No.
Starr	Mary Lou Garza	Illegal voting	2006 Primary Election	07-07-09768 CR	1 count of unlawful delivery of a certificate	05/24/07	EC 13.145
Starr	Oralia Fransto	Illegal voting	2006 Primary Election	07-05-09738 CR	15 counts of possessing a ballot without the voter's consent	05/24/07	EC 86.006
Starr	Maria Delores Guitierrez Gonzales	Illegal voting	2006 Primary Election	07-05-09739 CR	29 counts of possessing a ballot without the voter's consent	05/24/07	EC 86.006
Panola	Drew Nixon	Official oppression	2006 Special Election	07-05-09243 CR	Illegally committing acts of official oppression	06/28/07	PC 39.03
Starr	Noelia Lopez	Illegal voting	2006 General Election	07-07-09767 CR	1 count illegal voting	07/18/07	EC 64.012
Brooks	Guadalupe Rios	Mail-in ballot violation	2006 General Election	08-08-09945 CR	11 counts unlawful possession of mail-in ballot	08/29/08	EC 86.006
LaSalle	Maria Mendoz Garcia	Illegal voting, forgery	2006 Primary Election	08-11-00052 CRL	7 counts knowingly provide false information on an application for an early voting ballot	11/13/08	EC 84.0041
LaSalle	Estela Cruz Saenz	Illegal voting, forgery	2006 Primary Election	08-12-00063 CRL	7 counts knowingly provide false information on an application for an early voting ballot	11/16/08	EC 84.0041

Election Code Referrals to the  
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August 2002 - Present

Falls	2002 School District Election	08/28/02	Allegations of election irregularities
Robertson	2002 General Election	11/27/02	Offering to buy or sell official ballot, envelope or application
Liberty	2002 General Election	01/08/03	Criminal Irregularities
Robertson	2002 General Election	04/14/03	Illegal voting by mail-in
Comal	2004 Primary Election	07/19/04	Providing false information on a mail-in ballot application
Hardeman	2004 Primary Election	09/21/04	Possession of an official ballot by another
Jim Wells	2004 School District Election	09/21/04	Unlawful candidacy, illegal voting, mail-in ballot violations
Bowie	2004 Primary Election	10/26/04	Unlawfully obstructing watcher, unlawfully witnessing application for more than one application, unlawful assistance, security of ballots, ballot boxes and envelopes.
Hidalgo	2004 General Election	11/15/04	False statement on application, purportedly acting as agent.
Bee	2004 General Election	11/18/04	Application for a ballot by mail was submitted in the name of a dead person
Bee	2004 General Election	11/29/04	Illegal assistance and illegal voting
Reeves	2004 Primary Election	02/02/05	Method of returning marked ballot
Nueces	2005 School District Election	06/08/05	Method of returning marked ballot, unlawful assistance, assisting voter
Hidalgo	2005 Municipal Election	06/16/05	Method of returning marked ballot, unlawful assistance, assisting voter, illegal voting
Waller	2005 General Election	08/29/05	Offering to buy or sell official ballot, envelope or application
Harris	2005 General Election	08/31/05	Method of returning marked ballot, unlawful assistance, assisting voter, illegal voting
Tarrant	2005 Special Election	10/31/05	Unlawfully influencing voter
Wharton	2005 School District Election	12/08/05	Illegal voting
Dallas	2005 Constitutional Election	02/23/06	Unlawfully accepting voter, failing to secure ballot box
Ector	2006 Primary Election	03/14/06	Illegal assistance of voters voting by mail
Duval	2006 Primary Election	03/16/06	Unlawful assistance, unlawful buying and selling of ballot materials
Duval	2006 Primary Election	03/22/06	Providing false information on a mail-in ballot application
Travis	2004 General Election	03/27/06	Illegal voting, providing false information on a voter registration application
Hidalgo	2006 Primary Election	03/29/06	Voter not permitted to mark his own mail-in ballot
Starr	2006 Primary Election	03/30/06	Illegal voting
Culberson	2006 Primary Election	04/05/06	Illegal voting, providing false information on voter registration
Brazoria	2005 General Election	04/07/06	Failure to secure ballot box, obstructing poll watchers, unlawfully revealing information before polls closed.
Frio	2006 Primary Election	04/07/06	Unlawful assistance, illegal voting
San Jacinto	2004 Municipal Election	04/10/06	Illegal voting, providing false information on voter registration
Colorado	2006 School District Election	04/18/06	Voting irregularities
La Salle	2006 Primary Election	04/24/06	Unlawful influence, coercion of a voter

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Bowie	2006 Primary Election	04/27/06	Obstructing poll watcher, unlawful assistance, witnessing more than one mail-in ballot application
Bee	2006 School District Election	04/27/06	Unlawful assistance
Dimmit	2006 Primary Election	05/03/06	Illegal voting, forgery
Tarrant	2006 School District Election	05/15/06	Unlawful assistance, mail-in ballot and application violations
Hidalgo	2006 School District Election	06/02/06	Coercion of a voter, unlawful influence, electioneering
Robertson	2003 Municipal Election	06/03/06	Irregularities in the early voting by mail process
Shelby	2006 Municipal Election	06/03/06	Coercion of a voter
Franklin	2006 School District Election	06/11/06	Coercion of a voter, electioneering
Milam	2006 Primary Election	06/13/06	Loitering in a polling place, electioneering
Smith	2006 Municipal Election	06/29/06	Unlawful presence by a candidate
Smith	2006 School District Election	07/10/06	Unlawfully revealing information before polls close, influencing voter
Kaufman	2006 School District Election	08/28/06	Witnessing more than one mail-in ballot.
Bandera	2006 Special Election	09/11/06	Unlawful presence by a candidate
Tarrant	2006 Municipal Election	09/25/06	Forged signatures on a recall petition
Zavala	2006 General Election	12/01/06	Unlawful assistance
Refugio	2006 Primary Election	12/01/06	Unlawful assistance
Hill	2006 Special Election	12/01/06	Loitering in a polling place, electioneering
Waller	2006 General Election	12/20/06	Disenfranchised from voting
Bee	2006 General Election	01/03/07	Electioneering
Nueces	2006 School District Election	05/07/07	Electioneering by opposing candidate
Brown	2004 Primary Election	05/17/07	Falsification of a candidate's application
Jefferson	2007 Constitutional Election	07/10/07	Loitering in a polling place, electioneering
Hill	2007 School District and Municipal Election	07/10/07	Divulged election results prior to the closing of polls on election day
Montgomery	2007 School District Election	07/18/07	Candidate entered election day polling place & remained during the accumulation of votes
Harris	2007 School District Election	07/18/07	Pro-bond election materials at the polling place
Williamson	2004 Special Election	07/30/07	Illegal voting
Edwards	2006 General Election	07/30/07	Illegal voting, unlawful assistance
Starr	2006 General Election	07/30/07	Mail in ballot violations

Election Code Referrals to the  
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COUNTY	ELECTION TYPE	DATE	DESCRIPTION
San Patricio	2006 Municipal Election	07/30/07	Tampering with a governmental record, forgery
Kinney	2006 Special Election	07/30/07	Coercion of a public servant
Dallas	2007 Municipal Election	08/27/07	Electioneering 100 feet from entrance violation
Bosque	2007 School District Election	11/30/07	Illegal voting, unauthorized entry into the ballot box, unlawful influence of voters, and unlawful assistance of voters.
Starr	2007 Municipal Election	01/04/08	Unlawful assistance
Henderson	2006-2007 Municipal Election	03/11/08	Illegal Voting
Wichita	2007 Primary Election	03/11/08	Electioneering and handing out of religious material within 100 feet of the polling place.
Gillespie	2008 Primary Election	03/12/08	Unlawfully revealing information before polls close
Duval	2008 Primary Election	05/16/08	Election irregularities
Guadalupe	2008 Primary Election	06/09/08	Loitering in a polling place, electioneering
Duval	2008 Primary Election	06/16/08	Unlawful possession of mail-in ballots
Parmer	2008 Municipal Election	06/18/08	Unlawfully suggest how voters should cast their ballots
Kleberg	2008 Primary Election	06/24/08	Unlawfully influencing voter, and loitering in a polling place
Kleberg	2008 Primary Election	06/24/08	Unlawfully loitering in a polling place
Webb	2008 Primary Election	06/24/08	Poll watchers prevented from observing the recount in the sheriff run-off
Kaufman	2008 Primary Election	08/05/08	Loitering in a polling place, electioneering
Hidalgo	2008 School District Election	08/19/08	Illegal voting, bribery, and official misconduct
San Patricio	2008 Municipal Election	09/15/08	Unlawful assistance, unlawful possession of mail-in ballot and illegal voting
Van Zandt	2008 General Election	01/13/09	Electioneering within 100 ft mark at a polling place
Bexar	2008 General Election	01/14/09	Citizen not allowed to vote by an election worker
Harris	2008 Primary & General Elections	01/14/09	Deceased voters voting
Hidalgo	2008 Municipal Election	01/15/09	Illegal Voting, unlawfully accepting a voter
Midland	2008 Primary Election	01/28/09	Unlawfully influencing a voter, electioneering
Denton	2008 General Election	02/23/09	Bribery
Liberty	2005 Special Election	Voter	Election irregularities
Caldwell	2005 School District Election	Other	Bribery
McMullen	2006 Primary Election	Voter	Unauthorized person in central tallying area, unlawfully revealing information before polls close
Panola	2006 Special Election	Other	Official oppression
Robertson	2006 Primary Election	Voter	Irregularities in the early voting by mail process

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County	Election	Offense	Other
Jefferson	2006 Primary Election	Failing to secure ballot box	Other
Nueces	2006 Primary Election	Unlawful assistance, unlawfully influencing voter	Other
Kleberg	2006 Primary Election	Improperly assisting voters w/applications	Other
Johnson	2005 School District Election	Election violations and fraud	Voter
Morris	2006 Primary Election	Candidate in the counting area	Voter
Tarrant	2006 Primary Election	Vote harvesting	Voter
Hidalgo	2004 Primary Election	Illegal voting	Other
Calhoun	2006 Primary Election	Illegal voting	Other
Galveston	2006 Municipal Election	Unlawful use of public funds for political advertising	Voter
Hays	2006 Special Election	Forgery, tampering with a government document	Other
Hidalgo	2006 Municipal Election	Official request for election records.	Other
Dawson	2006 Primary Election	Illegal signs, perjury by falsifying residency info on candidacy application	Other
Hidalgo	2006 Primary Election	Bribery	Other
Comal	2006 Municipal Election	Unlawful presence by a candidate.	Voter
Real	2006 School District Election	Unethical behavior	Voter
Johnson	2006 Municipal Election	Voters not allowed to vote in correct precincts, electioneering	Voter
Galveston	2006 Special Election	Electioneering, and other unspecified election violation	Voter
Jefferson	2006 Primary Election	Residence qualification	Other
Hays	2006 Municipal Election	Campaign finance violations, distribution of campaign materials by someone other than candidate	Other
Trinity	Undetermined	Bribery	Other
Goliad	2006 Primary Election	Elections officials unlawfully divulging voter information before close of polling	Other
Guadalupe	2006 Municipal Election	Illegal corporate campaign donations	Other
Hidalgo	2006 School District Election	Bribery	Voter
Freestone	Municipal Elections	Bribery	Voter
Hidalgo	2006 Primary Election	Utilizing county offices, equipment, and personnel for political purposes.	Other
Montgomery	2006 Primary Election	Unlawfully accepting or making campaign donation	Other
Reeves	2006 Municipal Election	Failure to publish notice of election, illegal meetings, insufficient and improper voting equipment, improper appointment of election's clerk	Voter
Galveston	2006 Primary Election	Mail-in ballot violations	Other
Travis	2004 Primary Election	Illegal voting in two primaries	Voter
Nueces	2006 School District Election	Unlawful assistance, mail-in ballot and application violations	Voter

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County	Election Code	Voter	Method of returning marked ballot
Duval	2006 School District Election		

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NAME	OFFENSE	DATE	STATUS	DESCRIPTION
Jefferson	2006 Special Election		Other	Residence qualification
Aransas	2006 General Election		Other	Illegal voting
Starr	2006 General Election		Other	Illegal voting
Tom Green	2006 General Election		Other	Contribution and expenditure w/o campaign treasurer
Guadalupe	2006 General Election		Other	Voter denied their right to vote
Starr	2006 General Election		Other	Illegal voting
LaSalle	2008 Primary Election		Voter	Election irregularities
Upshur	2006 General Election		Voter	Election irregularities
Nueces	2007 Municipal Election		Other	Voing site preclearance
San Patricio	2007 Municipal Election		Other	Illegal voting
Potter	2008 Primary Election		Other	Unlawfully accepting campaign donations
Webb	2008 Primary Election		Voter	Campaign finance violations
Starr	2007 General Election		Other	Voter registration certificates w/o proper identification
Polk	2007 Special Election		Voter	Illegal election
Presidio	2008 Primary Election		Other	Voter registration notifications
Titus	2008 Primary Election		Voter	Using state seal in political advertisement
Webb	2008 Primary Election		Voter	Illegal raffle to generate campaign funds
Ector	2008 Primary Election		Voter	Falsification of candidacy application
Harris	2008 Primary Election		Voter	Violated Texas campaign finance laws by utilizing campaign contributions for the purpose of retaining an attorney for other than authorized purposes
Duval	2008 Primary Election		Voter	Unlawful assistance
Jim Wells	2008 Primary Election		Other	Unlawful possession of mail in ballot
Duval	2008 Primary Election		Other	Unlawful possession of mail-in ballots
Starr	2008 Primary Election		Other	Illegal voting
Bastrop	2008 Primary Election		Voter	Illegal campaign finance

Election Code Referrals to the  
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County	Election	Category	Description
El Paso	2008 Primary Election	Other	Campaign finance for district attorney
Duval	2008 Primary Election	Other	Ballot boxes appearing after ballot counting had been completed
Dallas	2008 Primary Election	Voter	Election irregularities
Bell	2008 Primary Election	Other	Coercion against candidacy
Dallas	2008 Primary Election	Voter	Election irregularities
Webb	2008 Primary Election	Voter	Unlawful assistance, illegal voting
Falls	2008 Special Election	Other	Official Oppression
Robertson	2008 Municipal Election	Other	Illegal voting, mail-in ballot fraud
Calhoun	2008 Primary Election	Other	Write-in candidacy
Duval	2008 Primary Election	Other	Electioneering within 100 ft mark at a polling place
Aransas	2008 Primary Election	Other	Misrepresentation of identity
Travis	2008 Primary Election	Other	How to gain access to the SOS system which electronic voting results from county elections administrators
Live Oak	2008 Special Election	Voter	Open meetings violations
Jim Wells	2008 Primary Election	Other	Mail-in ballot violations
Tom Green	2008 Primary Election	Other	Campaign finance violations
Jasper	2008 Primary Election	Other	Illegal voting
Jefferson	Undetermined	Other	Accepting contributions and fees
Duval	2008 Primary Election	Voter	Voter intimidation and mail-in ballot violations
Duval	2006 Primary Election	Other	Found unopened mail-in ballot during a narcotics search warrant.
Duval	2008 Primary Election	Other	Violation of security of ballot boxes
Brewster	2008 Primary Election	Other	Ballot fraud
San Patricio	2008 Primary Election	Other	Unlawful assistance and unlawful possession of mail-in ballots.
Falls	2008 School District Election	Voter	Superintendent and assistant superintendent acting as early voting and voting judge.
Panola	2008 Special Election	Voter	Candidate transported student via school bus to court house to vote.
San Patricio	2008 Primary Election	Voter	Unlawful assistance and unlawful possession of mail-in ballots.
Washington	2008 Primary Election	Voter	Election irregularities
Jefferson	2008 Special Election	Voter	Election misconduct
Sabine	2008 Municipal Election	Voter	Election irregularities

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Office of the Attorney General  
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Case Name	Case Description	Case Status	Case Type	Case Details
Webb	2008 Primary Election		Voter	Unlawful campaign expenditures
Jasper	2008 Municipal Election		Other	Election irregularities
Goliad	2008 Municipal Election		Other	Unlawfully divulged voting results prior to the closing of polls
Gillespie	2008 Primary Election		Other	Illegal voting
McMullen	2008 Primary Election		Other	Elections irregularities
Waller	2008 School District Election		Voter	Use of public funds for political advertisement
Farmer	2008 Municipal Election		Other	Unlawful influence, coercion of a voter
Presidio	2008 Primary Election		Other	Unlawful assistance with mail-in ballots
Starr	Undetermined		Other	Convicted felons registered in county and have cast ballots in elections.
Bowie	2008 Municipal Election		Voter	Violating residency requirements
Duval	Undetermined		Other	Convicted felons voting in 2006 and/or in 2008
Austin	On-going		Other	Separate accounts
Cameron	2008 Elections		Other	Illegal Voting
Wichita	2008 General Election		Other	Unlawfully released police reports and narratives on one of the candidates running for sheriff.
Bexar	2008 General Election		Voter	Providing false information on a voter registration application
Terry	2008 General Election		Other	Ineligible to hold the office of county clerk
Jasper	2008 General Election		Voter	Unlawful assistance, unlawfully influencing a voter, and illegal voting
San Jacinto	2008 General Election		Voter	Unlawfully prevented from voting
Webb	2008 Primary Election		Other	Solicitation of campaign funds while on duty, selling of campaigning fundraiser tickets while on duty and misuse of county employees while on county time
Williamson	2008 General Election		Other	Illegal voting
Collin	2008 Primary Election		Other	Campaign finance violations
Polk	2008 General Election		Other	Death row inmates registering to vote
Montgomery	2008 General Election		Voter	Non-citizen voted in election

\* Referral sources listed as "other" include those from local district and county attorneys, local law enforcement (e.g., sheriffs and police departments), and local elections officials.

Voter refers to voters who make direct referrals to our office through the relevant provisions of the Election Code.

